

**MINUTES OF THE MEETING OF THE
OSWEGO COUNTY LEGISLATURE HELD ON
MAY 12, 2005**

Chairman Russ Johnson called the meeting to Order at 2:00 p.m. Roll call was taken by Ted Jerrett, Clerk of the Legislature with all legislators present with the exception of Leg. Kunzwiler.

The legislators introduced students that were in attendance with them for County Government Day:

Thomas: Eden Rudd, Nate Crossett, Michael Ranieri
Anson: Valerie McDermott, Nicole Miller, Guest: Mark Woodin
Waters: Edward Hillenbrand
Leemann: Emily Warchol, Jackie Kuglar
Bryant: Ashlee Backus, Guest: Amber Morey
Gearsbeck: Machenzie Bachar
Proud: Ashley Trainham
Brown: Nick Johnson
Beardsley: Jacob A. Schieno
Seager: Sondra Bomyea, Guest: Matthew J. Seager
Rusaw: Sarah Havens
Ospelt: Donny Wells
Gardner: Brian Smith
Bullard: Nathaniel Pacheco
Osetek: Laura Miceli, Guest: Maggie McCloskey
Santore: Lindsay Johnson, Guest: Gregory Unger
Ponzi: Sarah Skinner
Kunzwiler: Jeremy Gosek
Hoefler: Nick Sterio
Malone: Maia Czarnecki
Beckwith: Jack Beckwith, Guest: Dillon Garner
Vasho: Mikayla Kemp
French: Mackenzie Simon, Guest: Sarese Gibson
Brewer: Eric Belair
Johnson: Morgan Diefenbacher

A moment of silence was held in recognition of Oswego native, Mike O'Brien, who recently died while climbing Mount Everest. His goal was to raise funds and awareness for certain hereditary diseases that afflict families around the world. Invocation was given by Ted Jerrett, followed by the salute to the flag.

Hearing no objections to the minutes, Chairman Johnson declared them approved.

PUBLIC SPEAKERS:

Selma Rowland, Phoenix, NY spoke on behalf of the Oswego County Library Council, requesting that the Library Council remain as a line item on future County budgets.

PROCLAMATIONS, PRESENTATIONS, RECOGNITIONS AND ANNOUNCEMENTS

Ted Jerrett announced that Congressman McHugh's mobile office would be visiting on May 13, 2005 at 2:30 p.m. at Fulton City Hall and Saturday, May 14, 2005, at 3:00 p.m. at the Redfield Volunteer Fire Department.

Ashley Trainham, Mexico School District (Leg. Proud) read the County Government Day Proclamation.

Chairman Johnson invited Leg. Proud and the Health and Human Service Committee and Youth Bureau Director Kathy Fenlon to come forward for a Proclamation designating May 12, 2005, as AmeriCorps National Civilian Corps Day in Oswego County. Kathy Fenlon recognized Jim Farfaglia from Camp Hollis as well as representatives from AmeriCorps for their work at Camp Hollis, i.e., new trails, installing new playground equipment. Jim Farfaglia also announced a new program at Camp Hollis for 13 year olds.

REPORTS FROM STANDING COMMITTEES: None

REPORTS FROM SPECIAL COMMITTEES:

Leg. Beardsley reported that the Strategic Planning Task Force has filed and formatted information received from the subcommittees and has begun to compile a report that will be presented to the Legislature at a later date.

Chairman Johnson introduced Assistant County Attorney, Stephen C. Greene, Jr., who was serving in place of County Attorney Richard Mitchell for the Legislative meeting.

Leg. Osetek shared that the State Department of Tax and Finance finalized the mechanism for exempting clothing and footwear under \$110.00 from sales tax for two periods annually.

Leg. Brewer recognized the excellent job that Youth Bureau Director Kathy Fenlon has done.

Leg. Proud reported the vote on the Government Day mock resolution was a tie with 18 both for and against. He added that discussion by the students was very impressive and thought provoking. He commended everyone involved.

RESOLUTIONS:

Leg. Santore, offered Resolution No. 53, entitled, RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF DEED FOR PROPERTY SOLD BY THE OSWEGO COUNTY LEGISLATURE, TITLES TO WHICH WERE ACQUIRED BY THE TAX FORECLOSURES OF 2000,2001, 2002, 2003.

Leg. Santore stated there were two properties for this month; county property #875 and county property #405. Leg. Waters requested a roll call vote.

YES: THOMAS, ANSON, WATERS, LEEMANN, BRYANT, GEARSBECK, PROD, BROWN, BEARDSLEY, SEAGER, RUSAW, OSPELT, GARDNER, BULLARD, OSETEK, SANTORE, PONZI, HOEFER, MALONE, BECKWITH, VASHO, FRENCH, BREWER, JOHNSON.

NO: NONE

ABSENT: KUNZWILER

The Resolution Passed
YES: 24 NO: 0 ABSENT: 1

Leg. Bryant offered Resolution No. 54, entitled, RESOLUTION APPOINTING MEMBERS TO THE COUNTY BOARD OF ETHICS.

Leg. Malone requested to amend the resolution to add Jeremy Gosek's (student) name. Point of Order was made by Leg. Bryant stating that the individual had to be of age. Leg. Seager requested a roll call vote.

YES: THOMAS, ANSON, WATERS, LEEMANN, BRYANT, GEARSBECK, PROUD, BROWN, BEARDSLEY, SEAGER, RUSAW, OSPELT, GARDNER, BULLARD, OSETEK, SANTORE, PONZI, HOEFER, MALONE, BECKWITH, VASHO, FRENCH, BREWER, JOHNSON.

NO: NONE

ABSENT: KUNZWILER

The Resolution Passed
YES: 24 NO: 0 ABSENT: 1

Leg. Bryant offered Resolution No. 55, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION, DISTRICT ATTORNEY. Leg. Malone moved to amend this resolution to include (student) Jeremy Gosek's name in place of Leg. Kunzwiler, who could not be here today. Leg. Bryant offered a Point of Order, that the student is not of age.

The Resolution Passed, by a Voice Vote
YES: 24 NO: 0 ABSENT: 1

Leg. Bryant offered Resolution No. 56, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION, DISTRICT ATTORNEY.

The Resolution Passed, by a Voice Vote
YES: 24 NO: 0 ABSENT: 1

Leg. Bullard offered Resolution No. 57, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION EMERGENCY MANAGEMENT. This resolution is to transfer \$3,800.00 from equipment to personal services. Leg. Waters requested a roll call vote.

YES: THOMAS, ANSON, WATERS, LEEMANN, BRYANT, GEARSBECK, PROUD, BROWN, BEARDSLEY, SEAGER, RUSAW, OSPELT, GARDNER, BULLARD, OSETEK, SANTORE, PONZI, HOEFER, MALONE, BECKWITH, VASHO, FRENCH, BREWER, JOHNSON.

NO: NONE

ABSENT: KUNZWILER

The Resolution Passed
YES: 24 NO: 0 ABSENT: 1

Leg. Bullard offered Resolution No. 58, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION SHERIFF'S DEPARTMENT. This resolution is to accept grant funds of \$3,902.76 for the bulletproof vest program. Leg. French requested a roll call vote.

YES: THOMAS, ANSON, WATERS, LEEMANN, BRYANT, GEARSBECK, PROUD, BROWN, BEARDSLEY, SEAGER, RUSAW, OSPELT, GARDNER, BULLARD, OSETEK, SANTORE, PONZI, HOEFER, MALONE, BECKWITH, VASHO, FRENCH, BREWER, JOHNSON.

NO: NONE

ABSENT: KUNZWILER

The Resolution Passed
YES: 24 NO: 0 ABSENT: 1

Leg. Bullard offered Resolution No. 59, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION, PROBATION DEPARTMENT.

The Resolution Passed, by a Voice Vote
YES: 24 NO: 0 ABSENT: 1

Leg. Ospelt offered Resolution No. 60, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION, PLANNING DEPARTMENT.

The Resolution Passed, by a Voice Vote
YES: 24 NO: 0 ABSENT: 1

Leg. Proud offered Resolution No. 61, entitled, RESOLUTION AUTHORIZING BUDGETARY MODIFICATION, YOUTH BUREAU. Leg. Bullard stated that he would support anything for our youth, citing the fine examples of the young people present today.

The Resolution Passed, by a Voice Vote
YES: 24 NO: 0 ABSENT: 1

Leg. Osetek offered Resolution No. 62, entitled, RESOLUTION AMENDING AND RESTATING THE DEFERRED COMPENSATION PLAN FOR THE EMPLOYEES OF THE COUNTY OF OSWEGO. Leg. Osetek stated that to be considered a model plan by the state Worker's Compensation Board, periodically it must amend the regulations per the IRS, and this resolution reflects those changes. Leg. Waters moved to amend this resolution by adding the word "Legislature" after "Oswego County" in the first "Resolved", seconded by Leg. Bullard. The amendment passed by a voice vote.

The Resolution Passed as Amended, by a Voice Vote
YES: 24 NO: 0 ABSENT: 1

Leg. Santore offered Resolution No. 63, entitled, RESOLUTION ESTABLISHING THE TAX DELINQUENT PROPERTY AUCTION POLICY FOR 2005. Leg. Santore stated that the Oswego County Auction will be held at BOCES on October 22, 2005, and the cut off date is a week earlier this year. Leg. Seager asked to secure a different date for this. People have until 5:00 p.m. on Friday, October 14, 2005 to redeem their property. Leg. French requested a roll call vote.

YES: THOMAS, ANSON, WATERS, LEEMANN, BRYANT, GEARSBECK, PROUD, BROWN, BEARDSLEY, SEAGER, RUSAW, OSPELT, GARDNER, BULLARD, OSETEK, SANTORE, PONZI, HOEFER, MALONE, BECKWITH, VASHO, FRENCH, BREWER, JOHNSON.

NO: NONE

ABSENT: KUNZWILER

The Resolution Passed
YES: 24 NO: 0 ABSENT: 1

Leg. Waters requested a ruling on using the word “aye” according to the rules of the Oswego County Legislature. Chairman Johnson said that the County Rules, as amended in January of this year, say, “Yes” as opposed to “Aye”. Leg. Ospelt suggested that there should be a resolution changing it to Yes and No.

Leg. Santore offered Resolution No. 64, entitled, RESOLUTION AUTHORIZING PARCELS LISTED FOR AUCTION IN 2005. Leg. Santore said that this was the total list of properties eligible for the auction, as of today. Leg. Seager that the county has a certain amount of responsibility to try to take investment properties at an earlier time so that the property does not deteriorate, which reflects on the neighborhood as a whole. Leg. Bryant stated that in 1986 or 1987 the time span used to be 5 years, and it was shortened to 4 years. He wondered about the legal aspects of shortening it more. The question was deferred to Attorney Greene, who stated that he believed that it would take an act of the legislature to change this, with additional research on the subject needed before this could be done.

The Resolution Passed, by a Voice Vote
YES: 24 NO: 0 ABSENT: 1

Leg. Osetek offered Resolution No. 65, entitled RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH THE CSEA CO-OP UNIT REGARDING THE EMPLOYEE IMPACT UPON THE TRANSFER OF OWNERSHIP OF AMNH TO ST. LUKE HEALTH SERVICES, INC. He stated that with the transfer of the AMNH, it is required that the county address the transition’s impact on employees. Leg. Proud offered congratulations to Maureen Sullivan, her department, and the CSEA for the excellent job done on this. Leg. Thomas requested a roll call vote.

YES: THOMAS, ANSON, WATERS, LEEMANN, BRYANT, GEARSBECK, PROUD, BROWN, BEARDSLEY, SEAGER, RUSAW, OSPELT, GARDNER, BULLARD, OSETEK, SANTORE, PONZI, HOEFER, MALONE, BECKWITH, VASHO, FRENCH, BREWER, JOHNSON.

NO: NONE

ABSENT: KUNZWILER

The Resolution Passed
YES: 24 NO: 0 ABSENT: 1

Leg. Waters moved to suspend the rules to consider one additional resolution, seconded by Leg. Bullard. This was passed with no objections.

Leg. Waters offered Resolution No. 66, entitled RESOLUTION CHANGING THE LOCATION OF THE AUGUST 11, 2005 LEGISLATIVE MEETING. Leg. Waters explained that this is a request to change the location of the August meeting of the Oswego County Legislature to the H. Douglas Barclay Courthouse in Pulaski, New York. Leg. Malone moved to amend the time from 2:00 p.m. to 7:00 p.m. Seconded by Leg. Thomas.

The Amendment failed by a Show of Hands
YES: 3 NO: 21 ABSENT: 1

Leg. Brown requested a roll call on the resolution. Leg. Leemann noted that Pulaski is the second county seat and he supported this resolution. A roll call vote resulted in the following:

YES: THOMAS, ANSON, WATERS, LEEMANN, BRYANT, GEARSBECK, PROUD, BROWN, BEARDSLEY, RUSAW, OSPELT, GARDNER, BULLARD, OSETEK, SANTORE, HOWEFER, BECKWITH, VASHO, FRENCH, BREWER, JOHNSON.

NO: SEAGER, PONZI, MALONE.

ABSENT: KUNZWILER

The Resolution Passed
YES: 21 NO: 3 ABSENT: 1

NEW BUSINESS/ MISCELLANEOUS BUSINESS:

Leg. Ospelt commended Operation Oswego County and especially its Executive Director, Mike Treadwell, for their extensive efforts on the New York Chocolate issue.

Leg. Bullard stated that the Town of Scriba is taking advantage of the low cost power program and it is projected to save \$25,000.00 to \$30,000.00 this year.

Leg. Waters move to adjourn, seconded by Leg. French. The motion passed. The meeting was adjourned at 3:00 p.m.