

**MINUTES OF THE MEETING OF THE  
OSWEGO COUNTY LEGISLATURE HELD ON  
November 10, 2005**

Chairman Russ Johnson called the meeting to order at 2:06 p.m. Roll call was taken with all legislators present, except Leg. Bullard. Invocation was given by Ted Jerrett, Clerk of the Legislature, followed by the salute to the flag. Hearing no objections to the minutes of October 13, 2005, the minutes were approved.

**PUBLIC SPEAKERS:**

President of the Library Board Charles Young urged support for the resolution regarding the issuance of the bonds for the Oswego Public Library.

**PRESENTATIONS OF PETITIONS, COMMUNICATIONS, AND NOTICES:**

Legislator Kunzwiler noted that November 10 is the Marine Corps birthday.

Leg. Leemann asked for a moment of silence in honor of Veteran's Day.

**PROCLAMATIONS AND COMMENDATIONS:**

Chairman Johnson invited Leg. Proud and members of the Health Committee, Youth Director Kathy Fenlon, Senior Youth Specialist Jim Farfaglia and members of "Friends of Camp Hollis" to the front. A commendation was read recognizing the many contributions of "Friends of Camp Hollis". Leg. Proud and Ms. Fenlon offered a few remarks.

Chairman Johnson invited Melanie Trexler, Director of the United Way Resources, and Board Member John Scardella, to come forward. Ms. Trexler gave a brief overview of the United Way. John Scardella gave his views as a United Way volunteer and Fund-raising Chairman.

**REPORTS OF TOWN AND COUNTY OFFICIALS:**

Leg. Brown reported on the Fish and Wildlife State meeting she attended on October 26, 27, and 28 of 2005. A report on the chronic wasting disease was given. Another issue that was discussed was lowering the age a young person can hunt if accompanied by a licensed adult. Twenty-one delegates were in attendance.

**REPORTS FROM STANDING COMMITTEES:** None

**REPORTS FROM SPECIAL COMMITTEES:** None

**RESOLUTIONS:**

Leg. Santore offered Resolution No. 147, entitled RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF DEEDS FOR PROPERTY SOLD BY THE OSWEGO COUNTY LEGISLATURE, TITLES TO WHICH WERE ACQUIRED BY THE TAX FORECLOSURES OF 2000, 2001, 2002, and 2003. Leg. Santore moved to amend this resolution to add County Property #876, tax map #146.31-04.3.000, Leg. Beckwith seconded. The motion to amend passed by voice vote. There was no further discussion on the resolution.

Resolution passed, as amended, by a voice vote

YES: 24 NO: 0 ABSENT: 1

Leg. Osetek offered Resolution No. 148, entitled, RESOLUTION ESTABLISHING DATE FOR RE-LEVY OF 2005/2006 UNPAID SCHOOL TAXES. This resolution establishes the date of November 30, 2005 as the date for the re-levy of school taxes.

Resolution passed, by a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Osetek offered Resolution No. 149, entitled RESOLUTION ESTABLISHING DATE FOR RE-LEVY OF 2005 UNPAID VILLAGE TAXES. This resolution establishes the date of November 30, 2005 as the re-levy of village taxes.

Resolution passed, by a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Osetek offered Resolution No. 150, entitled RESOLUTION URGING THE FEDERAL GOVERNMENT TO REAUTHORIZE THE MILK INCOME LOSS CONTRACT (MILC) AND FURTHER ASSIST THE NEW YORK STATE DAIRY INDUSTRY. The MILC program expired on October 1, 2005 and this resolution urges the Federal and State representatives to extend the MILC Program until it or a similar program can be introduced as part of the 2007 Farm Bill. The resolution also urges reauthorization of the Northeast Interstate Dairy Compact and the inclusion of New York State into that Compact. Leg. Brown stated that without the MILC Program, the price local farmers receive for milk will drop significantly next year. That loss of income coupled with the dramatic increase in fuel costs will only worsen an already difficult situation for farmers.

Resolution passed, by a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Osetek offered Resolution No. 151, entitled, RESOLUTION OPPOSING PLANS TO ELIMINATE THE FEDERAL FARM SERVICE AGENCY (FSA) OFFICE IN OSWEGO COUNTY. This resolution urges the Federal and State legislative representatives of Oswego County to keep the Oswego County FSA Office open in Mexico, NY so that people would not have to drive to Onondaga County for assistance. Leg. Brown stated that this issue was raised at the Farm Bureau Annual Meeting, and stressed the importance of keeping it in the area.

Resolution passed, by a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Osetek offered Resolution No. 152, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION COUNTY TREASURER'S OFFICE. This budget modification will transfer funds from existing accounts, not from the retirement reserve, and will give the Oswego County Legislature authority to transfer funds in future years as needed to fund the New York State Retirement expense.

Resolution passed, by a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Santore offered Resolution No. 153, entitled, RESOLUTION AUTHORIZING EXPENDITURE FROM CAPITAL RESERVE NO. 145. This resolution transfers \$100,000 Capital Reserve Account #145-Technology to the Capital Project #113-Oswego Wireless Communications Project, to be created by the County Treasurer. This project will connect seven Oswego area locations with wireless data links utilizing the communication towers located on Rt. 481 and E. 11<sup>th</sup> St., saving the County time and nearly \$30,000 annually.

Resolution passed, with a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Gardner offered Resolution No. 154, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION - E-911. This resolution allows the transfer of funds to cover the increase in anticipated travel and increases in mileage rates.

Resolution passed, with a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Gardner offered Resolution No. 155, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION - SHERIFF'S DEPARTMENT. This resolution accepts a donation from Wal-Mart in the amount of \$2,125 to be used for equipment in the Sheriff's Department.

Resolution passed, with a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Gardner offered Resolution No. 156, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION - SHERIFF'S DEPARTMENT. This resolution addresses the financial needs in the Gas and Oil account, the Overtime account, and the Medical Fees account.

Resolution passed, with a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Santore offered Resolution No. 157, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION WEIGHTS AND MEASURES. The Weights and Measures truck was destroyed in an accident in September 2005. To purchase a new truck, the insurance money received by the County and \$100 from a line in the Weights and Measures budget needs to be transferred into the Weights and Measures equipment budget line.

Resolution passed, with a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Leemann offered Resolution No. 158, entitled, RESOLUTION INCREASING AUTHORIZATION LEVEL FROM CAPITAL PROJECT #189 - REMEDIATION PULASKI SPILL AND AUTHORIZING EXPENDITURE FROM CAPITAL RESERVE NO. 188 - PETROLEUM REMEDIATION RESERVE. As Capital Project #189 has evolved, there have been increasing costs for engineering, contracting services, and monitoring services.

Resolution passed, with a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Proud offered Resolution No. 159, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION-HEALTH DEPARTMENT. This resolution transfers funds into the 3-5 Preschool Special Education Program to cover the cost of increased services, transportation and evacuations.

Resolution passed, with a voice vote

YES: 24 NO: 0 ABSENT: 1

Leg. Proud offered Resolution No. 160, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION DEPARTMENT OF SOCIAL SERVICES. This resolution accepts a State allocation of \$25,000 to fund services designed to assist eligible families who are victims of domestic violence. This allocation is 100% state and federal funded.

Resolution passed, with a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Ospelt offered Resolution No. 161, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION TO ESTABLISH ACCOUNTS FOR THE DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT - HOME OWNERSHIP VOUCHER PROGRAM.

Resolution passed, with a voice vote  
Leg. Anson opposing  
YES: 23 NO: 1 ABSENT: 1

Leg. Ospelt offered Resolution No. 162, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT. This resolution transfers funds from the Planning Department's postage line to the Housing unit's mileage line to allow for increased mileage costs.

Resolution passed, with a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Ospelt offered Resolution No. 163, entitled, RESOLUTION AUTHORIZING PAYMENT FROM ECONOMIC DEVELOPMENT INITIATIVE FUND. This resolution allows the payment to Operation Oswego County of \$60,000 from Account No. 6990.5465, Economic Development Initiative Fund, for the purpose of developing site profiles for prospective developers. Leg. Malone expressed his concern about spending more money on gathering information.

Resolution passed, with a voice vote  
Legs. Malone, Waters and Anson opposing  
YES: 21 NO: 3 ABSENT: 1

Leg. Leemann offered Resolution No. 164, entitled, RESOLUTION AUTHORIZING CLOSURE OF CAPITAL PROJECT NO. 171. The capital project no. 171 was for the road construction on County Route 4. The project is now completed and a balance of \$83,964.65 remains. This resolution will transfer that balance to the Capital Reserve #18 - Road Construction.

Resolution passed, with a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Santore offered Resolution No. 165, entitled, RESOLUTION AUTHORIZING EXPENDITURE FROM CAPITAL RESERVE NO. 145. This resolution is for phase two of the technology hardware upgrade program for the County.

Resolution passed, with a voice vote

YES: 24 NO: 0 ABSENT: 1

Leg. Ospelt offered Resolution No. 166, entitled, RESOLUTION OF THE COUNTY LEGISLATURE OF THE COUNTY OF OSWEGO, NEW YORK, APPROVING THE COUNTY OF OSWEGO INDUSTRIAL DEVELOPMENT AGENCY CIVIC FACILITY REVENUE BOND (OSWEGO SCHOOL DISTRICT PUBLIC LIBRARY PROJECT) ISSUE IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$3,500,000. Leg. Hoefler stated that the Oswego public library is a separate taxing authority whose taxes are collected by the Oswego City School District. He stressed that he supports the library, but felt that this bond proposal needs voters' approval. Leg. Ospelt moved the question, seconded by Leg. Waters. The motion passed with a voice vote, Legs. Gearsbeck and Hoefler opposed.

Resolution passed, with a voice vote  
Legs. Hoefler, Anson and Gearsbeck opposing.  
YES: 21 NO: 3 ABSENT: 1

Leg. Santore offered a Resolution entitled, RESOLUTION AUTHORIZING DELIVERY OF A DEED TO COUNTY PROPERTY LOCATED AT 359 STATE ROUTE 104B IN THE TOWN OF MEXICO. Leg. Santore moved to refer this resolution back to committee, seconded by Leg. Beckwith.

Motion passes, with a voice vote  
YES: 24 NO: 0 ABSENT: 1

Leg. Osetek offered Resolution No. 167, entitled RESOLUTION FIXING TIME AND PLACE FOR PUBLIC HEARING ON THE TENTATIVE COUNTY BUDGET FOR THE YEAR 2006. Leg. Osetek moved to amend the resolution as follows: in the first resolve change the date of 15<sup>th</sup> to the 8<sup>th</sup> day of December. Leg. Waters seconded the motion.

Resolution passed, as amended, with a voice vote  
YES: 24 NO: 0 ABSENT: 1

**UNFINISHED BUSINESS:** None

**NEW BUSINESS/MISCELLANEOUS BUSINESS:**

Ted Jerrett reminded the Legislators to check their mailboxes for resolutions and additional information.

County Attorney Richard Mitchell, on behalf of his family, thanked everyone for the flowers and expressions of sympathy for the recent loss of his grandfather.

Leg. Waters moved to recess the meeting until December 8, 2005, at 7:00 p.m., Leg. Ospelt seconded the motion. All in favor.

**OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE LEGISLATURE:**

There were no other speakers.