

**MINUTES OF THE PUBLIC HEARING HELD ON OCTOBER 12, 2006 RELATIVE TO
"A LOCAL LAW REPEALING LOCAL LAW NUMBER 1 OF THE YEAR 1990".**

Chairman Russ Johnson opened the public hearing at 2:04 p.m. County Attorney, Richard Mitchell, read the Public Hearing Notice of the proposed Local Law Number 2 of 2006, entitled "A Local Law repealing Local Law Number 1 of the year 1990". Chairman Johnson offered the floor to any wishing to speak on the matter of Repealing Local Law Number 1 of the Year 1990. There being no one wishing to speak, the public hearing was declared closed at 2:05 pm.

**MINUTES OF THE PUBLIC HEARING HELD ON OCTOBER 12, 2006 RELATIVE TO
"A LOCAL LAW REPEALING LOCAL LAW NUMBER 4 OF THE YEAR 1995"**

Chairman Russ Johnson opened the public hearing at 2:05 p.m. County Attorney, Richard Mitchell, read the Public Hearing Notice of the proposed Local Law Number 3 of 2006, entitled "A Local Law repealing Local Law Number 4 of the Year 1995". Chairman Johnson offered the floor to any wishing to speak on the matter of Repealing Local Law Number 4 of the Year 1995. There being no one wishing to speak, the public hearing was declared closed at 2:06 p.m.

**MINUTES OF THE PUBLIC HEARING HELD ON OCTOBER 12, 2006 RELATIVE TO
"A LOCAL LAW AMENDING LOCAL LAW NUMBER 6 OF THE YEAR 1996"**

Chairman Russ Johnson opened the public hearing at 2:06 p.m. County Attorney, Richard Mitchell, read the Public Hearing Notice of the proposed Local Law Number 4 of 2006, entitled "A Local Law amending Local Law Number 6 of the Year 1996". Chairman Johnson offered the floor to any wishing to speak on the matter of Amending Local Law Number 6 of the Year 1996. There being no one wishing to speak, the public hearing was declared closed at 2:06 p.m.

**MINUTES OF THE PUBLIC HEARING HELD ON OCTOBER 12, 2006 RELATIVE TO
"A LOCAL LAW TO AMEND LOCAL LAW NUMBER 3 OF THE YEAR 1994".**

Chairman Johnson opened the public hearing at 2:06 p.m. County Attorney, Richard Mitchell, read the Public Hearing Notice of the proposed Local Law Number 5 of 2006, entitled "A Local Law to amend Local Law Number 3 of the Year 1994". Chairman Johnson offered the floor to any wishing to speak on the matter of amending Local Law Number 3 of the Year 1994. There being no one wishing to speak, the public hearing was declared closed at 2:07 p.m.

**MINUTES OF THE MEETING OF THE OSWEGO COUNTY
LEGISLATURE HELD OCTOBER 12, 2006.**

Chairman Johnson called the meeting to order at 2:07 p.m. Roll call was taken with all legislators present. Chairman Johnson called for a moment of silence in recognition of the passing of Leg. Ponzi's brother, Francis "LaLa" Ponzi. The invocation was given by Clerk of the Legislature, Ted Jerrett, followed by the salute to the flag.

MINUTES:

In the absence of any objections/corrections, the minutes of September 14, 2006 were approved.

PRESENTATIONS OF PETITIONS, COMMUNICATION AND NOTICES: None.

PROCLAMATIONS AND COMMENDATIONS:

Chairman Johnson invited Leg. Proud and the Health and Human Services Committee forward, along with Commissioner Fran Lanigan and DSS Senior Case Worker Carol Vincent. Leg. Proud presented a certificate to Ms. Vincent for 25 years of service to the County. Ms. Lanigan thanked her for all her efforts, stressing her compassion and sincerity.

Chairman Johnson invited Leg. Fred Beardsley and members of the EDP Committee forward, as well as Executive Director of Cooperative Extension Paul Forestiere,, 4-H Program Educator Debbie Holliday, 4-H representative Emily Hudson, from District 2, and Leg. Potter. Leg. Beardsley read the proclamation designating October, 2006, as Oswego County 4-H Month. Debbie Holliday and Emily Hudson offered comments regarding the 4-H program.

PUBLIC SPEAKERS ON RESOLUTIONS OF THE DAY:

The following people voiced their support and praise of Don Morey and expressed their views on the proposed resolution dealing with the appointment of an Interim Superintendent of Public Works for the County of Oswego: Dave Edwards, Oswego County Fire Chiefs Association.; Les Holmes, Granby; Ken Wheeler, Altmar; Ed Williamson, Granby; Sharon Martin, Granby; Morris Sorbello, former Legislature Chairman; Vaughn Fisher, West Monroe; and Steve Cronk, Altmar.

REPORTS OF COUNTY OFFICIALS:

Leg. Brown gave a brief overview of her participation in the NYSAC Conference, held on September 27 through 29, 2006. County Legislature Chairman Johnson, Legs. Shawn Doyle and Milford Potter were in attendance as well as Personnel Director Sullivan, Commissioners Wart and Scriber of the Election Board, and County Treasurer.. Leg. Brown's report is attached to these minutes.

REPORTS OF STANDING COMMITTEES: None.

REPORTS OF SPECIAL COMMITTEES: None.

RESOLUTIONS AND MOTIONS:

Leg. Gardner offered Resolution No. 168, entitled, "RESOLUTION APPOINTING INTERIM SUPERINTENDENT OF PUBLIC WORKS FOR THE COUNTY OF OSWEGO". Leg. Gardner moved to amend the date in the first resolve from October 22, 2006 to November 27, 2006, seconded by Leg. Malone, all in favor. Discussion returned to the resolution as amended. Leg. Seager called for a roll call vote. Leg. Brown presented two letters that she requested be read to the legislature and that they be included in the minutes. Ted Jerrett read the letters to those in attendance (see attached letters). Leg. Kunzwiler stated that everyone has a right to vote their conscience and that this resolution is about making a change for the environment of Oswego County.

Resolution, as amended, passed, with a roll call vote
Legs. Seager and Santore in opposition
YES: 23 NO: 2 ABSENT: 0

YES: THOMAS, POTTER, DOYLE, LEEMANN, BRYANT, GEARSBECK, PROUD, BROWN, BEARDSLEY, NATOLI, OSPELT, GARDNER, BULLARD, OSETEK, PONZI, KUNZWILER, CHALIFOUX, MALONE, BECKWITH, VASHO, FRENCH, BREWER, JOHNSON.

NO: SEAGER, SANTORE

ABSENT: NONE.

Leg. Leemann offered Resolution No. 169, entitled, "RESOLUTION DESIGNATING THIS LEGISLATURE AS LEAD AGENCY UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT FOR THE PROPOSED VERTICAL EXPANSION AT THE BRISTOL HILL LANDFILL". Legs. Brown and Ospelt offered comments.

**Resolution passed, with a voice vote
Legs. Brown and Natoli in opposition
YES: 23 NO: 2 ABSENT: 0**

Leg. Bryant offered Resolution No. 170, entitled, "RESOLUTION ADOPTING LOCAL LAW NUMBER 2 OF 2006, A LOCAL LAW REPEALING LOCAL LAW NUMBER 1 OF THE YEAR 1990 ENTITLED "A LOCAL LAW TO AUTHORIZE THE ESTABLISHMENT OF THE FOLLOWING POSITIONS IN THE COUNTY OF OSWEGO DEPARTMENT OF PUBLIC: SUPERINTENDENT OF PUBLIC WORKS , DEPUTY SUPERINTENDENT OF PUBLIC WORKS (SOLID WASTE), DEPUTY SUPERINTENDENT OF PUBLIC WORKS (ERF), DEPUTY SUPERINTENDENT OF PUBLIC WORKS (HIGHWAY), AND DEPUTY SUPERINTENDENT OF PUBLIC WORKS (EQUIPMENT AND ANCILLARY SERVICES)".

Leg. Bullard moved to amend the resolution to read "This Local Law shall take effect on October 31, 2006 instead of 2007. Leg. Kunzwiler seconded the motion which passed. A roll call vote was requested.

**Resolution passed, as amended, with a roll call vote
YES: 16 NO: 9 ABSENT: 0**

YES: THOMAS, POTTER, BRYANT, GEARSBECK, PROUD, NATOLI, GARDNER, BULLARD, OSETEK, PONZI, KUNZWILER, CHALIFOUX, MALONE, VASHO, FRENCH, JOHNSON.

NO: DOYLE, LEEMANN, BROWN, BEARDSLEY, SEAGER, OSPELT, SANTORE, BECKWITH, BREWER.

ABSENT: NONE.

Leg Bryant offered Resolution No. 171, entitled, "RESOLUTION ADOPTING LOCAL LAW NUMBER 3 OF 2006, A LOCAL LAW REPEALING LOCAL LAW NUMBER 4 OF THE YEAR 1995 ENTITLED "A LOCAL LAW PROVIDING FOR THE ESTABLISHMENT OF THE POSITION OF COMMISSIONER OF HUMAN SERVICES FOR THE COUNTY OF OSWEGO".

**Resolution passed, with a voice vote
Leg. Seager in opposition.
YES: 24 NO: 1 ABSENT: 0**

Leg. Bryant offered Resolution No. 172, entitled, "RESOLUTION ADOPTING LOCAL LAW NUMBER 4 OF 2006 A LOCAL LAW AMENDING LOCAL LAW NUMBER 6 OF 1996 ENTITLED "A LOCAL LAW PROVIDING FOR THE ESTABLISHMENT OF THE POSITION OF COUNTY ADMINISTRATOR FOR THE COUNTY OF OSWEGO".

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Beardsley offered Resolution No. 173, entitled, "RESOLUTION ADOPTING LOCAL LAW NUMBER 5 OF 2006, "A LOCAL LAW TO AMEND LOCAL LAW NUMBER 3 OF 1994" CONCERNING BOUNDARIES FOR THE OSWEGO EMPIRE ZONE".

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

Leg. Ospelt left the meeting at 2:47 pm. and returned to the meeting at 2:49 pm.

Leg. Leemann offered Resolution No. 174, entitled, "RESOLUTION FIXING TIME AND PLACE FOR PUBLIC HEARING RELATIVE TO PROPOSED LOCAL LAW NO. 6 OF 2006, ENTITLED A LOCAL LAW AMENDING LOCAL LAW NUMBER 3 OF THE YEAR 1990".

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Thomas offered Resolution No. 175, entitled, "RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF DEEDS FOR PROPERTY SOLD BE THE OSWEGO COUNTY LEGISLATURE, TITLES TO WHICH WERE ACQUIRED BY THE TAX FORECLOSURES OF 2000, 2002,2003,2004".

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Thomas offered Resolution No. 176, entitled, "RESOLUTION AUTHORIZING THE DELIVERY OF A DEED REGARDING CERTAIN TAX DELINQUENT PROPERTY SITUATE IN THE TOWN OF MINETTO".

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Thomas offered Resolution No. 177, entitled, "RESOLUTION ESTABLISHING THE 2006 COUNTY EQUALIZATION RATES FOR TOWNS AND CITIES WITHIN OSWEGO COUNTY".

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Bryant offered Resolution No. 178, entitled, "RESOLUTION ADOPTING REVISIONS TO OSWEGO COUNTY POLICIES, REGULATIONS AND PROCEDURES".

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Proud offered Resolution No. 179, entitled, "RESOLUTION AUTHORIZING BUDGETARY MODIFICATION DEPARTMENT OF SOCIAL SERVICES HEAP FUNDING".

Resolution passed, with a voice vote

YES: 25 NO: 0 ABSENT: 0

Leg. Proud offered Resolution No.180, entitled, “RESOLUTION AUTHORIZING BUDGETARY MODIFICATION DEPARTMENT OF SOCIAL SERVICES OASAS STATE AID INCREASE”.

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Osetek offered Resolution No. 181, entitled, “RESOLUTION ABOLISHING POSITIONS OF EMPLOYMENT IN THE DEPARTMENT OF SOCIAL SERVICES”.

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Leemann offered Resolution No. 182, entitled, “RESOLUTION AUTHORIZING EXPENDITURE FROM CAPITAL RESERVE 21 - BUILDING RENOVATIONS”.

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Osetek offered Resolution No. 183, entitled, “RESOLUTION AUTHORIZING BUDGETARY MODIFICATION COUNTY TREASURER’S OFFICE GASB 45 ACTUARIAL SERVICES”. Legs. Kunzwiler and Doyle offered comments.

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Osetek offered Resolution No. 184, entitled, RESOLUTION AUTHORIZING PROFESSIONAL SERVICES CONTRACT “GASB 45 ACTUARIAL SERVICES”.

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Osetek offered Resolution No.185, entitled, RESOLUTION AUTHORIZING A CONTRACT FOR A DEFERRED COMPENSATION PROVIDER. Leg. Osetek moved to bring this resolution back to the floor from committee, seconded by Leg. Bullard, motion passed. Leg. Malone questioned why the additional month was needed. Chairman Johnson explained that it gave more time for the committee members to further investigate what the two companies were able to provide to county employees, and give the committee more time to put a recommendation together for the legislature.

A roll call vote was requested.

**Resolution passed, with a roll call vote
YES: 13 NO: 12 ABSENT: 0**

YES: THOMAS, POTTER, DOYLE, GEARSBECK, PROUD, BROWN, BULLARD, OSETEK, SANTORE, KUNZWILER, CHALIFOUX, MALONE, JOHNSON.

NO: LEEBMAN, BRYANT, BEARDSLEY, SEAGER, NATOLI, OSPELT, GARDNER, PONZI, BECKWITH, VASHO, FRENCH, BREWER.

ABSENT: NONE.

Leg. Bullard offered Resolution No. 186, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION EMERGENCY MANAGEMENT OFFICE EQUIPMENT PURCHASE.

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Bullard offered Resolution No. 187, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION E-911 EQUIPMENT PURCHASE/UPGRADE.

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Bullard offered Resolution No. 188, entitled, RESOLUTION APPROVING PLANNING FUNDING AGREEMENT WITH SPRINT NEXTEL CORPORATION.

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Legs. Bullard and Osetek offered Resolution No. 189, entitled, RESOLUTION RECLASSIFYING A POSITION IN THE SHERIFF'S DEPARTMENT.

**Resolution passed, with a voice vote.
YES: 25 NO: 0 ABSENT: 0**

Leg. Osetek offered Resolution No. 190, entitled, RESOLUTION AUTHORIZING THE SETTLEMENT OF LITIGATION IN THE MATTER OF OSWEGO COUNTY DEPUTIES ASSOCIATION, INC., SUMNER HALL AND FRED LING VERSUS THE COUNTY OF OSWEGO, NEW YORK STATE COMPTROLLER, ET AL. County Attorney, Richard Mitchell, gave a brief explanation of the case and settlement.

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Thomas offered Resolution No. 191, entitled, RESOLUTION AUTHORIZING EXPENDITURE FROM CAPITAL RESERVE NO. 145.

**Resolution passed, with a voice vote
YES: 25 NO: 0 ABSENT: 0**

Leg. Osetek offered Resolution No. 192, entitled, RESOLUTION TO INCREASE CAPITAL RESERVES 146 - HIGHWAY AND AUTOMOTIVE EQUIPMENT AND CAPITAL RESERVE 16 - BRIDGES. After a brief discussion, County Administration, Stephen Lyman, offered an overview of the purpose of this resolution. Legs. Gearsbeck, Proud, Malone, and Kunzwiler offered comments. Leg. Bullard called the question, seconded by Leg. Gardner. A roll call vote was requested.

**Resolution passed, with a roll call vote
Legs. Gearsbeck and Malone in opposition
YES: 23 NO: 2 ABSENT: 0**

YES: THOMAS, POTTER, DOYLE, LEEMANN, BRYANT, PROUD, BROWN, BEARDSLEY, SEAGER, NATOLI, OSPELT, GARDNER, BULLARD OSETEK, SANTORE, PONZI, KUNZWILER, CHALIFOUX, BECKWITH, VASHO, FRENCH, BREWER, JOHNSON.

NO: GEARSBECK, MALONE.

ABSENT: NONE.

UNFINISHED BUSINESS/NEW BUSINESS/MISCELLANEOUS BUSINESS:

Leg. Leemann asked if there had been any progress on the study of the communication equipment of the County. Leg. Bullard stated that it was still being researched.

Leg. Doyle expressed his concerns on the status of the Deputies' contract. Leg. Osetek invited Leg. Doyle to the next Finance and Personnel meeting, Leg. Osetek also said he would gladly discuss this matter with Leg. Doyle if he should want to call him.

Leg. Kunzwiler moved to adjourn the meeting, seconded by Leg. Gardner, all in favor. The meeting was adjourned at 3:19 p.m.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE LEGISLATURE REGARDING COUNTY ISSUES:

Chris Van Patten, Vice-President of the Oswego County Deputies' Association, expressed his concern for the status of a contract proposal, which he understood, had been presented to the Personnel Office.

Selma Roland, Vice-President of the Oswego County Library Association, spoke on behalf of the libraries in the County. She stressed the importance of libraries and requested that \$100,000 be allocated to the libraries in the 2007 budget.

Burt Alm, Central Square, expressed his concerns regarding the lack of an explanation for the amendment to Resolution No.168, which dealt with the position of Highway Superintendent.

There was no one else wishing to speak.

At the request of Leg. Barbara Brown and with the permission of Chairman Johnson, the following two letters were read during discussion of Res. 168 and have been included as part of these minutes.

September 12, 2006

Dear Legislator,

I am writing this letter on behalf of the Town Highway Superintendents' Association I Oswego County to encourage your support for the reappointment of Donald Morey as Superintendent of Public Works.

We have had a good working relationship with Mr. Morey and the Oswego County DPW in the past and look forward to the same in the future.

Sincerely,

**Alan Wart
President, Oswego County Town Superintendents' Association**

October 3, 2006

**Ms. Barbara Brown, Legislator
232 Blumer Road
Pennellville, NY 13132**

Dear Ms. Brown:

This letter is written on behalf of the office staff at the Oswego County DPW. We wish to convey to you our strong support for our boss, Donald Morey.

Over the years our department has continuously taken a beating by the Oswego County legislators, yet Mr. Morey has proven time and again to the citizens and the legislators of the county that he can get the job done no matter what obstacles lie in his path.

Mr. Morey has been very good to us during his 16 years as Superintendent. He is a strong leader and cares for all his employees. We would like to see him continue for another four years and hope that you support and allow him to continue to do the job that he was originally hired to do.

Sincerely,

**Marguerite Clark
Debbie McNitt
Margaret Mahaney
Rosalie Kandt**

Under REPORTS OF COUNTY OFFICIALS, Leg. Barbara M. Brown requested the following be included in the minutes of October 12, 2006.

The New York State Association Fall Seminar was held September 27th - 29th of 2006 at the Fort William Henry Conference Center, Lake George, New York.

I attended as an appointed member of the NYSAC Resolutions Committee. We were called to order at 7:30 a.m. by Chair Paul Burckard of Sullivan County.

The Committee was commended for the work on last year's resolutions and results we achieved on Medicaid reform.

As we worked through 31 resolutions, the consensus was that it was imperative to address the 4410 preschool special education programs as costs have become prohibitive and the state has not kept original agreements made in 1994-1995 for funding of the programs.

Resolutions regarding energy technologies, urging Federal and State representatives to protect farming interests that are in dire straits due to weather and energy costs.

Reform of the Real Property Tax Exemption process.

Resolution calling for the full implementation of local medicaid cap.

Resolution calling for collection of Sales and Excise taxes on tribal lands.

Many others addressing County and Town needs, especially transportation resolution 101 calling for an increase in Marchiselli Funding which has not increased in past 5 years remaining flat at 40 million - identified needs for a 10 million dollar increase. Local governments are responsible fro 85% of the State's 110,000 miles of roadways and 50% of the State's 18,000 bridges. The proposed resolutions were passed unanimously at the Friday 9:30 AM business meeting, having been thoroughly reviewed with chairs of various committees prior to presentation to the delegates that morning.

I also attended the following workshops and sessions:

- 1. A P.K. workshop;**
- 2. A workshop on building consensus in a political environment;**
- 3. I also attended part of a session on ethics in government but had to leave early for a business meeting.**

**Respectfully submitted,
Barbara M. Brown, Dist. 8
Resolutions Committee
Delegate Oswego County**