



Cortland County Legislature

Legislative Session

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

~ Agenda ~

Thursday, September 22, 2022

6:00 PM

Board Room

WebEx Meeting Information

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

Thursday, Sep 22, 2022 6:00 pm | 2 hours | (UTC-04:00) Eastern Time (US & Canada)

Meeting number: 2334 470 4583

Password: SKeerF7t2Z3

Join by phone

+1-415-655-0001 US Toll

Access code: 233 447 04583

Salute to the Flag

Call to Order

Roll Call

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

Approval of Minutes

1. Cortland County Legislature - Legislative Session - Aug 25, 2022 6:00 PM

Privilege of the Floor

Proclamations & Recognitions

Presentation of Petitions, Communications, and Notice

Receive and File

1. Receive & File 2021 Independent Audit

Reports of Standing, Special and Ad Hoc Committees

Articles Postponed to Day Certain

Unfinished Business

New Business

Resolutions

Resolutions from the Chair

Referred from Building & Grounds Committee

ON MOTION OF HEIDER

AGENDA ITEM NO. 1

Authorize Agreement with KONE/Amend 2022 Budget for Courthouse Elevator Replacement - Buildings & Grounds Department

WHEREAS, there is a need to replace the elevator at the Cortland County Courthouse, 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, KONE, Inc. is currently under contract with OMNIA purchasing network, 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 KONE, Inc. of 836 North State Street, Syracuse, New York 13208 for the replacement of the elevator at the Cortland County Courthouse, AND BE IT FURTHER

RESOLVED, that this will be budgeted for in the 2023 budget.

Referred from Government Operations Committee

ON MOTION OF STOCK

AGENDA ITEM NO. 2

Award Bid Health Plan Benefit Consultant

WHEREAS, a Request for Proposals (RFP) was issued for a health plan benefit consultant for Cortland County, AND

WHEREAS, the funding for these services currently exists in the health insurance budget, AND

WHEREAS, bids were received from the following:

Company	Address	Amount
Assured Partners	90A John Muir Drive, Suite 100 Amherst, NY 14228	\$90,000
Benetech	1 Dodge Street North Greenbush, NY 12198	\$110,024
Brown & Brown	500 Plum Street 20 Syracuse, NY 13204	\$90,000
CH Insurance	100 S Salina Street #370 Syracuse, NY 13202	\$115,650
Haylor, Freyer & Coon	300 South State Street, Suite 1000 Syracuse, NY 13202	\$97,146
One Group	706 N Clinton Street Syracuse, NY 13204	\$55,000

, AND

WHEREAS, Chairman Fitch, Legislator Preston, Legislator Stock, County Attorney Victoria Monty, County Administrator Rob Corpora, Clerk of the Legislature Savannah Hempstead, and Personnel Officer Laurie Leonard reviewed presentations from the above companies, AND

WHEREAS, the Government Operations Committee recommends that the bid be awarded to the company who presented the best value for the services provided, NOW THEREFORE BE IT

RESOLVED, that Assured Partners, 90A John Muir Drive, Suite 100, Amherst, New York 14228 is hereby awarded the bid for health benefit plan consulting services for Cortland County, AND BE IT FURTHER

RESOLVED, that the County Administrator, upon review and approval by the County Attorney or designee, is hereby authorized to enter into a contract with Assured Partners, 90A John Muir Drive, Suite 100, Amherst, NY 14228 for health benefit plan consulting services for Cortland County for the time period of January 1, 2023 - December 31, 2027.

ON MOTION OF STOCK

AGENDA ITEM NO. 3

Amend Smoking and Tobacco Use Policy - Personnel Department

WHEREAS, the Cortland County Legislature adopted the Cortland County Smoking and Tobacco Use Policy on April 26, 2018 with Resolution No. 192-18, AND

WHEREAS, there is a need to make changes to said policy, NOW THEREFORE BE IT

RESOLVED, that the plan will be amended effective October 1, 2022 as attached.

Referred from Highway Committee

ON MOTION OF NEWELL

AGENDA ITEM NO. 4

Resolution Declaring the Intent of the Cortland County Legislature to Act as Lead Agency for Landfill Gas Collection and Control System - Cortland County Highway/Landfill

WHEREAS, Cortland County is proposing the Cortland County Landfill - Landfill Gas Collection and Control System (Project), located in the Towns of Cortlandville, Homer, and Solon, Cortland County, New York, AND

WHEREAS, the Project has been classified as an “Unlisted Action” as defined by the State Environmental Quality Review Act (SEQRA) in 6 NYCRR Part 617.2, AND

WHEREAS, it is the intent of the Cortland County Legislature to assume the role of “Lead Agency” for purposes of conducting a SEQRA process for the Project, AND

WHEREAS, Part I of a Short Environmental Assessment Form (SEAF) has been completed, reviewed by the Cortland County Legislature, and will be circulated to all Interested and Involved Agencies for purposes of establishing the Cortland County Legislature as the “Lead Agency” in accordance with 6 NYCRR Part 617.6(b), NOW THEREFORE BE IT

RESOLVED, that the Chairman of the Cortland County Legislature is hereby authorized to sign Part I of the SEAF (page 3), AND BE IT FURTHER

RESOLVED, that Barton & Loguidice, DPC, on behalf of the Cortland County Legislature, will send said Part I of the SEAF and associated site figure to “Interested and Involved Agencies” under cover of a “Notice of Intent to Establish Lead Agency” letter for purposes of establishing Lead Agency status under the SEQRA, AND BE IT FURTHER

RESOLVED, that the Chairman of the Cortland County Legislature and the Superintendent of the Cortland County Highway Department, together with the County Attorney and Barton & Loguidice, DPC, are hereby authorized to take all actions, serve all notices, and complete all documents required to give full force and effect to this determination.

ON MOTION OF NEWELL

AGENDA ITEM NO. 5

Approval of Selection of Airport Engineering Consultant Five Year Term (2022-2027) - Cortland County Airport/Highway Department

WHEREAS, Cortland County applies for and receives Federal and State grant funding through the Federal Aviation Administration (FAA) for various capital improvement and aviation safety related projects at the Cortland County Airport, AND

WHEREAS, the FAA has issued guidelines for the selection and procurement of Engineering Services under Advisory Circular (AC) 150/1500-14D for projects in which the FAA provides grant funding, AND

WHEREAS, the County advertised for and received proposals to provide airport engineering services from various firms in accordance with said AC 150/1500-14D, AND

WHEREAS, the Selection Committee evaluated qualifications of the firms that submitted proposals and has recommended McFarland Johnson, Inc., 49 Court St., Suite 240, Binghamton, NY 13901 to provide Professional Airport Engineering Services to the County for airport related projects for a five-year term, AND

WHEREAS, the Highway Committee has recommended McFarland Johnson, Inc. to provide Professional Airport Engineering Services to the County for airport related projects for a five-year term, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby approves the selection of McFarland Johnson, Inc. to provide Professional Airport Engineering Services to the County for airport related projects for a five-year term beginning September 1, 2022, AND BE IT FURTHER

RESOLVED, that each capital project will have its own contract and account number from which the consultant will be paid.

ON MOTION OF NEWELL

AGENDA ITEM NO. 6

Approve Design & Construction Observation/Administration Services for the 100LL Avgas Fuel Farm Relocation - Cortland County Airport/Highway Department

WHEREAS, the County has been awarded a NYSDOT Aviation Capital Grant for the 100LL AvGas Fuel Farm Relocation (PIN:3903.10, K007472) at the Cortland County Airport, Gen. Levi R. Chase Field, AND,

WHEREAS, the State of New York grant to the County of Cortland for the construction of said fuel system with a State participation share in the amount of \$1,103,515.00, and a local participation share required by said grant in the amount of \$136,390.00 for a total project cost of \$1,239,905.00, AND

WHEREAS, the Cortland County Legislature approved the Aviation Funding Agreement by Resolution No. 82-22, AND

WHEREAS, the County desires to construct said project during the 2023 fiscal year, AND

WHEREAS, McFarland Johnson is the airport consultant for the County, AND

WHEREAS, the fee for the Engineering Agreement for the Design & Construction Observation / Administration Services for said project is \$262,071.00, AND

WHEREAS, the funds will be appropriated in Account # HH56105.52800.100LL, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby authorizes and approves the contract with McFarland Johnson to perform the Design & Construction Observation / Administration Services for the 100 LL AvGas Fuel Farm Relocation during the 2022 fiscal year at a cost not to exceed \$262,071.00 AND, BE IT FURTHER

RESOLVED, that the County Administrator, upon review and approval as to form by the County Attorney or designee, is hereby authorized to sign a contract with McFarland Johnson to perform the Design & Construction Observation/Administration Services for the 100LL AvGas Fuel Farm Relocation at the Cortland County Airport, Gen. Levi R. Chase Field, AND BE IT FURTHER

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

Increase:

HH561043.43597.100LL	State Revenue	\$1,103,515.00
HH99015.45031.100LL	Interfund Transfer-in	\$136,390.00
HH56105.52800.100LL	Project Expense	\$1,239,905.00
A99095.59950.100LL	Interfund Transfer-out	\$136,390.00
A359900	Appropriated Fund Balance	\$136,390.00

ON MOTION OF NEWELL

AGENDA ITEM NO. 7

Increase Budget for Fuel - Highway Department

WHEREAS, due to the increasing prices for fuel, the Solid Waste Department's budget for fuel will need to be increased to cover costs for the remainder of 2022, AND

WHEREAS, there are monies in the Solid Waste Fund fund balance, NOW THEREFORE BE IT

RESOLVED, that the 2022 Solid Waste budget be amended as follows:

Increase:

EL81605.54078	Fuel	\$80,000.00
EL359900	Appropriated Fund Balance	\$80,000.00

ON MOTION OF NEWELL

AGENDA ITEM NO. 8

Authorize the Construction of a New Dock at Dwyer Memorial Park - Highway Department

WHEREAS, since its acquisition by the Cortland County Board of Supervisors on September 3, 1941 at a cost of \$7,500.00 from the Central New York Power Corporation, Cortland County has owned and maintained the 85 acres that has come to be known as Dwyer Memorial Park, AND

WHEREAS, the park continues to see high levels of usage from the public, AND

WHEREAS, the dock at Dwyer Memorial Park has become dilapidated and is in need of replacement, AND

WHEREAS, the Cortland County Highway Committee recommends investing in the park and constructing a new dock for use by all County residents, 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 for the construction of a new dock at Dwyer Memorial Park at a cost not to exceed \$100,000, AND BE IT FURTHER

RESOLVED, that this will be budgeted for in the 2023 budget.

Referred from Health & Human Services Committee

ON MOTION OF PRICE

AGENDA ITEM NO. 9

Abolish Nutrition Program Manager/Abolish Assistant Director of Area Agency on Aging/Create Deputy Director of Area Agency on Aging – Aging Services/Create Deputy Director of Area Agency on Aging – Nutrition Services Cortland County Area Agency on Aging

WHEREAS, the needs of the Area Agency on Aging will be better served by abolishing one (1) full-time Nutrition Program Manager position and one (1) full-time Assistant Director of Area Agency on Aging and creating one (1) Deputy Director of Area Agency on Aging - Aging Services position and one (1) Deputy Director of Area Agency on Aging - Nutrition Services position, 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 Nutrition Program Manager (Grade 12 Management Compensation Plan, \$46,813-62,308, competitive class, full-time) and one (1) position of Assistant Director of Area Agency on Aging (Grade 10, Management Compensation Plan, \$54,098-72,005, competitive class, full-time) be and hereby are abolished effective September 22, 2022, AND BE IT FURTHER

RESOLVED, that one (1) position of Deputy Director of Area Agency on Aging - Aging Services (Grade 10, Management Compensation Plan, \$54,098-72,005, competitive class, full-time) and one (1) positions of Deputy Director of Area Agency on Aging - Nutrition Services (Grade 10, Management Compensation Plan, \$54,098-72,005, competitive class, full-time) be created with permission to fill effective September 22, 2022, AND BE IT FURTHER

RESOLVED, that the incumbent in the Assistant Director of Area Agency on Aging will be promoted into the Deputy Director Area Agency on Aging - Aging Services position at Step 4 of Grade 10, \$72,005, effective September 22, 2022.

ON MOTION OF PRICE

AGENDA ITEM NO. 10

Accept Sports Opportunity Funding - Youth Bureau/Health Department

WHEREAS, the New York State Office of Children and Family Services, through the Resource Allocation Plan has made available the sum of \$7,159 to Cortland County Youth Bureau, AND

WHEREAS, each municipal youth bureau will receive an allocation for the Sports Opportunity Funding to serve children and youth ages 6-17 based on the population of eligible youth in the county, AND

WHEREAS, the County Youth Bureau has designated the funds to the various county municipalities and agencies for the year 2022 and for which a copy is in the County Youth Bureau Office, AND

WHEREAS, the 2022 County Budget will need to be amended as follows:

<u>Increase Revenue:</u>		<u>Current</u>	<u>Increase</u>	<u>Balance</u>
A73125.43820. YB	Youth Bureau	\$68,686	\$7,159	\$75,845
<u>Increase Expenditure:</u>		<u>Current</u>	<u>Increase</u>	<u>Balance</u>
A73125.54815	Program Exp - SDPP	\$53,186	\$7,159	\$60,345

, NOW THEREFORE BE IT

RESOLVED, that the County Administrator and Public Health Director, upon review and approval by the County Attorney or designee, and subject to appropriation of the funding by the Legislature, are hereby authorized and directed to execute the Resource Allocation Planning Agreement with the NY State Office of Children and Family Services and contract with approved agencies, AND BE IT FURTHER,

RESOLVED, that the Treasurer's office is authorized to pay from the appropriate expense

account and that in the event that the county does not receive the appropriate funds from the NY State Office of Children and Family Services, the County shall not be liable to pay any of its own funds to meet any deficiency under the terms of the contract, AND BE IT FURTHER

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

ON MOTION OF PRICE

AGENDA ITEM NO. 11

Authorize Agreement Qualified Individual Assessment Services - Department of Social Services

WHEREAS, the Cortland County Department of Social Services must contract with authorized agencies to provide Qualified Individual Assessment Services to determine the appropriateness of placement in a Qualified Residential Treatment Program, AND

WHEREAS, pursuant to the Family First Prevention Services Act (FFPSA) an independent assessment of a child in foster care placed in a Qualified Residential Treatment Program (QRTP) is required to make determinations, including, but not limited to, whether the placement in the QRTP is appropriate, AND

WHEREAS, the assessment must be completed within 30 days of placement of the child in the QRTP, AND

WHEREAS, each assessment must utilize a federally approved functional assessment tool that is age-appropriate and evidence based, AND

WHEREAS, the standards for the timing, process, content of the assessment and the qualifications for who may conduct the assessment are set forth in federal and New York State statute, regulation and policy, AND

WHEREAS, the Office of Children and Family Services (OCFS) has issued a model contract to be used for the purchase of Qualified Individual Assessment Services, AND

WHEREAS, payments for such services will be made from the Program Expense Account A60105.54800, NOW THEREFORE BE IT

RESOLVED, that the County Administrator, upon review by the County Attorney or designee, and subject to appropriation of funding by the Legislature, be and hereby is authorized and directed to execute contractual agreements for the time period 10/1/2022 – 12/31/2023 for Qualified Individual Assessment Services with providers authorized by the New York State Office of Children and Family Services.

ON MOTION OF PRICE

AGENDA ITEM NO. 12

Authorize 2022-2023 Contract with New York State Office of Victim Services, Accept Grant Funds to Support Cortland County Child Advocacy Center - Cortland County Department of Social Services

WHEREAS, a Child Advocacy Center (“CAC”) has been created in Cortland County to facilitate the most efficient and effective handling of cases involving child victims of sexual and physical abuse, which program is funded by New York State grants through the New York State Office of Victim Services (“OVS”), AND

WHEREAS, the grants will be received by Cortland County on behalf of the Child Advocacy Center, a division of the Department of Social Services (DSS) by contract with OVS assigning the Child Advocacy Center with authority and responsibility to administer grant funds, which OVS advises will total \$133,813.26 for the OVS fiscal year 2022, to pay the expenses of running the CAC, NOW

THEREFORE BE IT

RESOLVED, that the County Administrator, upon review and approval by the County Attorney or designee, be and hereby is authorized to sign an agreement for the time period of October 1, 2022 through September 30, 2023 with OVS, and the DSS be and hereby is authorized to administer funds received from OVS for the CAC, in an amount not to exceed \$133,813.26, AND BE IT FURTHER

RESOLVED, that the 2022 budget be amended as follows:

INCREASE:

Revenue:

A40505.44489.VOCA	\$133,813.26
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Expenditures:

A40505.51005.VOCA	\$63,392.71
A40505.51010.VOCA	\$17,784.20
A40505.58020.VOCA	\$11,364.77
A40505.58030.VOCA	\$6,210.03
A40505.58040.VOCA	\$4,087.50
A40505.58060.VOCA	\$15,342.24
A40505.58062.VOCA	\$135.36
A40505.58065.VOCA	\$23.52
A40505.54000.VOCA	\$336.00
A40505.54005.VOCA	\$400.00
A40505.54020.VOCA	\$50.00
A40505.54035.VOCA	\$1,000.00
A40505.54045.VOCA	\$500.00
A40505.54048.VOCA	\$400.00
A40505.54060.VOCA	\$1,121.00
A40505.54070.VOCA	\$2,652.00
A40505.54213.VOCA	\$1,051.64
A40505.54800.VOCA	\$7,962.29

, AND BE IT FURTHER

RESOLVED, the Director of Finance shall carryover all unused grant funds to the 2023 budget.

ON MOTION OF PRICE

AGENDA ITEM NO. 13

Abolish Part Time Safe Harbour Coordinator & Full Time MDT Facilitator/Create Full Time MDT Facilitator/Safe Harbour Coordinator Position - Department of Social Services/Child Advocacy Center

WHEREAS, the needs of the Department of Social Services - Child Advocacy Center will be better served by abolishing one (1) part time Safe Harbour Coordinator position and abolishing one (1) full time Multidisciplinary Team (MDT) Facilitator position and creating one (1) full-time MDT Facilitator/Safe Harbour Coordinator position, AND

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

RESOLVED, that one (1) position of Safe Harbour Coordinator (Grade 13 CSEA, \$20.2732-\$25.5331/hr. competitive, part-Time 17 Hours/Week, No Benefits) and that one (1) position of MDT Facilitator (Grade 13 CSEA, \$20.2732-\$25.5331/hr, competitive class, full-time 35 hours/week with benefits) be and hereby

is abolished effective September 30, 2022 at midnight, AND BE IT FURTHER

RESOLVED, that one (1) position of MDT Facilitator/Safe Harbour Coordinator (Grade 13 CSEA, \$20.2732-\$25.5331/hr, competitive class, full-time 35 hours/week with benefits) be created with permission to fill effective October 1, 2022 at 12:01 am.

ON MOTION OF PRICE

AGENDA ITEM NO. 14

Abolish Mental Health Program Aides and Continuing Day Treatment Specialist/Create Mental Health Rehabilitation Specialists - Mental Health Department

WHEREAS, the needs of the Mental Health Department will be better served by abolishing three (3) full-time Mental Health Program Aide positions, one (1) part-time Mental Health Program Aide position and one (1) full-time Continuing Day Treatment Specialist position and creating four (4) full-time Mental Health Rehabilitation Specialist positions and one (1) part-time Mental Health Rehabilitation Specialist position, AND

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

RESOLVED, that three (3) positions of Mental Health Program Aide (Grade 8 CSEA, \$17.3185-21.8118/hr, competitive class, full time) and one (1) position of Mental Health Program Aide (Grade 8, CSEA, competitive class, part-time) and one (1) position of Continuing Day Treatment Specialist (Grade 15, CSEA, \$21.6766-27.3006/hr, competitive class, full time) be and hereby are abolished effective September 22, 2022 at midnight, AND BE IT FURTHER

RESOLVED, that four (4) positions of Mental Health Rehabilitation Specialist (Grade 16, CSEA, \$22.4261-28.2445, competitive class, full-time) and one (1) position of Mental Health Rehabilitation Specialist (Grade 16, CSEA \$22.4261-28.2445/hr, competitive class, part-time, up to 17 hrs/wk, no benefits) be created with the current incumbents filling the positions effective September 23, 2022 at 12:01 a.m.

Referred from Agriculture/Planning/Environment Committee

ON MOTION OF HARBIN

AGENDA ITEM NO. 15

Create Temporary GIS Specialist Trainee - Planning Department

WHEREAS, the needs of the agency will be better served by creating one full-time temporary position of GIS Specialist Trainee, AND

WHEREAS, the Agricultural, Planning & Environmental Committee recommends the creation of this position, NOW THEREFORE BE IT

RESOLVED, that one full-time temporary position of GIS Specialist Trainee (CSEA, Grade 19, \$24.9165-31.3811/hr, competitive class, full-time, temporary up to three months, with benefits) be created on September 22, 2022 with approval to fill, AND BE IT FURTHER

RESOLVED, that the 2022 County budget be amended and funds be appropriated as follows:

INCREASE:

A359900

Appropriated Fund Balance

\$16,399.87

A80205.51015	Temp Pay	\$10,464.93
A80205.58030	FICA	\$800.57
A80205.58040	Worker's Comp	\$995.00
A80205.58060	Health Insurance	\$4,111.92
A80205.58062	Dental Insurance	\$22.56
A80205.58065	Vision Insurance	\$4.89
TOTAL Expense		<u>\$16,399.87</u>

ON MOTION OF HARBIN

AGENDA ITEM NO. 16

Amend 2022 Budget for Education & Training - Planning Department

WHEREAS, the Planning Department is requesting an increase in funding for Education and Training, AND

WHEREAS, the Planning Department is working toward developing a county-wide Strategic Development Plan and an educational opportunity pertaining to this task has become available, AND

WHEREAS, the Agricultural, Planning & Environmental Committee recommends this budget amendment, NOW THEREFORE BE IT

RESOLVED, that the 2022 County Budget be amended to show an increase in funding to account A80205.54035 from the Cortland County General Fund as follows:

Increase:

A80205.54035	Education and Training	\$1,600.00
A359900	Appropriated Fund Balance	\$1,600.00

ON MOTION OF HARBIN

AGENDA ITEM NO. 17

Resolution to Oppose the Farm Laborers Wage Board Report, to Maintain the 60 Hour Overtime Threshold for Farm Workers and to Call for the Elimination of the Farm Laborers Wage Board

WHEREAS, New York agriculture is one of New York's largest industries providing more than \$5.5 billion dollars in farm products to the New York Economy each year, AND

WHEREAS, agriculture is recognized as an important component of the economy of Cortland County and its towns and villages as noted by local and regional planning initiatives and accounts for a \$69.506 million business in Cortland County according to the 2017 Census of Agriculture, AND

WHEREAS, farmers face a tremendous number of problems outside of their control including changes in consumer demand leading to price change, obtaining labor, climate change, land management policies, foreign market competition, livestock and crop disease, and natural disasters, AND

WHEREAS, in addition to the practical issues related to growing and selling food products, farmers have to contend with wavering levels of government regulations including changes in wages and overtime threshold, AND

WHEREAS, since 2020 the Central New York farmers have seen an increase of over 37% on the cost of feed, over 18% in labor costs and over 50% in fuel costs, AND

WHEREAS, farmers are reliant on migratory work forces during the short growing season here in Central New York as workers are here for only a few months in the spring and summer and they have

only so many hours each year to get the work done, AND

WHEREAS, the 2019 Farm Workers Fair Labor Practices Act contains a provision to create a Wage Board to evaluate lowering the overtime threshold for farm laborers below 60 hours a week and comes at a time of rising economic insecurity for farmers who have been battered by stubbornly low commodity prices and trade uncertainty, AND

WHEREAS, the Department of Labor Commissioner delayed a decision on this issue until 2022; however, this is not enough time to get accurate representation on the financial predicament of New York State's farms and many farm operators in the State say the law doesn't recognize the economic headwinds they face and places them at a competitive disadvantage, AND

WHEREAS, on September 6, 2022 the Farm Laborers Wage Board formally released their report recommending the decrease in the overtime threshold to 40 hours a week by 2032, AND

WHEREAS, Cortland County farmers and their laborers believe lowering the overtime threshold from 60 hours a week will create a labor crisis for New York agriculture and it is estimated to increase costs for New York farmers by 17%, or nearly \$300 million, AND

WHEREAS, farmers provide a public good and have been relied on more than ever during the pandemic and this State Legislation will have profound implications throughout local farm economies across rural, upstate New York, including driving more family farms out of business, AND

WHEREAS, Cortland County is in full support of Senator Borrello to repeal the act Section 674-a of the labor law, relating to establishing the Farm Laborers Wage Board and urging the Governor Hochul to eliminate the three-member Farm Laborers Wage Board, NOW THEREFORE BE IT

RESOLVED, that this honorable body hereby supports farmers and migrant workers who do not want their hours reduced and urges utilizing all budgeted funding for the promotion of New York State farming products, provide critical applied research, ensure access to markets, educate the public and connect them to their food, and any other program designed to benefiting local farmers, AND BE IT FURTHER

RESOLVED, that the Cortland County Legislature strongly opposes New York State's 2019 Farm Workers Fair Practices Act as pertaining to a change in the existing overtime threshold for farm laborers below 60 hours a week, believing that a significant increase in labor costs would serve as a disincentive to growing the agricultural sector, AND BE IT FURTHER

RESOLVED, that the Cortland County Legislature hereby calls on Governor Hochul and Commissioner Reardon to reject the flawed Farm Laborers Wage Board report and support maintaining the 60 hour overtime threshold, AND BE IT FURTHER

RESOLVED, that Cortland County urges Governor Hochul to strongly consider Senator Borrello's request of repealing the act, section 674-a of the labor law, relating to establishing the Farm Laborers Wage Board and eliminating the three-member Farm Laborers Wage Board, AND BE IT FURTHER

RESOLVED, that certified copies of this resolution be sent to the New York State Governor Kathy Hochul, Senate Majority Leader Stewart-Cousins, Assembly Speaker Heastie, State Senator Peter Oberacker, Assemblymember Dr. Anna Kelles, Assemblymember John Lemondes, New York State Labor Commissioner, New York State Agriculture and Markets Commissioner and the New York Farm Bureau.

Referred from Judiciary & Public Safety Committee

ON MOTION OF FAIRCHILD-PRESTON

AGENDA ITEM NO. 18

Authorize Agreement with K&A Radiologic Technology Services, Inc. - Sheriff's Department

WHEREAS, K&A Radiologic Technology Services, Inc., of 6400 Collamer Road, East Syracuse, New York 13057, has agreed to enter into an agreement to furnish Cortland County Jail with portable x-ray, Ultrasound Services, 12-lead EKG, and Holter monitor services as prescribed by the doctor for inmates housed in the Cortland County Jail, AND

WHEREAS, the Cortland County Sheriff has determined this is a professional service which is exempt under General Municipal Law, Section 103, AND

WHEREAS the cost for each service is as follows:

X-Ray services shall be \$130.00 for first exam and \$65 for each additional exam
Minimum STAT charge \$140
Holter monitoring \$150 per patient
Ultrasound exams \$170 per exam

, AND

WHEREAS, the funds to cover this contract are available in account number A31505.54615-Contracted Medical Svcs, NOW THEREFORE BE IT

RESOLVED, that the County Administrator and the Sheriff of Cortland County, upon review and approval by the County Attorney or designee, be and hereby are authorized to contract with K&A Radiology Technology Services, Inc., of 6400 Collamer Road, East Syracuse, New York 13057, for the period of September 1, 2022 to August 31, 2024 for said purposes.

ON MOTION OF FAIRCHILD-PRESTON

AGENDA ITEM NO. 19

Cortlandville Tower Rental Agreement with New York State Police

WHEREAS, the County of Cortland (County) and the New York State Police (NYSP) entered into a contract in 2012 whereby the NYSP purchased the generator in lieu of rent at the Cortlandville Tower Site, and that contract expired on October 18, 2017, AND

WHEREAS, the County and the NYSP entered into a rental contract in 2017 with Resolution No. 291-17, whereby the NYSP rented space at, and on, the Cortlandville Tower Site in the amount of \$1,500 yearly, and that contract expires on October 18, 2022, AND

WHEREAS, the County and the NYSP are desirous of entering into a five (5) year renewal agreement, AND

WHEREAS, the revenue will be credited to account A302046.42410, Rental of Radio Towers, AND

WHEREAS, previously Resolution No. 194-16 was amended to include this additional yearly revenue deposited into Account No. A386300.ETWR, for the purpose of unexpected repairs and maintenance of all towers in the County's radio system, NOW THEREFORE BE IT

RESOLVED, that the County Administrator, upon review and approval by the County Attorney or designee, be and hereby is authorized to sign the contract with the New York State Police for a period of five (5) years.

ON MOTION OF FAIRCHILD-PRESTON

AGENDA ITEM NO. 20

Accept 2022 Emergency Management Performance Grant & Authorize Contract - DOERC

WHEREAS, the New York State Department of Homeland Security and Emergency Services (NYS DHSES) has awarded the Cortland County Department of Emergency Response and Communications a grant in the amount of \$23,603, in support of the Emergency Management Performance Grant (EMPG), AND

WHEREAS, the fiscal period for this grant is October 1, 2021 to September 30, 2024, AND

WHEREAS there is a required County match of \$23,603 which has been budgeted as the salary of the Assistant Director of the Department of Emergency Response & Communications, NOW THEREFORE BE IT

RESOLVED, that the 2022 budget is amended as follows:

		Current	Change	Revised
INCREASE REVENUE BUDGET:				
A341043.43306.24EMP	DHSES Grant	0	\$23,603	\$23,603
INCREASE EXPENDITURE BUDGET:				
A34105.51005.24EMP	Personnel	0	\$23,603	\$23,603

, AND BE IT FURTHER

RESOLVED, that 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 sign the grant contract with the New York State Department of Homeland Security and Emergency Services at an amount not to exceed \$23,603, AND BE IT FURTHER

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

Referred from Finance & Administration Committee

Announcements

Adjournment