

**MINUTES OF THE MEETING OF THE
OSWEGO COUNTY LEGISLATURE HELD ON
JUNE 10, 2004**

Chairman Johnson called the meeting to order at 7:00 p.m. Roll call was taken with all legislators present.

Invocation was given by Ted Jerrett, Clerk of the Legislature, followed by the salute to the flag.

A motion to accept the minutes of May 13, 2004 was made by Leg. Waters, seconded by Leg. Bullard and carried unanimously.

Ted Jerrett, Clerk of the Legislature, read a letter from Senator James Wright, which is attached to and made a part of the minutes.

Leg. Proud asked that a letter from the Mexico Chamber of Commerce, supporting preservation of the Promotion and Tourism Department, be entered into the minutes. Mr. Jerrett read the letter, which was signed by Steve Miller, President of the Greater Mexico Chamber of Commerce.

Mr. Jerrett called Jim Jones forward to provide an overview regarding EMSAC.

Mr. Jones, Chairperson County Emergency Medical Services Advisory Council, came forward to provide a status of the emergency medical services in this county, which is required. Over 11,000 calls were responded to in 2003. He explained that the advisory council has worked with county departments since 1998 and spoke regarding the EMS Coordinator position and the need for this leadership position. Mr. Jones stated that the County proposed eliminating the existing part-time position, which was done without consulting or informing the EMS committee and he warned of the consequences of that decision.

PROCLAMATIONS, PRESENTATIONS, RECOGNITIONS AND ANNOUNCEMENTS

Leg. Santore along with Public Safety Committee members came forward to recognize Reuel Todd, Sheriff, for 30 years of service with the county.

Leg. Santore along with Public Safety Committee members and Barbara Schuler, Director of Probation, recognized Robert Finn, Probation Officer, for 25 years of service with the county.

Leg. Rusaw, along with Human Resources Committee members, Kathy Fenlon, Director of Youth Bureau, Jim Farfaglia Camp Hollis Coordinator, Bonnie Bostian, Communications Manager for Entergy's Fitzpatrick Plant, Bill Maguire, Director of Safety Assurance, and employees Wes Proctor, Greg Davis, Jodi Larkin, Terry Pagano, Amy Zaleski and Julie Fischer came forward for the commendation and recognition of Entergy employees for donating their time on April 30th to work at Camp Hollis. Ms. Fenlon expressed her gratitude for the employees' time and work and the financial contribution provided by Entergy.

Leg. Seager along with the Economic Development and Planning Committee members, Mike Treadwell, Executive Director of Operation Oswego County, George Joyce from the OOC Board of Directors and Marilyn Higgins from the NYS Economic Development Council, came forward to announce that Mike Treadwell has been awarded the 2004 Economic Developer of the Year Award from the NYS Economic Development Council.

Leg. Seager along with Jan van der Heide, Cooperative Extension Agriculture Team Coordinator and Meredith Reed, Dairy Princess came forward to recognize June as Dairy month.

Leg. Proud along with Health Committee members and Kathleen Smith, Commissioner of Health Services, Natalie Roy, Associate Public Health Sanitarian came forward to give an overview of the annual drinking water contest and announce that the first place winner was the Village of Mexico. Mayor Terry Grimshaw accepted the award on behalf of the Village of Mexico.

Chairman Johnson invited Robert Godley, Operations Manager of Constellation, to come forward for a presentation regarding Constellation's application to the Nuclear Regulatory Commission for re-licensing of Nine Mile Point Units 1 and 2. Mr. Godley explained the history of Constellation Energy, stating that they operate over 110 generating plants of all types across the country. He stated that they are the largest private employer in Oswego County, employing over 1300 people. Mr. Godley stated that Constellation contributes over a quarter of a million dollars per year in sponsoring community organization and events. Mr. Godley explained that they have applied for license renewal, stating that nuclear power plants are licensed to operate by the Nuclear Regulatory Commission for 40 years from the time of commercial generation. If they are granted the renewal they can operate the plant for an additional 20 years. The license renewal process is lengthy, it was started in 2001, the application was submitted at the end of May and takes approximately two years to review the submittals. Mr. Godley stated that they have invested over \$50 million into upgrades in the plants, they will be doing more this year and over the next couple of years to allow them to increase power production.

Leg. Proud stated that beginning in 2006 the county will receive funding based on the efficiency ratings of the plants under the PILOT agreements, it is encouraging to hear about the improvements and improved efficiency.

Leg. Waters inquired regarding recent news about Entergy and Constellation filing an application to the NRC for an additional nuclear plant in Oswego County. Mr. Godley responded that he does not have any information regarding this, he will look into it.

Leg. Bryant stated that he has message from his neighbor, Paul Mathis, who is a 30 year veteran in the armed forces and also a Catholic priest in Constantia. His message is about past President Ronald Reagan. Leg. Bryant asked that Chairman Johnson read this message as follows:

God our Father, from whom all blessing flow, we stand before you this day to remember our deceased commander in chief, President Ronald Wilson Regan. We recall his service to God and Country and ask you to give him peace and joy in your kingdom forever. It was out of his poverty and selfless love we were all made rich. Also remember his wife Nancy in this hour of sadness and strengthen her with your grace and Holy Spirit to find comfort and love in the days ahead as she continues to serve others. We pray this prayer to our living God. Amen.

STANDING COMMITTEES

Leg. Beardsley reported that the Strategic Planning Committee and subcommittees have met several times, the enthusiasm of the members is high. Leg. Beardsley stated that the fact finding and information gathering has been with the cooperation of the legislators that sit on the committees, and contrary to what was printed in the newspapers, there is not an October 1st deadline.

Leg. Ospelt announced that these meetings are open to the public.

Chairman Johnson stated that the meeting times and dates are posted at the county web-site, oswegocounty.com, and published in the Syracuse newspapers.

RESOLUTIONS

Leg. Beckwith offered Resolution No. 81 entitled, RESOLUTION AUTHORIZING PARCELS LISTED FOR AUCTION IN 2004.

The Resolution Passed, by a Show of Hands
AYES: -25 - NAYS: -0- ABSENT: -0-

Leg. Seager offered Resolution No. 82 entitled, RESOLUTION IN SUPPORT OF THE GOVERNOR'S PROPOSED BUDGET, ESTABLISHING A STATE ASSISTANCE PROGRAM FOR ATV TRAIL DEVELOPMENT AND MAINTENANCE.

Leg. Malone inquired if the registration fee is \$10.00 currently. Leg. Seager responded that she believes it is more than \$10.00 and remarked that the ATV operators are in support of this recommendation as long as this money is set aside for the purposes that these operators have. This fee is similar to the fee for snowmobile operators. Leg. Bryant remarked that they are willing to pay the additional amount to have additional trails and maintenance.

The Resolution Passed, by a Show of Hands
with Legs. Malone and Waters opposing
AYES: -23 - NAYS: -2- ABSENT: -0-

Leg. Santore offered Resolution No. 83 entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION SHERIFF'S DEPARTMENT.

The Resolution Passed, by a Show of Hands
AYES: -25 - NAYS: -0- ABSENT: -0-

Leg. Santore offered Resolution No. 84 entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION SHERIFF'S DEPARTMENT.

The Resolution Passed, by a Show of Hands
AYES: -25 - NAYS: -0- ABSENT: -0-

Leg. Beckwith offered Resolution No. 85 entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION COUNTY CLERK.

A roll call vote was taken on this resolution resulting in the following:

AYES: THOMAS, ANSON, WATERS, LEEMANN, BRYANT, PROUD, BROWN, BEARDSLEY, OSPELT, GARDNER, BULLARD, OSETEK, SANTORE, PONZI, KUNZWILER, HOEFER, BECKWITH, VASHO, FRENCH, BREWER, JOHNSON

NAYS: GEARSBECK, SEAGER, RUSAW, MALONE

The Resolution Passed
AYES: -21- NAYS: -4- ABSENT: -0-

Leg. Seager offered Resolution No. 86 entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT.

The Resolution Passed, by a Show of Hands
AYES: -25 - NAYS: -0- ABSENT: -0-

Leg. Seager offered Resolution No. 87 entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT.

The Resolution Passed, by a Show of Hands
AYES: -25 - NAYS: -0- ABSENT: -0-

Leg. Brewer offered Resolution No. 88 entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION DEPARTMENT OF PUBLIC WORKS.

The Resolution Passed, by a Show of Hands
with Leg. Gearsbeck opposing
AYES: -24- NAYS: -1- ABSENT: -0-

Leg. Bullard offered Resolution No. 89 entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION EMERGENCY MANAGEMENT OFFICE.

The Resolution Passed, by a Show of Hands
AYES: -25 - NAYS: -0- ABSENT: -0-

Leg. Proud offered Resolution No. 90 entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION HEALTH DEPARTMENT.

The Resolution Passed, by a Show of Hands
AYES: -25 - NAYS: -0- ABSENT: -0-

Leg. Brewer offered Resolution No. 91 entitled, RESOLUTION AUTHORIZING EXPENDITURE FROM CAPITAL RESERVE PROJECT NO. 18 - ROAD CONSTRUCTION.

The Resolution Passed, by a Show of Hands
AYES: -25 - NAYS: -0- ABSENT: -0-

Leg. Beckwith offered Resolution No. 92 entitled, RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF DEEDS OF PROPERTY SOLD BY THE OSWEGO COUNTY LEGISLATURE, TITLES TO WHICH WERE ACQUIRED BY THE TAX FORECLOSURES OF 2000 AND 2002.

Leg. Beckwith offered an amendment to add four additional parcels, which was seconded by Leg. Bullard and carried unanimously.

The Resolution Passed, by a Show of Hands
AYES: -25 - NAYS: -0- ABSENT: -0-

Leg. Seager offered Resolution No. 93 entitled, RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING RELATIVE TO PROPOSED LOCAL LAW NO. 1 OF 2004, ENTITLED, "A LOCAL LAW AMENDING LOCAL LAW NUMBER 1 OF 1988 IMPOSING A TAX ON HOTEL AND MOTEL ROOMS WITHIN THE COUNTY OF OSWEGO"

The Resolution Passed, by a Show of Hands
with Legs. Hoefer, Waters, and Gearsbeck opposing
AYES: -22 - NAYS: -3- ABSENT: -0-

Leg. Anson offered Resolution No. 94 entitled, RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING FOR PROPOSED LOCAL LAW NO. 2 OF 2004 ENTITLED "A LOCAL LAW AMENDING LOCAL LAW NUMBER 3 OF 1956 RELATIVE TO PLAN PARTICIPANT ASSESSMENTS BY THE OSWEGO COUNTY SELF-INSURANCE PLAN FOR WORKER'S COMPENSATION"

The Resolution Passed, by a Show of Hands
AYES: -25 - NAYS: -0- ABSENT: -0-

Leg. Waters offered a motion to waive the rules, to consider additional resolutions. This was seconded Leg. Leemann, with Leg. Seager opposing. Motion carried.

Leg. Waters offered Resolution No. 95 entitled, RESOLUTION CHANGING LOCATION OF AUGUST 12, 2004 LEGISLATIVE MEETING.

Leg. Waters offered a motion to move the August 12, 2004 Oswego County Legislature meeting to the H. Douglas Barclay Courthouse in the Village of Pulaski, the other county seat. This was seconded by Leg. Anson, with Leg. Seager opposing. Motion carried.

Leg. Malone inquired why the meeting is being moved and also if it can be held in the evening. Chairman Johnson responded that the town supervisors in that area have asked that a meeting be held there. Leg. Seager inquired if they will also be meeting in the Town of Schroepfel at the municipal building. Leg. Thomas pointed out that the Pulaski Courthouse is the second official county seat.

Leg. Bryant stated that in the past for many years the meetings took place at the Pulaski Courthouse in August.

The Resolution Passed, by a Show of Hands
with Leg. Seager opposing
AYES: -24 - NAYS: -1- ABSENT: -0-

Leg. Osetek offered Resolution No. 96 entitled, RESOLUTION AUTHORIZING AGREEMENT WITH PEF MANAGEMENT UNIT. Leg. Osetek explained that the tentative proposal with PEF has been ratified, which allows them to rollover the contract, there are no additional fiscal obligations to the county for the fiscal year 2004.

The Resolution Passed, by a Show of Hands
AYES: -25 - NAYS: -0- ABSENT: -0-

UNFINISHED BUSINESS

Leg. Kunzwiler asked for a moment of silence for past President Ronald Reagan.

MISCELLANOUS BUSINESS

Leg. Seager inquired regarding Highway employees receiving 10 hours of pay for vacation time.

County Administrator Lyman responded that the employees work four days per week, 10 hours per day. This has been done in the summer months for the past couple of years, under an agreement with the union, and is done to maximize the amount of time available for projects. This minimizes overtime expenditures, and the mutual agreement between parties is that four 10-hour days instead of five 8-hour days will result in more time spent on projects rather than getting things together to get to the project. If employees take sick or vacation time they are charged 10 hours leave time, similarly if a holiday falls in the Monday through Thursday period, it's a day off, which is similar to other units in the county.

Leg. Seager responded that she has an issue with 10 hours of vacation time and holiday pay since other employees only receive 7 or 8 hours of vacation pay.

There being no further business, Leg. Ospelt offered a motion to adjourn, seconded by Leg. Waters and carried unanimously.