Cortland County Legislature

Legislative Session

~ Minutes ~

Legislative Chambers
Cortland, NY 13045
https://www.cortlandcountyny.gov

Thursday, June 27, 2024 **6:00 PM** **Board Room**

Public Hearings

1. Local Law "D" of 2024 - a Local Law to Repeal and Replace Local Law No. 3 of 1981, Local Law No. 5 of 1992, Local Law No. 3 of 2002, Local Law 8 of 2014, Local Law No. 4 of 2017 and Local Law No. 2 of 2018, to Introduce Flow Control of Solid Waste Generated Within the County of Cortland

RESULT:	**CLOSED [UNANIMOUS]**
MOVER:	Joseph Nauseef, Legislator
SECONDER:	Sandra Price, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

2. Adopt 2024-2025 Tompkins Cortland Community College Operating Budget

RESULT:	**CLOSED [UNANIMOUS]**
MOVER:	Joseph Nauseef, Legislator
SECONDER:	Sandra Price, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

Salute to the Flag

Call to Order

The meeting was called to order at 6:09 PM by Chair of the Legislature Kevin Fitch

Roll Call

Attendee Name	Organization	Title	Status	Arrived
Douglas Bentley	Cortland County, NY	Legislator	Present	
Cathy Bischoff	Cortland County, NY	Legislator	Present	
Reed Cleland	Cortland County, NY	Legislator	Present	
Mitchel Eccleston	Cortland County, NY	Legislator	Present	
Beau Harbin	Cortland County, NY	Minority Leader	Present	
Paul Heider	Cortland County, NY	Majority Leader	Present	
Linda Jones	Cortland County, NY	Legislator	Present	
Dominick Mantella	Cortland County, NY	Legislator	Present	
William McGovern	Cortland County, NY	Legislator	Present	
Joseph Nauseef	Cortland County, NY	Legislator	Present	
Christopher Newell	Cortland County, NY	Legislator	Present	
Sandra Price	Cortland County, NY	Legislator	Present	
Ronald J. Van Dee	Cortland County, NY	Legislator	Present	
Keith VanGorder	Cortland County, NY	Legislator	Present	
Eugene Waldbauer	Cortland County, NY	Legislator	Excused	

Susan Wilson	Cortland County, NY	Legislator	Present	
Kevin Fitch	Cortland County, NY	Chair of the Legislature	Present	
Savannah Hempstead	Cortland County, NY	Clerk of the Legislature	Present	
Rob Corpora	Cortland County, NY	County Administrator	Present	
Victoria J. Monty	Cortland County, NY	County Attorney	Present	

Approval of Minutes

1. Cortland County Legislature - Legislative Session - May 23, 2024 6:00 PM

RESULT:	**APPROVED**

Privilege of the Floor

Proclamations & Recognitions

Presentation of Petitions, Presentations, Communications, and Notice

1. Tompkins Cortland Community College Budget Presentation

RESULT:	**COMPLETED**

2. Communication from Karen Eaton of Cincinnatus, New York

RESULT:	**COMPLETED**

Receive and File

1. Receive & File IDA PILOT Notice - SV Cortland One, LLC Energy Project

RESULT:	**RECEIVE AND FILE [UNANIMOUS]**
MOVER:	Sandra Price, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

2. Receive & File IDA PILOT Notice - Cortlandville PV, LLC Energy Project

RESULT:	**RECEIVE AND FILE [UNANIMOUS]**
MOVER:	Sandra Price, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

3. 2024 State of the County Address

RESULT:	**RECEIVE & FILE [UNANIMOUS]**
MOVER:	Joseph Nauseef, Legislator
SECONDER:	Paul Heider, Majority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

Reports of Standing, Special and Ad Hoc Committees

Articles Postponed to Day Certain

Unfinished Business

New Business

Resolutions

Resolution Following Suspension of the Rules

Mr. Heider MADE A MOTION to suspend the Rules of Order, Mr. VanDee SECONDED THE MOTION, and a roll call vote was taken as follows:

	Votes	AYE	NAY	Total
Bentley (LD1)	***2744***	1		2744
Bischoff (LD3)	***2743***	1		2743
Cleland (LD10)	***2995***	1		2995
Eccleston (LD17)	***3379***	1		3379
Harbin (LD2)	***2747***	1		2747
Heider (16)	***3192***	1		3192
Jones (LD9)	***2989***	1		2989
Mantella (LD6)	***2740***	1		2740
McGovern (LD 15)	***2734***	1		2734
Nauseef (LD12)	***2819***	1		2819
Newell (LD11)	***2837***	1		2837
Price (LD14)	***3344***	1		3344
VanDee (LD4)	***2743***	1		2743
VanGorder (LD7)	***2743***	1		2743
Waldbauer (LD13)	***2853***		1	0
Wilson (LD5)	***2744***	1		2744
Chairman Fitch (LD8)	***2990***	1		2990
Total	49336	16	1	46483
		Majority	24669	
		2/3rd	32892	

MOTION CARRIED.

AGENDA ITEM NO. 1 – Amend Resolution Nos. 133-22, 131-22, and 99-23 - Award Bid/Authorize Agreements for Additions/Alterations - 111 Port Watson St/Mental Health Building

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Ronald J. Van Dee, Legislator
SECONDER:	Paul Heider, Majority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF VAN DEE **RESOLUTION NO. 115-24**

Amend Resolution Nos. 133-22, 131-22, and 99-23 - Award Bid/Authorize Agreements for Additions/Alterations - 111 Port Watson St/Mental Health Building

WHEREAS, Cortland County is utilizing funding from Health Resources and Services Administration (HRSA)/Congressionally Directed Spending and American Rescue Plan (ARP) to renovate 111 Port Watson Street, formally the Brewer Titchner Building; AND

WHEREAS, Cortland County Resolution No. 168-21 determined it is in the best interest of the County to use 111 Port Watson Street as a new facility for the Cortland County Mental Health Department; AND

WHEREAS, Cortland County has solicited proposals from qualified vendors for a General Contractor, Electrical Contractor, HVAC Contractor, and Plumbing Contractor for the project; AND

WHEREAS, bids were received from the following:

GENERAL CONTRACTOR:

Companies	Total Base Bid	Deduct Alternates	
Kondra & Jaquin Enterprises, Inc. 4004 New Court Avenue Syracuse, NY 13206	$4,125,000.00	GC 1 - Drive Through Canopy GC 2 - Roof Replacement GC 3 - Steel Lintel Replacement GC 4 - Folding Partitions	$87,140.00 $207,300.00 $103,710.00 $67,125.00
G.M. Crisalli & Associates, Inc. 843 Hiawatha Blvd. West Syracuse, NY 13204	$4,325,850.00	GC 1 - Drive Through Canopy GC 2 - Roof Replacement GC 3 - Steel Lintel Replacement GC 4 - Folding Partitions	$120,000.00 $78,000.00 $77,000.00 $78,000.00
Ahearn Holtzman, Inc. 530 Willett Avenue Port Chester, NY 10573	$4,888,888.00	GC 1 - Drive Through Canopy GC 2 - Roof Replacement GC 3 - Steel Lintel Replacement GC 4 - Folding Partitions	$99,500.00 $83,500.00 $105,200.00 $59,050.00
Daniel J. Lynch, Inc. WBE 3000 Wayne Street Endwell, NY 13760	$5,378,000.00	GC 1 - Drive Through Canopy GC 2 - Roof Replacement GC 3 - Steel Lintel Replacement GC 4 - Folding Partitions	$90,600.00 $84,000.00 $82,000.00 $58,000.00
Bouley Associates, Inc. 265 Genessee Street Auburn, NY 13021	$6,577,000.00	GC 1 - Drive Through Canopy GC 2 - Roof Replacement GC 3 - Steel Lintel Replacement GC 4 - Folding Partitions	$140,000.00 $94,000.00 $150,000.00 $80,000.00

ELECTRICAL CONTRACTOR:

Electrical			
Companies	**Total Base Bid**	**Deduct Alternates**	
John Mills Electric, Inc. 1836 Grand Avenue Elmira Heights, NY 14903	$1,098,350.00	E 1 - Standby Generator E 2 - Drive Through Canopy Electric	$143,000.00 $1,100.00
Upstate Companies I, LLC 1690 State Highway 8 Mount Upton, NY 13809	$1,468,000.00	E 1 - Standby Generator E 2 - Drive Through Canopy Electric	$100,000.00 $5,000.00
Hewitt Young Electric, LLC 645 Maple Street Rochester, NY 14611-1721	$1,500,000.00	E 1 - Standby Generator E 2 - Drive Through Canopy Electric	$100,000.00 $6,000.00

HVAC CONTRACTOR:

Heating, Ventilation & Air Conditioning	
Companies	**Total Base Bid**
AFT Mechanical, LLC 120 Ferris Street Elmira, NY 14904	$902,512.00
J & K Plumbing & Heating Co., Inc. PO Box 25 Westview Station Binghamton, NY 13905	$920,000.00
Louis N. Picciano & Son Inc. 37 Brandywine Street Binghamton, NY 13902	$1,061,000.00
King & King Mechanical Inc. 393 Grant Ave Auburn, NY 13021	$1,089,121.00

PLUMBING CONTRACTOR:

Plumbing			
Companies	**Total Base Bid**	**Deduct Alternates**	
Louis N. Picciano & Son Inc. 37 Brandywine Street Binghamton, NY 13902	$439,000.00	P 1 - Gas Supply to Standby Generator P2 - Drive Through Canopy Plumbing	$15,298.00 $4,428.00
S & H Mechanical, Inc. 5612 Piety Hill Road Cincinnatus, NY 13040	$590,000.00	P 1 - Gas Supply to Standby Generator P2 - Drive Through Canopy Plumbing	$14,000.00 $9,000.00

; 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 with G.M. Crisalli & Associates, Inc., of 843 Hiawatha Blvd. West, Syracuse, NY 13204, for General Contractor services for the total proposed amount of $4,127,850; AND

WHEREAS, it would be in the best interest of Cortland County to contract with John Mills Electric, Inc., of 1836 Grand Avenue, Elmira Heights, NY 14903, for the Electrical Contractor Services for the total proposed amount of $954,250; AND

WHEREAS, it would be in the best interest of Cortland County to contract with AFT Mechanical, LLC, of 120 Ferris Street, Elmira, NY 14904 for the HVAC Contractor Services for the total proposed amount of $902,512; AND

WHEREAS, it would be in the best interest of Cortland County to contract with Louis N. Picciano & Son Inc., of 37 Brandywine Street, Binghamton, NY 13902 for the Plumbing Contractor Services for the total proposed amount of $419,274; AND

WHEREAS, the bids came in above the estimates provided for the project and additional funding is needed; AND

WHEREAS, the Cortland County Legislature recommends reallocating funds from other projects to cover the deficit; AND

WHEREAS, the Cortland County Legislature adopted Resolution No. 133-22, stating that all future spending of American Rescue Plan funds be approved by the Finance and Administration Committee; AND

WHEREAS, the Cortland County Legislature recommends to amend Resolution No. 133-22 to allow for the full legislature to authorize any future use of American Rescue Plan funds; AND

WHEREAS, the Cortland County Legislature approved Resolution No. 131-22, authorizing the use of $500,000 of American Rescue Plan funding for HVAC repairs of the third floor of the County Office Building; AND

WHEREAS, the Cortland County Legislature recommends amending Resolution No. 131-22 to lower the appropriation for the third floor HVAC to $100,000; AND

WHEREAS, the Cortland County Legislature adopted Resolution No. 99-23, authorizing the allocation of the remaining American Rescue Plan funding to the Cortland County Courthouse Restoration and Renovations; AND

WHEREAS, the Cortland County Legislature recommends amending Resolution No. 99-23 to allocate the remaining American Rescue Plan funding the to 111 Port Watson Street/Mental Health Building project, as opposed to the Cortland County Courthouse; 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 G.M. Crisalli & Associates, Inc., of 843 Hiawatha Blvd. West, Syracuse, NY 13204, for General Contractor services for the total proposed amount of $4,127,850; AND BE IT FURTHER

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 John Mills Electric, Inc., of 1836 Grand Avenue, Elmira Heights, NY 14903, for the Electrical Contractor Services for the total proposed amount of $954,250; AND BE IT FURTHER

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 AFT Mechanical, LLC, of 120 Ferris Street, Elmira, NY 14904 for the HVAC Contractor Services for the total proposed amount of $902,512; AND BE IT FURTHER

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 Louis N. Picciano & Son Inc., of 37 Brandywine Street, Binghamton, NY 13902 for the Plumbing Contractor Services for the total proposed amount of $419,274; AND BE IT FURTHER

RESOLVED, that the Cortland County Legislature be and hereby amends Resolution No. 133-22 to allow for the full legislature to authorize any future use of American Rescue Plan funds, in lieu of the Finance and Administration Committee; AND

RESOLVED, that Resolution No. 131-22 be and hereby is amended to reduce the allocation of American Rescue Plan funding for the County Office Building third floor HVAC from $500,000 to $100,000; AND BE IT FURTHER

RESOLVED, that the Cortland County Legislature be and hereby amends Resolution No. 99-23 to allocate the remaining American Rescue Plan funding the to 111 Port Watson Street/Mental Health Building project, as opposed to the Cortland County Courthouse; AND BE IT FURTHER

RESOLVED, that contract payments paid from American Rescue Plan funding for the 111 Port Watson Street/Mental Health Building project be charged to the already established Account No. A43115.52320.ARP.

Referred from Finance & Administration Committee

AGENDA ITEM NO. 2 – Adopt 2024-2025 Tompkins Cortland Community College Operating Budget

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Cathy Bischoff, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF BISCHOFF **RESOLUTION NO. 116-24**

Adopt 2024-2025 Tompkins Cortland Community College Operating Budget

WHEREAS, the Board of Trustees of Tompkins Cortland Community College has presented to this Legislature an Operating Budget for the college fiscal year September 1, 2024 through August 31, 2025; AND

WHEREAS, a public hearing on said budget has been held on June 27, 2024, and heard all persons wishing to speak on this topic, pursuant to notice duly published; NOW THEREFORE BE IT

RESOLVED, that said operating budget in the amount of $35,185,275 be and hereby is approved and adopted; AND BE IT FURTHER

RESOLVED, that the Cortland County Legislature include in the Cortland County Budget for the year 2025 an amount determined pursuant to a plan for said college per adopted Resolution No. 129 for the year 1966, as amended by Resolution No. 128 and 131 for the year 1971, totaling approximately $1,855,495 as Cortland County's share of the total Sponsoring Community Contribution of $4,882,882, to be paid in four equal payments from account A24955.54780 after January 1, 2025; AND BE IT FURTHER

RESOLVED, that this resolution shall become effective upon adoption of a concurrent resolution by the Tompkins County Legislature.

Resolutions from the Chair

AGENDA ITEM NO. 3 – Appoint Member - Agricultural and Farmland Protection Board

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Kevin Fitch, Chair of the Legislature
SECONDER:	Sandra Price, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF FITCH **RESOLUTION NO. 117-24**

Appoint Member - Agricultural and Farmland Protection Board

WHEREAS, Resolution No. 182-93 created the Cortland County Agricultural and Farmland Protection Board; AND

WHEREAS, the Agricultural and Markets Law Section 302 (b) designates appointments are to be made by the Chair of the Legislature; NOW THEREFORE BE IT

RESOLVED, that the following be and hereby are appointed to the Cortland County Agricultural and Farmland Protection Board for the term indicated below:

Name	**Capacity**	**Term to Expire**
James Murphy	Soil & Water Conservation District Chair	Duration of Term

AGENDA ITEM NO. 4 – Authorization to Join Joint Litigation Defense and Accept the Proposed Special Counsel Agreement - Relating to Tax Foreclosure Surplus Matter

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Kevin Fitch, Chair of the Legislature
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF FITCH **RESOLUTION NO. 118-24**

Authorization to Join Joint Litigation Defense and Accept the Proposed Special Counsel Agreement - Relating to Tax Foreclosure Surplus Matter

WHEREAS, Cortland County has been named, in conjunction with many other counties, in connection with an action entitled *Steele et. al. v. County of Saratoga, et. al.* (hereinafter "Action"); AND

WHEREAS, Harris Beach, PLLC has been retained by six (6) of the County Defendants named in the Action; AND

WHEREAS, the desire is to form a joint defense relationship with other named counties to present uniform and consistent arguments in connection with the Action; AND

WHEREAS, it is the recommendation of the County Attorney to enter into an agreement with Harris Beach, PLLC, of 99 Garnsey Road, Pittsford, NY 14534, to represent Cortland County in the Action; NOW THEREFORE BE IT

RESOLVED, that the County of Cortland be, and hereby is, authorized to join the other counties

of New York in the action entitled *Steele et. al. v. County of Saratoga, et. al.*; AND BE IT FURTHER

RESOLVED, that the County of Cortland Legislature accepts the proposed Special Counsel Agreement from Harris Beach, PLLC, of 99 Garnsey Road, Pittsford, NY 14534, and that upon approval of the County Attorney or Designee, the Chairman of the Cortland County Legislature and/or County Attorney be and hereby is authorized and empowered to execute the Special Counsel Agreement on behalf of the County of Cortland; AND BE IT FURTHER

RESOLVED, that the 2024 budget be and hereby is amended as follows:

Increase:

A359900	Appropriated Fund Balance	$8,000
A14205.54055	Professional Services	$8,000

Referred from Building & Grounds Committee

AGENDA ITEM NO. 5 – Authorize Boiler Maintenance Agreement with Air Temp Heating & Air Conditioning, Inc. - Buildings and Grounds

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Paul Heider, Majority Leader
SECONDER:	Mitchel Eccleston, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF HEIDER **RESOLUTION NO. 119-24**

Authorize Boiler Maintenance Agreement with Air Temp Heating & Air Conditioning, Inc. - Buildings and Grounds

WHEREAS, the Cortland County Legislature recognizes the critical importance of maintaining the heating and air systems to provide a comfortable work environment for its employees; AND

WHEREAS, the Cortland County Legislature wishes to initiate a maintenance program to improve the life of its heating and air equipment The County Office Building; AND

WHEREAS; a Maintenance Program has been proposed by Air Temp of 6820 Ellicott Drive E. Syracuse NY 13057 consisting of:

- Two (2) Visits - spring & fall for Maintenance of 2 Arco Boilers for County Office Building heating
- Two (2) Visits - spring & fall for Liebert/Vertiv CRAC Unit & STULTZ Unit for IT air conditioning

Payable per quarter	$3,312.00
Total Proposal Cost	$13,248.00

; AND

WHEREAS, the complete project costs are $13,248.00, to be paid quarterly at $3,312.00 each Account No.A16205.54015; 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 Air Temp of 6820 Ellicott Drive E. Syracuse NY 13057.

AGENDA ITEM NO. 6 – Rescind Resolution No. 177-22 Authorizing Memorandum of Understanding and Terminate Memorandum of Understanding with the City of Cortland for City Court Space in the County Courthouse - Buildings & Grounds Department

RESULT:	**ADOPTED [15 TO 1]**
MOVER:	Paul Heider, Majority Leader
SECONDER:	Ronald J. Van Dee, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
NAYS:	Beau Harbin
EXCUSED:	Eugene Waldbauer

ON MOTION OF HEIDER **RESOLUTION NO. 120-24**

Rescind Resolution No. 177-22 Authorizing Memorandum of Understanding and Terminate Memorandum of Understanding with the City of Cortland for City Court Space in the County Courthouse - Buildings & Grounds Department

WHEREAS, the Cortland County Legislature adopted Resolution No. 177-22 Authorizing Memorandum of Understanding with the City of Cortland for City Court Space in the County Courthouse; AND

WHEREAS, Elizabeth A. Burns has been appointed as Judge on the New York State Court of Claims and shall also serve as Acting Supreme Court Justice; AND

WHEREAS, the State of New York Unified Court System has also advised of the creation of an additional Family Court Judge in Cortland County with a term commencing January 1, 2025; AND

WHEREAS, New York State Law requires that the County of Cortland provide suitable space for holding each of these courts; AND

WHEREAS, the Memorandum of Understanding between the County of Cortland and the City of Cortland set forth the intention of the County to provide space to the City as approved by the State of New York Unified Court System; AND

WHEREAS, Officials from the Sixth Judicial District Administrative notified the County on June 13, 2024 of the immediate need to provide chambers for the Court of Claims and of the imminent need to provide space for an additional Family Court; AND

WHEREAS, the requirement for the County to provide suitable space for the Court of Claims and an additional Family Court, together with chambers and office space for necessary staff, render it an impossibility to provide space for City Court within the Cortland County Courthouse; AND

WHEREAS, the County and City of Cortland wish to formally terminate the Memorandum of Understanding and absolve each party of any and all obligations, if any, thereunder; NOW THEREFORE BE IT

RESOLVED, that the County Administrator, upon approval by the County Attorney or designee, be and hereby is authorized to execute a Termination of Memorandum of Understanding with the City of Cortland; AND BE IT FURTHER

RESOLVED, that the Cortland County Legislature be and hereby rescinds Resolution No. 177-22 Authorizing Memorandum of Understanding with the City of Cortland for City Court Space in the County Courthouse.

Referred from Agriculture/Planning/Environment Committee

AGENDA ITEM NO. 7 – Local Law 5 of 2024, a Local Law Authorizing 12 and 13 Year Old Licensed Hunters to Hunt Deer with a Firearm or Crossbow During Hunting Season with the Supervision of an Adult Licensed Hunter

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Beau Harbin, Minority Leader
SECONDER:	Reed Cleland, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF HARBIN **RESOLUTION NO. 121-24**

Local Law 5 of 2024, a Local Law Authorizing 12 and 13 Year Old Licensed Hunters to Hunt Deer with a Firearm or Crossbow During Hunting Season with the Supervision of an Adult Licensed Hunter

BE IT ENACTED by the Cortland County Legislature as follows:

Section 1. Legislative Intent

The intent of this Local Law is to authorize Cortland County to permit 12 and 13 year old individuals to participate in the new and safe hunting opportunities in accordance with Environmental Conservation Law § 11-0935. The enacted 2021-2022 New York State Budget, included a pilot program, allowing the opportunity for young hunters, ages 12 and 13, to hunt deer with firearms and crossbow through 2023 if a county authorizes such action within their municipality. In 2023, the New York State Legislature extended the authorization through 2025. Cortland County is passing this local law as hunting is a valued tradition for many families, and this new opportunity allows experienced, adult hunters to introduce the value of hunting to the next generation. Furthermore, teaching young people safe, responsible, and ethical hunting practices will ensure a rewarding experience for the youth, while providing quality food to families and contributing to important deer management population control practices.

Section 2. Pilot Program Authorization

Pursuant to Environmental Conservation Law, ECL 11-0935, Cortland County elects to participate in the temporary program to allow for young hunters, ages twelve (12) and thirteen (13) years, to hunt deer with a firearm, to include rifles, shotguns, and muzzle loaded firearms or crossbow through 2025.

Section 3. State Requirements to Adhere Once Authorized

Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer with the following requirements to be followed:

- Twelve (12) and thirteen (13) year old licensed hunters shall be under the supervision of a licensed adult hunter, age 21 years or older, with a rifle, shotgun, or muzzle loading firearm in areas where and during the hunting season in which such firearms may be used; and
- Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer under the supervision of a licensed adult hunter, age 21 years or older, with a crossbow during the times

when other hunters may use crossbows; and

- Supervision of a licensed adult hunter, age twenty-one (21) years or older, with at least three (3) years of experience who exercises dominion and control over the youth hunter at all times is required; and
- All licensed twelve (12) and thirteen (13) year old hunters as well as their adult supervisors shall be required to wear fluorescent orange or pink clothing while engaged in hunting to an extent and covering so designated pursuant to the law, rules, and regulations promulgated by the State of New York; and
- All licensed twelve (12) and thirteen (13) year old hunters shall remain at ground level while hunting deer with a crossbow, rifle, shotgun, or muzzleloader; and
- Notwithstanding any State or Federal Law to the contrary, this local law shall not authorize the hunting of bear by twelve (12) and thirteen (13) year old with a firearm or crossbow.

Section 4. Local Law Filing Requirements

A copy of this local law shall be sent to the New York State Department of Conservation as well as the NYS Department of State.

Section 5. Severability

If any clause, sentence, paragraph, subdivision, section or part of this law, or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 5. Effective Date

This local law shall take effect immediately upon filing and publication in accordance with Section 27 of the Municipal Home Rule.

AGENDA ITEM NO. 8 – Authorize County Support to the Cortland County Junior Fairgrounds for Infrastructure

RESULT:	**WITHDRAWN - NO FUTURE ACTION**

ON MOTION OF HARBIN **RESOLUTION NO.**

Authorize County Support to the Cortland County Junior Fairgrounds for Infrastructure

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

WHEREAS, the Agriculture, Planning and Environmental Committee recommends supporting infrastructure improvements for the Cortland County Junior Fairgrounds; NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature be and hereby authorizes the County to provide support in the amount of $7,000 to the Cortland County Ag Corporation for infrastructure repairs at the Cortland County Junior Fairgrounds; AND BE IT FURTHER

RESOLVED, that the 2024 Cortland County Budget be modified as follows:

INCREASE:

A87505.54815	Contracted Agencies	$7,000
A359900	Appropriated Fund Balance	$7,000

AGENDA ITEM NO. 9 – Authorize Agreement with New York State Department of Transportation Federal 5311 Federal Transit Operating Assistance Agreement Contract Number C005976 for 2023 Operating Assistance (CRRSAA), and 2023 Operating Assistance (ARPA) – Cortland County Planning Department

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Beau Harbin, Minority Leader
SECONDER:	Ronald J. Van Dee, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF HARBIN **RESOLUTION NO. 122-24**

Authorize Agreement with New York State Department of Transportation Federal 5311 Federal Transit Operating Assistance Agreement Contract Number C005976 for 2023 Operating Assistance (CRRSAA), and 2023 Operating Assistance (ARPA) – Cortland County Planning Department

WHEREAS, the Cortland County Legislature adopted Resolution No. 244-22, which authorized the County of Cortland to submit a request for the consolidated grant funds to the New York State Department of Transportation, pursuant Federal Section 5311, Title 49 United Stated Code, for projects(s) to provide public mass transportation service for fixed route and demand responsive service throughout the County, with limited service in contiguous counties by Transdev, Cortland County's public transportation provider and the purchase of capital equipment that would consist of transportation facility, new buses, other equipment, that would be used by Cortland County's public transportation provider; AND

WHEREAS, New York State Department of Transportation has revised their Federal Transit Operating Assistance Agreement statewide to have a contract period of 1/1/2023-3/31/2029 for limited reimbursement of Project Eligible Costs actually incurred and in no event to exceed $5,068,248; AND

WHEREAS, the New York State Department of Transportation is requesting a resolution to indicate Cortland County's acceptance of the Federal Transit Operating Assistance Agreement under Contract Number C005976 to include specific PIN Numbers:

PIN Number 3790.03.402	2023 Operating Assistance (ARPA)
PIN Number 3790.04.40B	2023 Operating Assistance (CRRSAA)

; NOW THEREFORE BE IT

RESOLVED, that the total project cost is $227,857; AND BE IT FUTHER

RESOLVED, that the County Administrator, upon review and approval by the County Attorney or designee, be and is hereby authorized to sign the New York State Department of Transportation Federal Transit Operating Assistance Agreement Contract C005976 for specific PIN Numbers stated above.

AGENDA ITEM NO. 10 – Amend 2024 Budget/Accept New York State Operating Assistance (STOA) SFY 2023-24 Additional "Clean Up" Funding - New York State Department of Transportation - Planning Department

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Beau Harbin, Minority Leader
SECONDER:	Sandra Price, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF HARBIN **RESOLUTION NO. 123-24**

Amend 2024 Budget/Accept New York State Operating Assistance (STOA) SFY 2023-24 Additional "Clean Up" Funding - New York State Department of Transportation - Planning Department

WHEREAS, the Public Transportation Bureau has sent vouchers to the New York State Comptroller that distributes the SFY 2023-2024 State Wide Mass Transportation Operating Assistance (STOA) "Clean Up" payments to the upstate formula bus systems; AND

WHEREAS, these payments distribute the remaining 2023-2024 STOA appropriation balances for the upstate formula bus systems; AND

WHEREAS, Cortland County has received a SFY 2023-2024 STOA "Clean-Up" payment in the amount of $243,205.66 from New York State Department of Transportation under the Federal Section 511 for transit operating assistance, which will be paid to Cortland County's public transportation operator, First Transit, Inc.; NOW THEREFORE BE IT

RESOLVED, the 2024 budget be amended as follows:

INCREASE:	CURRENT	CHANGE	REVISED
Revenue: A563044-43589	$540,000	$243,205.66	$783,205.66
Expenditure: A56305.54815	$540,000	$243,205.66	$783,205.66

Referred from Highway Committee

AGENDA ITEM NO. 11 – Rescind Resolution No. 41-23 Authorizing an Agreement with the City of Cortland for Vermicomposting at the Cortland County Landfill

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Christopher Newell, Legislator
SECONDER:	Linda Jones, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF NEWELL **RESOLUTION NO. 124-24**

Rescind Resolution No. 41-23 Authorizing an Agreement with the City of Cortland for Vermicomposting at the Cortland County Landfill

WHEREAS, Resolution No. 41-23 the authorized the County Administrator, upon review and approval of the County Attorney or designee, to enter into a long-term agreement with the City of

Cortland for said purposes at no cost to Cortland County; AND

WHEREAS, the Cortland County Legislature wishes to rescind Resolution No. 41-23, as a different location has been proposed by the City of Cortland; NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature be and hereby rescinds Resolution No. 41-23 effective immediately.

AGENDA ITEM NO. 12 – Local Law 6 of 2024 - a Local Law to Repeal and Replace Local Law No. 3 of 1981, Local Law No. 5 of 1992, Local Law No. 3 of 2002, Local Law 8 of 2014, Local Law No. 4 of 2017 and Local Law No. 2 of 2018, to Introduce Flow Control of Solid Waste Generated Within the County of Cortland

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Christopher Newell, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF NEWELL **RESOLUTION NO. 125-24**

Local Law 6 of 2024 - a Local Law to Repeal and Replace Local Law No. 3 of 1981, Local Law No. 5 of 1992, Local Law No. 3 of 2002, Local Law 8 of 2014, Local Law No. 4 of 2017 and Local Law No. 2 of 2018, to Introduce Flow Control of Solid Waste Generated Within the County of Cortland

Be it enacted by the County Legislature of the County of Cortland as follows:

SECTION I.

LEGISLATIVE INTENT

The Cortland County Legislature hereby finds that a safe, sanitary, efficient, economical and environmentally sound manner of conducting solid waste management is declared to be of importance to the health, safety, and welfare of the inhabitants of the County of Cortland. Control of the collection, transportation, and disposal of solid waste and recyclables in the county is essential to the economy and general welfare of the citizens of Cortland County.

The purpose and intent of this Local Law is to ensure that solid waste and recyclables generated within Cortland County continue to be managed in a manner which protects public health, public safety, and the environment, and provides for the financial stability and independence of the county solid waste system. It is the intent of this body to continue a comprehensive and orderly solid waste and recycling program for the benefit and convenience of all county residents, businesses, and industry alike, to provide for environmentally secure and reliable disposal facilities for waste generated within the County, to assist the County in the planning and administration of its solid waste management system, to provide for fair and even-handed enforcement of its solid waste laws and regulations, and to promote the self-sufficiency of the County's solid waste management program through reasonable and appropriate fees for services. This Local Law requires solid waste and recyclables generated within the County of Cortland be disposed of in conformance with the County's Local Solid Waste Management Plan as approved by the New York State Department of Environmental Conservation. The County Legislature finds and determines that designating County facilities for disposal of certain solid waste and providing for the delivery of recyclables left at curbside to the County's Materials Recovery Facility is in the County's best interests and assists the County in achieving the intent and purposes of this enactment.

This Legislature recognizes that regulation of solid waste and recyclables is a proper and necessary

exercise of the County of Cortland's police powers and it is fundamentally related to the public health, safety and well-being of persons and the environment within the County of Cortland. Moreover, regulation of solid waste and recyclables is a necessary and proper exercise of the County's home rule powers under New York Constitution, Article IX, §2[c][ii][10], sections 10 and 20 of the Municipal Home Rule Law, sections 120-aa and 120-w of the General Municipal Law, and section 226-b of the County Law.

This local law is intended to supersede all prior local laws and enactments relative to solid waste and recyclable programs in Cortland County; including, but not limited to, Local Law No. 3 of 1981, Local Law No. 5 of 1992, Local Law No. 3 of 2002, Local Law 8 of 2014, Local Law No. 4 of 2017 and Local Law No. 2 of 2018,

SECTION II.

DEFINITIONS

a. The term "Beneficial Use Determination" shall mean a designation made by the NYS Department of Environmental Conservation as to whether the 6 NYCRR Part 360 Solid Waste Management Facilities regulations have jurisdiction over waste material which is to be beneficially used. Once the Department of Environmental Conservation grants a Beneficial Use Determination (or "BUD"), the waste material ceases to be considered solid waste for the purposes of Part 360 when used as described. The pre-determined BUDs are listed in 6 NYCRR 360.12(c), as the same may be amended, superseded or replaced. In situations where a particular reuse is not specifically identified in Part 360, generators and potential users can petition the Department of Environmental Conservation for a case-specific BUD in accordance with the 6 NYCRR 360.12 (d), (e), and (f), as the same may be amended, superseded or replaced..

b. The term "Board of Hearing" shall mean the board described in Section V (1) of this local law.

c. The term "Cortland County Legislature" shall mean the duly elected County Legislature of Cortland County.

d. The term "Commercial Waste" shall mean solid waste generated by stores, offices, institutions, restaurants, warehouses, industrial facilities, other businesses and agricultural enterprises.

e. The term "Commercial Waste Permit" shall mean the permit issued pursuant to Section IV (1) of this local law.

f. The term "Construction and Demolition Debris" shall have the meaning set forth in 6 NYCRR 360.2(b)(62), as the same may be amended, superseded or replaced.

g. The term "Construction and Demolition Debris Handling and Recovery Facility" shall have the meaning set forth in 6 NYCRR 360.2(b)(63), as the same may be amended, superseded or replaced.

h. The term "Contractor" shall mean any individual, association, partnership, firm, corporation, not-for-profit organization, municipality, educational institution or any other person so deemed by the department, engaged in the commercial collection, pickup, transfer, removal and/or disposal of Commercial Waste, Construction and Demolition Debris and/or Industrial Waste excluding Refuse.

i. The term "County" shall mean Cortland County, a municipal corporation of the State of New York, with offices at 60 Central Avenue, Cortland, New York 13045.

j. The term "County Landfill" shall mean the landfill owned and operated by the County of Cortland and located on Town Line Road in the Towns of Cortlandville and Solon, New York, or any other landfill owned and/or operated, or caused to be operated by, the County of Cortland.

k. The term "Department" shall mean Cortland County Solid Waste/Recycling as a part of the Cortland County Highway Department, or its successor.

l. The term "Electronic Equipment Recycling" shall have the meaning specified in the NYS Environmental Conservation Law, Article 27, Title 26, also known as the "*NYS Electronic Equipment Recycling and Reuse Act*".

m. The term "Facility" shall mean any Solid Waste management facility owned or operated, or caused to be operated by the County, or any such other facility or facilities in or out of County that accepts or disposes of solid waste and/or recyclables generated, originated or brought into the County, including, but not limited to landfills, transfer stations, materials, recovery facilities, drop-off centers, and resource recovery facilities.

n. The term "Hazardous Waste" shall mean those materials, substances, or wastes including, but not limited to, pesticides and containers used for pesticides, other waste which appears on the list or satisfies the characteristics of hazardous waste promulgated by the New York State Commissioner of the Department of Environmental Conservation, (6 NYCRR Parts 370, 373, 376), and any other material determined, now or in the future, to be hazardous by state or federal rule, regulation and/or statute.

o. The term "Farm" shall have the meaning specified in 6 NYCRR §360.2(b)(102), as the same may be amended, suspended or replaced.

p. The term "Industrial Waste" shall mean Solid Waste generated by manufacturing or industrial processes. Such waste may include, but is not limited to the following manufacturing processes: electric power generation, fertilizer/agricultural chemicals, inorganic chemicals, iron and steel manufacturing, leather and leather products, non-ferrous metals manufacturing/foundries, organic chemicals, plastics and resins manufacturing, pulp and paper industry, rubber and miscellaneous plastic products, stone, glass, clay and concrete products, textile manufacturing, transportation equipment, and water treatment. This term does not include oil or gas drilling, production and treatment wastes (such as brines, oil, and fluids) or overburden, spoil or tailings resulting from mining, or solution mining brine and insoluble component wastes.

q. The term "Infectious Substance" shall have the meaning specified in 6 NYCRR 360.2(b)(155) as the same may be amended, superseded or replaced.

r. The term "M.R.F. Recycling Facility" shall mean the Materials Recovery Facility located at 137 South Pendleton Street, Cortland, New York.

s. The term "Municipal Solid Waste (MSW)" shall have the meaning set forth in 6 NYCRR 360.2(b)(176)as the same may be amended, superseded or replaced.

t. The term "Open Dump" shall mean a Solid Waste disposal area which does not comply with the required public health and environmental control practices.

u. The term "Person" or "Persons" shall mean any individuals, company, partnership, association, firm, corporation, municipality or any other entity.

v. The term "Private Business/Farm Permit" shall mean the permit issued pursuant to Section IV(2) of this local law.

w. The term "Processor" shall mean a primary user of the particular material such as Recyclables, including, but not limited to, glass factories, detinner, plastic recovery facility, paper mill or a consolidator of the material.

x. The term "Prohibited Materials" shall mean the following materials, as may be modified from time to

time by the Department, and these materials shall not be accepted at the County Landfill or any other Facility in the County:

i. Well drilling debris (i.e., tailings from the drilling of wells or hydraulic fracturing)
ii. Septic tank pumpings
iii. Liquid wastes
iv. Pesticides and chemicals
v. Junked vehicles, car parts, motor parts
vi. Explosives
vii. Compressed gas tanks
viii. Fluorescent bulbs (including compact fluorescent bulbs)
ix. Hot ashes, other burning or hot loads
x. Sealed containers
xi. Hazardous waste
xii. Large dead animals
xiii. Motor oil
xiv. Friable asbestos
xv. Sludge (without a permit)
xvi. Batteries

y. The term "Recyclables" shall mean such material designated from time to time by the Department which under any applicable law or regulation is not Hazardous Waste and which can be reasonably separated from the Solid Waste stream and held for its material recycling or reuse value. The following materials as may be modified from time to time by the Department, shall be considered Recyclables:

i. glass
ii. newspapers
iii. corrugated cardboard
iv. metal containers
v. plastic containers (marked with recycling triangle, numbers 1 through 7)
vi. residential metal appliances (with statement of purging CFC or Freon)
vii. tires (for an additional fee)

z. The term, "Recyclables handling and recovery facility" means a facility that processes source-separated non-putrescible recyclables.

aa. The term "Refuse" shall mean putrescible and incidental non-putrescible Solid Waste including, but not limited to, animal, vegetable and paper waste. Refuse originates primarily in homes, business and restaurants, and has characteristics similar to that Solid Waste collected and disposed of as part of normal residential and commercial collections.

bb. The term "Resident" shall mean any individual who is a legal resident of the County or any individual who is a temporary resident of the County.

cc. The term "Residential Waste Permit" shall mean the permit issued for the disposal of Solid Waste generated from houses, apartments and other residential dwellings.

dd. The term "Solid Waste" shall have the meaning set forth in 6 NYCRR 360.2(a)(1) as the same may be amended, superseded or replaced. (See also NYS County Law §226-b, as the same may be amended, superseded or replaced.)

ee. The term "Source Separation" shall mean the dividing of solid waste into some or all of its component parts at the point of generation, including the separation of recyclables from each other, or

the separation of recyclables from other solid waste. (6 NYCRR §360.2(b)(252), as the same may be amended, superseded or replaced).

ff. The term "Waste Collector" shall mean any individual, association, partnership, firm, corporation, not-for-profit organization, municipality, educational institution, or any other person so deemed by the Department, engaged in the commercial collection, pick-up, transfer, removal and/or disposal of Solid Waste and/or Recyclables generated, originated or brought within the boundaries of the County.

SECTION III.

ADMINISTRATION

a. The Department, or its successor, shall be primarily responsible for all ministerial and administrative duties described or reasonably required by the terms of this local law.

b. The Cortland County Legislature, pursuant to New York State County Law §226-b, as the same may be amended, superseded or replaced, may, by resolution, establish schedules of rates or fees to be charged for any solid waste collection or management facilities or services provided, including, but not limited to, the establishment of solid waste permits, tipping and user fees. Such fees shall commence upon the adoption or effective date of such resolution and continue until modified, amended or rescinded.

c. The Department, or its successor, shall administer the program of registering and permitting all waste collectors, contractors and other persons collecting, transporting or disposing of Solid Waste and Recyclables in the County. This includes the issuance, renewal, and revocation of all permits described in this local law.

d. The Department, or its successor, may promulgate rules in connection with the operation of the County Landfill or any other Facility.

e. The Department, or its successor, shall issue warning notices, and may initiate proceedings pursuant to Section V of this local law subject to the approval of the Cortland County Legislature or its designee.

f. The Department, or its successor, may encourage and conduct studies, investigations and research relating to various aspects of Solid Waste Management as it deems necessary or as requested by the Cortland County Legislature.

SECTION IV.

STANDARDS AND REGULATIONS

1. Commercial Waste Permit Requirements

a. No waste collector or contractor shall collect, transport or dispose of solid waste at the Cortland County Landfill without obtaining a Commercial Waste Permit issued by the County.

b. All applications for Commercial Waste Permits shall be in writing and shall contain such information as requested by the Department, but at a minimum, as set forth in this local law. All Commercial Waste Permit information shall be verified by the applicant as required by this local law and the Department. The applicant shall file with any application proof of insurance and shall pay the required permit fee as set forth in this local law.

c. All Commercial Waste Permit holders must make available curbside recycling pick-up to their residential and commercial customers, either directly or by subcontracting a duly licensed contractor to provide this service to their commercial and residential customers.

d. Each Commercial Waste Permit applicant shall be required to pay a Commercial Waste Permit fee per vehicle. The fees, rates, or charges for Commercial Waste Permit holders shall be established by resolution of the Cortland County Legislature and such charges shall commence upon the adoption or effective date of such resolution and continue until modified, amended or rescinded.

e. Proof of insurance shall be filed with the application executed by the representatives of an insurance company, duly authorized and qualified by the Department, evidencing that said insurance company has issued motor vehicle liability and property damage insurance policies covering the following:

    i. All operations of the applicant or any other person, firm or corporation employed by him in transporting solid waste and/or recyclables.

    ii. The disposal of such solid waste and/or recyclables to and within the designated and approved County Landfill and/or Facility.

    iii. Protecting the public and any person from injuries or damages sustained by reason of transporting solid waste and/or recyclables.

    iv. The certificate or affidavit to be filed with the application shall be executed by the representatives of a duly qualified insurance company evidencing that said insurance company shall provide to the County of Cortland at least 30 days notice of any cancellation or reduction of coverage, and further evidencing that said insurance company has issued commercial vehicle insurance policies.

f. Upon receipt of the application and the proper proof of insurance and the payment of the Commercial Waste Permit fee, the Department shall thereupon issue the applicant a Commercial Waste Permit. A Commercial Waste Permit shall expire on December 31st following the date of issue. Upon issuance of the Commercial Waste Permit, the Department shall affix the Commercial Waste Permit identification sticker issued to each and every vehicle operated by the permitted commercial hauler.

g. Renewal of Commercial Waste permits shall be in the same manner and subject to the same conditions as original Commercial Waste Permits, and also shall be subject to any additional requirement in effect at the time of application for renewal as specified by the Department or the Cortland County Legislature.

h. Whenever proof, by means of an affidavit, is submitted to the Department that a Commercial Waste Permit issued for the purpose set forth in this local law has been lost or destroyed, the Department shall, upon payment of $5.00 by the applicant, issue a new Commercial Waste Permit in lieu of the one which was lost or destroyed.

i. No Commercial Waste Permit issued pursuant to the provision of this local law shall be transferable.

j. All collection, transportation and/or disposal of Solid Waste and/or Recyclables shall be in strict conformance with the rules and regulations prescribed in this local law and as such rules and regulations may hereafter be amended or supplemented by the Department. Any violation of the provisions of this local law may result in suspension or revocation of the Commercial Waste Permit pursuant to the provisions of Section V hereof.

k. All vehicles used in the collection, transportation and/or disposal of Solid Waste and/or Recyclables shall be maintained in a sanitary condition and shall be constructed as to prevent leakage in transit. The body of the vehicle shall be wholly enclosed or shall at all times be kept

covered with an adequate cover. Operation of vehicles shall be done in such a manner as to prevent spilling or loss of contents.

l. Any Commercial Waste Permit issued pursuant to this local law shall be in the nature of a privilege subject to the terms and conditions set forth in this local law and as amended or supplemented by the Department, and shall not be deemed to create a property interest with respect to the Commercial Waste Permit in the holder.

m. All such Commercial Waste Permit requirements specified herein, including, but not limited to, Commercial Waste Permit fees and insurance coverage amounts, may be amended or adjusted from time to time by resolution of the Legislature of Cortland County.

2. <u>Residential Waste Permit and Private Business / Farm Permit Requirements</u>

a. Residential Waste Permits shall be available and are required for passenger cars, vans, station wagons and pick-up trucks (up to one ton capacity). All other vehicles must be registered under the provisions applicable to a Commercial Waste Permit or Private Business/Farm Permit. The Department, in its sole discretion, may require any vehicle, regardless of type or size, transporting solid waste and/or recyclables for compensation paid to the owner or operator, to comply with the provisions applicable to a Commercial Waste Permit or Private Business/Farm Permit.

b. Persons and contractors not holding Commercial Waste Permits may obtain a Private Business/Farm Permit for the collection, transportation and/or disposal of solid waste other than refuse at the County Landfill. A Private Business/Farm Permit must be obtained from the Department. The fees, rates or charges for Private Business/Farm Permit holders shall be established by resolution of the Cortland County Legislature, and such charges shall commence upon the adoption or effective date of such resolution and continue until modified, amended or rescinded. Holders of a Private Business / Farm Permit shall be required to make immediate cash payment of the required fee for the first 90 days, and once a month thereafter.

c. The Department may, at its sole discretion, require certain Private Business/Farm Permit holders to provide proof of insurance in a form and amount satisfactory to the Department before such Private Business/Farm Permit holder may dispose of Solid Waste and/or Recyclables at the County Landfill or any other Facility.

d. Residential Waste Permit holders and Private Business/Farm Permit holders shall strictly comply with all rules and regulations prescribed by the Department.

e. All Residential Waste Permit and Private Business/Farm Permit requirements specified herein, including, but not limited to, Residential Waste Permit fees and Private Business/Farm Permit fees, may be amended or adjusted from time to time by resolution of the Cortland County Legislature.

3. <u>Disposal of Solid Waste</u>

a. No waste collector, contractor, or other person shall dispose of solid waste at the County Landfill or any Facility for the disposal of solid waste, without a Commercial Waste Permit, Residential Waste Permit, or Private Business/Farm Permit.

b. Solid waste (as defined in NYS County Law §226-b, as the same may be amended, superseded or replaced) generated within the County will be accepted at the County Landfill. Combined loads containing solid waste from within the County as well as from a contiguous County must be accepted for disposal at the County Landfill.

c. Recyclable material generated within the County and from out of the County will be accepted at the Recycling Facility located in the County.

d. The County Landfill will accept BUD material from outside the county as defined and allowed under the rules and regulations of the NYS Department of Environmental Conservation and the Cortland County Legislature.

e. The County Landfill is authorized to accept construction and demolition debris subject to prior approval.

f. Anyone entering the County Landfill or any other Facility to dispose of solid waste must adhere to the rules and regulations as posted, and must follow the instructions of the attendant on duty.

g. Nothing within this local law shall be construed at any time to restrict the ability of the Department to refuse to accept Hazardous Waste or other Prohibited Materials at the County Landfill or any other Facility.

h. No Waste Collector, Contractor, or other person shall dispose of solid waste at the County Landfill or at any other Facility unless such Person or entity shall pay the tipping fee.

i. Tipping fees for Commercial Waste Permit holders, Private Business/Farm Permit holders, and Residential Waste Permit holders shall be established by resolution of the Cortland County Legislature, and such charges shall commence upon the adoption or effective date of such resolution and continue until modified, amended or rescinded. A minimum fee per transaction shall be established by resolution of the Cortland County Legislature, and such charges shall commence upon the adoption or effective date of such resolution and continue until modified, amended or rescinded.

j. Commercial Waste Permit holders and Private Business/Farm Permit holders will be billed monthly by the County. Such bills must be paid within 30 days of the mailing of the fee statement. Such bills unpaid within 30 days of mailing will be charged an additional 2% per month finance charge. Failure to make payments when due shall result in suspension or revocation of the Commercial Waste Permit or Private Business / Farm Permit.

k. All Solid Waste Permit disposal requirements specified in this subsection including, but not limited to, tipping fees, permit costs, etc., may be amended or adjusted from time to time by resolution of the Cortland County Legislature.

l. There shall be no Open Dumps in the County. This shall not be construed as to prohibit disposal areas located within the property boundaries of a farm for Solid Waste generated from that farm as otherwise permitted by law except in cases creating a public health nuisance.

4. <u>Disposal of Recyclables</u>

a. All persons generating solid waste, and/or Waste Collectors and Contractors operating in the County, must separate from the solid waste stream those recyclables designated by the Department. The recyclables stream, as may be further modified from time to time by the Department, must be separated into two categories:

(1) newspaper, magazines and corrugated cardboard; and
(2) plastic, glass, aluminum and metal.

This number of recyclables categories for separation will be set by resolution of the Cortland County Legislature, subject to DEC approval, and such charges shall commence upon the adoption or effective date of such resolution and continue until modified, amended or rescinded.

b. It shall be unlawful for any person to comingle source separated recyclables left at curbside for collection with any solid waste in a container, collection vehicle or solid waste transfer station or

disposal facility.

c. Any individual, firm or corporation depositing contaminated and/or non-recyclable material as recyclable will be charged accordingly and any license or permit is subject to suspension or cancellation.

d. Electronic Equipment Recycling shall comply with the requirements of Environmental Conservation Law Article 27, Title 26, as the same may be amended, superseded or replaced. Manufacturers of covered electronic equipment (CCE) are required to provide the county with at least one convenient method of recycling. Municipalities are not required to provide electronic waste collection and recycling programs. If the County of Cortland chooses to do so, with the permission of the Cortland County Legislature by resolution, the county may voluntarily enter into agreements with manufacturers or collective electronic waste acceptance programs to provide collection services to assist manufacturers in meeting their obligations under the Electronic Equipment Recycling and Reuse Act; and/or collect electronic equipment that is not included in the Act as covered electronic equipment.

e. Recyclables and solid waste must be separately packaged or contained in proper containers as specified in this local law or as designated by the Department. If plastic bags are utilized for this purpose, the bags shall be transparent to facilitate viewing of their contents.

f. Commercial Waste generators may elect to contract with a processor of recyclable material and have such material delivered directly to the processor from the place of generation or place of business. All recyclables sold in this manner must be reported to the Department for inclusion in data required by the New York State Department of Environmental Conservation.

g. The Department may maintain recyclable drop-off stations under agreement with the various municipalities for use by existing recyclable drop-off stations located in the Towns. The Department reserves the right to increase, decrease, or eliminate the number, or relocate such recyclable drop-off stations.

h. Tipping fees or disposal charges may be imposed by resolution of the Cortland County Legislature at any Facility located in the County for the disposal of recyclables.

i. All recyclable disposal requirements specified in this subsection may be adjusted from time to time by resolution of the Cortland County Legislature.

5. <u>Flow Control of Solid Waste and Recyclables</u>

a. All Municipal Solid Waste, and all Construction and Demolition Debris generated or collected within the County of Cortland, shall be delivered for disposal to a County Solid Waste Management Facility, except as follows:

i. Hazardous Wastes, Regulated Medical Wastes and other Prohibited Materials as defined in Section II (x) are not accepted at County Solid Waste Management Facilities and must be disposed of in accordance with applicable law.

ii. Solid waste materials that do not meet the applicable requirements for acceptance at the County Solid Waste Management Facility shall be disposed of at a facility authorized for its acceptance by the State of New York or other jurisdiction. All Persons generating or collecting such wastes within the County of Cortland shall apply to the Department for a determination of whether said materials are acceptable at County Solid Waste Management Facilities.

iii. Special waste which does not meet the applicable criteria for acceptance at a County Solid Waste Facility shall be disposed of at a facility, regardless of its location,

authorized for its acceptance by the New York State Department of Environmental Conservation or other jurisdiction.

iv. Construction and Demolition Debris generated outside of Cortland County and delivered to a Construction and Demolition Debris Handling and Recovery Facility (as that term is defined in 6 NYCRR 360.2(b)(63) and as the same may be amended, superseded or replaced) located within Cortland County, so long as said Construction and Demolition Debris is not combined with Construction and Demolition Debris generated within Cortland County. The NYSDEC permit holder for a Construction and Demolition Debris Handling and Recovery Facility that accepts waste or recyclable material generated outside of Cortland County shall submit the following to the Department:

a. A site plan for the facility demonstrating how the Construction and Demolition Debris shall be segregated must be submitted to Cortland County together with the Commercial Waste Permit application.

b. The permit holder shall submit a report not less than quarterly which includes the source of the material (e.g., from whom received, address of origin), type of material received, recovered and residue, as well as where the residue is delivered.

c. The permit holder shall provide such other and further information as Cortland County may require.

v. Materials generated outside of Cortland County and delivered to a Recyclables Handling and Recovery Facility (as that term is defined in 6 NYCRR 360.2(b)(233) and as the same may be amended, superseded or replaced) located within Cortland County, so long as said materials are not combined with materials generated within Cortland County. The NYSDEC permit holder for a recyclables handling and recovery facility that accepts waste or recyclable material generated outside of Cortland County shall submit the following to the Department:

a. A site plan for the facility demonstrating how the materials w be segregated must be submitted to Cortland County together with the Commercial Waste Permit application.

b. The permit holder shall submit a report not less than quarterly which includes the source of the material (e.g., from whom received, address of origin), type of material received, material recovered and residue, as well as where the residue is delivered.

c. The permit holder shall provide such other and further information as Cortland County may require.

b. All residential recyclables generated or placed curbside within the County of Cortland for collection by a Waste Collector licensed pursuant to this Local Law shall be delivered:

i. To the Cortland County M.R.F. Facility, or such other County Solid Waste Management Facility designated by the Department; or

ii. To another materials recovery facility licensed or registered with the appropriate regulatory authority, with which the Waste Collector has an agreement for the acceptance of the recyclables collected by the Waste Collector within Cortland County, said agreement, as renewed or amended from time to time, to be filed with

the Department.

c. Compliance with this section shall be a condition of all permits issued pursuant to this Local Law, and violation thereof shall subject the violator to the penalties set forth in Section V, (Enforcement), of this Local Law, including, but not limited to, fines, civil penalties, and the possible suspension or revocation of permits issued by the County.

d. Presumptions - There shall be rebuttable presumptions in the enforcement of this Local Law that:

i. The placement of any container which is marked or identified with the name of any Waste Collector, at any location within the County, shall be presumptive evidence that said Waste Collector is providing solid waste collection services at said location within the County as of the date of said placement.

ii. Evidence of Solid Waste in a container located in the county as described in Section IV 5(d)(i) above, and subsequent observation of the same container empty, shall be presumptive evidence that Solid Waste was collected from the container by the Waste Collector whose name is marked on the container.

iii. The failure to deliver any solid waste to a facility designated by the Department pursuant to Section IV(5)(a) of this Local Law.

SECTION V.

ENFORCEMENT

1. Civil Sanctions (except for non-payment of tipping fees covered in Section V)

a. The Department shall have the right to impose a civil penalty and/or suspend or revoke any Commercial Waste Permit, Residential Waste Permit, or Private Business/Farm Permit if the holder of such permit violates any of the provisions of this local law. Revocation, suspension or civil penalty may only follow a written notice of violation and, if demanded, a hearing as provided for in this local law.

b. Upon any violation of the provisions of this local law, the Department shall serve notice of violation in person or by ordinary and certified mail sent to the holder of any permit issued pursuant to this local law at the address set forth in the permit application on file with the Department. Such notice shall state the nature of the violation and the Department's intent to revoke or suspend, and/or impose a civil penalty upon the permit holder.

c. Any holder of a Commercial Waste Permit, Residential Waste Permit or Private Business/Farm Permit may demand a hearing as allowed by Section V(1) of this local law by serving upon the Department a written request for a hearing. Such request must be received by the Department within twenty (20) days of the date of service of notice. Upon receipt of such demand, a hearing shall be scheduled and held at the offices of the County of Cortland during regular business hours.

d. Upon the expiration of such twenty (20) day notice period provided for in Section V(1)(c) of this local law, or the majority determination of the Board of Hearing, the revocation, suspension and/or civil penalty in the notice or as modified by the Board of Hearing, shall be effective.

e. The Board of Hearing shall consist of the three (3) members, each appointed by a majority vote of the Cortland County Legislature at the first regular meeting held after the organizational meeting following the election of the Legislature. The term of office shall

coincide with that of the Legislature appointing the members. The Chairperson of the Board of Hearing shall be selected by the Chairperson of the County Legislature. Members shall be residents of the County of Cortland. One member shall be an elected or appointed officer or employee of the County. In no instance shall elected or appointed officers or employees constitute a majority of the Board of Hearing.

f. The Board of Hearing shall promulgate rules and regulations in furtherance of its powers and duties, including rules governing the conduct of adjudicatory proceedings and appeals relating to the assessment of civil penalties authorized by this local law. The Board of Hearing shall have the authority to conduct investigations necessary to carry out the provisions of this law. Hearings shall be conducted by a Hearing Officer appointed by the Board of Hearing. The Hearing Officer may administer oaths or affirmations, subpoena witnesses (whether or not a County officer, employee or appointed official), compel their attendance and require the production of any document, book or record deemed relevant or material to resolving the adjudicatory proceeding.

g. Hearings. In any hearing conducted pursuant to this Section, the following shall apply:
   - A stenographic or audio record shall be kept.
   - The permit holder may be represented by counsel.
   - Witnesses shall be sworn and subject to cross-examination.
   - Evidence submitted shall be relevant and may include evidence as to the past performance of the permit be accorded such weight as the Hearing Officer deems appropriate, consistent with its reliability.
   - Findings of fact shall be made by the Hearing Officer, in writing, upon a preponderance of the evidence.
   - Upon a finding that a violation is proved, the Hearing Officer shall impose such civil penalty, permit conditions or order such suspension or revocation of any Permit, as he/she deems appropriate.

h. The Hearing Officer shall make a complete record of all adjudicatory proceedings conducted. A final decision, determination or order adverse to a party in an adjudicatory proceeding shall be in writing and stated in the record and shall include findings of fact and conclusions of law or reasons for the decision, determination or order. Findings of fact, if set forth in statutory language, shall be accompanied by a concise and explicit statement of the underlying facts supporting the findings. If, in accordance with agency rules, a party submitted proposed findings of fact, the decision, determination or order shall include a ruling upon each proposed finding. A copy of the decision, determination or order shall be delivered or mailed forthwith to each party and to his attorney of record.

i. A decision of the Hearing Officer may be appealed to the Board of Hearing by service of a written request within twenty (20) days of the date of decision. On appeal, the Board of Hearing shall hear written and oral argument within thirty (30) days after the receipt of the request for appeal, and, not more than thirty (30) days thereafter, may affirm, modify, reverse or remand the decision to the Hearing Officer for further action, the decision of the Board of Hearing shall be final and reviewable pursuant to Article 78 of the Civil Practice Law and Rules of the State of New York.

j. Any person who violates any of the provisions of this local law may be required to pay a civil penalty not to exceed $2000.00 for each violation. Such civil penalty must be paid in full before any permit issued pursuant to this local law can be reinstated.

SECTION VI.

SEVERABILITY

If any part of this local law, as originally enacted or as amended from time to time, is found to be illegal, or it application to any person or circumstances is held to be invalid, the remainder and the application of its provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby and shall remain in full force and effect.

SECTION VII.

EFFECTIVE DATE

This local law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

AGENDA ITEM NO. 13 – Authorizing the Chair of the Legislature to Sign a Stipulation with Contento Recycling, LLC Resolving Claims Arising from Violations of the County's Flow Control Law and Subsequent Litigation

Mr. Hardin MADE A MOTION TO AMEND the resolution to add a final RESOLVED clause as follows:

"RESOLVED, that said settlement funds shall be deposited in the Cortland County Landfill Enterprise Fund."

Ms. Bischoff SECONDED THE MOTION, and upon unanimous voice vote of members present, MOTION CARRIED.

RESULT:	**ADOPTED AS AMENDED [13 TO 3]**
MOVER:	Christopher Newell, Legislator
SECONDER:	Mitchel Eccleston, Legislator
AYES:	Bentley, Bischoff, Eccleston, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Fitch
NAYS:	Reed Cleland, Beau Harbin, Susan Wilson
EXCUSED:	Eugene Waldbauer

ON MOTION OF NEWELL **RESOLUTION NO. 126-24**

Authorizing the Chair of the Legislature to Sign a Stipulation with Contento Recycling, LLC Resolving Claims Arising from Violations of the County's Flow Control Law and Subsequent Litigation

WHEREAS, Cortland County issued a formal written warning to Contento Recycling, LLC on December 21, 2021 stating that Local Law No. 4 of 2017, as amended by Local Law No. 2 of 2018 (hereinafter the "Flow Control Law") requires that all Construction and Demolition Debris generated or collected within the County of Cortland must be delivered for disposal to the Cortland County Landfill and demanding that Contento Recycling, LLC cease and desist from violating the Flow Control Law; AND

WHEREAS, Notices of Violation were issued to Contento Recycling, LLC for violations of the Flow Control Law occurring on or about January 19, 2022 and February 22, 2022, together with imposition of civil penalties in the amount of $1,000.00 and $2,000.00, respectively; AND

WHEREAS, Contento Recycling, LLC commenced an action against County of Cortland in Cortland County Supreme Court (Index No. EF22-487) asserting various causes of actions and seeking a

preliminary injunction on November 10, 2022; AND

WHEREAS, a temporary restraining order (TRO) was issued on November 15, 2022 precluding COUNTY from enforcing the Flow Control Law against Contento Recycling, LLC pending determination of the preliminary injunction motion, without prejudice to the County of Cortland's right to enforce the Flow Control Law for any period of time prior to, or during the time the TRO was in effect should the County of Cortland prevail in the action; AND

WHEREAS, on or about December 15, 2022, the County of Cortland made a pre-answer motion for summary judgment and dismissal of the complaint; AND

WHEREAS, the County of Cortland was required to pay for outside legal counsel to defend this action; AND

WHEREAS, by Decision, Order and Judgment dated May 16, 2023, the Supreme Court granted COUNTY's motion dismissing the complaint with prejudice and terminated the TRO; AND

WHEREAS, Contento Recycling, LLC filed a Notice of Appeal of the Supreme Court decision with the Appellate Division, Third Judicial Department (ref. CV-23-1068) on June 15, 2023 and Contento Recycling, LLC applied for and was granted an extension of time to perfect the appeal to February 13, 2024; AND

WHEREAS, the appeal has not been perfected and, pursuant to Part 1250.10(a) of the Practice Rules of the Appellate Division, as approved by Joint Order of the Departments of the New York State Supreme Court, Appellate Division, last revised November 25, 2019, the matter is deemed dismissed without further order; AND

WHEREAS, Contento Recycling, LLC has offered to pay to the County of Cortland the sum of One Hundred Fifty-Three Thousand Dollars ($153,000.00) as and for full settlement of any claims related to their violation of the Flow Control Law (said claims including but not being limited to violations occurring on or about January 19, 2022 and February 22, 2022); AND

WHEREAS, Contento Recycling, LLC has provided proof of having delivered a Cashiers Check made payable to the County of Cortland in the sum of One Hundred Fifty-Three Thousand Dollars ($153,000.00) to the law offices of Pomeroy, Armstrong & Casullo, LLP where the same is held in escrow pending the execution of a Stipulation in this matter; NOW THEREFORE BE IT

RESOLVED, that the Legislature approves the proposed settlement and accepts the sum of One Hundred Fifty-Three Thousand Dollars ($153,000.00) as and for full settlement of any claims by the County of Cortland that Contento Recycling, LLC has violated the Flow Control Law at any time prior to the passage of this Resolution; AND IT IS FURTHER

RESOLVED, that Kevin J. Fitch as Chair of the Legislature, upon review and approval of the County Attorney or designee as to form, be and hereby is authorized to execute a stipulation resolving all claims arising from violations of the County's Flow Control Law and subsequent litigation, AND BE IT FURTHER

RESOLVED, that said settlement funds shall be deposited in the Cortland County Landfill Enterprise Fund.

AGENDA ITEM NO. 14 – Authorize Agreement for Landfill Leachate Collection System Cleaning and Video Inspection Services - Highway Department

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Christopher Newell, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF NEWELL **RESOLUTION NO. 127-24**

Authorize Agreement for Landfill Leachate Collection System Cleaning and Video Inspection Services - Highway Department

WHEREAS, the Cortland County Landfill is required to clean and inspect the leachate collection system annually; AND

WHEREAS, the Cortland County Landfill has advertised for Leachate Collection System Cleaning and Video Inspection Services; AND

WHEREAS, the Cortland County Landfill has received four proposals as follows:

BIDDERS	BID
JAMKO Technical Services LLC 932 John Alloway Rd Lyons, NY 14489	$13,800.00
Precision Industrial Maintenance Inc 1710 Erie Boulevard Schenectady, NY 12308	$22,000.00
RCAC Inc 298 Malta Avenue Ballstom Spa, NY 12020	$47,730.00
Adhan 1865 Route 13 Cortland, NY 13045	$63,750.00

; AND

WHEREAS, the lowest responsible bid received was submitted by JAMKO Technical Services, LLC; NOW THEREFORE BE IT

RESOLVED, the Cortland County Administrator, upon review and approval by the County Attorney or designee, be and hereby is authorized to execute an agreement with JAMKO Technical Services, LLC, 932 John Alloway Rd, Lyons, NY 14489 for an amount not to exceed $13,800.00; AND BE IT FURTHER

RESOLVED, that the project costs be charged to the already established Account No. EL81605.54076.

AGENDA ITEM NO. 15 – Award Bid/Authorize Agreement for the Handling, Transportation and Safe Disposal of Household Hazardous Waste - Highway Department

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Christopher Newell, Legislator
SECONDER:	Sandra Price, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF NEWELL **RESOLUTION NO. 128-24**

Award Bid/Authorize Agreement for the Handling, Transportation and Safe Disposal of Household Hazardous Waste - Highway Department

WHEREAS, the Cortland County Highway Department advertised for bids for the Handling, Transportation and Safe Disposal of Household Hazardous Waste; AND

WHEREAS, New York State Department of Environmental Conservation (NYSDEC) Household Hazardous Waste Grant funds 50% of cost, AND

WHEREAS, the Cortland County Highway Department has received the following base bids for the Handling, Transportation and Safe Disposal of Household Hazardous Waste:

BIDDERS	BASE BID
North Ward Environmental Services	$14,250.00 lump sum
American Recyclers Company	$120.00 per car
MXI Environmental Services LLC	$50.00 per car

; NOW THEREFORE BE IT

RESOLVED, that in accordance with the recommendations of the Highway Committee, the Cortland County Legislature hereby awards the agreement for the Handling, Transportation and Safe Disposal of Household Hazardous Waste bid to the lowest bidder, North Ward Environmental Services for the bid prices listed above; AND BE IT FURTHER

RESOLVED, that the County Administrator, upon approval by the County Attorney or designee, and subject to appropriation of funding by the Legislature, is hereby authorized and directed to execute an agreement with North Ward Environmental Services for an amount not to exceed $14,250.00; AND BE IT FURTHER

RESOLVED, that the Cortland County Finance Director be and is hereby authorized and directed to make payment from Account EL81615.54625 for the Handling, Transportation and Safe Disposal of Household Hazardous Waste to the lowest bidder, North Ward Environmental Services.

AGENDA ITEM NO. 16 – Resolution Rescinding Resolution No. 376-16 Authorizing a Revised Yearly T-Hangar Lease Agreement

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Christopher Newell, Legislator
SECONDER:	Linda Jones, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF NEWELL **RESOLUTION NO. 129-24**

Resolution Rescinding Resolution No. 376-16 Authorizing a Revised Yearly T-Hangar Lease Agreement

WHEREAS, the Cortland County Legislature adopted Resolution No. 376-16 on October 27, 2016; AND

WHEREAS, that Resolution adopted the Revised Yearly T-Hanger Lease Agreement for the long-term leasing of T-Hanger spaces at Cortland County's Chase Field Airport; AND

WHEREAS, that Resolution prohibits revisions and/or modifications of the Revised Yearly T-Hanger Lease Agreement without a new resolution being passed permitting such revisions and/or modifications; AND

WHEREAS, that there may be instances that warrant revisions and/or modifications of the Revised Yearly T-Hanger Lease Agreement to reflect the County's and/or the Tenant's circumstances as the County Attorney or designee deems appropriate; AND

WHEREAS, the Cortland County Legislature wishes to rescind Resolution No. 376-16 to permit such revisions and/or modifications; NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature be and hereby rescinds Resolution No. 376-16.

Referred from Government Operations Committee

AGENDA ITEM NO. 17 – Authorize Agreement Between the County of Cortland/Sheriff and the CSEA Cortland County Local 812, Correction Officer/Civilian Unit #6550-03 - Effective January 1, 2025 to December 31, 2029

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Joseph Nauseef, Legislator
SECONDER:	Reed Cleland, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF NAUSEEF **RESOLUTION NO. 130-24**

Authorize Agreement Between the County of Cortland/Sheriff and the CSEA Cortland County Local 812, Correction Officer/Civilian Unit #6550-03 - Effective January 1, 2025 to December 31, 2029

WHEREAS, Cortland County/Sheriff and CSEA Local 812, Corrections Officer/Civilian Unit #6550-03 negotiating committees have met to negotiate a new contract; AND

WHEREAS, the negotiating committees have agreed on a new contract; AND

WHEREAS, CSEA ratified the contract on May 7, 2024; NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby approves the Agreement by and between the County of Cortland and CSEA Cortland County Local 812, Unit #6550, for the time period of January 1, 2025 to December 31, 2029.

Referred from Judiciary & Public Safety Committee

AGENDA ITEM NO. 18 – Endorsement of Senate Bill S06602 to Amend Military and Workers' Compensation Law for World Trade Center Rescue, Recovery, and Cleanup Operations

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Sandra Price, Legislator
SECONDER:	Reed Cleland, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF PRICE **RESOLUTION NO. 131-24**

Endorsement of Senate Bill S06602 to Amend Military and Workers' Compensation Law for World Trade Center Rescue, Recovery, and Cleanup Operations

WHEREAS, New York Senate Bill S06602 seeks to amend the military law and the workers' compensation law to include members of the organized militia in the World Trade Center rescue, recovery, and cleanup operations as qualifying for employee status under workers' compensation law; AND

WHEREAS, members of the organized militia, including the New York Army National Guard, New York Air National Guard, New York Naval Militia, and New York Guard, have demonstrated extraordinary bravery and sacrifice in their participation in the World Trade Center operations following the tragic events of September 11, 2001; AND

WHEREAS, it is vital to ensure that these brave individuals receive the proper recognition and benefits they deserve for their service, including eligibility for workers' compensation claims related to their participation in these operations; AND

WHEREAS, Senate Bill S06602 provides necessary amendments to the military and workers' compensation laws to facilitate these benefits, including allowing alternative proof of active service in the rescue, recovery, and cleanup operations as recognized by the division of military and naval affairs; AND

WHEREAS, supporting this bill aligns with Cortland County's commitment to honor and support our servicemen and servicewomen who have rendered invaluable service to our state and nation; NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby expresses its strong support for New York Senate Bill S06602 and urges its swift passage by the New York State Legislature; AND BE IT FURTHER

RESOLVED, that the Clerk of the Legislature be and hereby is directed to forward copies of this resolution to Governor Kathy Hochul, the New York State Legislature, and all others deemed necessary and proper.

AGENDA ITEM NO. 19 – Authorize Contract - Celerity Integrated Services - Department of Emergency Response & Communication

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Sandra Price, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF PRICE **RESOLUTION NO. 132-24**

Authorize Contract - Celerity Integrated Services - Department of Emergency Response & Communication

WHEREAS, Cortland County's Department of Emergency Response & Communications is seeking professional services for a fiber optic routing feasibility study to route a fiber optic network connection from its 911 facility at 22 West Court Street into the County's radio system that does not go through the County Office Building and that prevents a single point of failure; AND

WHEREAS, Cortland County's Department of Emergency Response & Communications has used Celerity Integrated Services before for fiber optic feasibility routing services; AND

WHEREAS, the Department was awarded grant funding for this project, which was approved by Resolution No. 72-23; NOW THEREFORE BE IT

RESOLVED, that the County Administrator, upon approval of the County Attorney or designee, is authorized to execute an agreement with Celerity Integrated Services in the amount of $8,380.00.

AGENDA ITEM NO. 20 – Authorize Agreement - Smart Transcription Service - Department of Emergency Response & Communications

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Sandra Price, Legislator
SECONDER:	Christopher Newell, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF PRICE **RESOLUTION NO. 133-24**

Authorize Agreement - Smart Transcription Service - Department of Emergency Response & Communications

WHEREAS Cortland County's Department of Emergency Response & Communications operates a Motorola Vesta 911 telephone system supported by Frontier Communications previously awarded under resolution 194-23; AND

WHEREAS Cortland County's Department of Emergency Response & Communications is seeking to add the service of Smart Transcription to its Vesta 911 telephone system; AND

WHEREAS there is funding available in the Department of Emergency Response and Communications 2024 budget for the initial startup and configuration costs of Smart Transcription services in account A30205.54015; NOW BE IT THEREFORE

RESOLVED, that the County Administrator, upon approval of the County Attorney or designee, is authorized to execute an agreement with Frontier Communications to upgrade to the County's 911 telephone system in the amount of $26,657.14.

AGENDA ITEM NO. 21 – Reallocate Salary Grade Data Officer - Assigned Counsel

RESULT:	**ADOPTED [15 TO 1]**
MOVER:	Sandra Price, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
NAYS:	Linda Jones
EXCUSED:	Eugene Waldbauer

ON MOTION OF PRICE **RESOLUTION NO. 134-24**

Reallocate Salary Grade Data Officer - Assigned Counsel

WHEREAS, the Personnel/Civil Service Office has reviewed the salary grade for Data Officer in the Assigned Counsel Office; AND

WHEREAS, it is recommended that the aforesaid position be reallocated from Grade 4H ($21.1369-28.1333/hr) to Grade 6H ($24.4262-32.5115/hr) in the Management Compensation Plan; AND

WHEREAS, the Data Officer position is 100% grant funded; NOW THEREFORE, BE IT

RESOLVED, that the position of Data Officer is hereby reallocated from Grade 4H ($21.1369-28.1333/hr) to Grade 6H ($24.4262-32.5115/hr) in the Management Compensation Plan effective June 28, 2024.

AGENDA ITEM NO. 22 – Authorize Use of County Vehicle Repair/Replacement Reserve for Sheriff Vehicle - Sheriff's Office

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Sandra Price, Legislator
SECONDER:	Reed Cleland, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF PRICE **RESOLUTION NO. 135-24**

Authorize Use of County Vehicle Repair/Replacement Reserve for Sheriff Vehicle - Sheriff's Office

WHEREAS, the Cortland County Legislature adopted Resolution No. 107-15, which established the County Vehicle Repair/Replacement Reserve for the purpose of vehicle related costs; AND

WHEREAS, funds are required for the repair of a Sheriff Road Patrol vehicle damaged in an accident; AND

WHEREAS, the County Vehicle Repair/Replacement Reserve has funding available to cover this expense; NOW THEREFORE BE IT

RESOLVED, the Cortland County Legislature be and hereby approves the use of the County Vehicle Repair/Replacement Reserve for the repair of a damaged Sheriff Road Patrol vehicle; AND BE

IT FURTHER

RESOLVED, that the 2024 County Budget be and hereby is amended as follows:

Increase:

A31205.54300	Vehicle Repairs & Maintenance	$3,400.00
A351100	Appropriated Reserves	$3,400.00

AGENDA ITEM NO. 23 – Appoint Members Assigned Counsel Plan Committee - Office of Assigned Counsel

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Sandra Price, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF PRICE **RESOLUTION NO. 136-24**

Appoint Members Assigned Counsel Plan Committee - Office of Assigned Counsel

WHEREAS, the Cortland County Legislature adopted Resolution No. 61-15 which created the Assigned Counsel Plan and the Assigned Counsel Plan Administrator; AND

WHEREAS, the Assigned Counsel Plan calls for the appointment of a Assigned Counsel Plan Committee to oversee the operation of the Assigned Counsel Plan and its Administrator; AND

WHEREAS, the Assigned Counsel Plan specifies that the Assigned Counsel Plan Committee shall consist of four members of the Bar Association elected by membership as a whole, and four members of the County Legislature to be selected as the County may determine; NOW THEREFORE BE IT

RESOLVED, that the following individuals are hereby appointed to serve on said Assigned Counsel Plan Committee for a two year term commencing immediately upon adoption of this resolution and expiring on December 31, 2026.

LEGISLATORS	ATTORNEYS
Douglas Bentley	Keith Dayton
Joseph Nauseef	Janice Stafford
Sandra Price	Zela Brotherton
Ron VanDee	Karen Leahy

Referred from Health & Human Services Committee

AGENDA ITEM NO. 24 – Authorize Agreement with Cortland Area Communities that Care (RHI) - Mental Health Department

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Ronald J. Van Dee, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF VAN DEE **RESOLUTION NO. 137-24**

Authorize Agreement with Cortland Area Communities that Care (RHI) - Mental Health Department

WHEREAS, the Cortland County Mental Health Department must execute contracts with several organizations and businesses to operate on a day to day basis; AND

WHEREAS, Cortland County Mental Health allocated 2024 budget $50,000 to Cortland Area Communities That Care (RHI) for local services planning consultation and data management, and is requesting a four (4) year contract (2024-2027) with annual 2% increase; AND

WHEREAS, the Cortland County Legislature's Health and Human Services Committee recommends authorizing this contract; NOW THEREFORE BE IT

RESOLVED, that the County Administrator, upon review and approval by the County Attorney or designee, and subject to appropriation of funding by the Legislature, is hereby authorized to execute an agreement for 2024-2027 with Cortland Area Communities That Care (RHI), with offices at 45 Crandall Street, Cortland, New York 13045 for the provision of local services planning and data management.

AGENDA ITEM NO. 25 – Appoint Members - Cayuga/Cortland Workforce Development Board - Employment and Training/Grant Administration

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Ronald J. Van Dee, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF VAN DEE, PRICE **RESOLUTION NO. 138-24**

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; 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	Sector	Term Ending
Trisha Hiemstra	Cortland County Planning Director	6/30/2029
Carrie Coates Whitmore	Business - TC3	6/30/2029

AGENDA ITEM NO. 26 – Authorize Intern Agreements for Cortland County - Mental Health Department

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Ronald J. Van Dee, Legislator
SECONDER:	Reed Cleland, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
EXCUSED:	Eugene Waldbauer

ON MOTION OF VAN DEE **RESOLUTION NO. 139-24**

Authorize Intern Agreements for Cortland County - Mental Health Department

WHEREAS, Cortland County Mental Health Department desires to enter into an agreement with the some additional colleges to allow current staff and students to obtain training and experience; AND

WHEREAS, the colleges with potential interns that would benefit the county include:

Capella University
State University of NY at Delhi

; AND

WHEREAS, the Cortland County Mental Health Department is willing to accept said students for such purposes; AND

WHEREAS, this list and agreements may stay in effect for up to five years unless otherwise terminated; NOW THEREFORE BE IT

RESOLVED, that the County Administrator, upon review and approval by the County Attorney or designee, is hereby authorized to sign agreements for internship placements.

AGENDA ITEM NO. 27 – Authorize Insight Public Sector State, Local and Education (SLED) Agreement - Child Advocacy Center

RESULT:	**ADOPTED [15 TO 1]**
MOVER:	Ronald J. Van Dee, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
NAYS:	Linda Jones
EXCUSED:	Eugene Waldbauer

ON MOTION OF VAN DEE **RESOLUTION NO. 140-24**

Authorize Insight Public Sector State, Local and Education (SLED) Agreement - Child Advocacy Center

WHEREAS, the Cortland County Child Advocacy Center was awarded New York State Office of Children and Family Services Funds to purchase a replacement video recording system with cloud functions and maintenance services; 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, the Cortland County Child Advocacy Center desires to contract with Insight Public Sector State, Local and Education (SLED) 2701 E. Insight Way, Chandler, AZ 85286-1930; AND

WHEREAS, Insight Public Sector SLED is currently under contract with OMNIA purchasing network; AND

WHEREAS, the cost of the iRecord and iCloud Systems is $22,540.00; AND

WHEREAS, the cost of the iRecord and iCloud Services is $12,661.00; AND

WHEREAS, this purchase and contract shall be for a three (3) year period including equipment, installation, cloud storage and extended warranty covering the initial term of July 1, 2024 – June 30, 2027 for a total cost of $35,201.00 with automatic renewal for successive periods of one (1) year unless either party gives at least sixty (60) days prior written notice of non-renewal before expiration of the then-current renewal term; AND

WHEREAS, these expenses are budgeted in account Computer Equipment A40505-52060-MDT; NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby authorizes the County Administrator upon review and approval by the County Attorney or designee, to enter into an agreement with Insight Public Sector SLED, and any other entities necessary to fulfill contract, for the initial time period of July 1, 2024 – June 30, 2027, for an amount not to exceed $35,201.00.

AGENDA ITEM NO. 28 – Abolish One Caseworker and One Senior Case Aide/Create One Senior Housing Coordinator and Two Housing Coordinators - Department of Social Services

RESULT:	**ADOPTED [15 TO 1]**
MOVER:	Ronald J. Van Dee, Legislator
SECONDER:	Reed Cleland, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Mantella, McGovern, Nauseef, Newell, Price, Van Dee, VanGorder, Wilson, Fitch
NAYS:	Linda Jones
EXCUSED:	Eugene Waldbauer

ON MOTION OF VAN DEE **RESOLUTION NO. 141-24**

Abolish One Caseworker and One Senior Case Aide/Create One Senior Housing Coordinator and Two Housing Coordinators - Department of Social Services

WHEREAS, the needs of the Department of Social Services will be better served by abolishing one (1) position of Caseworker, and one (1) position of Senior Case Aide, and creating one (1) position of Senior Housing Coordinator and two (2) positions of Housing Coordinator, which affects the budget as referenced on the attached Personnel Justification Forms; 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 Caseworker (Grade 18, CSEA, $25.5703-32.3653/hr, competitive class, full time with benefits) and one (1) position of Senior Case Aide (Grade 10, CSEA, $19.5862-24.7912/hr, competitive class, full time with benefits) be abolished effective July 1, 2024; AND BE IT FURTHER

RESOLVED, that one (1) position of Senior Housing Coordinator (Grade 19, CSEA, $26.4962-33.5375/hr, competitive class, full time with benefits) and two (2) positions of Housing Coordinator (Grade 16, CSEA $23.8479-30.1854/hr, competitive class, full time with benefits) be created with permission to fill effective July 1, 2024.

Announcements

Adjournment

The meeting was closed at 7:26 PM

Cortland County Legislature

Legislative Session

~ Minutes ~

Legislative Chambers
Cortland, NY 13045
https://www.cortlandcountyny.gov

Thursday, May 23, 2024 **6:00 PM** **Board Room**

Public Hearings

1. Local Law "C" of 2024, a Local Law Authorizing 12 and 13 Year Old Licensed Hunters to Hunt Deer with a Firearm or Crossbow During Hunting Season with the Supervision of an Adult Licensed Hunter

RESULT:	**CLOSED [UNANIMOUS]**
MOVER:	Joseph Nauseef, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Wilson, Fitch
EXCUSED:	Christopher Newell

Salute to the Flag

Call to Order

The meeting was called to order at 6:00 PM by Chair of the Legislature Kevin Fitch

Roll Call

Attendee Name	Organization	Title	Status	Arrived
Douglas Bentley	Cortland County, NY	Legislator	Present	
Cathy Bischoff	Cortland County, NY	Legislator	Present	
Reed Cleland	Cortland County, NY	Legislator	Present	
Mitchel Eccleston	Cortland County, NY	Legislator	Present	
Beau Harbin	Cortland County, NY	Minority Leader	Present	
Paul Heider	Cortland County, NY	Majority Leader	Present	
Linda Jones	Cortland County, NY	Legislator	Present	
Dominick Mantella	Cortland County, NY	Legislator	Present	
William McGovern	Cortland County, NY	Legislator	Present	
Joseph Nauseef	Cortland County, NY	Legislator	Present	
Christopher Newell	Cortland County, NY	Legislator	Excused	
Sandra Price	Cortland County, NY	Legislator	Present	
Ronald J. Van Dee	Cortland County, NY	Legislator	Present	
Keith VanGorder	Cortland County, NY	Legislator	Present	
Eugene Waldbauer	Cortland County, NY	Legislator	Present	
Susan Wilson	Cortland County, NY	Legislator	Present	
Kevin Fitch	Cortland County, NY	Chair of the Legislature	Present	

Minutes Acceptance: Minutes of May 23, 2024 6:00 PM (Approval of Minutes)

Approval of Minutes

1. Cortland County Legislature - Legislative Session - Apr 25, 2024 6:00 PM

RESULT:	**APPROVED**

Privilege of the Floor

Proclamations & Recognitions

Presentation of Petitions, Presentations, Communications, and Notice

1. Students Inside Government Presentation

RESULT:	**COMPLETED**

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

AGENDA ITEM NO. 1 – Appoint Member - Agricultural and Farmland Protection Board

RESULT:	**PULLED** **Next: 6/27/2024 6:00 PM**

ON MOTION OF FITCH **RESOLUTION NO.**

Appoint Member - Agricultural and Farmland Protection Board

WHEREAS, Resolution No. 182-93 created the Cortland County Agricultural and Farmland Protection Board; AND

WHEREAS, the Agricultural and Markets Law Section 302 (b) designates appointments are to be made by the Chair of the Legislature; NOW THEREFORE BE IT

RESOLVED, that the following be and hereby are appointed to the Cortland County Agricultural and Farmland Protection Board for the term indicated below:

Name	Address/Designation	Capacity	Term to Expire
John Phelps	5878 Dillon Rd. Homer, NY 13077	Soil & Water Conservation District Chair	Duration of Term

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Referred from Building & Grounds Committee

Referred from Highway Committee

Referred from Government Operations Committee

AGENDA ITEM NO. 2 – Amend 2024 Cortland County Legislative Calendar - Legislature

RESULT:	**ADOPTED [11 TO 5]**
MOVER:	Joseph Nauseef, Legislator
SECONDER:	Eugene Waldbauer, Legislator
AYES:	Bischoff, Eccleston, Heider, Jones, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Fitch
NAYS:	Bentley, Cleland, Harbin, Mantella, Wilson
EXCUSED:	Christopher Newell

ON MOTION OF NAUSEEF **RESOLUTION NO. 102-24**

Amend 2024 Cortland County Legislative Calendar - Legislature

WHEREAS, Article VIII, Number 1 of the Cortland County Legislature Rules of Order state, "The Legislature may, at any meeting, by resolution, change the time and place of the next regularly scheduled meeting....."; AND

WHEREAS, it is to the benefit of the Legislature to recess during the month of July 2024 and cancel all standing committee meetings and legislative session; NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby amends the legislative calendar and cancels all legislative meetings for the month of July 2024.

AGENDA ITEM NO. 3 – Adopt Amended County Purchasing Policy

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Joseph Nauseef, Legislator
SECONDER:	Paul Heider, Majority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Wilson, Fitch
EXCUSED:	Christopher Newell

ON MOTION OF NAUSEEF **RESOLUTION NO. 103-24**

Adopt Amended County Purchasing Policy

WHEREAS, the County's purchasing and procurement policy has been revised and updated to include an addendum with written consequences of non-compliance with the requirements of the County's purchasing policy; AND

WHEREAS, the amended purchasing policy is intended to supersede the County's current purchasing policy as well as any previously adopted changes to the current policy; AND

WHEREAS, the amended purchasing policy has been reviewed for content by the County Administrator, Clerk of the Legislature, Director of Finance and Manager of Audit and Financial Projects; NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby adopts the amended purchasing policy;

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AND BE IT FURTHER

RESOLVED, that this policy shall supersede all previously adopted purchasing policies, as well as any previously adopted amendments to those policies; AND BE IT FURTHER

RESOLVED, that this policy will be effective May 24, 2024 for all County departments.

AGENDA ITEM NO. 4 – Authorize Mortgage Tax Disbursement - October 2023 - March 2024 - County Clerk

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Joseph Nauseef, Legislator
SECONDER:	Cathy Bischoff, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Wilson, Fitch
EXCUSED:	Christopher Newell

ON MOTION OF NAUSEEF **RESOLUTION NO. 104-24**

Authorize Mortgage Tax Disbursement - October 2023 - March 2024 - County Clerk

WHEREAS, in accordance with New York State Tax Law, Article 11, § 261, the Semi Annual Mortgage Tax Report for October 1, 2023-March 31, 2024, has been prepared and submitted by the Cortland County Clerk and has been approved by the New York State Department of Taxation and Finance; AND

WHEREAS, the Basic Mortgage Tax has been submitted with interest to the Cortland County Director of Finance; AND

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

RESOLVED, that the Cortland County Legislature hereby authorizes the Cortland County Director of Finance 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.

Cincinnatus, Town of	$5,197.26
Cortland, City of	$91,977.01
Cortlandville, Town of	$103,569.27
Homer, Village of	$286.89
McGraw, Village of	$2,881.31
Cuyler, Town of	$5,094.45
Freetown, Town of	$6,270.36
Harford, Town of	$101,502.50
Homer, Town of	$23,224.06
Homer, Village of	$17,315.60
Lapeer, Town of	$7,170.85
Marathon, Town of	$8,265.31
Marathon, Village of	$4,421.12
Preble, Town of	$9,210.99
Scott, Town of	$8,498.31
Solon, Town of	$6,741.07

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Taylor, Town of	$2,426.99
Truxton, Town of	$2,501.20
Virgil, Town of	$23,145.04
Willet, Town of	$5,409.15
Total	**$435,108.74**

Referred from Judiciary & Public Safety Committee

AGENDA ITEM NO. 5 – Authorize Use of County Vehicle Repair/Replacement Reserve for Sheriff Vehicle - Sheriff's Office

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Sandra Price, Legislator
SECONDER:	Ronald J. Van Dee, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Wilson, Fitch
EXCUSED:	Christopher Newell

ON MOTION OF PRICE **RESOLUTION NO. 105-24**

Authorize Use of County Vehicle Repair/Replacement Reserve for Sheriff Vehicle - Sheriff's Office

WHEREAS, the Cortland County Legislature adopted Resolution No. 107-15, which established the County Vehicle Repair/Replacement Reserve for the purpose of vehicle related costs; AND

WHEREAS, funds are required for the repair of a Sheriff Road Patrol vehicle damaged in an accident; AND

WHEREAS, the County Vehicle Repair/Replacement Reserve balance at April 30, 2024 was $122,567.38; NOW THEREFORE BE IT

RESOLVED, the Cortland County Legislature be and hereby approves the use of the County Vehicle Repair/Replacement Reserve for the repair of a damaged Sheriff Road Patrol vehicle; AND BE IT FURTHER

RESOLVED, that the 2024 County Budget be and hereby is amended as follows:

Increase:

A31205.54765	Vehicle Accident & Repair	$2,500.00
A351100	Appropriated Reserves	$2,500.00

Referred from Agriculture/Planning/Environment Committee

AGENDA ITEM NO. 6 – Appoint Member to the Transportation Advisory Committee

Minutes Acceptance: Minutes of May 23, 2024 6:00 PM (Approval of Minutes)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Beau Harbin, Minority Leader
SECONDER:	Ronald J. Van Dee, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Wilson, Fitch
EXCUSED:	Christopher Newell

ON MOTION OF HARBIN **RESOLUTION NO. 106-24**

Appoint Member to the Transportation Advisory Committee

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, the Cortland County Legislature approved changes to the Bylaws of the Transportation Advisory Committee, which include staggering terms of members, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature be and hereby appoints the following to the Transportation Advisory Committee:

NAME	AGENCY/CAPACITY	TERM ENDING
Beau Harbin	Legislative Representative	12/31/2024

Referred from Health & Human Services Committee

AGENDA ITEM NO. 7 – Authorize Expanded In-Home Services for the Elderly (EISEP) and Caregiver Respite Programs - Office for Aging

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Ronald J. Van Dee, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Wilson, Fitch
EXCUSED:	Christopher Newell

ON MOTION OF VAN DEE **RESOLUTION NO. 107-24**

Authorize Expanded In-Home Services for the Elderly (EISEP) and Caregiver Respite Programs - Office for Aging

WHEREAS, the Expanded In-Home Services for the Elderly and Caregiver Respite programs provide critical services to frail older adults; AND

WHEREAS, the Office for Aging requires the services of outside service providers and private organizations to fulfill its charge; AND

WHEREAS, the Office for Aging wishes to enter into a contract with Stafkings Healthcare Systems, Inc. for the provision of non-medical personal care, chore/housekeeping services, and caregiver respite; AND

Minutes Acceptance: Minutes of May 23, 2024 6:00 PM (Approval of Minutes)

WHEREAS, the total amount of all EISEP and Caregiver Respite contracts shall not exceed the available funds allocated to each program as follows:

Total Allocation for EISEP Services is $130,652
Total Allocation for Caregiver Respite is $2,500

; NOW THEREFORE BE IT

RESOLVED, that the Chairman of the Cortland County Legislature, 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.

AGENDA ITEM NO. 8 – Appoint Members - Older Americans Act Advisory Council

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Ronald J. Van Dee, Legislator
SECONDER:	Sandra Price, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Wilson, Fitch
EXCUSED:	Christopher Newell

ON MOTION OF VAN DEE **RESOLUTION NO. 108-24**

Appoint Members - Older Americans Act Advisory Council

WHEREAS, the By-Laws of the Older Americans Act Advisory Council of the Cortland County Office for Aging state membership shall be 15-25 voting members with at least fifty percent of the membership to be at least sixty years of age that represent target group seniors according to the Older Americans Act of 1965, as amended, and shall also include representatives of health care provider organizations, including veterans and supportive services provider organizations, be broadly representative of all aspects of the county, and include local elected official and the general public; AND

WHEREAS, Article 4, Section 4, states the term shall be for three years, or appointed to complete a term of a person who has resigned, the new person's length of term is defined as the period of the original member's term, with a maximum of two consecutive terms; NOW THEREFORE BE IT

RESOLVED, that the following be and hereby is appointed to the Older Americans Act Advisory Council of the Cortland County Office for Aging:

Name	Capacity	Term Number	Term Expiration
Regina B. Grantham	Community Member	1st Term	12/31/2026
Fan Zhang	Community Member	1st Term	12/31/2026

AGENDA ITEM NO. 9 – Amend 2024 Daycare Budget - Department of Social Services

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Ronald J. Van Dee, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Wilson, Fitch
EXCUSED:	Christopher Newell

ON MOTION OF VAN DEE **RESOLUTION NO. 109-24**

Minutes Acceptance: Minutes of May 23, 2024 6:00 PM (Approval of Minutes)

Amend 2024 Daycare Budget - Department of Social Services

WHEREAS, expenditures for Daycare cases are continuing to increase this year and are expected to exceed the amount appropriated in our 2024 budget; NOW THEREFORE BE IT

RESOLVED, that the 2024 County Budget be and hereby is amended as follows:

INCREASE:

Daycare Expenditures
A60105.56055 current $900,000.00 INCREASE $450,000.00 new = $1,350,000.00

Daycare Revenues
A601043.43655 current $846,578.00 INCREASE $450,000.00 new = $1,296,578.00

AGENDA ITEM NO. 10 – Authorize Agreement for Enhanced Non-Residential Services for TANF Domestic Violence Funds with Cortland YWCA- Department of Social Services

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Ronald J. Van Dee, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Wilson, Fitch
EXCUSED:	Christopher Newell

ON MOTION OF VAN DEE **RESOLUTION NO. 110-24**

Authorize Agreement for Enhanced Non-Residential Services for TANF Domestic Violence Funds with Cortland YWCA- Department of Social Services

WHEREAS, the New York State Office of Children and Family Services has allocated Temporary Assistance for Needy Families (TANF) funds for Non-Residential Domestic Violence Services; AND

WHEREAS, the Young Women's Christian Association (YWCA) Aid to Victims of Violence (AVV) program is an authorized provider of such services; AND

WHEREAS, the funding needed for this agreement is provided through a State allocation of Federal TANF money and will be paid from Account A60105.54800.4693, Enhanced Non-Residential Domestic Violence, and the revenue will be posted in Account A601044.44689.4693; NOW THEREFORE BE IT

RESOLVED, the 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 enter into an agreement for the time period of July 1, 2024, through September 30, 2025, for an amount not to exceed $31,250 with the YWCA of Cortland.

AGENDA ITEM NO. 11 – Authorize Agreement with Eves Digital, a Division of Eves Broadcasting Inc. to Provide Website Design and Social Media Concierge Services Under the National Children's Alliance Domestic Trafficking Victims Fund Grant – Child Advocacy Center

Minutes Acceptance: Minutes of May 23, 2024 6:00 PM (Approval of Minutes)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Ronald J. Van Dee, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Wilson, Fitch
EXCUSED:	Christopher Newell

ON MOTION OF VAN DEE **RESOLUTION NO. 111-24**

Authorize Agreement with Eves Digital, a Division of Eves Broadcasting Inc. to Provide Website Design and Social Media Concierge Services Under the National Children's Alliance Domestic Trafficking Victims Fund Grant – Child Advocacy Center

WHEREAS, the Cortland County Child Advocacy Center was awarded Domestic Trafficking Victims Funds to develop a system response for commercial sexual exploitation of children and child sexual abuse material including the creation and maintenance of a Cortland Safe Harbour website, Facebook and Instagram Pages; AND

WHEREAS, the Cortland County Child Advocacy Center desires to contract with Eves Digital, a Division of Eves Broadcasting Inc., Advertising of New York, Inc., of 12 South Main Street, Homer, New York 13077 for the Website Design and Maintenance and Social Media Concierge Services; AND

WHEREAS, the cost of the Website (creation and maintenance) is $5,400.00; AND

WHEREAS, the cost of the Social Media Concierge Service is $2,100.00; AND

WHEREAS, this contract shall be for the term January 1, 2024 through December 31, 2024 for a total cost not to exceed $7,500; AND

WHEREAS, these expenses are budgeted in account Professional Services A40505-54015-DTVF; 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, are authorized to execute agreements for the provision of said services.

AGENDA ITEM NO. 12 – Appoint Community Services Board and Subcommittee Members - Mental Health Department

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Ronald J. Van Dee, Legislator
SECONDER:	Sandra Price, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Wilson, Fitch
EXCUSED:	Christopher Newell

ON MOTION OF VAN DEE **RESOLUTION NO. 112-24**

Appoint Community Services Board and Subcommittee Members - Mental Health Department

WHEREAS, the Bylaws of the Cortland County Community Services Board (CSB), Article 3, Section 1 states that membership of the organization shall consist of (15) fifteen members appointed by the Cortland County Legislature, and Article 7, Section 1 states that the membership of the Mental Health (MH), Developmental Disability (DD) and Substance Use Disorder (SUD) Subcommittees shall consist of nine (9) members appointed by the Cortland County Legislature; AND

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WHEREAS, the term of each member of the Board and Subcommittees shall be four years except when completing the term created by a member resignation or death; AND

WHEREAS, members may serve for a maximum of two consecutive terms unless no recruitment is available; AND

WHEREAS, individuals have been nominated to fill vacancies on the Community Services Board and all the Subcommittees; NOW THEREFORE BE IT

RESOLVED, that the following members be and hereby are appointed to the Cortland County Community Services Board and three Subcommittees for terms beginning May 24, 2024 and ending as December 31, 2028:

APPOINT FIRST TERM (TERM EXPIRATION 12/31/2028) except as listed:

Community Services Board (CSB)

Lisa Roos	134 Homer Ave, Cortland, NY - Hospital Rep
Felicia Outlaw	3727 Westvale Dr., Cortland, NY - Advocate versed in multiple disciplines
Amanda Hudson	3914 Highland Rd., Cortland, NY - School SEC

Substance Use Disorder Subcommittee (SUD)

Brittany VanWinkle	21 Sears Rd., Groton, NY 13073 - Hands on experience SUD community

Development Disability Subcommittee (DD):

Felicia Outlaw	3727 Westvale Dr., Cortland NY - Advocate with DD experience
Kathryn Reynolds	4385 Cosmos Hill Rd., Cortland, NY - Retired School CSE - Current advocate and owner of Sadie the therapy dog!

Mental Health Subcommittee (MH)

Pearl Reed-Klein	122 Indian Brook Rd., Greene, NY 13778 - Psychologist
Brittany VanWinkle	21 Sears Rd., Groton, NY 13073 - Agency rep and advocate

AGENDA ITEM NO. 13 – Authorize Intern Agreements for Cortland County - Mental Health Department

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Ronald J. Van Dee, Legislator
SECONDER:	Beau Harbin, Minority Leader
AYES:	Bentley, Bischoff, Cleland, Eccleston, Harbin, Heider, Jones, Mantella, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Wilson, Fitch
EXCUSED:	Christopher Newell

ON MOTION OF VAN DEE **RESOLUTION NO. 113-24**

Authorize Intern Agreements for Cortland County - Mental Health Department

WHEREAS, Cortland County Mental Health Department desires to enter into an agreement with

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the following colleges to allow students to obtain training and experience; AND

WHEREAS, the colleges with potential interns that would benefit the county include:

Binghamton University
Broome Community College
Cornell University
Fordham University
Houghton College
Ithaca College
Keuka College
LeMoyne College
Marywood University
Onondaga Community College
Rutgers University
State University of New York at Cortland
State University of New York at Upstate
Syracuse University
St. Bonaventure University
St. John Fisher University
Tompkins-Cortland Community College
Utica College

; AND

WHEREAS, the Cortland County Mental Health Department is willing to accept said students for such purposes; AND

WHEREAS, this list and agreements may stay in effect for up to five years unless otherwise terminated; NOW THEREFORE BE IT

RESOLVED, that the County Administrator, upon review and approval by the County Attorney or designee, is hereby authorized to sign agreements for internship placements.

Referred from Finance & Administration Committee

AGENDA ITEM NO. 14 – Authorize First Quarter 2024 Sales Tax Distribution - Finance

RESULT:	**ADOPTED [15 TO 1]**
MOVER:	Cathy Bischoff, Legislator
SECONDER:	Linda Jones, Legislator
AYES:	Bentley, Bischoff, Cleland, Eccleston, Heider, Jones, Mantella, McGovern, Nauseef, Price, Van Dee, VanGorder, Waldbauer, Wilson, Fitch
NAYS:	Beau Harbin
EXCUSED:	Christopher Newell

ON MOTION OF BISCHOFF **RESOLUTION NO. 114-24**

Authorize First Quarter 2024 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

Minutes Acceptance: Minutes of May 23, 2024 6:00 PM (Approval of Minutes)

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 2024 first quarter sales tax information has been provided by the New York State Comptroller's Office showing a total collection for first quarter 2024 to be $9,641,447.14; AND

WHEREAS, the total amount available for distribution is $9,266,447.14, 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 ($725,000.00) is to be withheld from the quarterly distribution; AND

WHEREAS, Cortland County receives (55%), or $5,096,545.93 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 2024 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	$1,610,508.51	$-0-	$1,610,508.51	$-0-
Cincinnatus, Town of	$70,171.03	$-0-	$70,171.03	$-0-
Cortlandville, Town of	$782,860.35	$-0-	$782,860.35	$-0-
Cuyler, Town of	$64,555.53	$(28,750.00)	$35,805.53	$-0-
Freetown, Town of	$52,371.18	$-0-	$52,371.18	$-0-
Harford, Town of	$71,352.36	($70,000.00)	$1,352.36	$-0-
Homer, Town of	$283,052.42	$-0-	$283,052.42	$-0-
Homer, Village of	$199,899.11	$-0-	$199,899.11	$-0-
Lapeer, Town of	$106,350.38	($82,500.00)	$23,850.38	$-0-
Marathon, Town of	$81,943.06	$-0-	$81,943.06	$-0-
Marathon, Village of	$42,018.16	$-0-	$42,018.16	$-0-
McGraw, Village of	$34,846.40	$-0-	$34,846.40	$-0-
Preble, Town of	$145,160.67	$-0-	$145,160.67	$-0-
Scott, Town of	$83,293.94	$-0-	$83,293.94	$-0-
Solon, Town of	$78,604.36	$-0-	$78,604.36	$-0-
Taylor, Town of	$41,215.70	($20,000.00)	$21,215.70	$-0-
Truxton, Town of	$103,374.45	($90,000.00)	$13,374.45	$-0-
Virgil, Town of	$253,396.73	($25,000.00)	$228,396.73	$-0-
Willet, Town of	$64,926.87	$-0-	$64,926.87	$-0-
Total	$4,169,901.21	($316,250.00)	$3,853,651.21	$-0-

Minutes Acceptance: Minutes of May 23, 2024 6:00 PM (Approval of Minutes)

; 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

The meeting was closed at 6:38 PM



TOMPKINS CORTLAND COMMUNITY COLLEGE

College Update

Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins

Enrollment and Retention



Fall 2024 enrollment up nearly 16% for our continuing student population

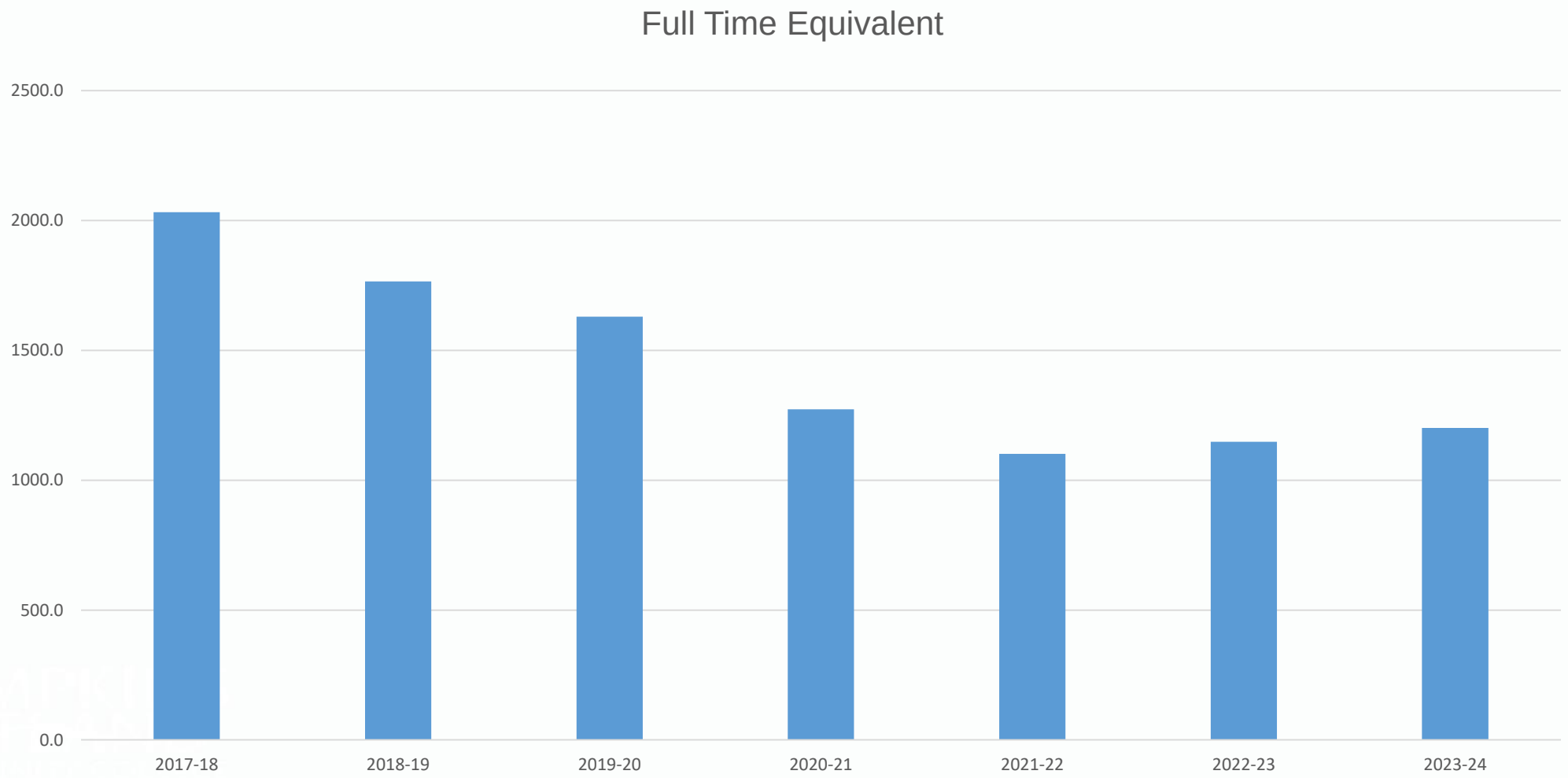
Total budgeted core student enrollment up 4%

2024-25 applications on par with previous year

Strength and investment in Enrollment Services and Marketing will translate to future student growth

Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins

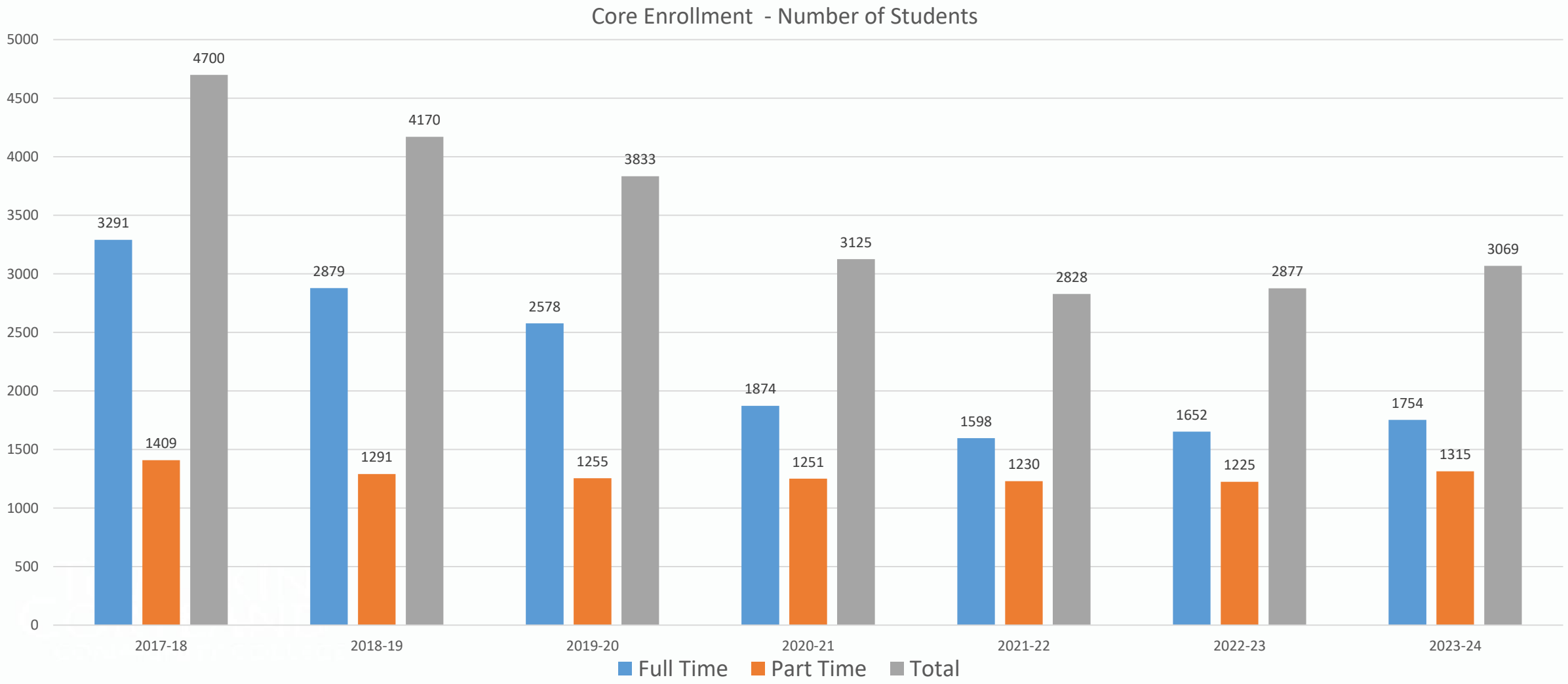
Core Enrollment 2017-2024



*Excludes Concurrent Enrollment

Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins

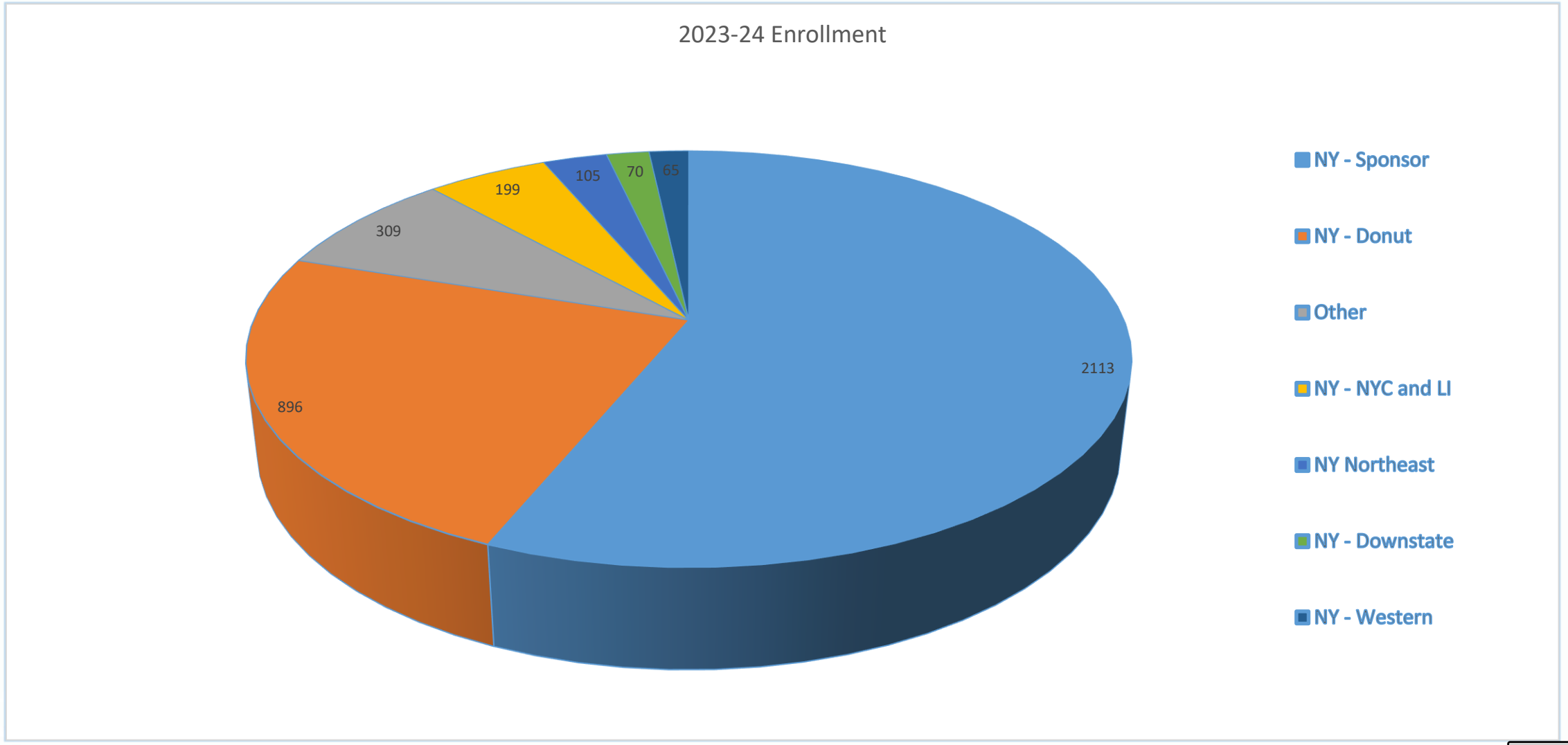
Core Enrollment 2017-2024



*Excludes Concurrent Enrollment

Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins

2023-24 Enrollment by Region



Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins

New Programs

TOMPKINS CORTLAND COMMUNITY COLLEGE

New Microcredentials

Direct Support Provider I and II

1st cohort completed

Direct Support Provider III (Final approval pending)

New Geographic Information Systems Microcredential (Pending

AS transfer program in Health Sciences (Final approval pending)







Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins

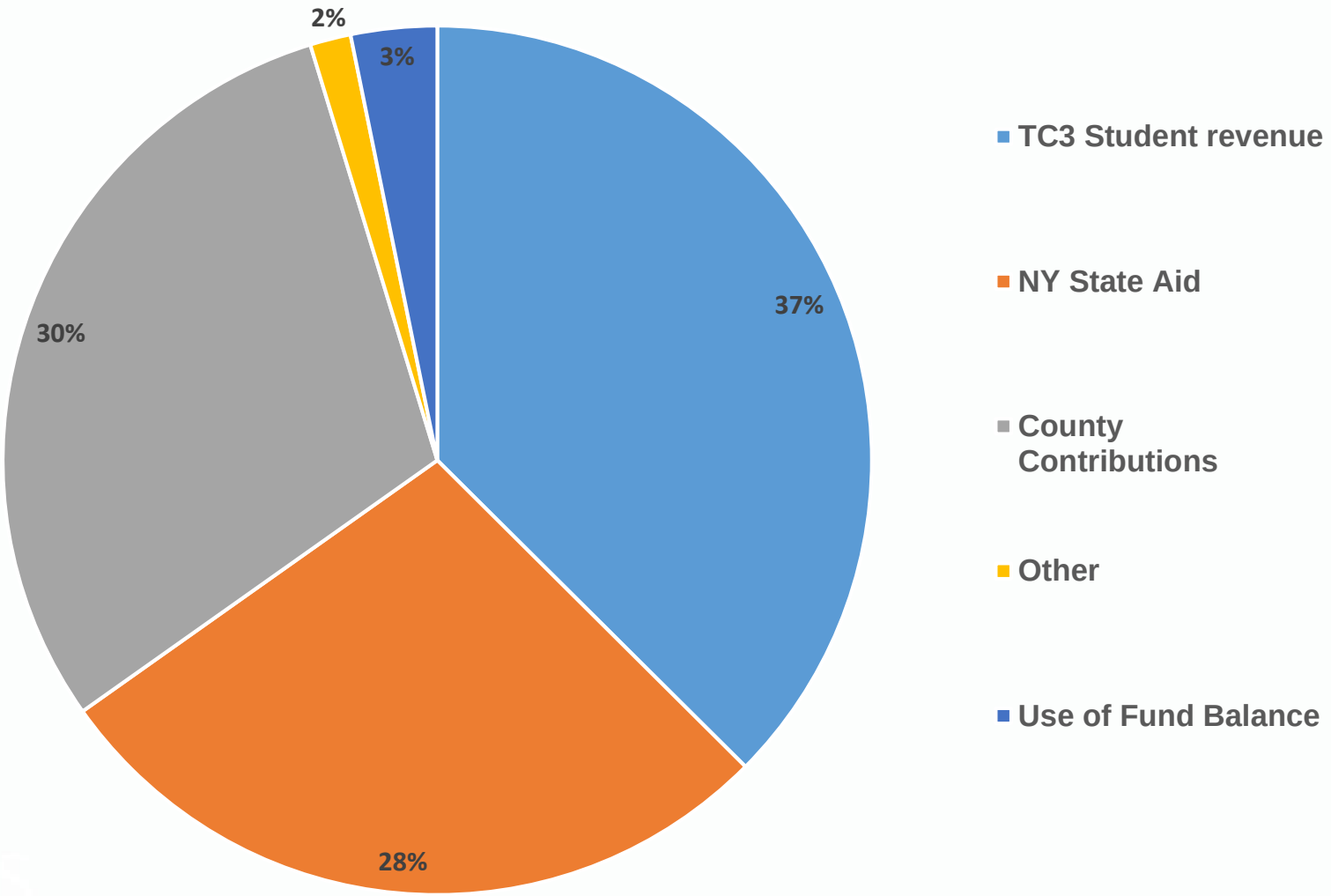
Workforce Development

- Microelectronics and Nano Manufacturing Certificate Program for veterans
- Internship Fund to support students in unpaid/ low-pay internships
- Tourism Pathways Grant
- OASAS CASAC (Credentialed Alcoholism and Substance Abuse Counselor) scholarships
- Community career development workshops with County and community partners
- 400+ students impacted by on-campus career development programming, activities, and events



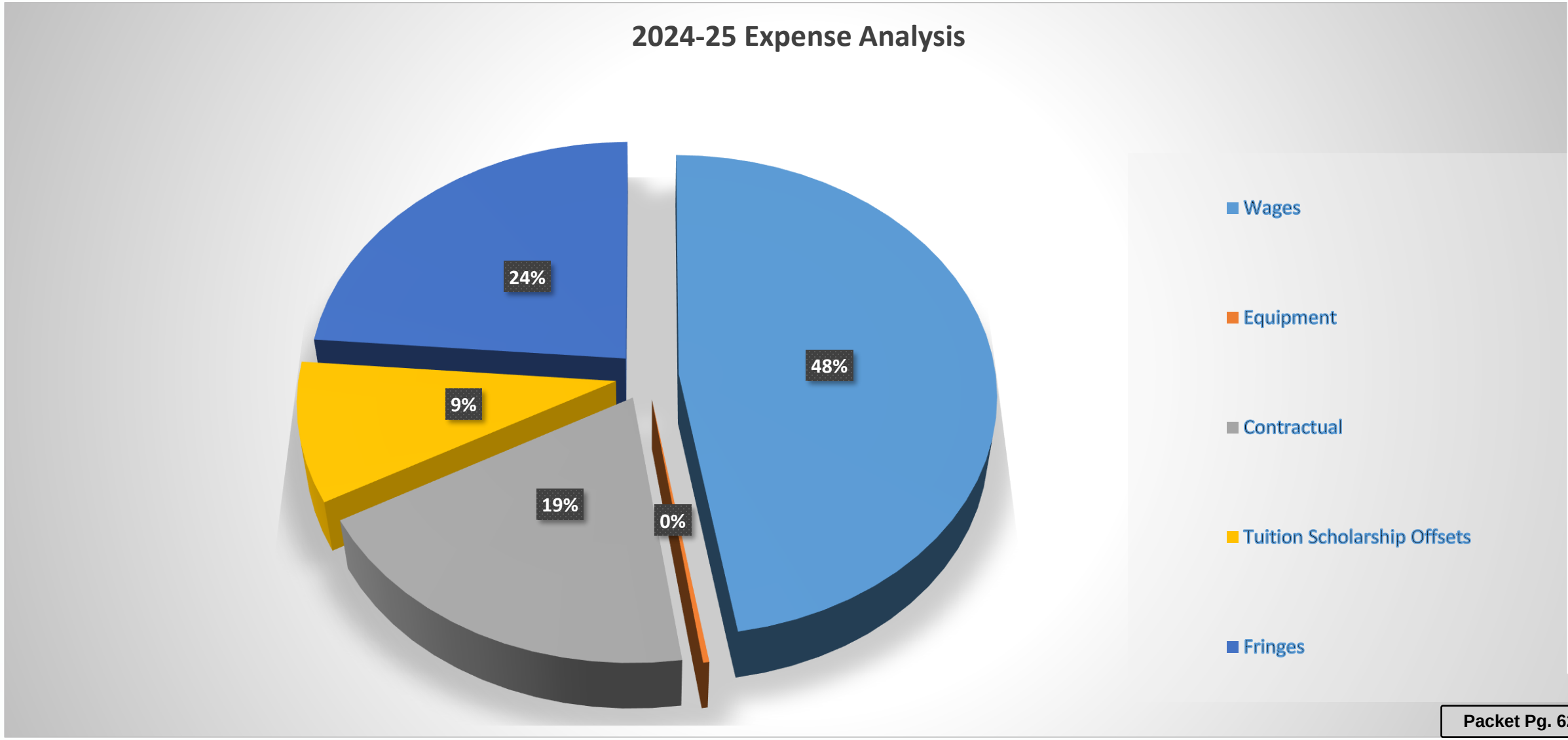
Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins

2024-25 Revenue Analysis



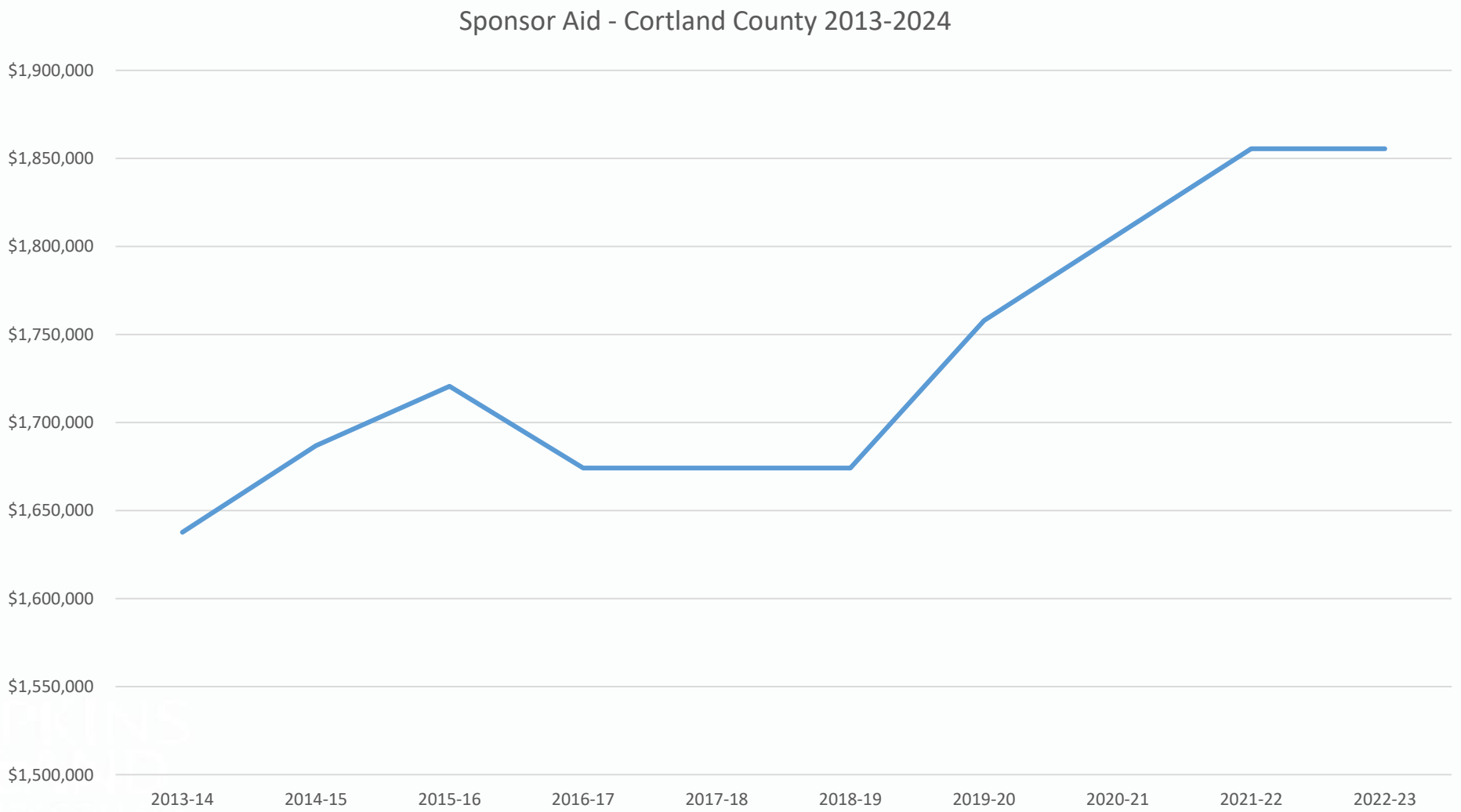
Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins

2024-25 Expense Analysis



Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins

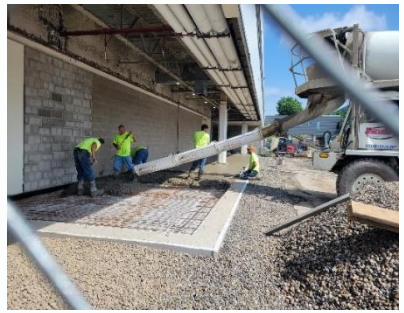
Cortland County 10-year Sponsor Aid



Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins

Facilities







New Labs: STEM and Engineering, funded by SUNY
Additional equipment investment $800K from SUNY

Network Replaced: Managed Network Agreement w/ ComSource

Improvements in Public Safety Systems (Security Cameras Upgrades)

New Facilities Master Plan to be initiated in June 2024

Deferred Maintenance Formal Funding:
Planning stage – Deferred Maintenance Committee
New Director of Facilities

Over-Target Updates

Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins

Finance

2024-25 Budget:

Enrollment: Incremental enrollment increase of 4% - Tuition rates stay the same

Revenue: $34.1M, $0.2M Increase from previous year

Expenses: $35.2M, $0.2M Increase

- Assuming incremental increase on wages
  (Currently open negotiations with all Collective Bargaining Units)
- Fringes: currently reviewing benefits cost

TC3 is noted as having one of the lowest costs per student amongst SUNY Community Colleges

Fund Balance: Draw of $1.1M

Net 2024-25 Fund Balance: $5.3M slightly smaller than six pays

(our goal to be able to maintain long-term fiscal security)

Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins

2024-25 Final Budget

Revenues	2023-24 Budget	2024-25 Budget
Core Student Tuition	$ 8,503,591	$ 8,905,672
Concurrent Student Tuition	$ 3,222,850	$ 3,290,136
Core Student Fee Revenue	$ 1,012,926	$ 982,033
NY State Aid	$ 9,763,019	$ 9,762,800
Sponsoring Contributions	$ 4,882,882	$ 4,882,882
CountyChargebacks	$ 5,891,772	$ 5,700,000
Other Revenues	$ 582,390	$ 534,327
Total Revenues	$ 33,859,430	$ 34,057,850
Approved Use of Fund Balance	$ 1,003,562	$ 1,127,425
Expenses		
Wages	$16,331,466	$16,679,820
Equipment	$130,000	$100,000
Contractual	$6,471,866	$6,775,409
Tuition Scholarship Offsets	$3,439,832	$3,290,136
Fringes	$8,489,828	$8,339,910
Total Expenses	$34,862,992	$35,185,275
Gain/Shortfall	$0	$0

Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins

Attachment: TC3 Presentation - Cortland County Leg. June 2024 Final (12343 : Tompkins



Karen J. Eaton
4839 Mount Roderick Road
Cincinnatus, NY 13040

June 27, 2024

Cortland County Legislators
60 Central Ave
Cortland, NY 13045

Legislators of Cortland County,

I am writing in regards to the response for an attack on my dog, and by extension myself, this past Sunday. I feel that the policies in response to these attacks need to be revised to ensure the safety of the residents, those with and without fur.

Sunday morning, my dog Scout and I set off on a walk that we often take, up the road that is seasonal after our house. Unfortunately, one of the camps had been rented to someone who had a dog with them. A pit bull. As we passed by the camp, the pit bull ran out onto the road and charged my dog – who fortunately was on a leash. Even before it got to the road I tried to say no and stay, while the owner bizarrely said nothing during the entire encounter. The pit bull quickly latched onto the side of Scout's neck and would not let go. The owner, who had not leashed his dog, at least came out and was pulling on the back legs as I was trying to kick the dog. The dog would not let go …, until I fell down. At that point the pit bull released Scout, I assume to go for me – which as I was face down in the dirt, with the stories about the recent attack on the woman on Main Street flashing through my mind, I cannot say for sure. Fortunately, the owner got the pit bull's collar and pulled it away. The whole thing was probably not more than a couple of minutes, but I have never been so scared in my life. Luckily the dog had only gotten the edge of Scout's neck and there was only a small bit of blood. While I was scraped and bruised, my injuries were not serious either. However, on Monday it became evident that Scout had suffered a puncture wound, as there was swelling and drainage. I have gotten her antibiotics and this will hopefully clear up. While this was certainly terrifying and both Scout and I were shaking, it could have turned out much worse. As we returned home I called 911, because that is what you do when you and your pet have been threatened with bodily harm, right? Sadly my day - though educational, did not get much better. I would like to share with you what I learned in hopes that you can change the procedures or policies.

I will summarize the events with the time of calls below. My legislator, Mitchell Eccleston, was very helpful and may be able to fill in any gaps that I have left. While the timeline may make certain individuals not appear in a positive light, please be aware it is the policies not people I would like to target for change.

- 9:43 AM I called 911 and the operator said someone would be right out and meet me at my home.

Attachment: Communication - Karen Eaton - 6-27-24 (12359 : Communication from Karen Eaton of Cincinnatus, New York)

- 9:50 AM I returned home and told my husband, who wanted to go right up. Since, that could go sideways pretty quickly… I told him no, that I was told someone would be here shortly. Turns out I was very wrong.
- 10:21 Country Acres called and informed me that she could only pick up strays, and that she would call her boss. I told her I did not think that it was the property owner and was worried that he would have left.
- 10:41 Dog Warden called and said that she was off this weekend and as we weren't seriously hurt she was not likely coming out. That the property owner was responsible and would be ticketed… What I really wanted was information about the dog's vaccinations and for the dog to be red flagged (thinking there is a record of attacks …, now I'm not sure…). I gave her the property owner's number. She said she would check with them and get back to me.
- 12:00 pm I decided that maybe I have not heard back because I said maybe the individual would be gone. I drove up and checked. He was still there.
- 12:06 pm I called the Sheriff department directly, as the dog warden had called with a blocked number and I really still thought someone would come out if I explained that it was dangerous dog. Pretty sure…, I was again told someone would be out.
- 12:59 pm Country Acres calls and the woman yells at me for calling again. Apparently the info got sent back to dispatch and they were flagged for a non response. While on the phone with Country Acres the dog warden called again.
- 1:02 pm Dog Warden called and said she has spoken to the property owner and that it is an Air BnB renter, and he will be checking out Monday morning. My impression was that she was hoping I would let it go since the dog would not be in the area long term. I repeated that what I really wanted was information about vaccinations and for the dog to be red flagged. She said she didn't want to go out without more information on the person and made it sound like she was waiting for Tara, the owner, to get back with her after seeing if she could get more info from the Air BnB Company. She also said maybe she could get out in the later afternoon.
- 1:42 pm Tara, the property owner, called me to see if we were okay. In that conversation it became apparent that the dog warden did not ask Tara to call her with more information. And did not give Tara her number to call either.
- As evening approached, I had heard nothing from the dog warden and really wanted information on the owner and dog – as the person was leaving in the morning. I decided to call the sheriff again.
- 6:15 pm (about) I called the Sheriff department and the dispatcher said she would have an officer call me.
- 6:25 pm a sheriff did call me. He was sympathetic, but stated that this was not a criminal matter and he could not respond. Only the dog warden can ticket them and respond to this. He did offer to call Country Acres for me.
- 6:44 pm the sheriff called me back and said that Country Acres had assured him that they would look into it in the morning and get back to me.
- At some point that evening, after the Sheriff called Country Acres, the dog warden did contact Tara, the property owner, to see if she had any more info.
- As of Thursday morning I still have not heard from the dog warden.

I had always assumed that if I felt my safety (or my pets) was threatened that there would be a response. I was shocked and dismayed to find out that this is not the case. As I discussed this with others they had some of their own stories. One friend, whose daughter was bitten a few weeks ago while out jogging, was told at the hospital to fill out mandatory paperwork.

Attachment: Communication - Karen Eaton - 6-27-24 (12359 : Communication from Karen Eaton of Cincinnatus, New York)

They haven't heard back anything either. I had been led to believe that part of the lack of response was due to the fact that it was "just Scout" bitten and not me – apparently not.

In contrast however, another friend, who was walking her dogs in the city of Cortland and several dogs came running out and attacked hers. In her case, the city police did respond, and in fact returned three times to the property, to secure the information on the owner/dogs. While she is still waiting for the owner to pay the vet bills for her dog's injuries, at least she did receive some help.

To be fair and honest, I can see why the dog warden would not want to go to a cabin in the woods with a dangerous dog and a person that she cannot check the background of. I do not think they should be asked to go into that situation on their own. There should be at least a couple of people responding, and people able to use deadly force if the dog is dangerous.

I believe that the idea that this is not a law enforcement /criminal issue should be reconsidered. My understanding is that to commit assault you only have to have the threat and the ability to cause bodily harm, the pit bull certainly had that – all that would be missing is the intent. However, anyone with a large powerful dog that does not train them to stay on their property nor to follow commands (nor even attempt to give any commands) might be considered to have intent. At the very least a case for reckless endangerment can be made – so if there needs to be a criminal element to send out a "public safety" officer, perhaps those might be considered. I know I at least felt like I had been assaulted, and am still in disbelief that there was no response. As I have thought, and many I have spoken to have noted, what if next time it is a child walking the dog? Also in this age of litigation, what if a child (or really anyone or any dog) is attacked by this dog - and someone finds out that Cortland County's agents failed to ticket and warn this owner… does this create a liability for the county?

I am here, and writing to you today, to request that you consider a change to the policy that has left me both amazed and dismayed. Let me be clear, I am not blaming any one person. I think that the policies and procedures need revision and clarification. From my perspective, I would suggest the following…

- Within a two hour window of time (unless there's another emergency) a law enforcement officer and/or dog warden should speak to the owner, get the information on the dog and owner to the person whose dog was attacked.

- There must be provision for attacks that occur on the weekends. As my legislator commented, dogs don't just bite Monday through Friday, they bite on the weekends as well, and sometimes even on Thanksgiving and Christmas.

- No one without the equipment (meaning to use deadly force if needed to protect themselves) nor training should be required/allowed by county policy to approach these people and dogs on their own. While I recognize that has not been a policy for the sheriff in the past, times have changed and procedures should as well. If the City of Cortland can send a law enforcement officer multiple times…, it proves that it is possible.

Attachment: Communication - Karen Eaton - 6-27-24 (12359 : Communication from Karen Eaton of Cincinnatus, New York)

- People must be required to turn over dog vaccination records. If they do not have them on hand, then they must call their vet's office and release the records to the vet or doctor of the person attacked. This should happen within 24 hours. If they have not vaccinated their dogs there should be a fine large enough to make a violation of the health laws prohibitive.

- A list of these dangerous dogs should be kept and if the behavior continues then appropriate action must be taken. My impression is that this may be a policy already for people, but since my friend has not received information on her daughter's attack – I am not so sure. I also question if the current policy only deals with people bitten, if so - it should include dogs. Also, what happens when the owner lives in another county? In the attack on Scout, the Air BnB said he was from Ithaca (but who knows if he filled out the true profile info, and now he is gone….)

- Point being, this list should be shared at least statewide? Is it? Can people move and the record of their dog's attacks "disappear"?

Thank you for your time and consideration of this issue. Unfortunately, the attacks by dogs seem to be increasing in number and severity. It is certainly scary. In response to this, an update on this policy and monitoring of its implementation is needed. Sunday I felt like the "Little Red Hen" from the childhood fable, asking for help with the wheat and none of the other barnyard animals would help her…, until it was time to eat the bread. While that story contained many lessons, one of them was certainly self-sufficiency. I do not think that individuals, like my husband, who offered to go up right away should be put in a position to feel that that is their only option in these cases. As I said before, that could go sideways rather quickly. However, knowing what I know now I may not decline his offer in the future to "take care of the matter". Hopefully, there will be a change in policy and people will not have to take matters into their own hands.

Attachment: Communication - Karen Eaton - 6-27-24 (12359 : Communication from Karen Eaton of Cincinnatus, New York)

HANCOCK ESTABROOK LLP

JOHN P. SIDD, PARTNER
(315) 565-4559
jsidd@hancocklaw.com

June 13, 2024

Via CMRRR#70200640000033048241
Scott Steve, Mayor
City of Cortland
City Hall
25 Court Street
Cortland, New York 13045

Via CMRRR#70200640000033048258
Robert J. Edwards, Superintendent
Cortland City School District
One Valley View Drive
Cortland, New York 13045

Via CMRRR#70200640000033048272
Kevin Fitch, Chairman
Cortland County Legislature
County Office Building
60 Central Avenue
P.O. Box 5590
Cortland, New York 13045-5590

Via CMRRR#70200640000033048265
Karen Harvey-Stearns, Sr. Account Clerk
Cortland City School District
One Valley View Drive
Cortland, New York 13045

Re: Cortland County Industrial Development Agency
SV Cortland One LLC Solar Energy Project

Dear Sir/Madam:

Pursuant to Section 859-a of Title 18-A of the General Municipal Law (the "Act"), enclosed please find, on behalf of the Cortland County Industrial Development Agency (the "Agency"), a Notice of Public Hearing regarding the above-referenced project, together with a copy of the Agency's Preliminary Inducement Resolution for the Project.

This correspondence shall also serve as notice pursuant to Section 874(4)(b) of the Act in relation to the Agency's intention to deviate from its Uniform Tax Exemption Policy in relation to the Project.

The Agency is considering granting the applicant a real property tax exemption, subject to the obligation to make payments in lieu of tax, under terms which deviate from the Agency's Uniform Tax Exemption Policy. Under the proposed deviation the applicant shall be required to make annual payments in lieu of tax immediately upon implementation of the real property tax exemption

Attachment: SV Cortland One LLC Energy Project Letter - Notice - Preliminary Inducement_20240613 (12347 : Receive & File IDA PILOT Notice -

HANCOCK ESTABROOK LLP

in the amount of $9,000.00 (calculated as $3,000.00 per megawatt of electrical production capacity), which annual payments shall increase by 1.5% each year for a period of 25 years, resulting in total payments in lieu of tax in the amount of $270,567.00. The payments in lieu of tax represent 92.75% of the estimated ordinary real property taxes which would be paid if not for the Agency's involvement in the Project. The Agency's cost benefit analysis and the exact terms of the proposed deviation will be presented at the Public Hearing.

Thank you and if you should have any questions, please do not hesitate to contact the Agency.

Very truly yours,

HANCOCK ESTABROOK LLP

John P. Sidd

JPS/vc
Enclosures

Attachment: SV Cortland One LLC Energy Project Letter - Notice - Preliminary Inducement_20240613 (12347 : Receive & File IDA PILOT Notice -

CORTLAND COUNTY
NOTICE OF PUBLIC HEARING
ON PROPOSED PROJECT AND
FINANCIAL
ASSISTANCE RELATING THERETO

Notice is hereby given that a public hearing pursuant to Section 859-a(2) of the General Municipal Law of the State of New York (the "Act") will be held by the Cortland County Industrial Development Agency (the "Agency") on the 26th day of June, 2024 at 11 o'clock a.m. local time at the offices of the Agency located at 40 Main Street, Suite A, in the City of Cortland, County of Cortland, New York in connection with the following matters:

SV Cortland One LLC, with an address of 1616 Sixteenth Avenue, Nashville, TN 37212 (the "Company") presented an application (the "Application") to the Agency requesting that the Agency consider undertaking a project (the "Project") consisting of the following: (A) (1) the acquisition of an interest in a ± 18.57-acre parcel of land (the "Land") located at 136 S. Pendleton Street in the City of Cortland, Cortland County, New York (2) construction of a 2.8 MW AC solar photovoltaic facility and related infrastructure on the Land (the "Facility") and (3) the acquisition and installation therein and thereon of fixtures and equipment comprising the Facility (the "Equipment"), all of the foregoing to constitute a solar photovoltaic facility to be operated by the Company (the Land, Facility and Equipment being collectively referred to as the "Project Facility"); (B) the granting of certain "financial assistance" (within the meaning of Section 854(14) of the Act) with respect to the foregoing, including potential exemptions from certain sales taxes, real estate transfer taxes, mortgage recording taxes and real property taxes (collectively, the "Financial Assistance"); and (C) the lease (with an obligation to purchase) or sale of the Project Facility to the Company or such other person as may be designated by the Company and agreed upon by the Agency.

The Agency is considering whether (A) to undertake the Project and (B) to provide certain exemptions from taxation with respect to the Project, including (1) exemption from mortgage recording taxes with respect to any documents recorded by the Agency with respect to the Project in the office of the Clerk of Cortland County, New York or elsewhere, (2) exemption from sales taxes relating to the acquisition, construction/renovation and installation of the Project Facility, (3) exemption from deed transfer taxes on any real estate transfers with respect to the Project, and (4) exemption from real property taxes (but not including special assessments and special ad valorem levies) with respect to the Project Facility, subject to the obligation of the Company to make payments in lieu of taxes with respect to the Project Facility. If any portion of the Financial Assistance to be granted by the Agency with respect to the Project is not consistent with the Agency's uniform tax exemption policy, the Agency will follow the procedures for deviation from such policy set forth in Section 874(4)(b) of the Act prior to granting such portion of the Financial Assistance. The Agency will, at said time and place, hear all persons with views on the location and nature of the proposed Project and the Financial Assistance being contemplated by the Agency in connection with the proposed Project.

Dated: June 10, 2024

CORTLAND COUNTY INDUSTRIAL DEVELOPMENT AGENCY
By: Brendan O'Bryan, Executive Director

Attachment: SV Cortland One LLC Energy Project Letter - Notice - Preliminary Inducement_20240613 (12347 : Receive & File IDA PILOT Notice -

FINAL EXECUTED COPY OF RESOLUTION ON FILE WITH THE AGENCY

A regular meeting of Cortland County Industrial Development Agency (the "Agency") was convened in public session at the McNeil & Co. Conference Center located at 11 Main Street in the City of Cortland, Cortland County, New York on June 10, 2024 at 12:00 o'clock p.m., local time.

The meeting was called to order by the Chair and, upon roll being called, the following members of the Agency were:

PRESENT:

Michael McMahon	Chairman
Stephen Compagni	Vice Chairman
Clinton Brooks	Secretary
Deborah Hayden	Treasurer
Johanna Ames	Member
Kathleen Burke	Member
Donald Richards	Member

ABSENT:

FOLLOWING PERSONS WERE ALSO PRESENT:

Brendan O'Bryan	Executive Director
Karen Niday	Chief Financial Officer
Eric J. Mulvihill	Community Relations Specialist
John P. Sidd, Esq.	Agency Counsel

The following resolution was offered by _____, seconded by _____, to wit:

Resolution No. _____

RESOLUTION TAKING PRELIMINARY OFFICIAL ACTION TOWARD THE ACQUISITION, CONSTRUCTION, INSTALLATION AND LEASING OF A CERTAIN COMMERCIAL PROJECT FOR SV CORTLAND ONE LLC

WHEREAS, Cortland County Industrial Development Agency (the "Agency") is authorized and empowered by the provisions of Chapter 1030 of the 1969 Laws of New York, constituting Title 1 of Article 18-A of the General Municipal Law, Chapter 24 of the Consolidated Laws of New York, as amended (the "Enabling Act") and Chapter 77 of the 1974 Laws of New York, as amended, constituting Section 902 of said General Municipal Law (said Chapter and the Enabling Act being hereinafter collectively referred to as the

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"Act") to promote, develop, encourage and assist in the acquiring, constructing, reconstructing, improving, maintaining, equipping and furnishing of commercial facilities, among others, for the purpose of promoting, attracting and developing economically sound commerce and industry to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York, to improve their prosperity and standard of living, and to prevent unemployment and economic deterioration; and

WHEREAS, to accomplish its stated purposes, the Agency is authorized and empowered under the Act to acquire, construct, reconstruct and install one or more "projects" (as defined in the Act) or to cause said projects to be acquired, constructed, reconstructed and installed, and to convey said projects or to lease said projects with the obligation to purchase; and

WHEREAS, SV Cortland One LLC (the "Company") has presented an application (the "Application") to the Agency, a copy of which was presented at this meeting and copies of which are on file at the office of the Agency, requesting that the Agency consider undertaking a project (the "Project") consisting of the following: (A) (1) the acquisition of an interest in a ± 18.57-acre parcel of land (the "Land") located at 136 S. Pendleton Street in the City of Cortland, Cortland County, New York (2) construction of a 2.8 MW AC solar photovoltaic facility and related infrastructure on the Land (the "Facility") and (3) the acquisition and installation therein and thereon of fixtures and equipment comprising the Facility (the "Equipment"), all of the foregoing to constitute a solar photovoltaic facility to be operated by the Company (the Land, Facility and Equipment being collectively referred to as the "Project Facility"); (B) the granting of certain "financial assistance" (within the meaning of Section 854(14) of the Act) with respect to the foregoing, including potential exemptions from certain sales taxes, real estate transfer taxes, mortgage recording taxes and real property taxes (collectively, the "Financial Assistance"); and (C) the lease (with an obligation to purchase) or sale of the Project Facility to the Company or such other person as may be designated by the Company and agreed upon by the Agency; and

WHEREAS, the Agency has given due consideration to the Application and to representations by the Company that (A) the granting by the Agency of the Financial Assistance with respect to the Project will be an inducement to the Company to undertake the Project in Cortland County, New York, and (B) the completion of the Project Facility will not result in the removal of an industrial or manufacturing plant of the Company or any other proposed occupant of the Project Facility from one area of the State of New York to another area of the State of New York or in the abandonment of a plant or facility of the Company or any other proposed occupant of the Project Facility located in the State of New York; and

WHEREAS, the Agency desires to encourage the Company to preserve and advance the job opportunities, health, general prosperity and economic welfare of the people of Cortland County, New York by undertaking the Project in Cortland County, New York; and

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WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the "SEQR Act"), and the regulations (the "Regulations") adopted pursuant thereto by the Department of Environmental Conservation of the State of New York (collectively with the SEQR Act, "SEQRA"), by resolution adopted by the members of the Agency on June 10, 2024 (the "SEQR Resolution"), the Agency has determined that the Project will not have a significant effect on the environment and, therefore, that an environmental impact statement is not required to be prepared with respect to the Project; and

WHEREAS, pursuant to the Act, any approval of the Project contained herein is contingent upon a determination by the members of the Agency to proceed with the Project following satisfaction of the public hearing and notice requirements and other procedural requirements contained in Section 859-a of the Act that relate to the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF CORTLAND COUNTY INDUSTRIAL DEVELOPMENT AGENCY AS FOLLOWS:

Section 1. The Agency has reviewed the Application and based upon the representations made by the Company to the Agency in the Application and at this meeting and, based thereon, the Agency hereby makes the following findings and determinations with respect to the Project:

(A) The Project constitutes a "project" within the meaning of the Act; and

(B) The completion of the Project Facility will not result in the removal of an industrial or manufacturing plant of the Company or any other proposed occupant of the Project Facility from one area of the State of New York to another area of the State of New York and the completion of the Project Facility will not result in the abandonment of a plant or facility of a proposed occupant of the Project Facility located in the State of New York.

(C) The Project Facility will not constitute a project where facilities or property that are primarily used in making retail sales of goods or services to customers who personally visit such facilities constitute more than one-third of the total cost of the Project; and

(D) The granting of the Financial Assistance by the Agency with respect to the Project, through the granting of the various tax exemptions described in Section 2(D) of this Resolution, will promote the job opportunities, health, general prosperity and economic welfare of the inhabitants of Cortland County, New York and the State of New York and improve their standard of living, and thereby serve the public purposes of the Act.

Section 2. If, following full compliance with the Act, including the public hearing requirements set forth in Section 859-a of the Act, the Agency adopts a future resolution (the "Future Resolution") determining to proceed with the Project and to grant the

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Financial Assistance with respect thereto and the Company complies with all conditions set forth in the Future Resolution, then the Agency will (A) acquire an interest in the Project Facility from the Company pursuant to a deed, lease agreement or other documentation to be negotiated between the Agency and the Company (the "Acquisition Agreement"); (B) construct the Facility and acquire and install the Equipment in the Facility or elsewhere on the Land; (C) lease (with the obligation to purchase) or sell the Project Facility to the Company pursuant to a lease agreement or an installment sale agreement (hereinafter the "Project Agreement") between the Agency and the Company whereby the Company will be obligated, among other things, (1) to make payments to the Agency in amounts and at times so that such payments will be adequate to enable the Agency to timely pay all amounts due on the Acquisition Agreement and (2) to pay all costs incurred by the Agency with respect to the Project and/or the Project Facility, including all costs of operation and maintenance, all taxes and other governmental charges, any required payments in lieu of taxes and the reasonable fees and expenses incurred by the Agency with respect to or in connection with the Project and/or the Project Facility, and (D) provide the Financial Assistance with respect to the Project, in accordance with the Agency's uniform tax exemption policy, including (1) exemption from mortgage recording taxes with respect to any documents recorded by the Agency with respect to the Project in the Office of the County Clerk of Cortland County, New York or elsewhere, (2) exemption from sales taxes relating to the acquisition, construction and installation of the Project Facility, (3) exemption from deed transfer taxes and real estate transfer gains taxes on real estate transfers to and from the Agency with respect to the Project, and (4) exemption from real estate taxes (but not including special assessments and special ad valorem levies) relating to the Project Facility, subject to the obligation of the Company to make payments in lieu of taxes with respect to the Project Facility.

Section 3. If the Agency adopts the Future Resolution, the undertaking and completing of the Project by the Agency, and the granting of the Financial Assistance with respect to the Project as contemplated by Section 2 of this Resolution, shall be subject to: (A) the determination by the members of the Agency to proceed with the Project following a determination by the members of the Agency that all requirements of SEQRA that relate to the Project have been fulfilled; (B) agreement by the Agency and the Company on mutually acceptable terms for the conveyance of the Land to the Agency; (C) agreement between the Company and the Agency as to payment by the Company of payments in lieu of taxes with respect to the Project Facility, together with the administrative fee of the Agency with respect to the Project; (D) a determination by the members of the Agency to proceed with the granting of the Financial Assistance with respect to the Project following a determination by the members of the Agency that the public hearing and notice requirements and other procedural requirements contained in Section 859-a of the Act have been complied with; (E) the Agency's uniform tax exemption policy or if any portion of the Financial Assistance to be granted by the Agency with respect to the Project is not consistent with the Agency's uniform tax exemption policy, the Agency must follow the procedures for deviation from such policy set forth in Section 874(b) of the Act prior to granting such portion of the Financial Assistance; and (F) the following additional condition(s): None.

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Section 4. The officers, agents and employees of the Agency are hereby authorized, empowered and directed to proceed with the undertakings provided for herein on the part of the Agency and are further authorized to do all such acts and things and to execute all such documents as may be necessary or convenient to carry out and comply with the terms and provisions of this Resolution.

Section 5. John P. Sidd, Esq., of the law firm of Hancock Estabrook LLP is hereby appointed Special Counsel to the Agency with respect to all matters in connection with the Project. Special Counsel for the Agency is hereby authorized, at the expense of the Company, to work with the Company, counsel to the Company and others to prepare for submission to the Agency, all documents necessary to effect the transactions contemplated by this Resolution.

Section 6. Pursuant to Section 875(3) of the Act, the Agency shall recover, recapture, receive, or otherwise obtain from the Company that portion of the Financial Assistance which constitutes state sales and use tax exemptions taken or purported to be taken by the Company to which the Company is not entitled or which are in excess of the amount authorized by the Agency or which are for property or services not authorized by the Agency as part of the Project or were taken by the Company when the Company failed to comply with a material term or condition to use property or services in the manner required by the Agency. The Company shall cooperate with the Agency in its efforts to recover, recapture, receive, or otherwise obtain such state sales and use tax exemptions and shall promptly pay over any such amounts to the Agency. The failure to pay over such amounts to the Agency shall be grounds for the New York State Commissioner of Taxation and Finance to assess and determine state sales and use taxes due from the Company under Article 28 of the Tax Law of the State of New York, together with any relevant penalties and interest due on such amounts.

Section 7. The Executive Director of the Agency, prior to the granting of any Financial Assistance with respect to the Project, after consultation with Special Counsel, is authorized (A) to establish a time, date and place for a public hearing of the Agency to hear all persons interested in the location and nature of the Project Facility and the proposed Financial Assistance being contemplated by the Agency with respect to the Project, said public hearing to be held in the city, town or village where the Project Facility will be located; (B) to cause notice of such public hearing to be given to the public by publishing a notice of such hearing in a newspaper of general circulation available to residents of the governmental units where the Project Facility is to be located, such notice to comply with the requirements of Section 859-a of the Act and to be published no fewer than ten (10) days prior to the date established for such public hearing; (C) to cause notice of said public hearing to be given to the chief executive officer of the county and each city, town, village and school district in which the Project Facility is or is to be located no fewer than ten (10) days prior to the date established for said public hearing; (D) to conduct such public hearing; and (E) to cause a report of said public hearing fairly summarizing the views presented at said public hearing to be promptly prepared.

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Section 8. The Chairman, Vice Chairman and Executive Director of the Agency are each hereby authorized and directed to distribute copies of this Resolution to the Company and to do such further things or perform such acts as may be necessary or convenient to implement the provisions of this Resolution.

Section 9. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

Michael McMahon	VOTING	_____
Stephen Compagni	VOTING	_____
Clinton Brooks	VOTING	_____
Deborah Hayden	VOTING	_____
Johanna Ames	VOTING	_____
Kathleen Burke	VOTING	_____
Donald Richards	VOTING	_____

The foregoing Resolution was thereupon declared and duly adopted.

STATE OF NEW YORK)
COUNTY OF CORTLAND) ss.:

I, the undersigned Secretary of Cortland County Industrial Development Agency (the "Agency"), DO HEREBY CERTIFY, that I have compared the foregoing extract of the minutes of the meeting of the members of the Agency, including the Resolution contained therein, held on June 10, 2024 with the original thereof on file in my office, and that the same is a true and correct copy of such proceedings of the Agency and of such Resolution set forth therein and of the whole of said original so far as the same related to the subject matters therein referred to.

I FURTHER CERTIFY that (A) all members of the Agency had due notice of said meeting; (B) said meeting was in all respect duly held; (C) pursuant to Article 7 of the Public Officers Law (the "Open Meetings Law"), said meeting was open to the general public and due notice of the time and place of said meeting was given in accordance with such Open Meetings Law; and (D) there was a quorum of the members of the Agency present through said meeting.

I FURTHER CERTIFY that, as of the date hereof, the attached Resolution is in full force and effect and has not been amended, repealed or rescinded.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Agency this 10th day of June, 2024.

_____
Clinton Brooks, Secretary

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HANCOCK ESTABROOK LLP

JOHN P. SIDD, PARTNER
(315) 565-4559
jsidd@hancocklaw.com



May 20, 2024

Via CMRRR#95890710527012630456 75
Tom Williams, Supervisor
Town of Cortlandville
The Raymond G. Thorpe Municipal Bldg.
3577 Terrace Road
Cortland, New York 13045

Via CMRRR#95890710527012630456 82
Robert J. Edwards, Superintendent
Cortland City School District
One Valley View Drive
Cortland, New York 13045

Via CMRRR#95890710527012630456 99
Kevin Fitch, Chairman
Cortland County Legislature
County Office Building
60 Central Avenue
P.O. Box 5590
Cortland, New York 13045-5590

Via CMRRR#95890710527012630457 05
Karen Harvey-Stearns, Sr. Account Clerk
Cortland City School District
One Valley View Drive
Cortland, New York 13045

Re: Cortland County Industrial Development Agency
Cortlandville PV, LLC Solar Energy Project

Dear Sir/Madam:

Pursuant to Section 859-a of Title 18-A of the General Municipal Law (the "Act"), enclosed please find, on behalf of the Cortland County Industrial Development Agency (the "Agency"), a Notice of Public Hearing regarding the above-referenced project, together with a copy of the Agency's Preliminary Inducement Resolution for the Project.

This correspondence shall also serve as notice pursuant to Section 874(4)(b) of the Act in relation to the Agency's intention to deviate from its Uniform Tax Exemption Policy in relation to the Project.

The Agency is considering granting the applicant a real property tax exemption, subject to the obligation to make payments in lieu of tax, under terms which deviate from the Agency's Uniform Tax Exemption Policy. Under the proposed deviation the applicant shall be required to make annual payments in lieu of tax immediately upon implementation of the real property tax exemption in the amount of $27,500.00 (calculated as $5,500.00 per megawatt of electrical production capacity), which annual payments shall increase by 2% each year for a period of 15 years, resulting

Attachment: ltr_Hancock_Estabrook_Cortlandville PV LLC Solar Energy Project (12348 : Receive & File IDA PILOT Notice - Cortlandville PV,

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in total payments in lieu of tax in the amount of $475,569.00. The applicant will also be required to enter a Host Community Agreement with the Town of Cortlandville which Agreement shall require an annual payment to the Town of no less than $1,500.00 per megawatt of electrical production capacity which annual payment shall also increase by 2% each year for a period of 15 years resulting in total payments to the Town in the amount of $129,699.00. The payments in lieu of tax and the payments required under the Host Community Agreement together represent 62% of the estimated ordinary real property taxes which would be paid if not for the Agency's involvement in the Project. The Agency's cost benefit analysis and the exact terms of the proposed deviation will be presented at the Public Hearing.

Thank you and if you should have any questions, please do not hesitate to contact the Agency.

Very truly yours,

HANCOCK ESTABROOK LLP

John P. Sidd

JPS/vc
Enclosures

Attachment: ltr_Hancock_Estabrook_Cortlandville PV LLC Solar Energy Project (12348 : Receive & File IDA PILOT Notice - Cortlandville PV,

A regular meeting of Cortland County Industrial Development Agency (the "Agency") was convened in public session at the offices of the Agency located at 40 Main Street, Suite A, in the City of Cortland, Cortland County, New York on May 13, 2024, at 12:00 o'clock p.m., local time.

The meeting was called to order by the Chair and, upon roll being called, the following members of the Agency were:

PRESENT:

Michael McMahon	Chairman
Stephen Compagni	Vice Chairman
Clinton Brooks	Secretary
Deborah Hayden	Treasurer
Johanna Ames	Member
Kathleen Burke	Member
Donald Richards	Member

ABSENT:

FOLLOWING PERSONS WERE ALSO PRESENT:

Brendan O'Bryan	Executive Director
Karen Niday	Chief Financial Officer
Eric J. Mulvihill	Community Relations Specialist
John P. Sidd, Esq.	Agency Counsel

RESOLUTION TAKING PRELIMINARY OFFICIAL ACTION TOWARD THE ACQUISITION, CONSTRUCTION, INSTALLATION AND LEASING OF A CERTAIN COMMERCIAL PROJECT FOR CORTLANDVILLE PV, LLC.

WHEREAS, Cortland County Industrial Development Agency (the "Agency") is authorized and empowered by the provisions of Chapter 1030 of the 1969 Laws of New York, constituting Title 1 of Article 18-A of the General Municipal Law, Chapter 24 of the Consolidated Laws of New York, as amended (the "Enabling Act") and Chapter 77 of the 1974 Laws of New York, as amended, constituting Section 902 of said General Municipal Law (said Chapter and the Enabling Act being hereinafter collectively referred to as the "Act") to promote, develop, encourage and assist in the acquiring, constructing, reconstructing, improving, maintaining, equipping and furnishing of commercial facilities, among others, for the purpose of promoting, attracting and developing economically sound commerce and industry to advance the job opportunities, health, general prosperity

Attachment: Preliminary Inducement_Cortlandville PV LLC Solar Energy Project_20240523 (12348 : Receive & File IDA PILOT Notice -

and economic welfare of the people of the State of New York, to improve their prosperity and standard of living, and to prevent unemployment and economic deterioration; and

WHEREAS, to accomplish its stated purposes, the Agency is authorized and empowered under the Act to acquire, construct, reconstruct and install one or more "projects" (as defined in the Act) or to cause said projects to be acquired, constructed, reconstructed and installed, and to convey said projects or to lease said projects with the obligation to purchase; and

WHEREAS, Cortlandville PV, LLC (the "Company") has presented an application (the "Application") to the Agency, a copy of which was presented at this meeting and copies of which are on file at the office of the Agency, requesting that the Agency consider undertaking a project (the "Project") consisting of the following: (A) (1) the acquisition of an interest in a ± 32.14 acre portion of a ± 75.78-acre parcel of land (the "Land") located at 3023 Route 215 in the Town of Cortlandville, Cortland County, New York (2) construction of a 5 MW community solar facility consisting of 10,612 ± photovoltaic panels on single axis trackers, 23 DC to AC inverters, two step-up transformers, and related infrastructure, on the Land (the "Facility") and (3) the acquisition and installation therein and thereon of fixtures and equipment comprising the Facility (the "Equipment"), all of the foregoing to constitute a solar photovoltaic facility to be operated by the Company (the Land, Facility and Equipment being collectively referred to as the "Project Facility"); (B) the granting of certain "financial assistance" (within the meaning of Section 854(14) of the Act) with respect to the foregoing, including potential exemptions from certain sales taxes, real estate transfer taxes, mortgage recording taxes and real property taxes (collectively, the "Financial Assistance"); and (C) the lease (with an obligation to purchase) or sale of the Project Facility to the Company or such other person as may be designated by the Company and agreed upon by the Agency; and

WHEREAS, the Agency has given due consideration to the Application and to representations by the Company that (A) the granting by the Agency of the Financial Assistance with respect to the Project will be an inducement to the Company to undertake the Project in Cortland County, New York, and (B) the completion of the Project Facility will not result in the removal of an industrial or manufacturing plant of the Company or any other proposed occupant of the Project Facility from one area of the State of New York to another area of the State of New York or in the abandonment of a plant or facility of the Company or any other proposed occupant of the Project Facility located in the State of New York; and

WHEREAS, the Agency desires to encourage the Company to preserve and advance the job opportunities, health, general prosperity and economic welfare of the people of Cortland County, New York by undertaking the Project in Cortland County, New York; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the "SEQR Act"), and the regulations (the "Regulations") adopted pursuant thereto by the Department of

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Environmental Conservation of the State of New York (collectively with the SEQR Act, "SEQRA"), the Agency is required to make a SEQRA determination for the Project prior to granting the Financial Assistance; and

WHEREAS, pursuant to the Act, any approval of the Project contained herein is contingent upon a determination by the members of the Agency to proceed with the Project following satisfaction of the public hearing and notice requirements and other procedural requirements contained in Section 859-a of the Act that relate to the Project and full compliance with SEQRA; and

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF CORTLAND COUNTY INDUSTRIAL DEVELOPMENT AGENCY AS FOLLOWS:

Section 1. The Agency has reviewed the Application and based upon the representations made by the Company to the Agency in the Application and at this meeting and, based thereon, the Agency hereby makes the following findings and determinations with respect to the Project:

(A) The Project constitutes a "project" within the meaning of the Act; and

(B) The completion of the Project Facility will not result in the removal of an industrial or manufacturing plant of the Company or any other proposed occupant of the Project Facility from one area of the State of New York to another area of the State of New York and the completion of the Project Facility will not result in the abandonment of a plant or facility of a proposed occupant of the Project Facility located in the State of New York.

(C) The Project Facility will not constitute a project where facilities or property that are primarily used in making retail sales of goods or services to customers who personally visit such facilities constitute more than one-third of the total cost of the Project; and

(D) The granting of the Financial Assistance by the Agency with respect to the Project, through the granting of the various tax exemptions described in Section 2(D) of this Resolution, will promote the job opportunities, health, general prosperity and economic welfare of the inhabitants of Cortland County, New York and the State of New York and improve their standard of living, and thereby serve the public purposes of the Act; and

(E) A coordinated SEQRA review of the Project was undertaken by the Town of Cortlandville Planning Board (the “Planning Board”) acting as lead agency and, on or about June 27, 2023, the Planning Board determined that the Project would not cause a significant adverse environmental impact (a “Negative Declaration”); and

(F) The determination of significance issued by the lead agency following coordinated review is binding on all other involved agencies, including the Agency, and

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the Agency is now authorized under the Act to undertake the Project in order to promote the job opportunities, health, general prosperity and economic welfare of the inhabitants of Cortland County, New York and the State of New York and improve their standard of living.

Section 2. If, following full compliance with the Act, including the public hearing requirements set forth in Section 859-a of the Act, the Agency adopts a future resolution (the "Future Resolution") determining to proceed with the Project and to grant the Financial Assistance with respect thereto and the Company complies with all conditions set forth in the Future Resolution, then the Agency will (A) acquire an interest in the Project Facility from the Company pursuant to a deed, lease agreement or other documentation to be negotiated between the Agency and the Company (the "Acquisition Agreement"); (B) construct the Facility and acquire and install the Equipment in the Facility or elsewhere on the Land; (C) lease (with the obligation to purchase) or sell the Project Facility to the Company pursuant to a lease agreement or an installment sale agreement (hereinafter the "Project Agreement") between the Agency and the Company whereby the Company will be obligated, among other things, (1) to make payments to the Agency in amounts and at times so that such payments will be adequate to enable the Agency to timely pay all amounts due on the Acquisition Agreement and (2) to pay all costs incurred by the Agency with respect to the Project and/or the Project Facility, including all costs of operation and maintenance, all taxes and other governmental charges, any required payments in lieu of taxes and the reasonable fees and expenses incurred by the Agency with respect to or in connection with the Project and/or the Project Facility, and (D) provide the Financial Assistance with respect to the Project, in accordance with the Agency's uniform tax exemption policy, including (1) exemption from mortgage recording taxes with respect to any documents recorded by the Agency with respect to the Project in the Office of the County Clerk of Cortland County, New York or elsewhere, (2) exemption from sales taxes relating to the acquisition, construction and installation of the Project Facility, (3) exemption from deed transfer taxes and real estate transfer gains taxes on real estate transfers to and from the Agency with respect to the Project, and (4) exemption from real estate taxes (but not including special assessments and special ad valorem levies) relating to the Project Facility, subject to the obligation of the Company to make payments in lieu of taxes with respect to the Project Facility.

Section 3. If the Agency adopts the Future Resolution, the undertaking and completing of the Project by the Agency, and the granting of the Financial Assistance with respect to the Project as contemplated by Section 2 of this Resolution, shall be subject to: (A) the determination by the members of the Agency to proceed with the Project following a determination by the members of the Agency that all requirements of SEQRA that relate to the Project have been fulfilled; (B) agreement by the Agency and the Company on mutually acceptable terms for the conveyance of the Land to the Agency; (C) agreement between the Company and the Agency as to payment by the Company of payments in lieu of taxes with respect to the Project Facility, together with the administrative fee of the Agency with respect to the Project; (D) a determination by the members of the Agency to proceed with the granting of the Financial Assistance with respect to the Project following a determination by the members of the Agency that the

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public hearing and notice requirements and other procedural requirements contained in Section 859-a of the Act have been complied with; (E) the Agency's uniform tax exemption policy or if any portion of the Financial Assistance to be granted by the Agency with respect to the Project is not consistent with the Agency's uniform tax exemption policy, the Agency must follow the procedures for deviation from such policy set forth in Section 874(b) of the Act prior to granting such portion of the Financial Assistance; and (F) the following additional condition(s): None.

Section 4. The officers, agents and employees of the Agency are hereby authorized, empowered and directed to proceed with the undertakings provided for herein on the part of the Agency and are further authorized to do all such acts and things and to execute all such documents as may be necessary or convenient to carry out and comply with the terms and provisions of this Resolution.

Section 5. John P. Sidd, Esq., of the law firm of Hancock Estabrook LLP is hereby appointed Special Counsel to the Agency with respect to all matters in connection with the Project. Special Counsel for the Agency is hereby authorized, at the expense of the Company, to work with the Company, counsel to the Company and others to prepare for submission to the Agency, all documents necessary to effect the transactions contemplated by this Resolution.

Section 6. Pursuant to Section 875(3) of the Act, the Agency shall recover, recapture, receive, or otherwise obtain from the Company that portion of the Financial Assistance which constitutes state sales and use tax exemptions taken or purported to be taken by the Company to which the Company is not entitled or which are in excess of the amount authorized by the Agency or which are for property or services not authorized by the Agency as part of the Project or were taken by the Company when the Company failed to comply with a material term or condition to use property or services in the manner required by the Agency. The Company shall cooperate with the Agency in its efforts to recover, recapture, receive, or otherwise obtain such state sales and use tax exemptions and shall promptly pay over any such amounts to the Agency. The failure to pay over such amounts to the Agency shall be grounds for the New York State Commissioner of Taxation and Finance to assess and determine state sales and use taxes due from the Company under Article 28 of the Tax Law of the State of New York, together with any relevant penalties and interest due on such amounts.

Section 7. The Executive Director of the Agency, prior to the granting of any Financial Assistance with respect to the Project, after consultation with Special Counsel, is authorized (A) to establish a time, date and place for a public hearing of the Agency to hear all persons interested in the location and nature of the Project Facility and the proposed Financial Assistance being contemplated by the Agency with respect to the Project, said public hearing to be held in the city, town or village where the Project Facility will be located; (B) to cause notice of such public hearing to be given to the public by publishing a notice of such hearing in a newspaper of general circulation available to residents of the governmental units where the Project Facility is to be located, such notice to comply with the requirements of Section 859-a of the Act and to be published no fewer

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than ten (10) days prior to the date established for such public hearing; (C) to cause notice of said public hearing to be given to the chief executive officer of the county and each city, town, village and school district in which the Project Facility is or is to be located no fewer than ten (10) days prior to the date established for said public hearing; (D) to conduct such public hearing; and (E) to cause a report of said public hearing fairly summarizing the views presented at said public hearing to be promptly prepared.

Section 8. The Chairman, Vice Chairman and Executive Director of the Agency are each hereby authorized and directed to distribute copies of this Resolution to the Company and to do such further things or perform such acts as may be necessary or convenient to implement the provisions of this Resolution.

Section 9. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

Michael McMahon	VOTING	YES
Stephen Compagni	VOTING	ABSENT
Clinton Brooks	VOTING	YES
Deborah Hayden	VOTING	YES
Johanna Ames	VOTING	YES
Kathleen Burke	VOTING	YES
Donald Richards	VOTING	YES

The foregoing Resolution was thereupon declared and duly adopted.

STATE OF NEW YORK)
COUNTY OF CORTLAND) ss.:

I, the undersigned Secretary of Cortland County Industrial Development Agency (the "Agency"), DO HEREBY CERTIFY, that I have compared the foregoing extract of the minutes of the meeting of the members of the Agency, including the Resolution contained therein, held on May 13, 2024 with the original thereof on file in my office, and that the same is a true and correct copy of such proceedings of the Agency and of such Resolution set forth therein and of the whole of said original so far as the same related to the subject matters therein referred to.

I FURTHER CERTIFY that (A) all members of the Agency had due notice of said meeting; (B) said meeting was in all respect duly held; (C) pursuant to Article 7 of the Public Officers Law (the "Open Meetings Law"), said meeting was open to the general public and due notice of the time and place of said meeting was given in accordance with such Open Meetings Law; and (D) there was a quorum of the members of the Agency present through said meeting.

Attachment: Preliminary Inducement_Cortlandville PV LLC Solar Energy Project_20240523 (12348 : Receive & File IDA PILOT Notice -

I FURTHER CERTIFY that, as of the date hereof, the attached Resolution is in full force and effect and has not been amended, repealed or rescinded.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Agency this 13th day of May, 2024.

Signed copy on file with the Agency

_____

Clinton Brooks, Secretary

Attachment: Preliminary Inducement_Cortlandville PV LLC Solar Energy Project_20240523 (12348 : Receive & File IDA PILOT Notice -

NOTICE OF PUBLIC HEARING ON PROPOSED PROJECT AND FINANCIAL ASSISTANCE RELATING THERETO

Notice is hereby given that a public hearing pursuant to Section 859-a(2) of the General Municipal Law of the State of New York (the "Act") will be held by the Cortland County Industrial Development Agency (the "Agency") on the 31st day of May, 2024 at 11 o'clock a.m. local time in the Town Court room at The Raymond G. Thorpe Municipal Building, 3577 Terrace Road, Cortland, New York 13045, located in the Town of Cortlandville, County of Cortland, New York in connection with the following matters:

Cortlandville PV, LLC, with an address of 200 Liberty Street, 14th Floor, New York, New York, (the "Company") presented an application (the "Application") to the Agency requesting that the Agency consider undertaking a project (the "Project") consisting of the following: (A) (1) the acquisition of an interest in a ± 32.14 acre portion of a ± 75.78-acre parcel of land (the "Land") located at 3023 Route 215 in the Town of Cortlandville, Cortland County, New York (2) construction of a 5 MW community solar facility consisting of 10,612 ± photovoltaic panels on single axis trackers, 23 DC to AC inverters, two step-up transformers, and related infrastructure, on the Land (the "Facility") and (3) the acquisition and installation therein and thereon of fixtures and equipment comprising the Facility (the "Equipment"), all of the foregoing to constitute a solar photovoltaic facility to be operated by the Company (the Land, Facility and Equipment being collectively referred to as the "Project Facility"); (B) the granting of certain "financial assistance" (within the meaning of Section 854(14) of the Act) with respect to the foregoing, including potential exemptions from certain sales taxes, real estate transfer taxes, mortgage recording taxes and real property taxes (collectively, the "Financial Assistance"); and (C) the lease (with an obligation to purchase) or sale of the Project Facility to the Company or such other person as may be designated by the Company and agreed upon by the Agency.

The Agency is considering whether (A) to undertake the Project and (B) to provide certain exemptions from taxation with respect to the Project, including (1) exemption from mortgage recording taxes with respect to any documents recorded by the Agency with respect to the Project in the office of the Clerk of Cortland County, New York or elsewhere, (2) exemption from sales taxes relating to the acquisition, construction/renovation and installation of the Project Facility, (3) exemption from deed transfer taxes on any real estate transfers with respect to the Project, and (4) exemption from real property taxes (but not including special assessments and special ad valorem levies) with respect to the Project Facility, subject to the obligation of the Company to make payments in lieu of taxes with respect to the Project Facility. If any portion of the Financial Assistance to be granted by the Agency with respect to the Project is not consistent with the Agency's uniform tax exemption policy, the Agency will follow the procedures for deviation from such policy set forth in Section 874(4)(b) of the Act prior to granting such portion of the Financial Assistance. The Agency will, at said time and place, hear all persons with views on the location and nature of the proposed Project and the Financial Assistance being contemplated by the Agency in connection with the proposed Project.

Dated: May 14, 2024

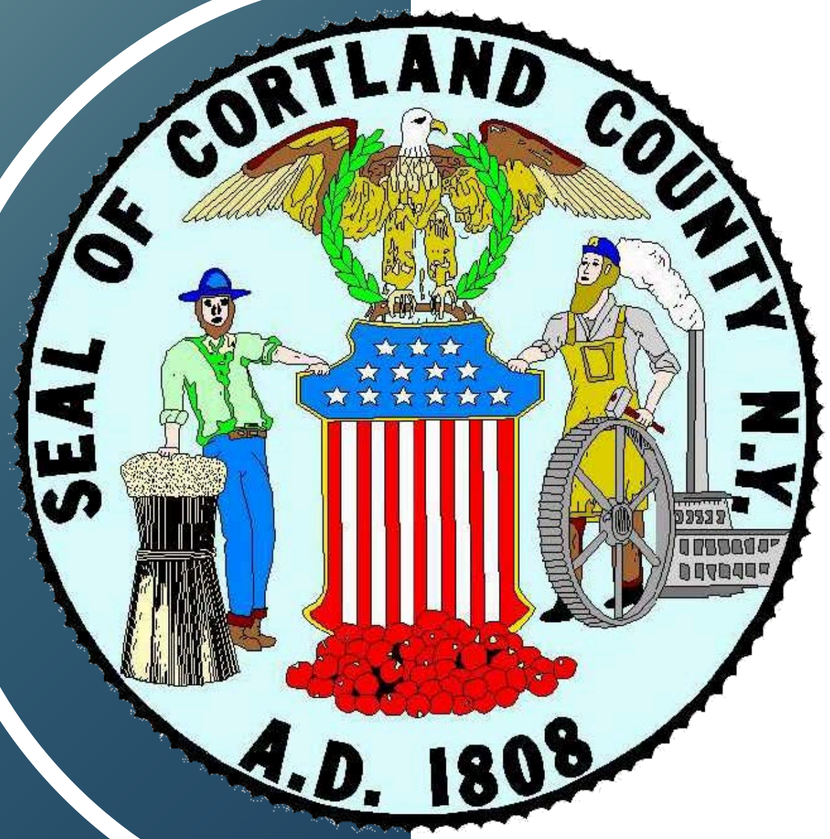
CORTLAND COUNTY INDUSTRIAL DEVELOPMENT AGENCY
By: Brendan O'Bryan, Executive Director

Attachment: Public Hearing Notice_Cortlandville PV LLC Solar Energy Project_20240523 (12348 : Receive & File IDA PILOT Notice -

CORTLAND COUNTY 2024 STATE OF THE COUNTY ADDRESS

KEVIN FITCH,
CHAIR OF THE LEGISLATURE

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)



"Progress is impossible without change, and those who cannot change their minds cannot change anything."

– George Bernard Shaw'

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

CORTLAND COUNTY

Kevin Fitch
Chair, Cortland County Legislature
60 Central Avenue
Cortland, NY 13045

Savannah Hempstead
Clerk of the Legislature
shempstead@cortlandcountyny.gov
(607) 753-5048

2024 State of the County Address

Ladies and Gentlemen, Honored Guests, and Fellow Citizens of Cortland County:

Good evening and thank you for joining me today as we reflect on the past year and look forward to the future of our remarkable county. It is an honor to stand before you as the Chair of the Legislature, representing the hardworking and dedicated people of Cortland County.

As we gather here, we do so in a spirit of unity and purpose. Cortland County has always been a place where community, resilience, and progress converge. Our rich history, vibrant communities, and scenic landscapes make us proud to call this place home. Today, I want to discuss the mandates required by New York State and how we are navigating these challenges while continuing to celebrate the greatness of Cortland County.

State Mandates and Fiscal Responsibility

Cortland County, like every other county across New York State, is facing enormous challenges in determining how to best meet the needs of all citizens and is challenged to find viable solutions to effectively help some of the most vulnerable individuals. Counties have limited human resources, fiscal, and physical resources as they face increasing mandated service costs and increasing human needs that cannot be fully met with traditional systems.

New York State imposes various mandates on counties across the state, and Cortland County is no exception. These mandates are designed to ensure that essential services are provided to all residents, from health and social services to public safety and infrastructure. While these requirements are crucial, they also present financial challenges that we must carefully manage.

Cortland County is mandated to provide a comprehensive range of essential programs and services under various state and federal laws. These mandates cover critical areas such as governance and administration, legal and public safety, health and human services, social services, fiscal management, and environmental regulations.

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

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The needs of all citizens need to be balanced as we seek to provide necessary public services, while keeping property taxes as low as possible. This means any investments in new services must be based on data and a full understanding of what will work, as well as what the taxpayers can afford, or are willing to give up in other areas.

Cortland County is committed to implementing State and Federal governed programs in the best way possible. This role is taken very seriously, and a large portion of County funds are allocated in this area.

Governance and Administration

Mandated functions include the Board of Legislators, Clerk of the Legislature, District Attorney, Public Defender, and Assigned Counsel services, all governed by specific provisions in New York State laws. The County Finance Director oversees financial operations mandated by law, while the County Clerk handles civil and DMV responsibilities under state constitutional and vehicle traffic laws.

Legal and Public Safety

The County Attorney's role is defined by NYS County Law, ensuring legal oversight. The Sheriff's Office is mandated for administrative, civil, and law enforcement duties under the New York State Constitution and relevant civil practice laws. The Coroners' responsibilities are established under NYS County Law #671. Probation services are governed by NYS Executive Law, ensuring compliance with legal requirements.

Health and Human Services

Public health administration, nursing, and environmental health services are mandated under various sections of the NYS Public Health Law. These include emergency preparedness, health education, and specific health initiatives such as rabies control. Services like the Nursing Clinic and Licensed Home Care Services Agency (LHCSA) operate under stringent state health regulations to ensure public health standards are met.

Social Services

Cortland County administers various social services mandated by NYS Social Services Law. These include day care services, Medicaid administration (MMIS and local), family assistance, child care, juvenile delinquency services, and emergency aid to adults. Programs like HEAP (Home Energy Assistance Program) and Safety Net provide crucial support to residents in need, mandated to meet state welfare standards.

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Fiscal and Community Services

Financial management mandates cover budget and finance operations, CPA cost allocations, and single audits for federal funding compliance. Sales tax administration and obligations related to community college chargebacks and contributions to TC3 (Tompkins Cortland Community College) are mandated under state education laws and county agreements.

Environmental and Public Health Programs

Environmental health mandates food service establishment inspections, public water supply monitoring, and wellhead protection under NYS Public Health Law. Programs like the Clean Indoor Air Act and radiation protection initiatives are essential for public health compliance and safety.

Additional Mandated Services

Other mandated services include the County Historian's office, tourism promotion via occupancy tax law, and regulatory compliance for worker's compensation and unemployment insurance.

These state and federally mandated programs and services are essential for maintaining the health, safety, and well-being of Cortland County residents. While they impose significant financial and operational challenges, our commitment to providing these services remains steadfast. We continue to advocate for mandate relief and increased local control to ensure that we can deliver these vital services effectively and sustainably.

In the past year, we have worked diligently to comply with these state mandates while maintaining fiscal responsibility. Our commitment to transparency and prudent financial planning has enabled us to meet our obligations without compromising the quality of services we provide. By streamlining operations, reducing unnecessary expenditures, and seeking innovative solutions, we have navigated these mandates effectively.

Investing in Our Community

Despite the challenges posed by state mandates, Cortland County continues to thrive. Our commitment to fostering a vibrant and prosperous community remains unwavering. Over the past year, we have made significant investments in key areas that enhance the quality of life for our residents.

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

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1. Economic Development: We have focused on attracting new businesses and supporting local entrepreneurs. By creating a business-friendly environment and providing resources for growth, we have seen an increase in job opportunities and economic activity. Our partnerships with local organizations and educational institutions have been instrumental in this success.

2. Infrastructure Improvements: Investing in our infrastructure is vital for the future of Cortland County. We have undertaken several projects to improve our roads, bridges, and public facilities. These enhancements not only ensure safety but also promote economic development by making our county more accessible and attractive to investors.

3. Health and Social Services: The well-being of our residents is a top priority. We have expanded access to healthcare services, mental health resources, and social support programs. By collaborating with healthcare providers and community organizations, we are addressing the diverse needs of our population and promoting a healthier, more resilient community.

Celebrating Our Community

Cortland County is more than just a place on the map; it is a community bound by shared values and a common purpose. Our residents are the heart and soul of this county, and their contributions make it truly exceptional. Whether it is through volunteerism, civic engagement, or simply being good neighbors, the people of Cortland County exemplify the spirit of community.

We have much to be proud of in Cortland County. Our schools provide excellent education, our parks and recreational facilities offer abundant opportunities for leisure and outdoor activities, and our cultural and artistic endeavors enrich our lives. As we move forward, let us continue to celebrate and build upon these strengths.

Looking Ahead

In closing, I want to express my gratitude to the dedicated public servants, community leaders, and residents who make Cortland County such a wonderful place to live, work, and raise a family. Together, we will continue to build a brighter future for all.

Kevin Fitch, Chair of the Legislature Cortland County

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

New York State Mandates to Cortland County

New York State mandates several essential programs that counties must implement, ensuring residents' well-being and maintaining statewide public service standards. These include Medicaid, public assistance, child welfare, local correctional facilities, probation services, emergency preparedness, and special education. By requiring these programs, the state promotes equity, safety, and quality of life across all counties. However, these mandates often place significant financial and administrative burdens on counties, sparking ongoing debates about funding and resource allocation.

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

"Tax cap and mandates put counties between a rock and a hard place.”"

– John De Rosier



Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

What is a mandate for the Cortland County Government?

This occurs when the State or Federal government directs Cortland County to:

- Implement a program or provide a service (Medicaid, welfare, child support collections, criminal defense for some examples) created and defined by the State/Federal government.

- Meet and environmental or labor standard (wages, pensions, etc.)

- Construct/upgrade a facility (Courthouse, Jail, etc.) subject to prevailing wage and Wick's Law requirements.

- Provide a tax break or exemptions, etc. In a typical county anywhere from 15% to 30% of the value of all property is exempt from property taxes. The impact of any property tax exemption is a shift of the property tax burden to other taxpayers.

- A Mandate usually requires a county to strictly adhere to rules set by the State that defines the scope, eligibility, frequency of service, amount of benefit, etc.

Counties have virtually no ability to control the cost of STATE/FEDERAL MANDATES

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

Cortland County Mandate Funding

Mandates for Counties Come in Two Forms:

Funded – On some occasions the State or Federal government will provide all financial resources necessary to pay for the mandated benefit. The funding for mandated programs continues to be cut and pushed onto the counties in New York State.

Unfunded – Usually, a mandate comes with partial reimbursement from the State or NO reimbursement at all, leaving the cost of supporting the State's Mandate on local taxpayer's.

New York Counties spend more than $300 million annually administering this and other state/federal designed and controlled social service programs.

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

State Programs Funded with County Property Taxes

The cost of nine major mandates equal about 80% of the County Tax Levy.

All County residents are provided the services by the County (some services have restrictions/guidelines tied to them).

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

What services are mandated?

- Medicaid
- Safety Net/Temporary Assistance
- Community College Costs
- Board of Legislators
- District Attorney
- County Historian
- Assigned Counsel
- County Clerk
- Department of Motor Vehicles
- Board of Election
- Personnel/Civil Service
- Probation
- Sheriff’s Department
- Fire/Emergency Management
- Public Health
- Pre-K
- Day Care Subsidy
- Tourism Promotion
- Childcare Subsudy
- HEAP
- Early Intervention
- Real Property
- Public Defender

JUST TO NAME A FEW

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

Why Does a State Mandate Impact County Property Taxes



The County Tax Levy is:

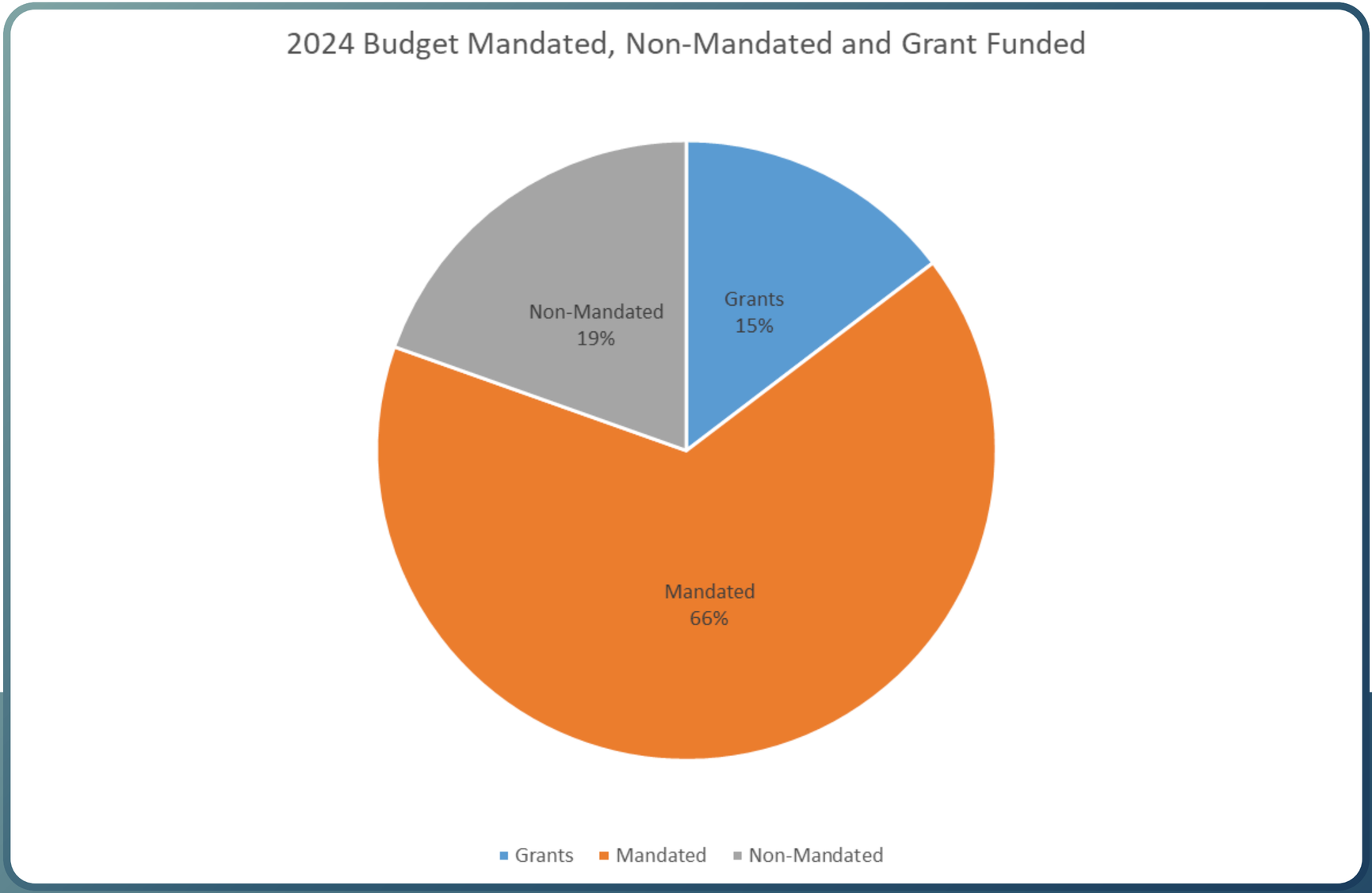
The Budget amount necessary to operate county government including the total cost of locally defined services, plus those MANDATED by the State and Federal government.

Less all revenues collected by the county including state and federal reimbursement (or direct aid), local fees, mortgage and sales tax, etc.

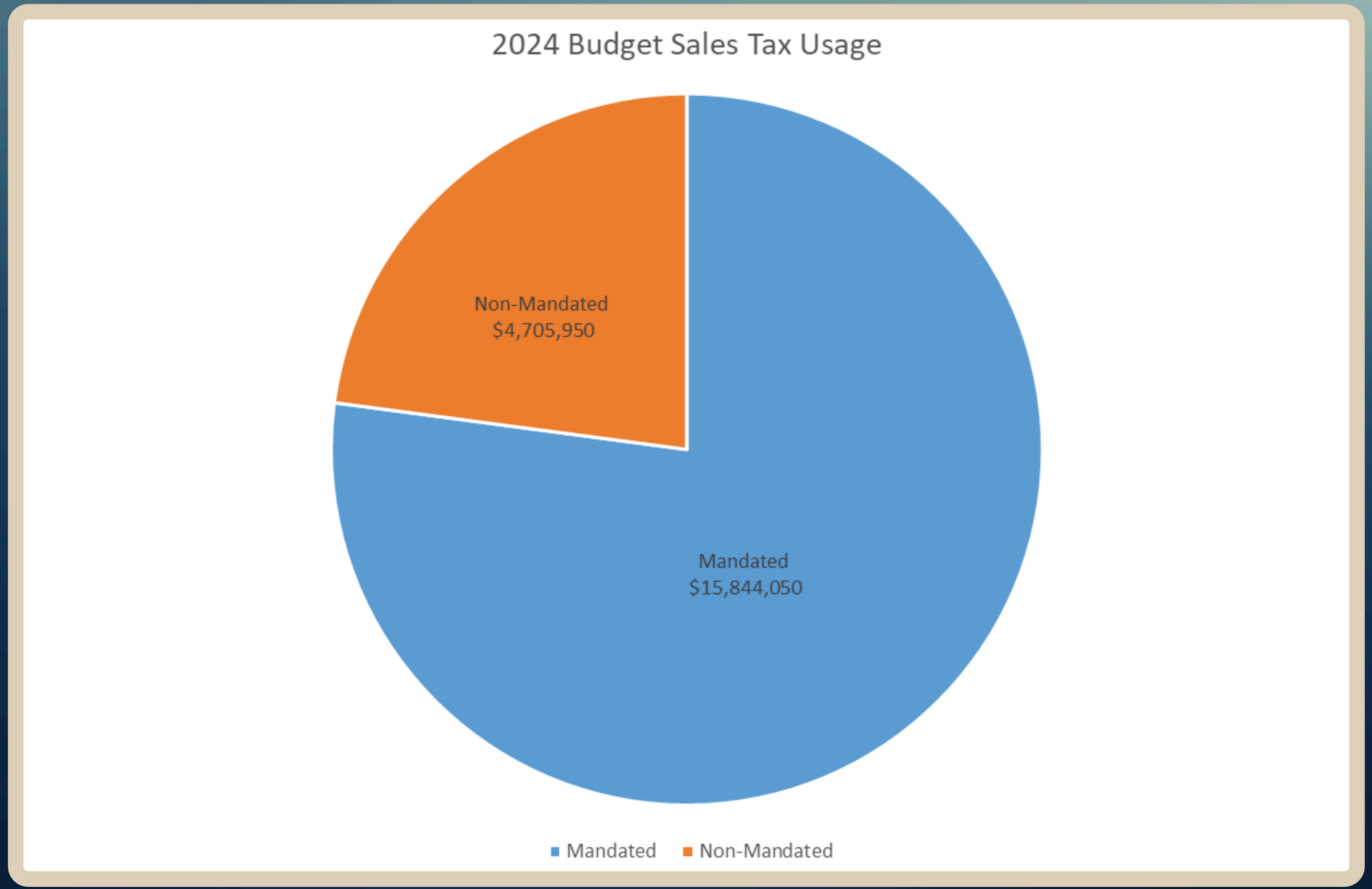
Equals the TAX LEVY, the amount that will be collected by property taxes.

The more mandated services dictated to the County by the State or Federal Government, the more funding that is needed.

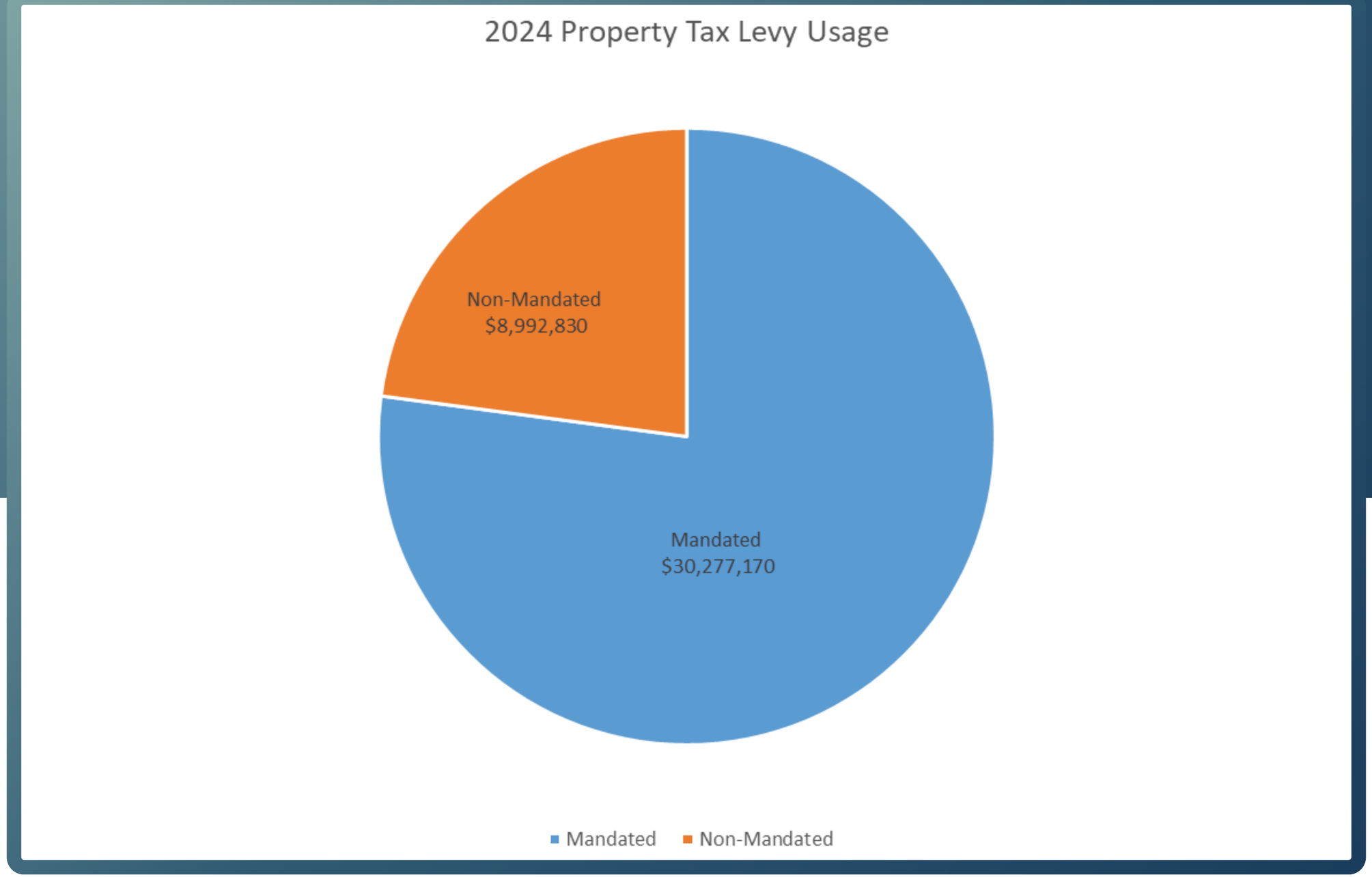
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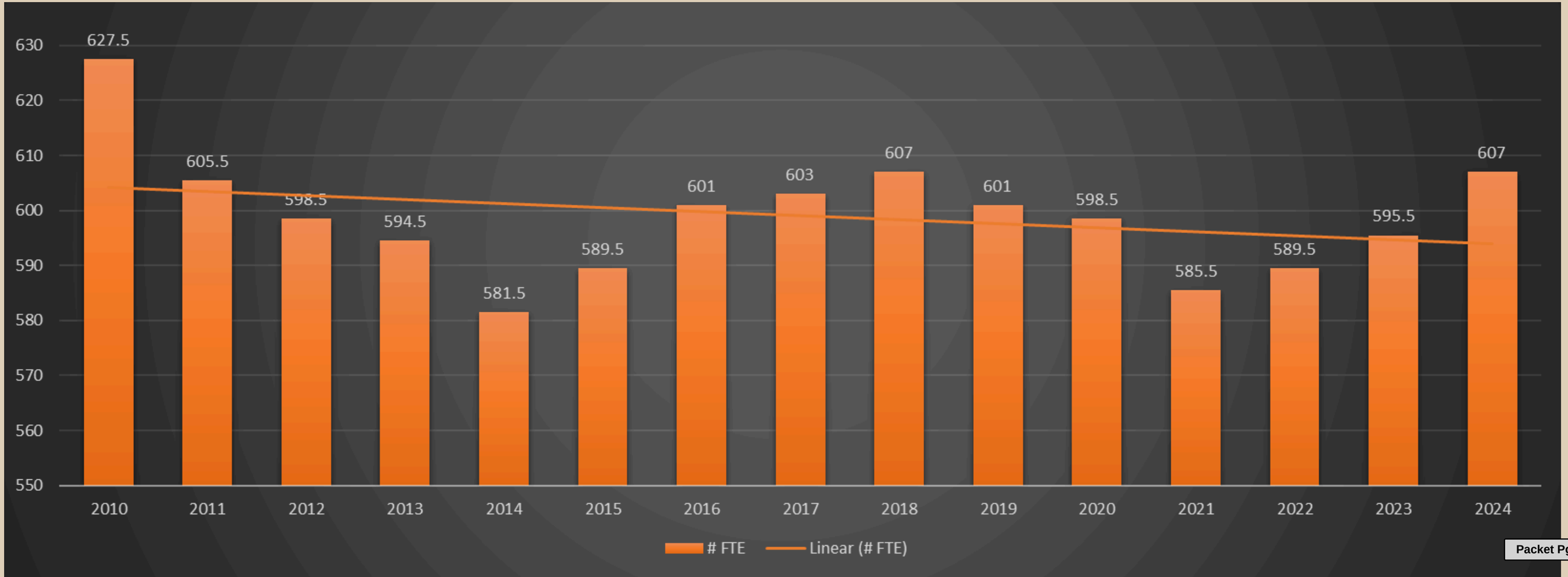
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Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

County Employees

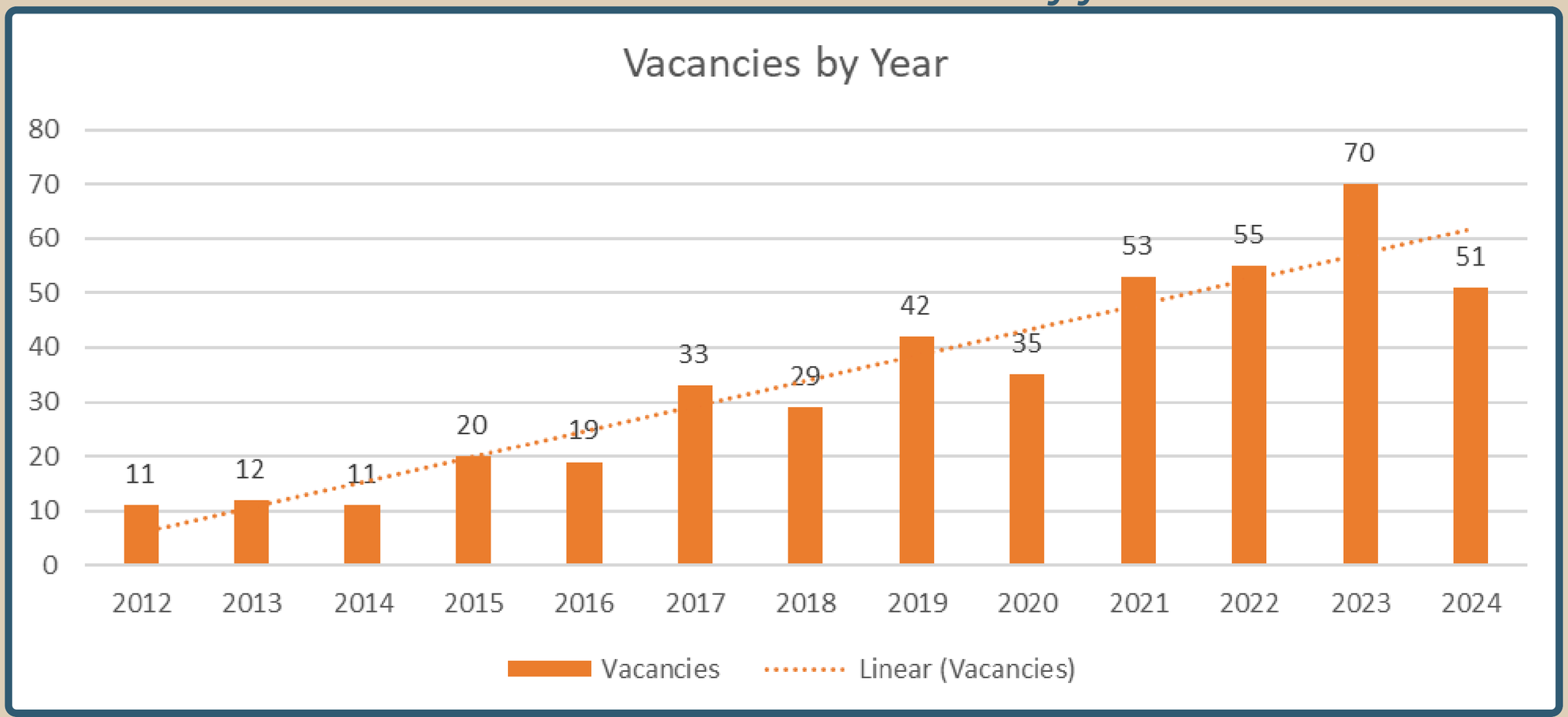
The services provided, both mandated and unmandated, would not be available without the hard work of our dedicated employees. The County operates under many labor contracts, which are a big part of the County budget. Over the course of time, the number of employee has remained pretty steady, but to remain competitive in today's job market, wages and benefits are constantly reviewed.



Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

County Employees

The number of full time employees shows that total positions that the County funds.
All of the positions are not filled, which in turn makes the employees that are currently with the County work harder to provide services.
Below is a chart of the vacancies by year.

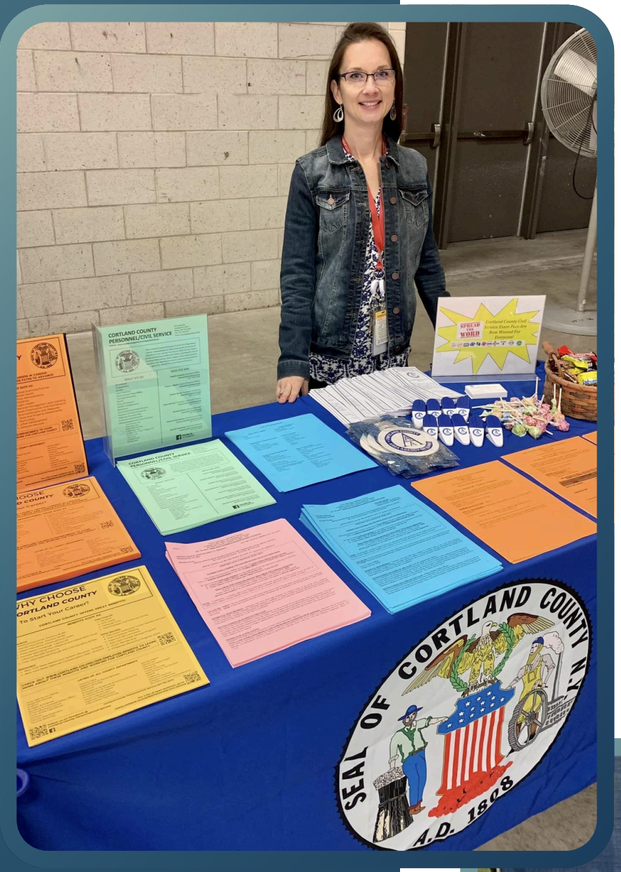


Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

Personnel/Civil Service

What We Do...

- Recruitment
- Compensation
- Benefits
- Labor Relations
- Union Contract Negotiations
- Training/Orientation
- Payroll
- Policy/Procedures
- Worker's Compensation
- Retirement
- Civil Service Exam
- Administration
- Employee Civil Service Records
- Employee Personnel Files
- Grievances and Arbitration
- Administering Various Laws



2023 Highlights

- CSEA Unit #6550 (General Unit) negotiate and ratified
- CSEA Unit #6550- 02 (DOERC) negotiatec and ratified
- Implementation of HELP program
- Made operational changes to payroll processing.
- Increased attendance at job fairs & increased marketing of vacancies
- Continuous assessment of job vacancies and recruitment methods



Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

FINANCE DEPARTMENT

Finance Department 607-753-5070

- The Finance Department works with all County departments to ensure the timely and proper reporting of cash disbursement and cash receipts
- Finance Department staff, in conjunction with the Manager of Audit and Financial Projects, work with all County departments to ensure County policies and procedures are being followed
- Certificates of Residence are issued through the Finance Department
- The Finance Department is the collection agency for Town, Village and School District taxes once they become delinquent

As of January 1, 2024, the position of County Treasurer was abolished in Cortland County. All duties of the Treasurer will be provided by the Finance Director, Andrea Herzog.

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)



Manager of Audit and Financial Projects

- Performed audits of claims on approximately $76.5 million in disbursements from the County's significant funds.
- Disallowed disbursements during the four-year period of 2020 – 2023 totaled approximately $253,000.
- Reviewed subrecipient use of ARPA funding for all awards approved by the Legislature.
- Performed testing procedures over County-wide payroll as well as health insurance and retirement contributions.
- Assisted with an extensive upgrade of the County's financial software.

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

COUNTY ATTORNEY



The County Attorney is required by County Law §501 and serves as the legal advisor to the County Legislature and every officer whose compensation is paid from county funds in all matters involving an official act of a civil nature. The office prepares contracts, local laws, resolutions and legal opinions for the Legislature and all departments of the County. The office also prosecutes PINS, JD, and violations of probation relative to orders of support in Family Court and Extreme Risk Protection Order (ERPO/Red Flag Law) Applications on behalf of the Cortland County Sheriff. The staff works together with the goal of ensuring that the laws, statutes, and regulations are followed for the protection of employees, the general public and, ultimately, County taxpayers.



Victoria J. Monty
County Attorney



Christopher I. Simser, Sr.
Chief Asst. County Atty.



Jeri A. DuVall
Asst. County Atty.



Jason DeRaiche
Safety Director



Nicole Compton
Paralegal



Anna Young
Secretary

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

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Information
Technology

Overview

There is almost no aspect of County business that is not directly affected by information technology. From email, copiers and workstations to servers, radio and phone systems everything has an IT component. The call for IT solutions or solutions that have an integrated information technology component has growr over the years and will not abate. The need to work efficiently and economically will nearly always lead to Information Technology.

The department’s primary focus is on county agencies. When possible county IT assists other municipalities and agencies as time and resources permit

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County Wide Services

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Information
Technology



- Provide mail and print services to all County departments
- Provide fast reliable computer network for entire County
- Prepare new computers for Departments
- Maintain and enhance application programs for various departments to provide accurate and timely reports
- Monitor our security posture to mitigate the threat of ransomware and other attacks
- Provide desktop support
- Telecommunications support
- Access control to County buildings
- Camera and security systems
- Respond to requests for email archiver information (FOIL requests, etc.)
- Respond to alerts from intrusion detection system (IDS)

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Information Technology

External Agencies

- SUNY Cortland
- Homer PD
- Homer FD
- Cortland PD
- Cortland FD
- NYSP
- MAVAC
- Town of Cortlandville
- Town of Freetown



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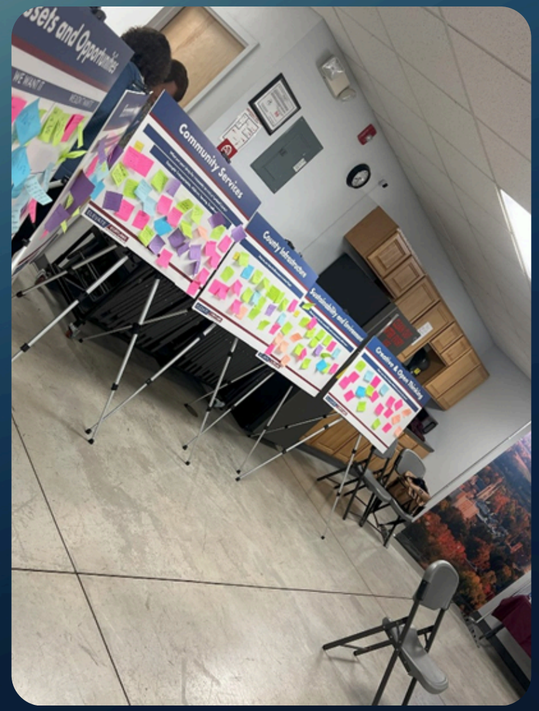
Grants Administration/Workforce Development

Collaborated with Tompkins Cortland Community College and other agencies to work on and attend the MADE (Manufacturing and Development Expo) event that took place in October 2023 on the Tompkins Cortland Community College Campus. We invited all of the students from the Cortland County School Districts to attend this event. There were over 25 local manufacturers and other hands on businesses in attendance at this event where students were able touch, handle and in some cases, even operate equipment or technology. The students learned about each business and what they manufactured or what they made and were able to ask great questions. We collaborated again with the Tompkins County Workforce office as well as Tompkins Cortland Community College and attended the 2023 Healthcare Career Expo on the Ithaca College Campus which involved about 250 students from approximately 15 different school districts. The students were able to get some hands on experience with healthcare careers in the amazing Ithaca College campus Health Sciences lab offices.











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Grants Administration/Workforce Development

In the fall, we met with the school superintendents from all of the OCM BOCES district schools, we talked about hosting an opportunity job fair for their students, we originally looked at High School Seniors, they indicated that they would like to open to other students, so we settled on a date in March for the High School Opportunity Job Fair. This event was held on the SUNY Cortland campus. We invited businesses from the entire Central NY region and ended up with 72 local and regional businesses to create a large Opportunity Job Fair for our local high school students. We had 13 school districts attend the event, with over 300 students from grades 10 – 12 attend. There were students who had the opportunity to talk to potential employers about internships, job shadows, and job openings. We know of a couple of students who were hired while at the job fair and several more who were offered positions over the past several months. Because of our success in the past, we have also been approached by Tompkins County Workforce asking if they could join forces on this event for this coming year. We are looking forward to growing this event even bigger with our partnership with SUNY Cortland and now with Tompkins County.

Our office is a part of the group, Future-Ready Workforce Innovation Consortium out of Syracuse, NY, that was established to help shape the future for Micron and other businesses that will eventually land here in NYS. The Future-Ready Workforce Innovation Consortium represents a whole-of-the-university eco-system of academic, skills training and partnership programs designed to support a multi-faceted approach to investing in and providing talent and workforce development in New York State and beyond. The Consortium focuses specifically on workforce-ready training and degree pathways tied directly to in-demand industry sectors. Our ecosystem includes pathways to degree and non-degree programs, technical training, certificates, and specialized credentials – as well as intersecting pathways enabled through partnerships and programs with the business community, trade unions, secondary schools, community colleges and other four-year institutions.

We have been actively involved in the conversations involving New Americans and working in partnership with Interfaith Works in Syracuse, NY. Also working with NYS Department of Labor on their statewide project of getting New Americans work authorized and placed with employers around the state. This partnership has grown and we have been able to successfully connect a couple of businesses with them and their database of “work-authorized” individuals. W are also working with the community partners on the homeless crisis in our county. We are part of the dialogue on how we can all better serve this population and several work groups have been developed from these conversations. We are eager to help any and all who are ready to work and provide our businesses with a great workforce. Another partnership we have been involved in has been the Cortland County Strategic Development Plan working alongside the Cortland County Planning Department, and many other community agencies to get a comprehensive plan in place for the county including the top 3 major subject areas of Workforce Development, Child Care and Housing.

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Department of Social Services

2023 Achievements

- Organized community meetings regarding homeless and housing needs with private and public agency partners. This group is becoming an on-going coalition to achieve set goals.
- Managed the emergency housing needs of over 400 cases presenting as homeless to the Department.
- Provided Code Blue warming center services to 212 individuals (Nov 2023 – April 2024)
- The Child Care Assistance Program (CCAP), which provides daycare funding to eligible families, increased 40% in the past year with over 150 cases/month being served due to NYS expansion of income eligibility guidelines.
- Authorized and issued over $14 million in Supplemental Needs Assistance Program (SNAP) benefits and $2.7 million in Home Energy Assistance Program (HEAP) benefits to Cortland County residents.
- Authorized disbursements of $3.9 million in Child Support payments to custodial parents.
- Sixty children left foster care to return to parents, reside with another family member, or to be adopted.
- Of the 85 children in family foster homes, more than a quarter were in homes of relatives who became certified to care for them.
- Investigated 1,065 Child Protective Services reports and 68 Adult Protective reports.
- Despite experiencing increasing expenditures related to mandated program benefit and care costs, ended the year on target with budgeted county expenses.

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

Public Health

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Public Health Accreditation Board

Preparing for Emergencies

- One of our key achievements was the successful execution of a rabies vaccination campaign held at the Cortland County Office Building Gymnasium, where we administered vaccinations to 333 animals across three clinics.
- Furthermore, we are proud to announce a strategic partnership with Cornell University Animal Health Diagnostic Center. Through this collaboration, we have streamlined the processing and submission of potentially rabid animals to the NYS Wadsworth Laboratory for rabies testing.
- We have observed a notable increase in rabies-related incidents compared to the previous year. In total, we received 208 incident reports, marking a 9% increase from 2022. We also confirmed 4 positive rabies specimens collected in Cortland County, marking a 50% increase from 2022. The rise in reported incidents and positive rabies specimens highlights the ongoing importance of our rabies prevention initiatives.



Safeguarding the Community Against Rabies

- 2023 Public Health Emergency Preparedness (PHEP) activities were marked by a comprehensive approach to enhance readiness, coordination, and response capabilities.
- Notable activities included:
  - Recruitment and Training of Closed POD Partners: 12 new MOU’s signed in 2023.
  - Plan updates: Continuation of Operations Plan (COOP) and Pandemic Viral Respiratory Disease Response Plan. Drills/Exercises: We maintain quarterly call-down drills; completed our annual clinic set-up drill in October along with several community partners and participated in regional outbreak and communication drills.
  - Remain active participants of our Local Emergency Planning Committee (LEPC) and Regional Health Emergency Preparedness Committee (HEPC). Partnered with Environmental Health for more efficient Rabies vaccine clinics.



Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

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Home Safety Items Distributed Through HNP

- The overarching goal of the Cortland County Healthy Neighborhoods Program (CCHNP) is to improve the design and maintenance of home environments to promote health, reduce related illnesses, and reduce fall risks among the most vulnerable populations. Many home safety items are distributed to community members each year. Products distributed cover a wide variety of home safety needs and include: first aid kits, cleaning products, pest traps, mattress covers, night and flash lights, toothbrush/toothpaste, gunlocks and child safety items.
- In 2023, the program completed 263 initial home visits distributing:
  - 228 radon kits distributed
  - 197 fire extinguishers distributed
  - 187 carbon monoxide detectors distributed
  - 160 smoke detectors distributed
  - 73 baby gates distributed

Promoted Safe Driving Behaviors

- In 2023, the focus on Injury Prevention and Traffic Safety activities was paramount in Cortland County, marked by various initiatives to promote safe driving behaviors, protect vulnerable road users, and enhance community awareness.
- Highlights included:
  - Engaging with seniors at various senior centers throughout the county allowed for targeted outreach about safe driving considerations and accommodations, addressing the unique needs and challenges older drivers face.
  - Collaborating with the Boy Scouts in Homer, a bike helmet event was organized to promote helmet use among cyclists, emphasizing injury prevention and safe riding practices.
  - Collaborative car seat events with CAPCO, as well as at Sales Day in Cincinnatus and Dr. Djafari Pediatrics, provided opportunities for education, inspection, and distribution of car seats to ensure proper installation and usage. Bike Rodeo: Hosting a bike rodeo in McGraw allowed for hands-on bike safety education and skills development for children.





Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

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Provided Cancer Screenings

- The Cancer Services (CSP) provided breast, cervical, and colorectal cancer screenings and diagnostic services at NO COST to people who:
  - Live in New York State
  - Do not have health insurance
  - Have health insurance with a cost share that may prevent a person from obtaining screening and/or diagnostic services
  - Meet income eligibility requirements
  - Meet age requirements
- In 2023, the CSP program served 48 clients with cancer screenings of which 10 received abnormal results.

Assessed Childhood Lead Poisoning Prevention Needs

- In Fall 2023, the Cortland County Health Department released a comprehensive needs assessment on childhood lead poisoning in Cortland County. The assessment looked at program outcomes, risk factors, and gaps in resources. Additionally, it centered community member voices that have been personally impacted by lead poisoning through a community Photovoice Project led by a SUNY Cortland intern in 2022. The assessment led to at least one grant application submitted by a community partner and re-allocation of Public Health Fellow funds to support program outreach and education through June 2024.
- The assessment was presented to the Cortland County Legislature Health & Human Services committee and will be utilized to guide lead poisoning prevention work into 2024.





Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

Public Health

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Streamlined Children with Special Needs Processes

- The Children with Special Needs (CSN) division began a single point of entry (SPE) model for referrals to the Early Intervention (EI), Child Find ,and Children and Youth with Special Healthcare Needs (CYSHCN) programs. Having a single point of entry has streamlined the intake processes, allowed for greater office efficiently, and created an easier referral process for the families and agencies. Upon referral, families are screened for their public health needs and are referred to appropriate programs. Additionally, the parent survey sent to families when their children exit the Early Intervention program was updated.
- In addition to simplifying the survey and providing it via a hyperlink, we have added follow up reminder phone calls. This data has historically be very challenging to obtain. These changes have made a big impact on the number of surveys and the data collected. This information will be used to make our program stronger.



Cortland County Health Department Programs

- Emergency Preparedness
- Early Intervention
- Children and Youth with Special Healthcare Needs
- Pre-K Special Education
- Child Find
- Cancer Services Program
- Healthy Neighborhoods Program
- Injury Prevention & Traffic Safety
- Tobacco Free Zone
- Radon
- Opioid Overdose Prevention (Narcan)
- Cortland County Youth Bureau
- STI Prevention
- Communicable Disease
- TB program
- Immunization
- Lead Poisoning Prevention
- Rabies Control & Response
- Public Health Nuisances
- Temporary Residence
- Vector Surveillance & Control
- Food Service Establishments
- Public Water Supplies
- Individual Water Supplies
- Well Head Protection & Aquifer Monitoring
- Mobile Home Parks
- Pools & Beaches
- Septic Systems
- Children's Camps
- Clean Indoor Act
- ATUPA
- Environmental Assessment Program
- Cooling Towers
- Migrant Farmworker Housing
- Agricultural Fairgrounds

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

Department of Emergency Response & Communications

The Cortland County Emergency Response and Communications is made up of four divisions:
911 Communications Center, Emergency Management, Office of the Fire Coordinator, and Fire & EMS Training.

These four divisions work together to coordinate community resources to protect lives, property and the environment through mitigation, preparedness, response and recovery from all natural and man-made hazards that may impact our county.



2023 Achievements:

- Completion of 22 West Court renovations to new primary 911 center
- 22 Fire Service Trainings with 437 students
- Two Firefighter Training Series, which resulted in 38 new interior-ready volunteer firefighters
- Additional support staff of Assistant Director and Technical Communications Officer
- 911 center Answered 25,692 911 calls, 92,954 calls for service

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

Board of Elections

- *ELECTIONS ADMINISTERED:*

  - *COUNTY WIDE FOR 94 ELECTED POSITIONS AND 7 PROPOSITIONS*
  - *THREE VILLAGE ELECTIONS*
  - *FOUR SCHOOL DISTRICT ELECTIONS*

- *CONDUCTED MANUAL RECOUNTS AS REQUIRED BY ELECTION LAW ON 3 SEPARATE RACES, ONE OF WHICH ENDED IN A TIE.*

- *REDISTRICTED NEW CONGRESSIONAL LINES FOR THE COUNTY.*

- *IMPLEMENTED NEW YORK'S EARLY MAIL VOTER ACT. ANY REGISTERED VOTER MAY OBTAIN AN EARLY MAIL VOTING BALLOT THROUGH AN APPLICATION.*

- *APPLIED FOR AND RECEIVED 2 GRANTS:*

  - *TIER (TECHNOLOGY INNOVATION & ELECTION RESOURCES) $93,000.00*
  - *ABSENTEE POSTAGE $17,000.00*

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

Mental Health Department

Throughout 2023, the Cortland County Mental Health Department (CCMHD) actively fulfilled its statutory responsibilities established by New York State (NYS) as the Local Governmental Unit (LGU). This commitment included strong local and regional collaborations to address the growing mental health (MH), substance use disorder (SUD), and developmental disabilities (DD) needs within Cortland County.

The CCMHD is grateful for the ongoing support received from local, regional, and NYS partners. While we continue to see a rise in needs across all three areas, these valuable collaborations allow all to make the most of available resources. CCMHD is dedicated to strengthening Cortland's community through cross-system collaborations.



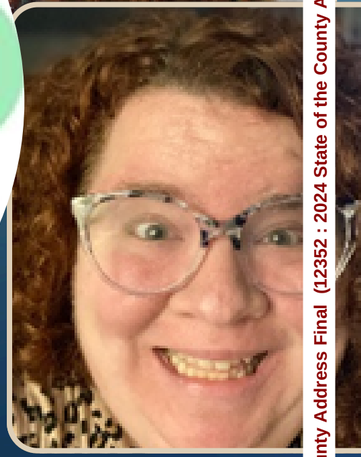
Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

Offering Outpatient Mental Health Treatment and Service Programs for Youth & Adults



The Cortland County Mental Health Department is dedicated to providing accessible and comprehensive outpatient mental health services for any Cortland resident ages 5yrs and above. Over 25 Clinicians and professionals offered amazing treatment and support to our clients throughout 2023. These programs experienced lower than average workforce turnover thanks to County support for workforce work/life balance supports such as 4-day work weeks and flexible schedules. Our clinic offers a variety of programs to address a wide range of mental health needs. We are committed to cultural competency, ensuring that everyone feels welcome and receives the support they deserve.

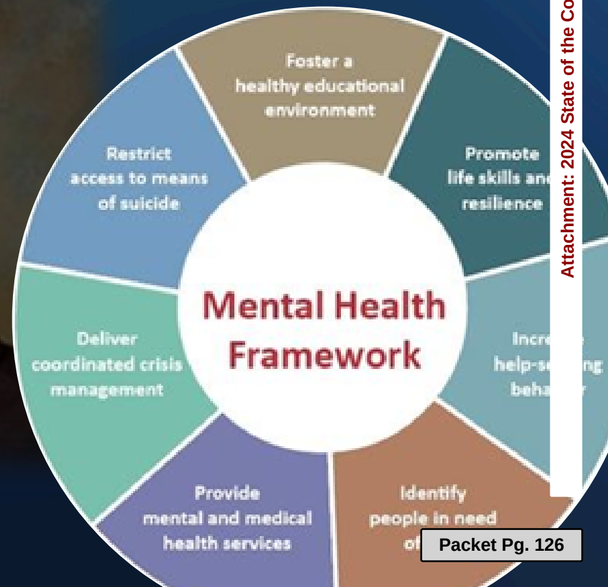




Cortland County Mental Health Clinic offers a wide range of mental health services for adults, children, and families in three outpatient programs certified by NYS OMH:

1. Mental Health Outpatient Treatment & Rehabilitation Services (MHOTRS) – outpatient clinic for youth & adults lead by Clinical Director, Dr. Karl Schmitt.This program provided over 20,000 sessions which included individual therapy, group therapy, medication management and crisis intervention in 2023. Averaging: 80 sessions per workday & 400 sessions weekly. Providing outpatient treatment for over 1300 unduplicated patients in 2023. Additionally offering specialty services such as domestic violence, sex offender, dialectical behavior therapy groups in 2023.
2. Family Support Services (FSS) is lead by FSS Director, Jamee Sobko. The program is a vital resource for families in Cortland County; provides support to families of children with emotional, behavioral, or social difficulties. By providing a variety of support services, FSS helps children with mental health challenges thrive and keeps families together. In 2023, the program achieved a 100% success rate in preventing out-of-home placements for 51 youth in their program. Services include Children's Mental Health Rehabilitation Services (CMHRS) for children under 21 with Medicaid, offering therapy, support groups, and family support services. FSS also offers respite care for children with emotional or behavioral challenges, providing breaks for caregivers.
3. Adult Continued Day Treatment (CDT) Horizon House (HH) outpatient treatment for individuals whose lives have been substantially impaired by their mental illness and need a higher level of structure and support than that which can be provided in a clinic setting. Lead by Dr. Karl Schmitt with Senior MH Clinician, Mandolin Porter, the treatment planning process is to set up a schedule for the program attendance based upon the individual's current clinical condition. Individuals need to attend Horizon House regularly and participate in various groups and programs if they are to benefit from this type of service. Over 30 unduplicated participants received treatment and services from this more intensive daily program in 2023.





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Cortland County POST TRAUMA RESPONSE TEAM

Leadership with State & Local Cross-System Collaboration Working Together for a Stronger Cortland Community

SPEAK UP Cortland

CRISIS INTERVENTION TEAM (CIT) PARTNERSHIP: OUR CIT PROGRAM BRINGS TOGETHER LAW ENFORCEMENT, MENTAL HEALTH PROFESSIONALS, AND DISPATCHERS TO ENSURE COORDINATED RESPONSES TO MENTAL HEALTH EMERGENCIES. 12 MONTHLY MEETINGS IN 2023 WITH BEHAVIORAL HEALTH PROVIDERS.CO-LEAD A 40-HOUR CIT TRAINING FOR LAW ENFORCEMENT AND DISPATCHERS IN SEPTEMBER 2023 WITH CORTLAND POLICE DEPARTMENT (CPD).

POST-TRAUMA RESPONSE TEAM: PROVIDED SUPPORT FOR 2 COMMUNITY TRAUMA RESPONSES IN 2023.

CHILDREN AND YOUTH SYSTEM OF CARE (SOC): 9 MONTHLY MEETINGS WITH 100+ COMMUNITY PROVIDERS & STATE PARTNERS. THIS BRINGS TOGETHER PROVIDERS AND PARTNERS TO DISCUSS YOUTH MENTAL HEALTH NEEDS AND RESOURCES, STRENGTHENING THE SUPPORT NETWORK FOR THIS VULNERABLE POPULATION.

THE SPOA SERVES AS A CENTRAL POINT OF ACCESS FOR MENTAL HEALTH SERVICES, STREAMLINING THE PROCESS FOR THOSE SEEKING HELP, ULTIMATELY STRENGTHENING THE SUPPORT SYSTEM FOR THOSE IN NEED. STATE MANDATED AND EXPANDING PROGRAM WHICH OVERSEES ALL MH HOUSING AND CASE MANAGEMENT IN CORTLAND AND FACILITATED 41 HIGH NEED REFERRALS FOR CHILDREN & YOUTH SERVICES AND 40 REFERRALS FOR ADULTS.

SPEAK UP: CORTLAND COUNTY'S SUICIDE PREVENTION COALITION' WORK ON FIREARM SAFETY AND OUTREACH TO HIGH-RISK GROUPS LARGE COMMUNITY COLLABORATI WHICH TACKLES SUICIDE PREVENTI THROUGH EDUCATION AND OUTREACH, KEEPING OUR COMMUN SAFER.









Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

Leadership with State & Local Collaboration Boards and Community Committees
Community Services Board (CSB): Working Together for a Stronger Cortland

The Cortland County Community Services Board (CSB) is a vital part of our community's behavioral health system and brings together consumers, family members, providers, and other stakeholders to plan, develop, and support mental health, substance use disorder, and developmental disabilities services in our community.

Throughout 2023, the CSB's subcommittees and standing committees focus on specific areas of need, allowing for in-depth discussion and collaboration. Through this collaborative approach, the CSB works to strengthen Cortland's community by ensuring a comprehensive system of care for all residents following NYS article 41 statutory responsibilities. They successfully completed the CSB bylaw updates in 2023.

The CSB was chaired by Kathryn Reynolds in 2023 and held ten meetings. Sharon MacDougall is the CCMHD Department Head, Director of Community Services (DCS) leading all reporting to the CSB & Subcommittees. Gail Spitzer is the Adm. Assistant to the DCS and official clerk of CSB and subcommittees. The CSB has three subcommittees that focus on specific areas:

·Substance Use Disorder (SUD) Subcommittee – 2023 chair Tiffanie Parker meeting 9 times

·Mental Health (MH) Subcommittee – 2023 chair Elizabeth Larkin meeting 10 times

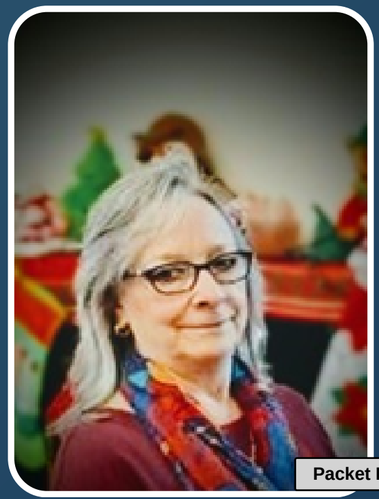
·Developmental Disabilities Subcommittee – 2023 chair Kimberly Corbett meeting 10

Through collaboration and advocacy, the CSB and Subcommittees work to ensure a comprehensive system of care that addresses the needs of all Cortland County residents. In 2023 they worked analyze data and needs to complete the 2024-2027 Local Services Plan (LSP). That LSP aligns with NYS Office of Mental Health (OMH), Office of People with Developmental Disability (OPWDD) and Office of Addiction Services and Supports (OASAS) NYS 5.07 plans to identify key behavioral health strategies for Cortland's prioritized goals for 2024-2027.

Mental Health Department of CORTLAND COUNTY







Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

Responsible Stewardship of Resources for a Stronger and Sustainable Cortland County Mental Health Services - Compliance, Fiscal and Billing

The CCMHC operates efficiently, ensuring that resources are used effectively to deliver high-quality services. We are committed to transparency and accountability in our financial practices. T Fiscal and Compliance units at CCMHD successfully updated personnel to the highest standards to meet changing mandates from federal and state for healthcare compliance and billing requirements. Fiscal program leadership was provided CCSI Fiscal Officer, Rebecca Pecka, and Executive Administrative Officer, Nancy Smith throughout 2023. CCMHD Compliance and Privacy leadership was supported by CCSI consultant, Deputy Director Patty Schaap and transferred to our new Healthcare Compliance/Privacy Officer, Aaron Hammond in 2023. The new personnel in billing and compliance/privacy added a wealth of knowledge and expertise to support future sustainability for CCMHD mental healthcare treatment and services.

- The Mental Health Clinic, at the end of 2023, upgraded our electronic health record, Medent, to the Cloud version with significant coordination within the county IT department. This enhanc the Clinicians ability to offer video visits with better results. The county IT department is also working in 2024 to upgrade the clinic internet and Wi-Fi to improve services internally and externally for improved functioning and stability. They have the ability to support our staff, even those working remotely, to maintain the system every day.
- The trend of increased community utilization is continuing with a total of unduplicated clients totally over 1400 seen in 2023. The clinic billing for services achieved over $3 million for the first time ever in our Department 30 yr history in 2023.
- The vast majority (over 90%) of $3 million in NYS aid from OMH, OASAS & OPWDD was contracted out to non-profit community-based agencies in 2023. CCMHD was honored to provide this community behavioral health funding to strengthen the Cortland behavioral health providers. As example, both Family and Counseling Services of Cortland and Catholic Charities of Cortla each received over $1 million in State Aid through the CCMHD in 2023.
- The Healthcare Compliance & Privacy program was updated in 2023 to successfully achieve Federal and State requirements. Added and Updated all of the Departmental Compliance and HIPAA Polices in accordance with Federal and State healthcare mandates. Completed regulatory structure supports for CCMHD such as Compliance Committee Charter, Conduct/Code of Ethics, Compliance and HIPAA trainings. The Compliance Officer added an annual compliance report and released the 2024 CCMHD compliance work plan.







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Child Advocacy Center











2023 Highlights:

- Supported 166 children and families experiencing victimization and abuse.
- The Community Outreach Educator administered Child and Teen Safety Matter curriculum that covers child abuse and exploitation education to all public schools in grades Kindergarten to Eighth in accordance with Erin's Law that was passed in 2019.
- Increased our presence by attending Open Houses at Schools in addition to Community Awareness Events. Utilized a Prize Wheel to spread awareness surrounding personal body and digital safety, as well as, trafficking awareness.
- The Community Outreach Educator administered Little Red and Not a Number trafficking prevention and awareness curriculums to youth.
- Emily Thompson, Family Advocate, was awarded the 2023 Amazon Community Hero of the Game Award at a Syracuse Crunch Game.
- We had the highest number of registrations, coming in at 328, for September's One Too Many NY 5K than any other CAC in NYS!
- Record attendance at our 2nd Annual Community Holiday Movie Party causing us to hold two sessions. Provided free food and drinks, choice of six movies, Santa, Grinch, and children's gifts. Partner agencies provided safety games with prizes. Of the 652 people who attended, 385 were children.

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Cortland County Clerk



The County Clerk is an elected position as part of the New York State Constitution. Among the many responsibilities of the County Clerk are:

·Supreme and County Courts: process, maintain and preserve all files; Collect and disburse all court funds.

·Real Property: process, maintain and preserve all filings and recordings affecting Real Property in Cortland County.

·Miscellaneous: repository of numerous records including DD-214s, notary commissions, oaths, local laws, audits, etc.

·Other services: free notary services, pistol permits, E-ZPass sales and passports.

Located at 46 Greenbush Street, Cortland
Phone: 607-753-5021
Email: cortlandcountyclerk@cortlandcountyny.gov.

Records Management:

The County Clerk is the Records Management Officer for the County and oversees the operations of the Records Center, which is a shared facility owned by the City and managed b the County Clerk. The Records Management Officer is not to be confused with Records Access Officer (FOIL Officer) which is a position held by Savannah Hempstead, Clerk of the Legislature. Significant progress scanning and preserving records has been made across various municipalities and the County, through the use of funds from NYS Archives and NY Comptroller Shared Municipal Initiative. This has allowed permanent records to be preserved and not exist only in paper format and has helped ensure the Records Center has adequate capacity for the storage of records.

Records Center: 607-758-5589
recordscenter@cortlandcountyny.gov

Department of Motor Vehicles:

The Department of Motor Vehicle Offices provides services to Cortland County residents and dealerships, as well as those that are in the area and access our services. Appointmen continue to receive a lot of positive feedback so they remain available Thursdays and Fridays, with walk-in services available Monday-Friday. Visitors continue to utilize the drive thru for simple transactions which is a benefit at the Cortland DMV for those that are unable to easily come inside or need something done quick.

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County Highway Department



·19 Miles of County Roads Resurfaced

·39 Miles of Roads Preserved

·Installed 350 Linear feet of Sidewalk, multiple drainage structures and paved intersections at Tompkins Cortland Community



Charles Sudbrink
Superintendent of Highways
4267 Traction Drive
Cortland, NY 13045
csudbrink@cortandcountyny.gov
607-753-9377

·Partnered with Cortland County Soil and Water to install Stream Bank Stabilization

·Replaced large box culvert on Gee Hill Rd

·Installed 1000 Linear feet of culvert pipe



Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

Division of Solid Waste 2023

- Scale house processed 1,887 Residential Permits and 204 Business- Commercial permits.
- Accepted 31,654 tons of Mixed Solid Waste.
- Accepted 4,300 tons of wastewater sludge from the City of Cortland Wastewater Treatment Plant.
- Accepted 10,713 tons of material from Brownfield cleanup project.
- Hauled 8,985,500 gallons of leachate to the wastewater treatment plant.
- Began the Gas Collection System project in August.



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County Recycling Center



·Facebook social media presence continues to grow with over 1500 followers and still climbing.

·Paint Care program has over doubled volume over 2022 for the recycling of paints and stains at no cost to county or residents.

·Sold our first baled tin load of over 45,000 pounds for a revenue received of $3406 rather than at a cost of $1462 to ship it to processors.

·Outreach and education continues to grow with many presentations at schools, Chamber of Commerce events, on-site facility tours, local town and village board meetings, and many local businesses as well as continuous on-site education with the public as they use our facility.

·Many compliments from the public on the cleanliness and ease of use of our facility.

·Significant drop in contamination rates over 2022 from large haulers.
·Awarded 50% 2023 Recycling Coordinator and Outreach grant of $42,448.00

·Awarded 50% 2023 Household Hazardous Waste Collection Event grant of $5983.48

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

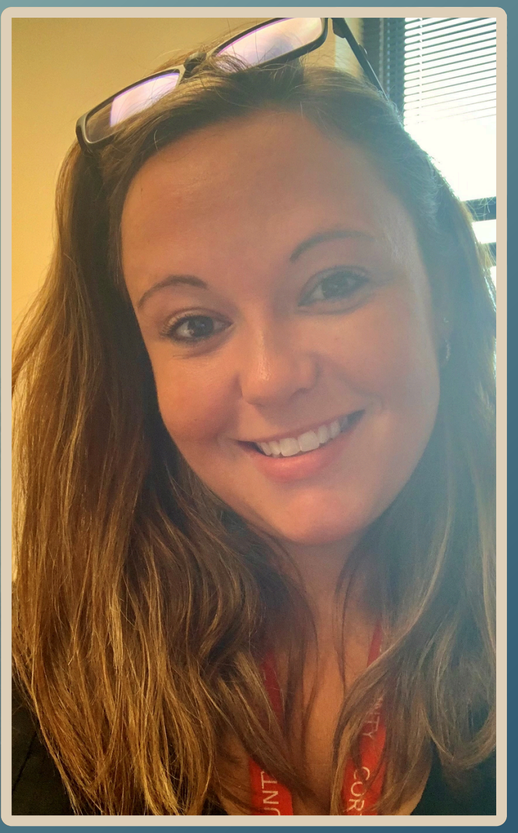
County Administration



- Developed the 2024 operating budgets
- Updated/established 7 policies withinthe Administrative Policy Manual
- Oversight of the County Wide Workers' Compensation Plan with PERMA
- Renewed the County's insurance policies; transitioning liability coverage to NYMIR
- Administered contracts and reported on $9 million in Federal American Rescue Plan (ARP) funding
- Negotiated the Emergency, Response & Communications contract; and updated the Management Compensation Plan
- Capital project oversight of the Courthouse, Mental Health building, and Emergency Response Center
- Assisted with Cortland County Strategic Development Plan

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Clerk of the Legislature



Savannah Hempstead
Clerk of the Legislature



Ashley Millard
Deputy Clerk of the Legislature

2023 Highlights:

- County Website Redesign (completed Spring of 2024)
- Held over 100 legislative meeting - completed agendas, minutes, an correspondence for all meetings
- Processed 246 Resolutions and 13 Local Laws
- Coordinated press releases, community events, legislative correspondence and travel, and many other aspects of running Cou Government
- Administration of the CDBG CARES ACT Grant, which successfully closed out in 2023
- The Clerk of the Legislature also serves as the County Records Acces Officer, County Public Information Officer, and County Historian



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Cortland County Legislature



2024-2027

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

2023 Highlights

- Passage of the 2024 County Budget, which stayed under the 2% Tax Cap Levy
- Adopted 246 Resolutions and enacted 13 Local Laws
- Awarded $200,000 of Community Development Block Grant Microenterprise Assistant Program to assist local businesses
- Approved union contracts which made Cortland County a competitive employer and improved the wages for County employees, in turn making Cortland County competitive in the current job market
- Welcomed four new legislators following the 2023 election



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2024-2027 New Legislators



Keith Vangorder LD 7

William McGovern LD 15





Reed Cleland LD 10

Dominick Mantella LD



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PUBLIC
SAFETY BUILDING
UNITED STATES


151
CHILD ABUSE VICTIMS
RECEIVED SERVICES
LAST YEAR
Child Advocacy Center
Cortland County
NO EXCUSE
FOR
CHILD ABUSE


Cortland County Proclamation


OLDER AMERICANS MONTH















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THANK YOU

Attachment: 2024 State of the County Address Final (12352 : 2024 State of the County Address)

LOCAL LAW NO. ____ OF 2024

A LOCAL LAW TO REPEAL AND REPLACE LOCAL LAW NO. 3 OF 1981, LOCAL LAW NO. 5 OF 1992, LOCAL LAW NO. 3 OF 2002, LOCAL LAW 8 OF 2014, LOCAL LAW NO. 4 OF 2017 AND LOCAL LAW NO. 2 OF 2018,

TO INTRODUCE FLOW CONTROL OF SOLID WASTE GENERATED WITHIN THE COUNTY OF CORTLAND

Be it enacted by the County Legislature of the County of Cortland as follows:

SECTION I.

LEGISLATIVE INTENT

The Cortland County Legislature hereby finds that a safe, sanitary, efficient, economical and environmentally sound manner of conducting solid waste management is declared to be of importance to the health, safety, and welfare of the inhabitants of the County of Cortland. Control of the collection, transportation, and disposal of solid waste and recyclables in the county is essential to the economy and general welfare of the citizens of Cortland County.

The purpose and intent of this Local Law is to ensure that solid waste and recyclables generated within Cortland County continue to be managed in a manner which protects public health, public safety, and the environment, and provides for the financial stability and independence of the county solid waste system. It is the intent of this body to continue a comprehensive and orderly solid waste and recycling program for the benefit and convenience of all county residents, businesses, and industry alike, to provide for environmentally secure and reliable disposal facilities for waste generated within the County, to assist the County in the planning and administration of its solid waste management system, to provide for fair and even-handed enforcement of its solid waste laws and regulations, and to promote the self-sufficiency of the County's solid waste management program through reasonable and appropriate fees for services. This Local Law requires solid waste and recyclables generated within the County of Cortland be disposed of in conformance with the County's Local Solid Waste Management Plan as approved by the New York State Department of Environmental Conservation. The County Legislature finds and determines that designating County facilities for disposal of certain solid waste and providing for the delivery of recyclables left at curbside to the County's Materials Recovery Facility is in the County's best interests and assists the County in achieving the intent and purposes of this enactment.

This Legislature recognizes that regulation of solid waste and recyclables is a proper and necessary exercise of the County of Cortland's police powers and it is fundamentally related to the public health, safety and well-being of persons and the environment within the County of Cortland. Moreover, regulation of solid waste and recyclables is a necessary and proper exercise of the County's home rule powers under New York Constitution, Article IX, §2[c][ii][10], sections 10 and 20 of the Municipal Home Rule Law, sections 120-aa and 120-w of the General Municipal Law, and section 226-b of the County Law. ~~To the extent that the same is modified hereby, this Local Law amends County of Cortland Local Law Number 8 of 2014.~~

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This local law is intended to supersede all prior local laws and enactments relative to solid waste and recyclable programs in Cortland County; including, but not limited to, Local Law No. 3 of 1981, Local Law No. 5 of 1992, Local Law No. 3 of 2002, Local Law 8 of 2014, Local Law No. 4 of 2017 and Local Law No. 2 of 2018,
~~Local Laws Number 8 of 2014, Number 4 of 2012, Number 3 of 2002 and Number 5 of 1992 and Number 3 of 1981.~~

SECTION II.

DEFINITIONS

a. The term "Beneficial Use Determination" shall mean a designation made by the NYS Department of Environmental Conservation as to whether the 6 NYCRR Part 360 Solid Waste Management Facilities regulations have jurisdiction over waste material which is to be beneficially used. Once the Department of Environmental Conservation grants a Beneficial Use Determination (or "BUD"), the waste material ceases to be considered solid waste for the purposes of Part 360 when used as described. The pre-determined BUDs are listed in 6 NYCRR 360.12(c), as the same may be amended, superseded or replaced. ~~There are 16 pre-determined BUDs listed in 6 NYCRR Part 360-1.15(b).~~ In situations where a particular reuse is not specifically identified in Part 360~~-1.15(b)~~, generators and potential users can petition the Department of Environmental Conservation for a case-specific BUD in accordance with the 6 NYCRR 360.12 (d), (e), and (f), as the same may be amended, superseded or replaced.~~Part 360-1.15(d)~~.

b. The term "Board of Hearing" shall mean the board described in Section V (1) of this local law.

c. The term "Cortland County Legislature" shall mean the duly elected County Legislature of Cortland County.

d. The term "Commercial Waste" shall mean solid waste generated by stores, offices, institutions, restaurants, warehouses, industrial facilities, other businesses and agricultural enterprises.

e. The term "Commercial Waste Permit" shall mean the permit issued pursuant to Section IV (1) of this local law.

f. The term "Construction and Demolition Debris" shall have the meaning set forth in 6 NYCRR 360~~-1.2(b)(38)~~.2(b)(62), as the same may be amended, superseded or replaced.

~~f.~~g. The term "Construction and Demolition Debris Handling and Recovery Facility" shall have the meaning set forth in 6 NYCRR 360.2(b)(63), as the same may be amended, superseded or replaced.

~~g.~~h. The term "Contractor" shall mean any individual, association, partnership, firm, corporation, not-for-profit organization, municipality, educational institution or any other person so deemed by the department, engaged in the commercial collection, pickup, transfer, removal and/or disposal of Commercial Waste, Construction and Demolition Debris and/or Industrial Waste excluding Refuse.

~~h.~~i. The term "County" shall mean Cortland County, a municipal corporation of the State of New York, with offices at 60 Central Avenue, Cortland, New ~~York 13045~~York 13045.

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~~i.~~j. The term "County Landfill" shall mean the landfill owned and operated by the County of Cortland and located on Town Line Road in the Towns of Cortlandville and Solon, New York, or any other landfill owned and/or operated, or caused to be operated by, the County of Cortland.

~~j.~~k. The term "Department" shall mean Cortland County Solid Waste/Recycling as a part of the Cortland County Highway Department, or its successor.

~~k.~~l. The term "Electronic Equipment Recycling" shall have the meaning specified in the NYS Environmental Conservation Law, Article 27, Title 26, also known as the "*NYS Electronic Equipment Recycling and Reuse Act*".

~~l.~~m. The term "Facility" shall mean any Solid Waste management facility owned or operated, or caused to be operated by the County, or any such other facility or facilities in or out of County that accepts or disposes of solid waste and/or recyclables generated, originated or brought into the County, including, but not limited to landfills, transfer stations, materials, recovery facilities, drop-off centers, and resource recovery facilities.

~~m.~~n. The term "Hazardous Waste" shall mean those materials, substances, or wastes including, but not limited to, pesticides and containers used for pesticides, other waste which appears on the list or satisfies the characteristics of hazardous waste promulgated by the New York State Commissioner of the Department of Environmental Conservation, (6 NYCRR Parts 370, 373, 376), and any other material determined, now or in the future, to be hazardous by state or federal rule, regulation and/or statute.

~~n.~~o. The term "Farm" shall have the meaning specified in 6 NYCRR §360~~-1.~~.2(b)(102~~5~~), as the same may be amended, suspended or replaced.

~~o.~~p. The term "Industrial Waste" shall mean Solid Waste generated by manufacturing or industrial processes. Such waste may include, but is not limited to the following manufacturing processes: electric power generation, fertilizer/agricultural chemicals, inorganic chemicals, iron and steel manufacturing, leather and leather products, non-ferrous metals manufacturing/foundries, organic chemicals, plastics and resins manufacturing, pulp and paper industry, rubber and miscellaneous plastic products, stone, glass, clay and concrete products, textile manufacturing, transportation equipment, and water treatment. This term does not include oil or gas drilling, production and treatment wastes (such as brines, oil, and fluids) or overburden, spoil or tailings resulting from mining, or solution mining brine and insoluble component wastes.

~~p.~~q. The term "Infectious ~~Waste~~Substance" shall have the meaning specified in 6 NYCRR 360-~~1.2~~[VJM1][JAD2].2(b)(155) as the same may be amended, superseded or replaced.

r. The term "M.R.F. Recycling Facility" shall mean the Materials Recovery Facility located at 137 South Pendleton Street, Cortland, New York.

~~q.~~

~~r.~~s. The term "Municipal Solid Waste (MSW)" shall have the meaning set forth in 6 NYCRR 360.2(b)(176)~~360-1.2(b)(106)~~[VJM3] as the same may be amended, superseded or replaced.

~~s.~~t. The term "Open Dump" shall mean a Solid Waste disposal area which does not comply with the required public health and environmental control practices.

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~~t.~~u. The term "Person" or "Persons" shall mean any individuals, company, partnership, association, firm, corporation, municipality or any other entity.

~~u.~~v. The term "Private Business/Farm Permit" shall mean the permit issued pursuant to Section IV(2) of this local law.

~~v.~~w. The term "Processor" shall mean a primary user of the particular material such as Recyclables, including, but not limited to, glass factories, detinner, plastic recovery facility, paper mill or a consolidator of the material.

~~w.~~x. The term "Prohibited Materials" shall mean the following materials, as may be modified from time to time by the Department, and these materials shall not be accepted at the County Landfill or any other Facility in the County:

i. Well drilling debris (i.e., tailings from the drilling of wells or hydraulic fracturing)
ii. Septic tank pumpings
iii. Liquid wastes
iv. Pesticides and chemicals
v. Junked vehicles, car parts, motor parts
vi. Explosives
vii. Compressed gas tanks
viii. Fluorescent bulbs (including compact fluorescent bulbs)
ix. Hot ashes, other burning or hot loads
x. Sealed containers
xi. Hazardous waste
xii. Large dead animals
xiii. Motor oil
xiv. Friable asbestos
xv. Sludge (without a permit)
xvi. Batteries

~~x.~~y. The term "Recyclables" shall mean such material designated from time to time by the Department which under any applicable law or regulation is not Hazardous Waste and which can be reasonably separated from the Solid Waste stream and held for its material recycling or reuse value. The following materials as may be modified from time to time by the Department, shall be considered Recyclables:

i. glass
ii. newspapers
iii. corrugated cardboard
iv. metal containers
v. plastic containers (marked with recycling triangle, numbers 1 through 7)
vi. residential metal appliances (with statement of purging CFC or Freon)
vii. tires (for an additional fee)[VJM4]

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z. The term, "Recyclables handling and recovery facility" means a facility that processes source-separated non-putrescible recyclables.

~~y.~~aa. The term "Refuse" shall mean putrescible and incidental non-putrescible Solid Waste including, but not limited to, animal, vegetable and paper waste. Refuse originates primarily in homes, business and restaurants, and has characteristics similar to that Solid Waste collected and disposed of as part of normal residential and commercial collections.

~~z.~~bb. The term "Resident" shall mean any individual who is a legal resident of the County or any individual who is a temporary resident of the County.

~~aa.~~cc. The term "Residential Waste Permit" shall mean the permit issued for the disposal of Solid Waste generated from houses, apartments and other residential dwellings.

~~bb.~~dd. The term "Solid Waste" shall have the meaning set forth in 6 NYCRR 360(a)(1)~~-1.2(b)~~[VJM5].2(a)(1) as the same may be amended, superseded or replaced. (See also NYS County Law §226-b, as the same may be amended, superseded or replaced.)

~~cc.~~ee. The term "Source Separation" shall mean the dividing of solid waste into some or all of its component parts at the point of generation, including the separation of recyclables from each other, or the separation of recyclables from other solid waste. (6 NYCRR §360.2(b)(252)~~-1.2 (160)~~[VJM6], as the same may be amended, superseded or replaced). ~~The residue remaining after recyclables are removed from the waste stream is not considered source separated material.~~

~~dd.~~ff. The term "Waste Collector" shall mean any individual, association, partnership, firm, corporation, not-for-profit organization, municipality, educational institution, or any other person so deemed by the Department, engaged in the commercial collection, pick-up, transfer, removal and/or disposal of Solid Waste and/or Recyclables generated, originated or brought within the boundaries of the County.

SECTION III.

ADMINISTRATION

a. The Department, or its successor, shall be primarily responsible for all ministerial and administrative duties described or reasonably required by the terms of this local law.

b. The Cortland County Legislature, pursuant to New York State County Law §226-b, as the same may be amended, superseded or replaced, may, by resolution, establish schedules of rates or fees to be charged for any solid waste collection or management facilities or services provided, including, but not limited to, the establishment of solid waste permits, tipping and user fees. Such fees shall commence upon the adoption or effective date of such resolution and continue until modified, amended or rescinded.

c. The Department, or its successor, shall administer the program of registering and permitting all waste collectors, contractors and other persons collecting, transporting or disposing of Solid Waste and Recyclables in the County. This includes the issuance, renewal, and revocation of all permits described in this local law.

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d. The Department, or its successor, may promulgate rules in connection with the operation of the County Landfill or any other Facility.

e. The Department, or its successor, shall issue warning notices, and may initiate proceedings pursuant to Section V of this local law subject to the approval of the Cortland County Legislature or its designee.

f. The Department, or its successor, may encourage and conduct studies, investigations and research relating to various aspects of Solid Waste Management as it deems necessary or as requested by the Cortland County Legislature.

SECTION IV.

STANDARDS AND REGULATIONS

1. Commercial Waste Permit Requirements

a. No waste collector or contractor shall collect, transport or dispose of solid waste at the Cortland County Landfill without obtaining a Commercial Waste Permit issued by the County.

b. All applications for Commercial Waste Permits shall be in writing and shall contain such information as requested by the Department, but at a minimum, as set forth in this local law. All Commercial Waste Permit information shall be verified by the applicant as required by this local law and the Department. The applicant shall file with any application proof of insurance and shall pay the required permit fee as set forth in this local law.

c. All Commercial Waste Permit holders must make available curbside recycling pick-up to their residential and commercial customers, either directly or by subcontracting a duly licensed contractor to provide this service to their commercial and residential customers.

d. Each Commercial Waste Permit applicant shall be required to pay a Commercial Waste Permit fee per vehicle. The fees, rates, or charges for Commercial Waste Permit holders shall be established by resolution of the Cortland County Legislature and such charges shall commence upon the adoption or effective date of such resolution and continue until modified, amended or rescinded.

e. Proof of insurance shall be filed with the application executed by the representatives of an insurance company, duly authorized and qualified by the Department, evidencing that said insurance company has issued motor vehicle liability and property damage insurance policies covering the following:

    i. All operations of the applicant or any other person, firm or corporation employed by him in transporting solid waste and/or recyclables.

    ii. The disposal of such solid waste and/or recyclables to and within the designated and approved County Landfill and/or Facility.

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iii. Protecting the public and any person from injuries or damages sustained by reason of transporting solid waste and/or recyclables.

iv. The certificate or affidavit to be filed with the application shall be executed by the representatives of a duly qualified insurance company evidencing that said insurance company shall provide to the County of Cortland at least 30 days notice of any cancellation or reduction of coverage, and further evidencing that said insurance company has issued commercial vehicle insurance policies.

f. Upon receipt of the application and the proper proof of insurance and the payment of the Commercial Waste Permit fee, the Department shall thereupon issue the applicant a Commercial Waste Permit. A Commercial Waste Permit shall expire on ~~the next~~ December 31st following the date of issue. Upon issuance of the Commercial Waste Permit, the Department shall affix the Commercial Waste Permit identification sticker issued to each and every vehicle operated by the permitted commercial hauler.

g. Renewal of Commercial Waste permits shall be in the same manner and subject to the same conditions as original Commercial Waste Permits, and also shall be subject to any additional requirement in effect at the time of application for renewal as specified by the Department or the Cortland County Legislature.

h. Whenever proof, by means of an affidavit, is submitted to the Department that a Commercial Waste Permit issued for the purpose set forth in this local law has been lost or destroyed, the Department shall, upon payment of $5.00 by the applicant, issue a new Commercial Waste Permit in lieu of the one which was lost or destroyed.

i. No Commercial Waste Permit issued pursuant to the provision of this local law shall be transferable.

j. All collection, transportation and/or disposal of ~~s~~Solid ~~w~~Waste and/or ~~r~~Recyclables shall be in strict conformance with the rules and regulations prescribed in this local law and as such rules and regulations may hereafter be amended or supplemented by the Department. Any violation of the provisions of this local law may result in suspension or revocation of the Commercial Waste Permit pursuant to the provisions of Section V hereof.

k. All vehicles used in the collection, transportation and/or disposal of ~~s~~Solid ~~w~~Waste and/or ~~r~~Recyclables shall be maintained in a sanitary condition and shall be constructed as to prevent leakage in transit. The body of the vehicle shall be wholly enclosed or shall at all times be kept covered with an adequate cover. Operation of vehicles shall be done in such a manner as to prevent spilling or loss of contents.

l. Any Commercial Waste Permit issued pursuant to this local law shall be in the nature of a privilege subject to the terms and conditions set forth in this local law and as amended or supplemented by the Department, and shall not be deemed to create a property interest with respect to the Commercial Waste Permit in the holder.

m. All such Commercial Waste Permit requirements specified herein, including, but not limited to, Commercial Waste Permit fees and insurance coverage amounts, may be amended or adjusted from time to time by resolution of the Legislature of Cortland County.

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2. Residential Waste Permit and Private Business / Farm Permit Requirements

a. Residential Waste Permits shall be available and are required for passenger cars, vans, station wagons and pick-up trucks (up to one ton capacity). All other vehicles must be registered under the provisions applicable to a Commercial Waste Permit or Private Business/Farm Permit. The Department, in its sole discretion, may require any vehicle, regardless of type or size, transporting solid waste and/or recyclables for compensation paid to the owner or operator, to comply with the provisions applicable to a Commercial Waste Permit or Private Business/Farm Permit.

b. Persons and contractors not holding Commercial Waste Permits may obtain a Private Business/Farm Permit for the collection, transportation and/or disposal of solid waste other than refuse at the County Landfill. A Private Business/Farm Permit must be obtained from the Department. The fees, rates or charges for Private Business/Farm Permit holders shall be established by resolution of the Cortland County Legislature, and such charges shall commence upon the adoption or effective date of such resolution and continue until modified, amended or rescinded. Holders of a Private Business / Farm Permit shall be required to make immediate cash payment of the required fee for the first 90 days, and once a month thereafter.

c. The Department may, at its sole discretion, require certain Private Business/Farm Permit holders to provide proof of insurance in a form and amount satisfactory to the Department before such Private Business/Farm Permit holder may dispose of Solid Waste and/or Recyclables at the County Landfill or any other Facility.

d. Residential Waste Permit holders and Private Business/Farm Permit holders shall strictly comply with all rules and regulations prescribed by the Department.

e. All Residential Waste Permit and Private Business/Farm Permit requirements specified herein, including, but not limited to, Residential Waste Permit fees and Private Business/Farm Permit fees, may be amended or adjusted from time to time by resolution of the Cortland County Legislature.

3. Disposal of Solid Waste

a. No waste collector, contractor, or other person shall dispose of solid waste at the County Landfill or any Facility for the disposal of solid waste, without a Commercial Waste Permit, Residential Waste Permit, or Private Business/Farm Permit.

b. Solid waste (as defined in NYS County Law §226-b, as the same may be amended, superseded or replaced) generated within the County will be accepted at the County Landfill. Combined loads containing solid waste from within the County as well as from a contiguous County must be accepted for disposal at the County Landfill.

c. Recyclable material generated within the County and from out of the County will be accepted at the Recycling Facility located in the County.

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d. The County Landfill will accept BUD material from outside the county as defined and allowed under the rules and regulations of the NYS Department of Environmental Conservation and the Cortland County Legislature.

e. The County Landfill is authorized to accept construction and demolition debris subject to prior approval.

f. Anyone entering the County Landfill or any other Facility to dispose of solid waste must adhere to the rules and regulations as posted, and must follow the instructions of the attendant on duty.

g. Nothing within this local law shall be construed at any time to restrict the ability of the Department to refuse to accept Hazardous Waste or other Prohibited Materials at the County Landfill or any other Facility.

h. No Waste Collector, Contractor, or other person shall dispose of solid waste at the County Landfill or at any other Facility unless such Person or entity shall pay the tipping fee.

i. Tipping fees for Commercial Waste Permit holders, Private Business/Farm Permit holders, and Residential Waste Permit holders shall be established by resolution of the Cortland County Legislature, and such charges shall commence upon the adoption or effective date of such resolution and continue until modified, amended or rescinded. A minimum fee per transaction shall be established by resolution of the Cortland County Legislature, and such charges shall commence upon the adoption or effective date of such resolution and continue until modified, amended or rescinded.

j. Commercial Waste Permit holders and Private Business/Farm Permit holders will be billed monthly by the County. Such bills must be paid within 30 days of the mailing of the fee statement. Such bills unpaid within 30 days of mailing will be charged an additional 2% per month finance charge. Failure to make payments when due shall result in suspension or revocation of the Commercial Waste Permit or Private Business / Farm Permit.

k. All Solid Waste Permit disposal requirements specified in this subsection including, but not limited to, tipping fees, permit costs, etc., may be amended or adjusted from time to time by resolution of the Cortland County Legislature.

l. There shall be no Open Dumps in the County. This shall not be construed as to prohibit disposal areas located within the property boundaries of a farm for Solid Waste generated from that farm as otherwise permitted by law except in cases creating a public health nuisance.

4. <u>Disposal of Recyclables</u>

a. All persons generating solid waste, and/or Waste Collectors and Contractors operating in the County, must separate from the solid waste stream those recyclables designated by the Department. The recyclables stream, as may be further modified from time to time by the Department, must be separated into two categories:

(1) newspaper, magazines and corrugated cardboard; and
(2) plastic, glass, aluminum and metal.

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This number of recyclables categories for separation will be set by resolution of the Cortland County Legislature, subject to DEC approval, and such charges shall commence upon the adoption or effective date of such resolution and continue until modified, amended or rescinded.

b. It shall be unlawful for any person to comingle source separated recyclables left at curbside for collection with any solid waste in a container, collection vehicle or solid waste transfer station or disposal facility.

c. Any individual, firm or corporation depositing contaminated and/or non-recyclable material as recyclable will be charged accordingly and any license or permit is subject to suspension or cancellation.

d. Electronic Equipment Recycling shall comply with the requirements of Environmental Conservation Law Article 27, Title 26, as the same may be amended, superseded or replaced. Manufacturers of covered electronic equipment (CCE) are required to provide the county with at least one convenient method of recycling. Municipalities are not required to provide electronic waste collection and recycling programs. If the County of Cortland chooses to do so, with the permission of the Cortland County Legislature by resolution, the county may voluntarily enter into agreements with manufacturers or collective electronic waste acceptance programs to provide collection services to assist manufacturers in meeting their obligations under the Electronic Equipment Recycling and Reuse Act; and/or collect electronic equipment that is not included in the Act as covered electronic equipment.

e. Recyclables and solid waste must be separately packaged or contained in proper containers as specified in this local law or as designated by the Department. If plastic bags are utilized for this purpose, the bags shall be transparent to facilitate viewing of their contents.

f. Commercial Waste generators may elect to contract with a processor of recyclable material and have such material delivered directly to the processor from the place of generation or place of business. All recyclables sold in this manner must be reported to the Department for inclusion in data required by the New York State Department of Environmental Conservation.

g. The Department may maintain recyclable drop-off stations under agreement with the various municipalities for use by existing recyclable drop-off stations located in the Towns. The Department reserves the right to increase, decrease, or eliminate the number, or relocate such recyclable drop-off stations.

h. Tipping fees or disposal charges may be imposed by resolution of the Cortland County Legislature at any Facility located in the County for the disposal of recyclables.

i. All recyclable disposal requirements specified in this subsection may be adjusted from time to time by resolution of the Cortland County Legislature.

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5. Flow Control of Solid Waste and Recyclables

a. All Municipal Solid Waste, and all Construction and Demolition Debris generated or collected within the County of Cortland, shall be delivered for disposal to a County Solid Waste Management Facility, except as follows:

i. Hazardous Wastes, Regulated Medical Wastes and other Prohibited Materials as defined in Section II (xw) are not accepted at County Solid Waste Management Facilities and must be disposed of in accordance with applicable law.

ii. Solid waste materials that do not meet the applicable requirements for acceptance at the County Solid Waste Management Facility shall be disposed of at a facility authorized for its acceptance by the State of New York or other jurisdiction. All Persons generating or collecting such wastes within the County of Cortland shall apply to the Department for a determination of whether said materials are acceptable at County Solid Waste Management Facilities.

iii. Special waste which does not meet the applicable criteria for acceptance at a County Solid Waste Facility shall be disposed of at a facility, regardless of its location, authorized for its acceptance by the New York State Department of Environmental Conservation or other jurisdiction.

iv. Construction and demolition debris generated outside of Cortland County and delivered to a construction and demolition debris handling and recovery facility (as that term is defined in 6 NYCRR 360.2(b)(63) and as the same may be amended, ~~superceded~~superseded or replaced) located within Cortland County, so long as said construction and demolition debris is not combined with construction and demolition debris generated within Cortland County. The NYSDEC permit holder for a construction and demolition debris handling and recovery facility that accepts waste or recyclable material generated outside of Cortland County shall submit the following to the Department:

a. A site plan for the facility demonstrating how the construction and demolition debris shall be segregated must be submitted to Cortland County together with the Commercial Waste Permit application.

b. The permit holder shall submit a report not less than quarterly which includes the source of the material (e.g., from whom received, address of origin), type of material received, recovered and residue, as well as where the residue is delivered.

c. The permit holder shall provide such other and further information as Cortland County may require.

v. Materials generated outside of Cortland County and delivered to a recyclables handling and recovery facility (as that term is defined in 6 NYCRR 360.2(b)(233) and as the same may be amended, ~~superceded~~superseded or replaced) located within Cortland County, so long as said materials are not combined with materials generated within Cortland County. The NYSDEC permit holder for a recyclables

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handling and recovery facility that accepts waste or recyclable material generated outside of Cortland County shall submit the following to the Department:

a. A site plan for the facility demonstrating how the materials will be segregated must be submitted to Cortland County together with the Commercial Waste Permit application.

b. The permit holder shall submit a report not less than quarterly which includes the source of the material (e.g., from whom received, address of origin), type of material received, material recovered and residue, as well as where the residue is delivered.

c. The permit holder shall provide such other and further information as Cortland County may require.

~~iii.~~

b. All residential recyclables generated or placed curbside within the County of Cortland for collection by a Waste Collector licensed pursuant to this Local Law shall be delivered:

i. To the Cortland County M.R.F. Facility, or such other County Solid Waste Management Facility designated by the Department; or

ii. To another materials recovery facility licensed or registered with the appropriate regulatory authority, with which the Waste Collector has an agreement for the acceptance of the recyclables collected by the Waste Collector within Cortland County, said agreement, as renewed or amended from time to time, to be filed with the Department.

c. Compliance with this section shall be a condition of all permits issued pursuant to this Local Law, and violation thereof shall subject the violator to the penalties set forth in Section V, (Enforcement), of this Local Law, including, but not limited to, fines, civil penalties, and the possible suspension or revocation of permits issued by the County.

d. Presumptions – There shall be rebuttable presumptions in the enforcement of this Local Law that:

i. The placement of any container which is marked or identified with the name of any Waste Collector, at any location within the County, shall be presumptive evidence that said Waste Collector is providing solid waste collection services at said location within the County as of the date of said placement.

ii. Evidence of Solid Waste in a container located in the county as described in Section IV 5~~(3)~~(d)(i) above, and subsequent observation of the same container empty, shall be presumptive evidence that Solid Waste was collected from the container by the Waste Collector whose name is marked on the container.

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iii. The failure to deliver any solid waste to a facility designated by the Department pursuant to Section IV(5)(a) of this Local Law.

SECTION V.

ENFORCEMENT

1. Civil Sanctions (except for non-payment of tipping fees covered in Section V)

a. The Department shall have the right to impose a civil penalty and/or suspend or revoke any Commercial Waste Permit, Residential Waste Permit, or Private Business/Farm Permit if the holder of such permit violates any of the provisions of this local law. Revocation, suspension or civil penalty may only follow a written notice of violation and, if demanded, a hearing as provided for in this local law.

b. Upon any violation of the provisions of this local law, the Department shall serve notice of violation in person or by ordinary and certified mail sent to the holder of any permit issued pursuant to this local law at the address set forth in the permit application on file with the Department. Such notice shall state the nature of the violation and the Department's intent to revoke or suspend, and/or impose a civil penalty upon the permit holder.

c. Any holder of a Commercial Waste Permit, Residential Waste Permit or Private Business/Farm Permit may demand a hearing as allowed by Section V(1) of this local law by serving upon the Department a written request for a hearing. Such request must be received by the Department within twenty (20) days of the date of service of notice. Upon receipt of such demand, a hearing shall be scheduled and held at the offices of the County of Cortland during regular business hours.

d. Upon the expiration of such twenty (20) day notice period provided for in Section V(1)(c) of this local law, or the majority determination of the Board of Hearing, the revocation, suspension and/or civil penalty in the notice or as modified by the Board of Hearing, shall be effective.

e. The Board of Hearing shall consist of the three (3) members, each appointed by a majority vote of the Cortland County Legislature at the first regular meeting ~~follo~~held ~~wing~~after the ~~biennial~~ organizational meeting following the election of the Legislature. The term of office shall coincide with that of the Legislature appointing the members. The Chairperson of the Board of Hearing shall be selected by the Chairperson of the County Legislature. Members shall be residents of the County of Cortland. One member shall be an elected or appointed officer or employee of the County. In no instance shall elected or appointed officers or employees constitute a majority of the Board of Hearing.

f. The Board of Hearing shall promulgate rules and regulations in furtherance of its powers and duties, including rules governing the conduct of adjudicatory proceedings and appeals relating to the assessment of civil penalties authorized by this local law. The Board of Hearing shall have the authority to conduct investigations necessary to carry out the provisions of this law. Hearings shall be conducted by a Hearing Officer appointed by the Board of Hearing. The Hearing Officer may administer oaths or affirmations, subpoena

DRAFT

Attachment: Proposed_Local_Law_Amendment_2024_Revised2 - redline (125-24 : Local Law 6 of 2024 - a Local Law to Repeal and Replace

witnesses (whether or not a County officer, employee or appointed official), compel their attendance and require the production of any document, book or record deemed relevant or material to resolving the adjudicatory proceeding.

g. Hearings. In any hearing conducted pursuant to this Section, the following shall apply:
   - A stenographic or audio record shall be kept.
   - The permit holder may be represented by counsel.
   - Witnesses shall be sworn and subject to cross-examination.
   - Evidence submitted shall be relevant and may include evidence as to the past performance of the permit be accorded such weight as the Hearing Officer deems appropriate, consistent with its reliability.
   - Findings of fact shall be made by the Hearing Officer, in writing, upon a preponderance of the evidence.
   - Upon a finding that a violation is proved, the Hearing Officer shall impose such civil penalty, permit conditions or order such suspension or revocation of any Permit, as he/she deems appropriate.

h. The Hearing Officer shall make a complete record of all adjudicatory proceedings conducted. A final decision, determination or order adverse to a party in an adjudicatory proceeding shall be in writing and stated in the record and shall include findings of fact and conclusions of law or reasons for the decision, determination or order. Findings of fact, if set forth in statutory language, shall be accompanied by a concise and explicit statement of the underlying facts supporting the findings. If, in accordance with agency rules, a party submitted proposed findings of fact, the decision, determination or order shall include a ruling upon each proposed finding. A copy of the decision, determination or order shall be delivered or mailed forthwith to each party and to his attorney of record.

i. A decision of the Hearing Officer may be appealed to the Board of Hearing by service of a written request within twenty (20) days of the date of decision. On appeal, the Board of Hearing shall hear written and oral argument within thirty (30) days after the receipt of the request for appeal, and, not more than thirty (30) days thereafter, may affirm, modify, reverse or remand the decision to the Hearing Officer for further action, the decision of the Board of Hearing shall be final and reviewable pursuant to Article 78 of the Civil Practice Law and Rules of the State of New York.

j. Any person who violates any of the provisions of this local law may be required to pay a civil penalty not to exceed $2000.00 for each violation. Such civil penalty must be paid in full before any permit issued pursuant to this local law can be reinstated.

SECTION VI.

SEVERABILITY

If any part of this local law, as originally enacted or as amended from time to time, is found to be illegal, or it application to any person or circumstances is held to be invalid, the remainder and the application of its provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby and shall remain in full force and effect.

Attachment: Proposed_Local_Law_Amendment_2024_Revised2 - redline (125-24 : Local Law 6 of 2024 - a Local Law to Repeal and Replace

SECTION VII.

EFFECTIVE DATE

This local law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

DRAFT

Attachment: Proposed_Local_Law_Amendment_2024_Revised2 - redline (125-24 : Local Law 6 of 2024 - a Local Law to Repeal and Replace

STATE OF NEW YORK

6602--A

2023-2024 Regular Sessions

IN SENATE

April 28, 2023

Introduced by Sens. WEBB, ASHBY, MARTINEZ, SEPULVEDA -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs -- recommitted to the Committee on Veterans, Homeland Security and Military Affairs in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the military law and the workers' compensation law, in relation to participation in World Trade Center rescue, recovery and cleanup operations by members of the organized militia

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 6 of the military law is amended by adding a new subdivision 1-a to read as follows:

1-a. Notwithstanding any other law, regulation or rule to the contrary, an order into active service of the organized militia as part of the World Trade Center rescue, recovery and cleanup operations shall qualify such member of the organized militia as an employee under article eight-A of the workers' compensation law. For the purposes of this subdivision, "organized militia" shall mean members of the New York army national guard, the New York air national guard, the New York naval militia, and the New York guard. Alternative proof of an order into active service of the organized militia as part of the World Trade Center rescue, recovery, and cleanup operations, as determined by the division of military and naval affairs, including third-party verification and witness presence statements as included in the federal James Zadroga 9/11 Health and Compensation Act of 2010, as amended, shall qualify such member of the organized militia as an employee under article eight-A of the workers' compensation law.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

LBD10696-04-4

Attachment: New York-2023-S06602-Amended (131-24 : Endorsement of Senate Bill S06602 to Amend Military and Workers' Compensation Law

§ 2. The opening paragraph of subdivision 1 of section 161 of the workers' compensation law, as added by chapter 446 of the laws of 2006, is amended to read as follows:

"Participant in World Trade Center rescue, recovery, or cleanup operations" means any (a) employee**, including members of the organized militia as provided in subdivision one-a of section six of the military law,** who within the course of employment, or (b) volunteer upon presentation to the board of evidence satisfactory to the board that he or she:

§ 3. Section 169 of the workers' compensation law is amended by adding a new subdivision 3 to read as follows:

3. Notwithstanding section eighteen or twenty-eight or any other provision of this chapter, any claimant who was a member of the organized militia who was previously prohibited from filing a claim under this article may refile such claim or claims within two years of the effective date of this subdivision. The board shall accept proof of a member of the organized militia's service as determined by the division of military and naval affairs pursuant to section six of the military law.

§ 4. This act shall take effect immediately.

Attachment: New York-2023-S06602-Amended (131-24 : Endorsement of Senate Bill S06602 to Amend Military and Workers' Compensation Law

As of 05/23/2024 10:51AM, the Laws database is current through 2024
Chapters 1-59, 61-118

Military

§ 6. Ordering organized militia into active state service. 1. The governor shall have power, in case of invasion, disaster, insurrection, riot, breach of the peace, or imminent danger thereof, to order into the active service of the state for such period, to such extent and in such manner as he may deem necessary all or any part of the organized militia. Such power shall include the power to order the organized militia or any part thereof to function under the operational control of the United States army, navy or air force commander in charge of the defense of any area within the state which is invaded or attacked or is or may be threatened with invasion or attack.

2. Upon the request of the sheriff of a county, or in the county of Nassau the county executive or the mayor of a city, whenever it shall be made to appear to the governor that there is a breach of the peace, riot, resistance to process of this state or disaster or imminent danger thereof, the governor may order into the active service of the state, for such period, to such extent and in such manner as he may deem necessary all or any part of the organized militia. The compensation of all officers and enlisted men, while on duty or assembled pursuant to this subdivision, and all expenses incurred in connection with such duty or as a result thereof shall be paid in the manner prescribed by section two hundred twelve of this chapter.

Attachment: Military Law Section 6 - Organized Militia (131-24 : Endorsement of Senate Bill S06602 to Amend Military and Workers'

CELERITY

Well planned. Well crafted. Well done.

Proposal Number: 24-B6441

Virgil Radio Tower Feasibility Study Proposal

Cortland County, NY

Prepared for:

Cortland County, NY

Prepared by:
Darren P. Emma
Celerity Integrated Services, Inc.
215.538.1600
May 31, 2024

The contents of this document are considered confidential and proprietary

Attachment: 24-B6441 Cortland County Virgil Radio Tower Feasibility Study (132-24 : Authorize Contract - Celerity Integrated Services -

CELERITY
Well planned. Well crafted. Well done.

Celerity Proposal Number: 24-B6441

Overview:

At Cortland County 's request, Celerity Integrated Services, Inc. is providing a proposal for a feasibility study for the route selection, permit evaluation, subsequent OSP engineering services, make-ready estimate, and overall construction and splicing estimate to construct an approximately 5-mile fiber optic network between 22 West Court Street and the Virgil Radio Tower located at 1914 Tower Road in Cortland County, NY.

Scope of Work

Street Level Feasibility Study

1. Route selection.
    a. Celerity shall survey the region to determine the most cost-effective route between the designated endpoints as provided by Cortland County in order to achieve the most cost-effective path.
    b. The route selection(s) shall be provided to street level but may not specify the exact locations or paths to be taken along the selected route.
    c. The route selection(s) would indicate which parts of the build would be aerial and/or underground, direct buried or in conduit.
2. Fiber Type and Size
    a. Celerity to recommend the type of fiber to be used based upon the OSP and ISP environments.
    b. Celerity to use the fiber strand count as directed by Cortland County.
3. Identify route length.
    a. The overall length shall be driven from desktop mapping software, however individual span distances, manhole to manhole distances for underground, etc. will not be provided for this phase of the project.
    b. Interior route lengths will be estimated.
4. Identify conduits pathways and/or pole owners.
    a. Owners of conduit paths and/or existing poles along the selected route will be identified.
    b. Determine estimated level of make-ready on pole structures and look for least cost route.
    c. However, specific pole information such as point of attachment, pole size and class, etc. will not be provided during this phase of the project.
    d. Conduit proofing will not be provided during this phase of the project.

Attachment: 24-B6441 Cortland County Virgil Radio Tower Feasibility Study (132-24 : Authorize Contract - Celerity Integrated Services -

5. Assist Cortland County in obtaining the required Pole Attachment/Conduit Occupancy Licensing Agreements with the respective pole and conduit owners if necessary.
6. Identify major obstacles and conditions that may impact construction costs; including, but not limited to:
    a. Railroads
    b. Highways
    c. Waterways
7. Building Entrances
    a. Determine potential entry points into each building.
    b. Interior cable routing is not included in this phase of the project but will be investigated from a feasibility standpoint should free and easy access to the buildings be provided and/or coordinated by Cortland County.
8. Celerity to determine what permits and/or licenses would be required for the conduit/fiber path installation, including:
    a. Municipal Occupancy Permits
    b. NYDOT Permits
    c. Special Crossing Permits
    d. Private Rights-Of-Way
9. Provide a budgetary estimate for make-ready costs categorized by none, light, medium, heavy, or extra heavy/pole change-out classifications.
    a. Suggest alternate path(s) to avoid heavy make ready costs.
    b. Determine if underground options are viable to avoid excessive make-ready.
10. Provide an overall design, construction and splicing estimate for the selected route including materials.

Deliverables

1. Feasibility Study
2. Proposed Route Map
3. Clearly Defined Proposal for OSP Engineering Phase of the Project
4. Budgetary Estimate of Cost to Construct the Project

Customer Requirements

1. **Cortland County Representation.** Celerity Integrated Services will require a Project Manager from Cortland County who is familiar with the layout of the proposed network to be available throughout the course of the project. This Representative shall be available to Celerity for any questions or issues that arise throughout the completion of the work.
2. **Route Starting and Ending Points.** Cortland County has provided Celerity with the starting and ending points of the desired route to be:
    A Location: 22 West Court Street, Cortland, NY 13045
    Z Location: Virgil Radio Tower, 1914 Tower Road, Cortland, NY 13045

Attachment: 24-B6441 Cortland County Virgil Radio Tower Feasibility Study (132-24 : Authorize Contract - Celerity Integrated Services -

3. **Site Contacts & Access.** Cortland County to provide Celerity with any pertinent site contact information and site access.
4. **Existing Facilities.** Cortland County to provide Celerity with any existing fiber routes and other pertinent information that would impact the route selection and overall feasibility study.

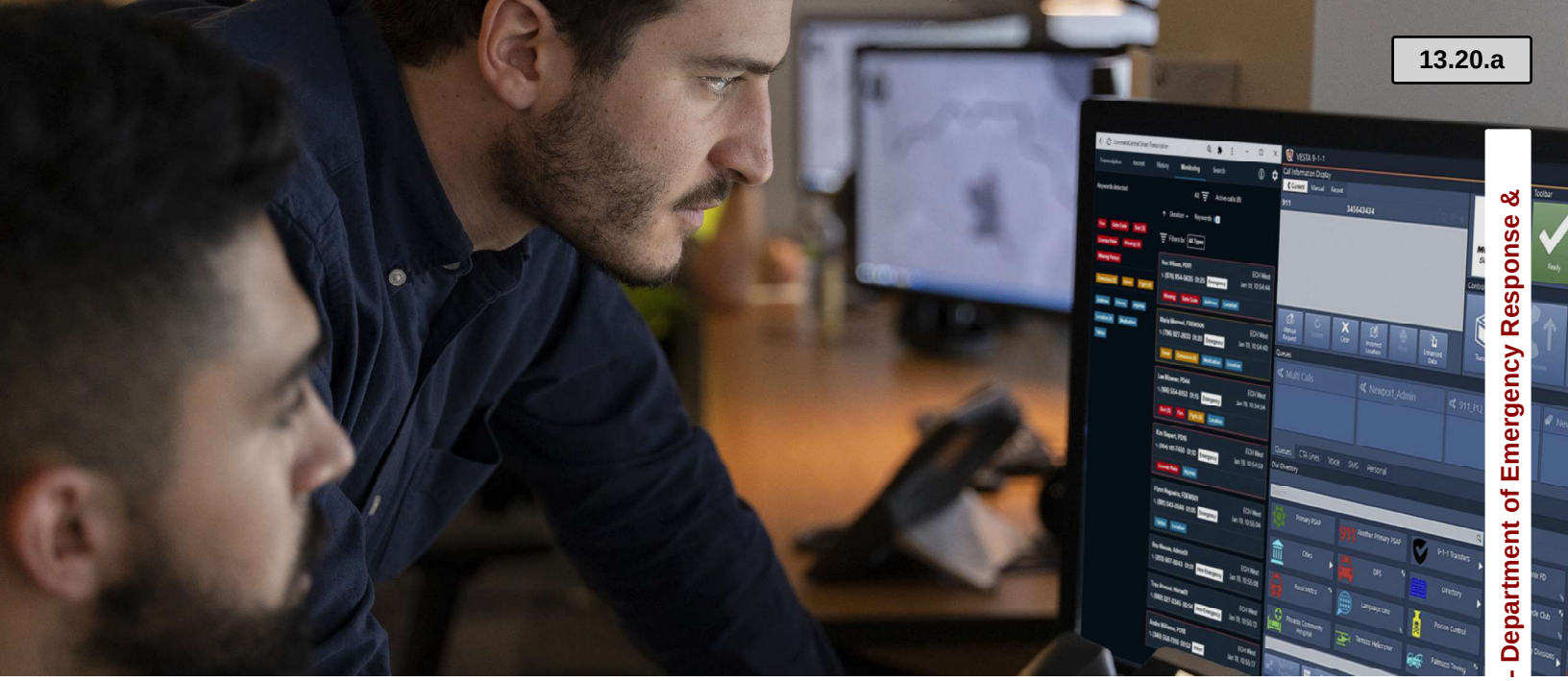
Terms and Conditions

1. **Work Hours.** Celerity assumes the scope of work shall be conducted during normal business hours (7:00AM to 6:00PM). No costs have been included for working restricted hours due to building access requirements.
2. **Time is of the Essence.** As time is of the essence for this project, Celerity shall work as quickly and efficiently as possible. Celerity has provided for adequate personnel to complete the project in a timely manner.
3. **Prevailing Wages/Union Labor.** Celerity Integrated Services, Inc. assumes that this is a merit-based project and prevailing wages do not apply.
4. **Safety.** As with all Celerity projects, safety is of paramount importance.
5. **Bid Validity.** This proposal is valid for 30 days past May 31, 2024.
6. **Payment Terms.** Payment terms are Net 30 days. Past due invoices shall accrue interest at .049315 percent compounded daily.

Pricing

Celerity Integrated Services, Inc. shall complete the Feasibility Study for Cortland County, NY at the lump sum price of **$8,380.00 (Eight Thousand Three Hundred Eighty Dollars and Zero Cents)**.

Attachment: 24-B6441 Cortland County Virgil Radio Tower Feasibility Study (132-24 : Authorize Contract - Celerity Integrated Services -



COMMANDCENTRAL SMART TRANSCRIPTION

TRANSCRIBE AND TRANSLATE IN REAL-TIME USING AI

MAKE THE JOB EASIER FOR TELECOMMUNICATORS AND SUPERVISORS

CommandCentral Smart Transcription is a cloud-based service that takes the voice audio from a 9-1-1, non-emergency or administrative call and transcribes it into a searchable text transcript. With Smart Transcription, PSAPs (Public Safety Answering Points) can verify caller information, monitor 9-1-1 calls in real-time and preserve call transcripts in long term storage, after the call ends, for post call analysis.

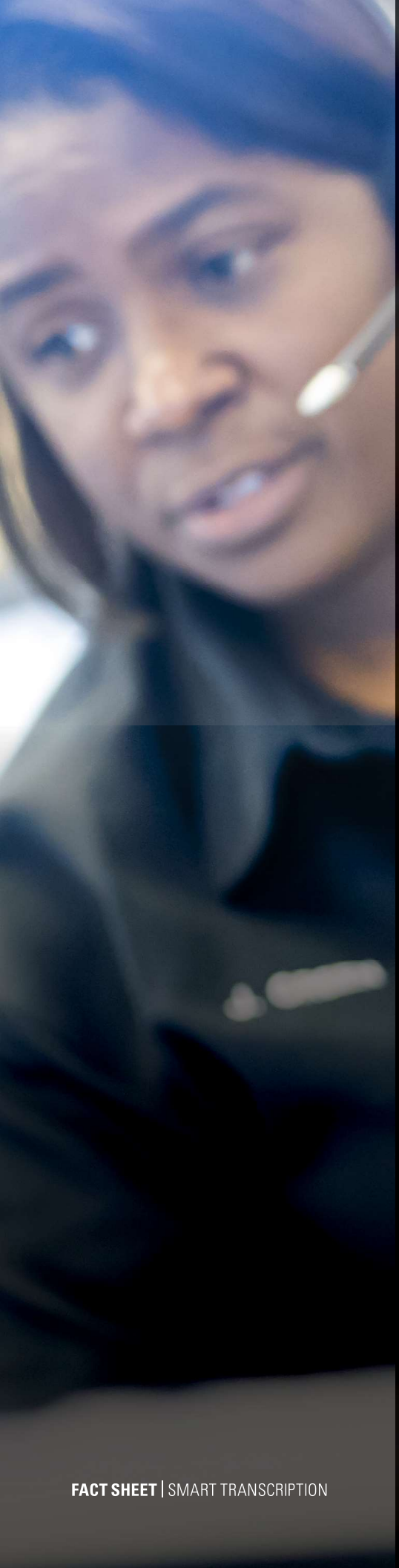
Smart Transcription integrates with VESTA® 9-1-1, bringing together the tools and intelligence telecommunicators and supervisors need to better manage 9-1-1 calls, saving time, saving lives and making their jobs easier.

A BENEFIT OF AI TRANSCRIPTION AND TRANSLATION

Without any human intervention, AI transcribes the 9-1-1 audio into a searchable text document which can be monitored and listened to in real-time. Plus, when a caller speaks Spanish (the language of 93% of all non-English speaking callers) AI recognizes the alternate language without any human intervention and translates the conversation.

MOTOROLA SOLUTIONS

Attachment: 911 Smart Transcription (133-24 : Authorize Purchase - Smart Transcription Service - Department of Emergency Response &



WHY IS SMART TRANSCRIPTION SO SMART?

SIMPLIFY WITH ARTIFICIAL INTELLIGENCE

Smart Transcription uses Artificial Intelligence (AI) to transcribe the 9-1-1 call in real-time. The result eases the burden on the telecommunicator, making it easy to find critical details in the transcript quickly to better protect citizens and first responders.

MONITOR ANYWHERE, ANYTIME

Supervisors can't be in the PSAP 24/7. Smart Transcription can. The ability to monitor calls in real time from any location keeps supervisors informed of events as they unfold. The highlighted transcripts and keywords help supervisors quickly spot the nature of a call without reading the entire exchange.

ASSIST WITH QA/QI

Make it easy to implement a new QA/QI (Quality Assurance and Quality Improvement) program. Give supervisors the ability to quickly search audio and transcripts by multiple parameters, such as date/time, agent and call type, right from Smart Transcription. Save time otherwise spent pulling data from multiple systems (i.e. CAD, DLR).

REDUCE STRESS

Having a visual reference to the 9-1-1 conversation minimizes the need for telecommunicators to repeat questions and remember every detail. Time spent verifying information is greatly decreased. As a result, telecommunicators and citizens experience a better interaction, even in the most stressful circumstances.

TRANSCRIBE & TRANSLATE IN REAL TIME

Audio from 9-1-1, non-emergency or administrative calls is transcribed into a searchable text transcript in real time. Smart Transcription also supports Spanish-speaking callers, providing real-time English translations on the screen for the telecommunicator.

Attachment: 911 Smart Transcription (133-24 : Authorize Purchase - Smart Transcription Service - Department of Emergency Response &

SMART TRANSCRIPTION IN ACTION

EVENT

A 9-1-1 telecommunicator receives a call following a domestic dispute. The caller describes a violent exchange between her and her spouse, during which he made specific threats to other family members before leaving her alone in the house.

RESULT

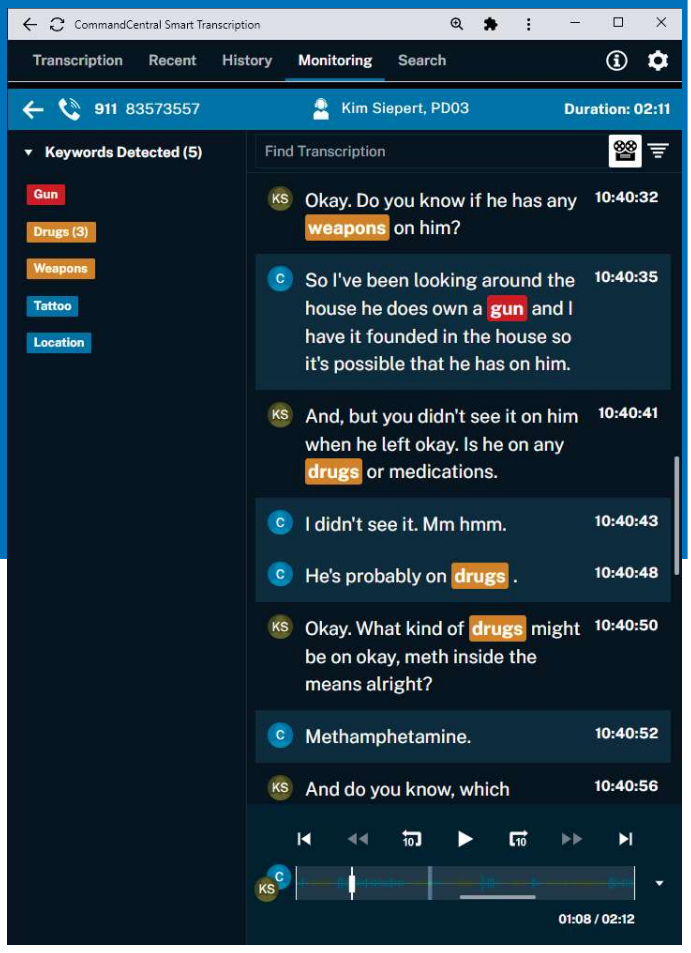
Using CommandCentral Smart Transcription, the 9-1-1 call is transcribed in real time, allowing the telecommunicator to access the transcripts from the same screen used to manage 9-1-1 calls and provide first responders the accurate details about the individual at large. Because Smart Transcription seamlessly integrates with VESTA 9-1-1, it also receives and displays associated metadata, such as call type, calling party phone number, agent name and console name.

As deputies ask the telecommunicator to remind them of physical details of the suspect, his location and information about possible weapons and drug use, the telecommunicator uses the keyword search or quick search feature to easily find these details in the transcript. and verify the information before relaying the details to the deputies. Meanwhile, the PSAP supervisor logs into Smart Transcription and accesses the Monitoring tab from a remote location to review the transcript and stay up-to-date on the escalating situation.

Before arriving on scene,the telecommunicator shares the transcript and audio recording of the active call with the responding officer, at his request.

After the incident, investigators access the transcripts to review the details, while deputies use them to finish their reports. All transcripts are preserved in secure, long-term storage – CommandCentral Evidence – for post-call analysis.

If the caller was speaking Spanish, both the Spanish transcription along with the English translation would display on the screen in real time. Real-time translation saves valuable time otherwise spent connecting to a translation service.



CommandCentral Smart Transcription

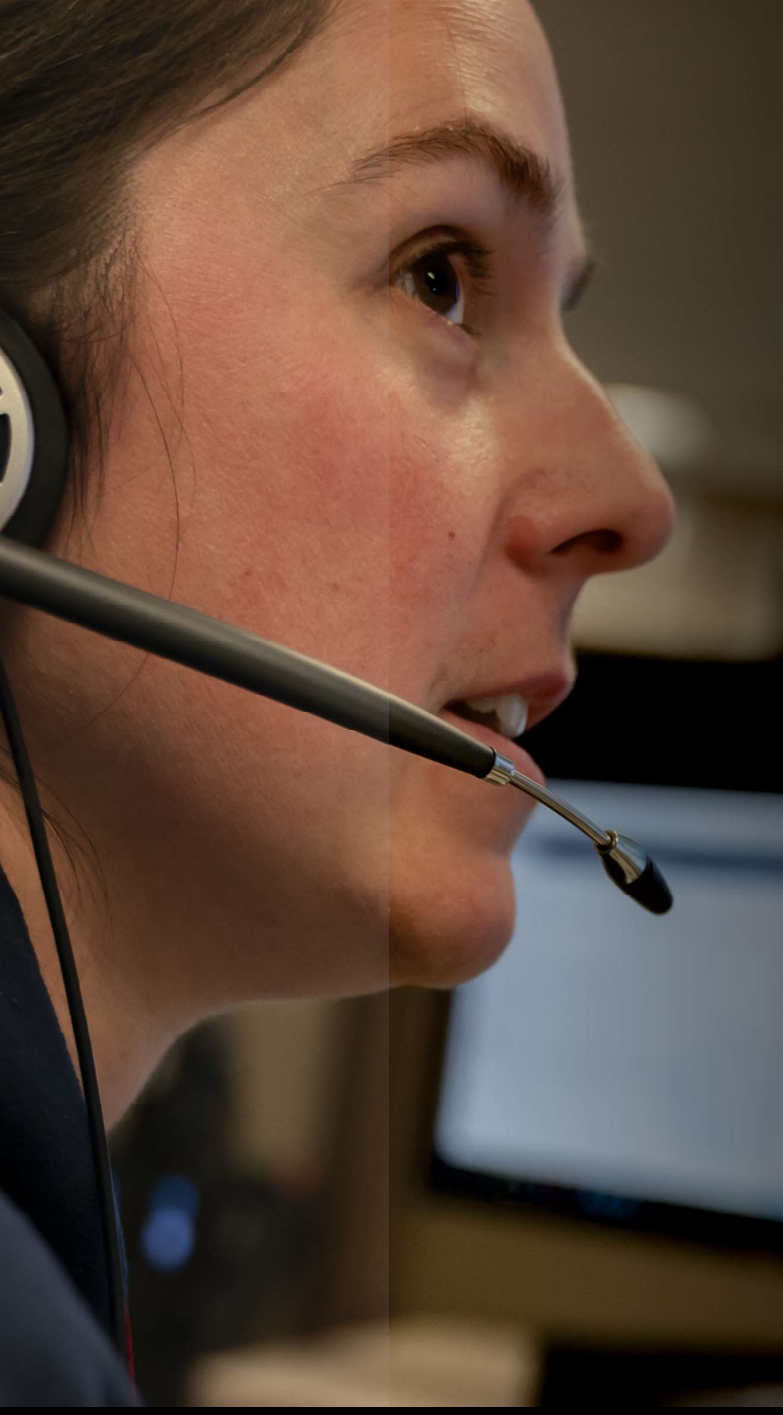
CLOUD + AI IS A GAME CHANGER

"We now have a platform that has simplified searching for calls and gives us audio playback in real time; allows us to see keywords and phrases in real time. All of this data can be leveraged to see trends as they are unfolding."

– **Michael Spencer**, CMCP, ENP, Manager Memphis Fire Communications; Former Administrator, Memphis PD Emergency Communications Bureau

LISTEN NOW

Attachment: 911 Smart Transcription (133-24 : Authorize Purchase - Smart Transcription Service - Department of Emergency Response &



KEY CAPABILITIES

ARTIFICIAL INTELLIGENCE

- Integrated real-time audio transcription from VESTA 9-1-1
- Real-time and post-call transcription
- Real-time multi-language transcription and translation
- Agent, console, language identified and call metadata provided

INTUITIVE OPERATIONS

- No app download required on any device
- Short learning curve for call takers; No change to how voice and text calls are answered today on their VESTA 9-1-1 system

QUICK SEARCH AND REVIEW

- Keywords and full text search capability
- Searchable historical transcripts and real-time audio; Access from anywhere, any time
- Audio playback- post-call and real-time
- Access to recent calls (based on console) and call history (based on CPN)

ENHANCED COLLABORATION

- Real-time sharing of live and historical transcripts and audio files to individuals inside or outside the agency
- Conference call support
- Single user / multi-agency monitoring & search support

SECURITY AND ACCOUNTABILITY

- Built-in security processes to reduce the risk of cyber-attacks
- Ability for supervisors to monitor transcripts
- Permissions-based (Audio Playback, Download, Monitor, Search, and Share)
- Transcript and metadata storage in CommandCentral Evidence for investigations, case summaries or locating conversation patterns over time with evidentiary protection
- Log of previously completed searches

NG9-1-1 EMERGENCY CALL HANDLING

VESTA® 9-1-1, VESTA® 9-1-1 Essentials and CallWorks provide reliable and proven call handling solutions to PSAPs everywhere. When coupled with our innovative cloud services, CommandCentral Smart Transcription, CommandCentral Citizen Input and Command Central Aware for 9-1-1, you gain technology that meets you where you are and helps telecommunicators be their best in the moments that matter.

For more information, please visit us on the web at: **www.motorolasolutions.com**

MOTOROLA SOLUTIONS

Motorola Solutions, Inc. 500 West Monroe Street, Chicago, Il 60661 U.S.A. **motorolasolutions.com**

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Personnel Change Justification Form

Requested Change: ☐ Abolish/Create ☑ Reallocation ☐ Abolish ☐ Create

Position Name (s): Create Data Officer **Abolish** _____

Bargaining Unit: Management Compensation Plan

Purpose and Background:

The Data Officer position is a new position created in 2018 as a result of the litigation and subsequent settlement knows as the Hurell Haring settlment matter.

Fiscal Impact: ☐ County Funded ____ % ☑ Grant Funded 100 % Grant Exp. Date _____

Current Grade/Salary of Position: Grade 4H Salary Range $ 21.1369-28.1333/hr

Requested Grade/Salary of Position: Grade 6H Salary Range $ 24.4262-32.5115/hr

Annual Increase: $ 5986.53 County Share: $ 0 # of Positions Affected: 1

Goals:

Modifying compensation for Data Officer position to be more in line with other counties and guidance from ILS.

Continuing to maintain an internal budget that represents fair expenditures while balancing the burden on the county and tax payers.

Operational Impact:

This change will continue to assist our county with retention. The change will bring the current compensation in better alignment with what other similar situated counties are offering for remuneration. As well, it will better align with the guidance and suggestions of ILS regarding the compensation for this position. The current employee will still be paid less than our previous data officer minimizing exposure of the current ACP budget.

Requested By:	/s/ Michael R. Cardinale Signature of Requesting Department Head	May 8, 2024 Date
Personnel Officer Approval	Laura Zeneuer Signature of Personnel Officer	5/8/24 Date

County Administrator Budget Impact Statement:

County Administrator Approval	 Signature of County Administrator	5/8/2024 Date
Statutory Committee Approval	Sandra L. Price Signature of Committee Chair after Committee Vote	4/13/2024 Date

Attachment: Data Officer - JPS (134-24 : Reallocate Salary Grade Data Officer - Assigned Counsel)

Jurisdiction: Cortland County
Jurisdictional Class: Competitive
Adopted:

HOUSING COORDINATOR

DISTINGUISHING FEATURES OF THE CLASS:

This position involves overseeing and coordinating a variety of housing-related functions and programs for community members seeking temporary and/or emergency housing. The incumbent will serve as the contact for housing assistance and liaise with community partners. The incumbent will also assist and facilitate inspections as required and manage a caseload and housing procurement plans. This work is performed under the general direction of Commissioner of Social Services or his/her designee with leeway allowed for carrying out specific details of the program. Does related work as required.

TYPICAL WORK ACTIVITIES: (Illustrative only)

Oversees and coordinates various housing models for the Department of Family Services;
Assembles case histories and other data for clients receiving services through several departments and/or collateral agencies;
Assesses housing needs and barriers of individuals and families experiencing homelessness to determine housing and service needs;
Monitors individual compliance with temporary housing assistance requirements;
Engages with social services applicants or recipients to discuss hazardous housing conditions and take appropriate administrative action including to prevent the payment of Social Services funds and involve Code Enforcement;
Develops a housing procurement, financial and self-sufficiency case management plan with clients, including but not limited to conducting intake interviews to determine clients' needs, goals and eligibility;
Makes referrals and service connections to other department and community services as needed;
Visits individuals placed in emergency housing to provide necessary services, assess living conditions and compliance;
Develops and manages a comprehensive outreach/ working relationship with stakeholders including other community members, partners, and landlords;
Provides mediation and advocacy with landlords on clients' behalf to develop a workable plan to obtain and/or maintain housing;
Performs pre- and post-occupancy inspections of apartments with landlords for security agreements;
Maintains up-to-date client files and program statistics;
Participates in training and develops performance and quality improvement plans;
Performs hotel/motel inspections every six months, or as regulations require, ensuring facility compliance with all applicable state and local laws. Upon completion of inspections, submits findings and corrective action plans to district liaison and the Office of Temporary and Disability Assistance. (OTDA);
Performs shelter inspections on a yearly basis, or as regulations require, ensuring compliance with code requirements and applicable state and local laws;
May completes and/or updates emergency plans, operational plans and security plans for all emergency shelters and submits to OTDA within required time frames;
Participates in various case conference venues including Coordinated Entry.

Attachment: Housing Coordinator DRAFT 5-6-24 (141-24 : Abolish One Caseworker and One Senior Case Aide/Create One Senior Housing

FULL PERFORMANCE KNOWLEDGE, SKILLS, ABILITIES AND PERSONAL CHARACTERISTICS:

Good knowledge of social services functions as related to housing for homeless;
Good knowledge of state, local and public welfare laws, policies and regulations related to emergency and temporary housing;
Good knowledge of federal, state and local environmental protection and building codes, rules, regulations and ordinances;
Good knowledge of inspection techniques and procedures;
Good knowledge or understanding of tenant's rights and responsibilities, as well as demonstrated knowledge of community resources;
Good knowledge of building construction principles, practices and procedures;
Strong written and verbal communication skills, organizational and conflict resolution skills;
Ability to maintain strong relations with others, especially community agencies and landlords;
Ability to thrive in a flexible, fast-paced and growth-oriented environment, while maintaining a positive, solution-oriented approach;
Ability to produce required reports to State and Local government agencies;
Proficiency in MS Word, MS Excel, MS Outlook, etc.;
Physical condition commensurate with the demands of the position.

MINIMUM QUALIFICATIONS: Either:

(a) Possession of an Associate's degree and two (2) years of full- time paid work experience in a human services position; OR

(b) Possession of high school diploma and four (4) years of full-time work experience in a human services position.

NOTE:
Degree must have been awarded by a college or university accredited by a regional, national, or specialized agency recognized as an accrediting agency by the U.S. Department of Education/U.S. Secretary of Education. If the degree was awarded by an educational institution outside of the United States and its territories, applicant must provide independent verification of equivalency. A list of acceptable companies who provide this service can be found at http://www.cs.ny.gov/jobseeker/degrees.cfm. Applicants must pay the required evaluation fee.

SPECIAL REQUIREMENT:
Possession of a valid New York State driver's license appropriate to the vehicles operated. Failure to maintain a NYS driver's license including driving privileges throughout employment will result in disciplinary action or dismissal.

Attachment: Housing Coordinator DRAFT 5-6-24 (141-24 : Abolish One Caseworker and One Senior Case Aide/Create One Senior Housing

Jurisdiction: Cortland County
Jurisdictional Class: Competitive
Adopted:

SENIOR HOUSING COORDINATOR

DISTINGUISHING FEATURES OF THE CLASS:

This position involves responsibility for planning and coordinating one or more major service components of the County Temporary Assistance Housing Unit. The incumbent will also provide supervision, training, and direction to other Housing Coordinators performing similar duties. The incumbent will serve as the liaison between the County and local municipalities, housing focused not-for-profit organizations, and public housing authorities. Employees in this class become thoroughly familiar with the requirements and regulations used in providing housing services under temporary emergency housing, shelters, and warming centers. Duties involve significant involvement in data collection and analysis, as well as the development of plans and reports. This work is performed under the general direction of Commissioner of Social Services or his/her designee with leeway allowed for carrying out specific details of the program. Does related work as required.

TYPICAL WORK ACTIVITIES: (Illustrative only)

Oversees temporary housing assistance intake work including individual assessment processes to determine eligibility and other service needs;
Responsible for the supervision and training of Housing Coordinator staff;
May process and/or approve payment vouchers for motels used for temporary emergency housing;
May oversee voucher payment process performed by subordinate staff;
Functions as a liaison between the county and local municipalities, housing focused not for-profits, and public housing authorities on affordable housing issues;
Coordinates and conducts outreach to local landlords, civic organizations and non-profit groups on available affordable housing programs;
May go in field to visit individuals placed in emergency housing and to inspect conditions;
May works with Code Enforcement Officials and assists local municipalities in the development of rental property policy;
Partners with other agencies to study issues related to affordable housing and short and long-term housing availability;
Collects, tabulates and analyzes data for public information and departmental reports related to affordable housing, short and long-term rentals;
Assesses housing barriers of individuals and families experiencing homelessness to determine housing and service needs;
Participates in Continuum of Care Coordinated Entry activities, processes and meetings;
Conducts performance reviews of subordinate employees;
Addresses questions and concerns from community members;
Assists with and independently prepares various homeless/housing plans to meet state and local requirements;
Completes and/or updates emergency plans, operational plans and security plans for all emergency shelters and submits to OTDA within required time frames;

Attachment: Senior Housing Coordinator DRAFT 5-6-24 (141-24 : Abolish One Caseworker and One Senior Case Aide/Create One Senior

FULL PERFORMANCE KNOWLEDGE, SKILLS, ABILITIES AND PERSONAL CHARACTERISTICS:

Thorough knowledge of social services functions as related to housing for homeless;
Good knowledge of state, local and public welfare laws, policies and regulations related to emergency and temporary housing;
Good knowledge of federal, state and local environmental protection and building codes, rules, regulations and ordinances;
Good knowledge or understanding of tenant's rights and responsibilities, as well as demonstrated knowledge of community resources;
Good knowledge of inspection techniques and procedures;
Good knowledge of building construction principles, practices and procedures;
Strong written and verbal communication skills, organizational and conflict resolution skills;
Ability to maintain strong relations with others, especially community agencies and landlords;
Ability to thrive in a flexible, fast-paced and growth-oriented environment, while maintaining a positive, solution-oriented approach;
Ability to produce required reports to State and Local government agencies;
Proficiency in MS Word, MS Excel, MS Outlook, etc;
Good judgment;
Ability to train and develop employee skills;
Physical condition commensurate with the demands of the position.

MINIMUM QUALIFICATIONS: Either:

(a) Possession of a Bachelor's degree or higher AND one (1) year of full- time paid work experience in a human services position; OR

(b) Possession of an Associate's degree or higher AND three (3) years of full-time paid experience in human services position; OR

(c) Possession of high school diploma or GED and five (5) years of full-time work experience in a human services position.

NOTE:
Degree must have been awarded by a college or university accredited by a regional, national, or specialized agency recognized as an accrediting agency by the U.S. Department of Education/U.S. Secretary of Education. If the degree was awarded by an educational institution outside of the United States and its territories, applicant must provide independent verification of equivalency. A list of acceptable companies who provide this service can be found at http://www.cs.ny.gov/jobseeker/degrees.cfm. Applicants must pay the required evaluation fee.

SPECIAL REQUIREMENT:
Possession of a valid New York State driver's license appropriate to the vehicles operated. Failure to maintain a NYS driver's license including driving privileges throughout employment will result in disciplinary action or dismissal.

Attachment: Senior Housing Coordinator DRAFT 5-6-24 (141-24 : Abolish One Caseworker and One Senior Case Aide/Create One Senior

Personnel Change Justification Form

Requested Change: ☑ Abolish/Create ☐ Reallocation ☐ Abolish ☐ Create

Position Name (s): Create 2 Housing Coordinators Abolish 1 Senior Case Aide

Bargaining Unit: CSEA

Purpose and Background:

The population of individuals applying for and being housed under our DSS emergency housing programs has grown rapidly and is showing no signs of reducing. The current two employees we have assigned to work together in serving them is not adequate. By creating new titles dedicated to this work, we can reduce redundancies and inefficiencies by having employees who can perform all tasks related to an individual's homeless service needs.

Fiscal Impact: ☑ County Funded 40% % ☐ Grant Funded ____ % Grant Exp. Date ____

Current Grade/Salary of Position: Grade 10 Salary Range $19.59 - 24.79

Requested Grade/Salary of Position: Grade 2 at16 Salary Range $23.85 - 30.19

Annual Increase: $51,357 County Share: $20,543 # of Positions Affected: 2

Goals:

- To more consistently and thoroughly assess and address the various service needs of those presenting to DSS for emergency housing.
- To have more staff time to make service connections for homeless individuals to community services.
- To have more staff time to visit people in emergency housing to help them take next steps of obtaining employment, MH/SUD services, and permanent housing.
- To more effectively manage motel vouchers, track placements and capture data of those we house.
- To have staff available to case conference high needs clients with other community groups including MH SPOA, the Street Outreach Team, and the HUD Housing Continuum of Care Coordinated Entry group.

Operational Impact:

The annual cost increase of $51,357 was determined by the difference in annual pay between the abolished Sr. Case Aide and one of the new Housing Coordinators ($7,783) and the cost of the second Housing Coordinator ($43,574).
This will help us have more dedicated staff who are operating more efficiently as they serve our large homeless population to help them be placed in emergency housing, maintain compliance so they can remain sheltered, stabilize their situations and find permanent housing. This work will include visiting people where they are staying, completing required inspections and reports, and working with various community resources and landlords to meet the complicated needs of individuals.

Requested By: _____ Signature of Requesting Department Head — 5/10/24 Date

Personnel Officer Approval: _____ Signature of Personnel Officer — 5/10/24 Date

County Administrator Budget Impact Statement:

County Administrator Approval: _____ Signature of County Administrator — 5/13/2024 Date

Statutory Committee Approval: _____ Signature of Committee Chair after Committee Vote — 6/13/24 Date

Attachment: Housing Coordinators - HHS (141-24 : Abolish One Caseworker and One Senior Case Aide/Create One Senior Housing Coordinator

Personnel Change Justification Form

Requested Change: ☑ Abolish/Create ☐ Reallocation ☐ Abolish ☐ Create

Position Name (s): Create 1 Sr Housing Coordinator Abolish 1 Caseworker

Bargaining Unit: CSEA

Purpose and Background:

The population of individuals applying for and being housed under our DSS emergency housing programs has grown rapidly and is showing no signs of reducing. The current two employees we have assigned to work together in serving them is not adequate. By creating three new titles dedicated to this work, we can reduce redundancies and inefficiencies by having employees who can perform all tasks related to an individual's homeless service needs.

Fiscal Impact: ☑ County Funded 40% % ☐ Grant Funded ____ % Grant Exp. Date ____

Current Grade/Salary of Position: Grade 18 Salary Range $25.57 - 32.37

Requested Grade/Salary of Position: Grade 19 Salary Range $26.50 - 33.54

Annual Increase: $1,700 County Share: $680 # of Positions Affected: 1

Goals:

- To more consistently and thoroughly assess and address the various service needs of those presenting to DSS for emergency housing.
- To have more staff time to make service connections for homeless individuals to community services.
- To have more staff time to visit people in emergency housing to help them take next steps of obtaining employment, MH/SUD services, and permanent housing.
- To more effectively manage motel vouchers, track placements and capture data of those we house.
- To have staff available to case conference high needs clients with other community groups including MH SPOA, the Street Outreach Team, and the HUD Housing Continuum of Care Coordinated Entry group.

Operational Impact:

This will help us have more dedicated staff who are operating more efficiently as they serve our large homeless population to help them be placed in emergency housing, maintain compliance so they can remain sheltered, stabilize their situations and find permanent housing. This position will oversee and support the work of the Housing Coordinators, which will include visiting people where they are staying, completing required inspections and reports, and working with various community resources and landlords to meet the complicated needs of individuals.

Requested By: _____ Signature of Requesting Department Head — 5/10/24 Date

Personnel Officer Approval: _____ Signature of Personnel Officer — 5/10/24 Date

County Administrator Budget Impact Statement

County Administrator Approval: _____ Signature of County Administrator — 5/13/2024 Date

Statutory Committee Approval: _____ Signature of Committee Chair after Committee Vote — 6/13/24 Date

Attachment: Sr Housing Coordiantor - HHS (141-24 : Abolish One Caseworker and One Senior Case Aide/Create One Senior Housing