

**RESOLUTIONS OF THE OSWEGO COUNTY LEGISLATURE FOR  
MARCH 16, 2022**

OSWEGO COUNTY LEGISLATURE

- 47 RESOLUTION IN OPPOSITION TO SENATE BILL S7855 AS IT RELATES TO THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE WESTERN REGIONAL OFF-TRACK BETTING CORPORATION
- 48 RESOLUTION AUTHORIZING BUDGETARY MODIFICATION BOARD OF ELECTIONS - ELECTRONIC POLL BOOKS
- 49 A RESOLUTION FIXING TIME AND PLACE FOR A PUBLIC HEARING RELATIVE TO PROPOSED COUNTY OF OSWEGO LOCAL LAW NUMBER 1 of 2022 ENTITLED A LOCAL LAW PROVIDING FOR THE PARTIAL TAX EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER
- 50 A RESOLUTION FIXING TIME AND PLACE FOR A PUBLIC HEARING RELATIVE TO PROPOSED COUNTY OF OSWEGO LOCAL LAW NUMBER 2 of 2022 GRANTING A PARTIAL TAX EXEMPTION FOR QUALIFYING PERSONS WITH DISABILITIES UNDER REAL PROPERTY TAX LAW §459-C
- 51 RESOLUTION AUTHORIZING BUDGETARY MODIFICATION E911 – Microwave Upgrade
- 52 RESOLUTION AUTHORIZING BUDGET MODIFICATION DEPARTMENT OF SOCIAL SERVICES TO TRANSFER FUNDS TO SNAP/EMPLOYMENT AND TRAINING
- 53 RESOLUTION AUTHORIZING BUDGET MODIFICATION DEPARTMENT OF SOCIAL SERVICES TO ACCEPT CODE BLUE NEW YORK STATE AID
- 54 RESOLUTION AUTHORIZING BUDGET MODIFICATION DEPARTMENT OF SOCIAL SERVICES TO TRANSFER FUNDS TO LEGAL FEES
- 55 RESOLUTION AUTHORIZING ACCEPTANCE FOR RENTAL SUPPLEMENT PROGRAM AND CREATION OF ONE TEMPORARY SOCIAL WELFARE EXAMINER POSITION IN THE DEPARTMENT OF SOCIAL SERVICES
- 56 RESOLUTION AUTHORIZING BUDGET MODIFICATION DEPARTMENT OF SOCIAL SERVICES TO ACCEPT NEW YORK STATE SYSTEMS CHANGE AND INCLUSIVE OPPORTUNITIES NETWORK (SCION) AWARD
- 57 RESOLUTION APPOINTING MEMBERS TO THE OSWEGO COUNTY CHILD PROTECTION ADVISORY COUNCIL

- 58 RESOLUTION APPOINTING MEMBERS TO THE OSWEGO COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS
- 59 RESOLUTION FIXING TIME AND PLACE FOR PUBLIC HEARING RELATIVE TO THE REQUESTS OF LANDOWNER INCLUSION WITHIN THE EXISTING CERTIFIED AGRICULTURAL DISTRICT PURSUANT TO THE NYS AGRICULTURAL AND MARKETS LAW (AML), SECTION 303-b, AS AMENDED
- 60 RESOLUTION SETTING A PUBLIC HEARING REGARDING PROPOSED LOCAL LAW NUMBER 3 OF 2022 A LOCAL LAW AUTHORIZING THE PROVISION OF MASS TRANSPORTATION AND THE ESTABLISHMENT OF MASS TRANSPORTATION FACILITIES WITHIN THE COUNTY OF OSWEGO
- 61 RESOLUTION FIXING TIME AND PLACE FOR PUBLIC HEARING RELATIVE TO AN APPLICATION TO NYS OFFICE OF HOMES & COMMUNITY RENEWAL FOR ASSISTANCE THROUGH THE NEW YORK STATE CDBG PROGRAM WITH FUNDING MADE AVAILABLE THROUGH THE CARES ACT WHICH WILL ASSIST OSWEGO COUNTY FARMS IN PROVIDING SAFE LIVING CONDITIONS FOR HOUSING CRITICAL WORKFORCE EMPLOYEES AND TO REVIEW AND UPDATE THE USE OF NYSCDBG FUNDING OSWEGO COUNTY CDBG PROGRAM INCOME HOUSING ACTION PLAN
- 62 A RESOLUTION APPOINTING A CERTAIN INDIVIDUAL TO THE OSWEGO COUNTY INDUSTRIAL DEVELOPMENT AGENCY
- 63 RESOLUTION AUTHORIZING HEALTH DEPARTMENT RECLASSIFICATION OF RN POSITION TO EDUCATIONAL SPECIALIST
- 64 RESOLUTION TO TRANSFER FUNDS FROM INSURANCE RECOVERY FUND INTO OTHER SUPPLIES AND EXPENSES
- 65 RESOLUTION TO TRANSFER FUNDS FROM INSURANCE RECOVERY FUND INTO HIGHWAY EXPENSES
- 66 RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE AN AGREEMENT BETWEEN THE COUNTY OF OSWEGO, THE FEDERAL AVIATION ADMINISTRATION AND NYSDOT
- 67 RESOLUTION ESTABLISHING CAPITAL PROJECT NO. 0222 TO REHABILITATE RUNWAY 6-24 (CONSTRUCTION PHASE) AT THE OSWEGO COUNTY AIRPORT



- 68 RESOLUTION ESTABLISHING CAPITAL PROJECT NO. 0322 – AIRPORT  
TERMINAL FURNITURE
- 69 RESOLUTION AUTHORIZING SETTLEMENT OF THE MATTER OF TOWN  
OF MEXICO VS. COUNTY OF OSWEGO ON CERTAIN TERMS

**RESOLUTION NO. 047**

**RESOLUTION IN OPPOSITION TO SENATE BILL S7855 AS IT RELATES TO  
THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE WESTERN  
REGIONAL OFF-TRACK BETTING CORPORATION**

By Legislator David Holst:

WHEREAS, Western Region Off-Track Betting Corporation (WROTB) is a public benefit corporation with headquarters in Batavia, New York, and

WHEREAS, WROTB is owned and operated by 15 Western New York counties and the cities of Rochester and Buffalo, and

WHEREAS, the corporation owns and operates 11 off-track betting branches, 27 E-Z Bet locations and a telephone wagering service in 15 Western New York counties, as well as Batavia Downs Gaming, a standard bred racetrack and gaming facility, and

WHEREAS, since its inception, Western OTB has generated over \$250 million in operating and surcharge revenues to the taxpayers of those participating municipalities, and

WHEREAS, throughout its long history of serving the 15 counties and two cities that comprise the corporation, the Board of Directors of WROTB has been comprised of one representative from each of the 17 municipalities, and

WHEREAS, in 1973, the Oswego County Legislature passed by resolution legislation that authorized and empowered Oswego County to participate in the WROTB that had recently been created by the state and signed by then Governor Nelson Rockefeller, and

WHEREAS, the 1973 legislation passed by the Oswego County Legislature was passed with the stipulation that it was "subject to permissive referendum and shall become effective in accordance with Section 24 of the Municipal Home Rule Law of the State of New York", and

WHEREAS, New York State Senator Timothy M. Kennedy (D – Buffalo) has recently proposed Senate Bill S7855, an act to "amend the racing, pari-mutuel wagering and breeding law, in relation to the membership of the Board of Directors of the Western Regional Off-Track Betting Corporation", and

WHEREAS, Sen. Kennedy's proposal calls for revising the current fair and equitable representation of the Board of Directors to three members to represent the counties of Monroe, Wyoming, and Orleans; a single member to represent the counties of Chautauqua, Cayuga, Genesee, Livingston, Schuyler, and Seneca; four members to represent Erie County; one member to represent Niagara County, a lone member to represent the counties of Oswego, Cattaraugus, and Wayne; one member to represent the City of Buffalo, one



member to represent the City of Rochester, one member appointed by the governor, one member appointed by the temporary president of the senate, and one member appointed by the speaker of the assembly, and

WHEREAS, Sen. Kennedy's bill states that its intent is to "provide more equal representation of the people of the area who benefit from proceeds from said corporation", and

WHEREAS, this legislation will in fact have the opposite effect of the stated intention in the bill, as it will decimate the balanced representation formula determined previously by both the state legislature and governor as equitable and impartial, with a clear and explicit intent of providing each municipality that comprises the corporation an equal voice in WROTB matters, and,

WHEREAS, the performance and accomplishments of the current WROTB Board and leadership cannot be discounted when considering this drastic and overreaching legislation, including, but not limited to: the acquisition of an 84-room hotel on the grounds of Batavia Downs that has drawn rave reviews, countless fundraising events for charitable organizations that have benefitted thousands of families across western New York, including Make-A-Wish, the Batavia Police Department K-9 Unit, the Genesee County K-9 Unit, GLOW YMCA, Food Bank of Western New York, and the Breast Cancer Coalition of Rochester, and

WHEREAS, in 2021, Batavia Downs once again shattered attendance and wager records, with more than 625,000 attendees wagering nearly \$700 million this past year alone, leading to record earnings distributions for the 17 municipalities that have come to rely on their WROTB distributions to balance their local budgets while reducing the property tax burden for businesses and homeowners, and

WHEREAS, the current WROTB Board and leadership have successfully led the corporation through in incredibly difficult period in history, the Covid-19 pandemic, that has ravaged similar entities across the state and the country, and

WHEREAS, WROTB currently has 385 full- and part-time employees with a payroll of \$12.5 million; individuals and families from every corner of our region, and all whom could be negatively impacted by this drastic proposal, therefore be it

RESOLVED, Oswego County Legislature does vehemently oppose Senate Bill S7855, as it will cause irreparable harm to Oswego County, its interests in WROTB, the economic interests of Oswego County, and the taxpayers of this county, and be it further

RESOLVED, that the Oswego County Legislature does hereby call upon members of the New York State Senate to reject S7855, and be it further

RESOLVED, that the Clerk of this Legislature shall forward this resolution to Governor Kathy Hochul, Senator Patti Ritchie, Senator Timothy Kennedy, Assemblyman William Barclay, and Assemblyman Brian Manktelow.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**  
**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**



# STATE OF NEW YORK

7855

## IN SENATE

January 12, 2022

Introduced by Sen. KENNEDY -- read twice and ordered printed, and when printed to be committed to the Committee on Racing, Gaming and Wagering

AN ACT to amend the racing, pari-mutuel wagering and breeding law, in relation to the membership of the board of directors of the western regional off-track betting corporation

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The racing, pari-mutuel wagering and breeding law is  
2 amended by adding a new section 502-a to read as follows:

3 § 502-a. Special provisions with regard to the western regional off-  
4 track betting corporation. Notwithstanding any inconsistent provision of  
5 this article, on the effective date of this section the term of each  
6 board member of the western regional off-track betting corporation, or  
7 any vacant position, shall be deemed expired, and each such board member  
8 or vacant position shall be replaced with the new appointments made  
9 pursuant to this section. The western off-track betting corporation  
10 board of directors shall be composed of fifteen members to be appointed  
11 as follows: three members to represent the counties of Monroe, Wyoming,  
12 and Orleans; one member to represent the counties of Chautauqua, Cayuga,  
13 Genesee, Livingston, Schuyler, and Seneca; four members to represent  
14 Erie county; one member to represent Niagara county; one member to  
15 represent the counties of Oswego, Cattaraugus, and Wayne; one member to  
16 represent the city of Buffalo; one member to represent the city of  
17 Rochester; one member appointed by the governor; one member appointed by  
18 the temporary president of the senate; and one member appointed by the  
19 speaker of the assembly. In the case of counties making joint appoint-  
20 ments, such counties shall collaborate to select board members and shall  
21 appoint such members through joint resolutions passed by such counties'  
22 county legislature or board of supervisors.

23 § 2. This act shall take effect on the one hundred twentieth day after  
24 it shall have become a law, provided, however, that effective immediate-  
25 ly municipalities may take any action necessary to begin the selection  
26 and appointment process for new board member terms pursuant to this act.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

LBD13381-02-1

**RESOLUTION NO. 048**

**RESOLUTION AUTHORIZING BUDGETARY MODIFICATION BOARD OF  
ELECTIONS - ELECTRONIC POLL BOOKS**

By Legislator David Holst:

Upon recommendation of the Government, Courts, & Consumer Affairs Committee of this body, with the approval of Finance and Personnel Committee, be it

RESOLVED, that the Chairman of the Legislature be and is hereby authorized to execute any and all documents that may be necessary to access and disburse these funds, and be it also

RESOLVED, that the County Treasurer be, and he hereby is authorized to transfer the funds from and to the accounts as shown on the attached budget modification request, and be it further

RESOLVED, that a certified copy of this resolution delivered to the County Treasurer and Budget Officer shall be his authority to affect such transfer and make such adjustments.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

Authorized Budget Modification

Res. 048 of 2022

A159900

\$97,447.00

A1450 526000

\$97,447.00





# BOARD OF ELECTIONS

COUNTY OF OSWEGO  
185 EAST SENECA STREET BOX 9  
OSWEGO, NEW YORK 13126  
FAX (315-349-8357)



Laura Brazak, Commissioner  
315-349-8350

Carol M. Bickford, Commissioner  
315-349-8351

## AGENDA

### Government, Courts and Consumer Affairs Feb. 16, 2022

The Board of Elections is asking to purchase 100 Electronic Poll Pads.

This became necessary due to recently enacted legislation. Chapter 763 which changes the timeline for canvassing absentee, military, special and affidavit ballots.

We are asking the County to cover the balance of \$97,447.00  
Budget Modification is included.

2022  
2/15/2022

COMMITTEE SIGNATURES DATE

DATE \_\_\_\_\_



**RESOLUTION NO. 049**

**A RESOLUTION FIXING TIME AND PLACE FOR A PUBLIC HEARING  
RELATIVE TO PROPOSED COUNTY OF OSWEGO LOCAL LAW NUMBER 1 of  
2022 ENTITLED A LOCAL LAW PROVIDING FOR THE PARTIAL TAX  
EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS  
OF AGE OR OVER**

By Legislator David Holst:

UPON the recommendation of the Government, Courts & Consumer Affairs  
Committee of this body, be it

RESOLVED, that the Oswego County Legislature shall hold a Public Hearing on the  
proposed County of Oswego Local Law Number 1 of 2022, entitled "A LOCAL LAW  
PROVIDING FOR THE PARTIAL TAX EXEMPTION OF CERTAIN REAL PROPERTY  
OWNED BY PERSONS 65 YEARS OF AGE OR OVER" on the 14th day of April, 2022,  
at 7:00 o'clock, in the afternoon of said day at the Oswego County Legislative Chambers,  
Legislative Office Building, 46 E. Bridge Street, Oswego, NY 13126, and be it further

RESOLVED, that the Clerk of the Oswego County Legislature cause notice of such  
Public Hearing to be published in the Official Newspapers of the County and post the same  
as required by law.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 20    NO: 1    ABSENT: 4    ABSTAIN: 0**



## OSWEGO COUNTY DEPARTMENT OF REAL PROPERTY TAX SERVICES

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**Corey Metz**

*Director of Real Property Tax Services*

February 15, 2022

### Informational Memorandum

**Subject:** Proposal to pass local law relating to income limits for Senior Exemptions

**Background:** Currently, Oswego County offers eligible low-income homeowners aged 65 and older a 50% exemption on their County Real Property taxes. This exemption is authorized under section 467 of Real Property Tax Law. Oswego County originally granted this exemption in 1968 and has since adopted several local options to amend this exemption such as offering a higher base maximum income ceiling and sliding scale that offers increased income limits at proportionally lower exemption benefits. There are 1,016 senior households currently benefitting from this exemption.

This income limit was last increased by resolution 74 of 1999 to set the maximum benefit income ceiling at \$16,025 (50% exemption) allowing for a sliding scale benefit up to a maximum income of \$24,425 (5% exemption).

**Proposal:** Real Property Tax Law allows the County to set the maximum income ceiling as high as \$29,000. If the income ceiling were to be increased to this maximum the sliding scale would update to allow for an income up to \$37,400 and all current senior households benefitting from this exemption would begin receiving the maximum benefit. A potential 2,479 additional senior owned households could also see partial benefit from this exemption with a raised income limit.

This exemption has historically been amended by the passage of resolutions to increase the maximum income limit, but this should instead be adopted as a local law consistent with other local laws authorizing exemptions in Oswego County. As with other local laws a public hearing would need to be held before the local law is adopted.

**Local Law:** To accomplish the increase in income limits for these exemptions a local law would need to pass:

This Local Law as proposed would set the Senior Exemption at the following sliding scale:

Exemption Percentage	Income Range	
	More than	Less Than
50%	0	\$29,000
45%	\$29,000	\$30,000
40%	\$30,000	\$31,000
35%	\$31,000	\$32,000
30%	\$32,000	\$32,900
25%	\$32,900	\$33,800
20%	\$33,800	\$34,700
15%	\$34,700	\$35,600
10%	\$35,600	\$36,500
5%	\$36,500	\$37,400
0%	<b>\$37,400 and over</b>	

**Additional Local Options:**

Section 467 of Real Property Tax Law allows the taxing jurisdiction to include in their local law several other options as follows:

- A Allows an applicant who will turn 65 by December 31<sup>st</sup> to qualify (otherwise owner must be 65 upon March 1<sup>st</sup>).
- B Allows an applicant who has been previously granted the exemption in the prior year to have until Grievance Day to file rather than Taxable Status Day (March 1<sup>st</sup>).
- C Allows for unreimbursed medical expenses to be excluded as income for purposes of the exemption.
- D Allows for disability payments for veterans under Title 38 US Code to be excluded as income for purposes of the exemption.
- E Allows for exemption to apply for school purposes even if a school-age child attends public school and lives with the senior (otherwise exemption is disallowed if a school-age child lives with the senior).
- F Allows exemption for owner-occupied cooperative apartments.
- G Allows an owner who received the exemption for 5 consecutive years to no longer need to reapply, but must instead submit an affidavit attesting they are still eligible when making their payment for taxes (not submitting an affidavit removes the exemption).
- H Allows an applicant to have until Grievance Day to file if a death or illness of an immediate family member prevented timely filing by the applicant (affidavit from physician must be provided).
- I Allows an applicant to petition the assessor showing "good cause" as to why they failed to file an application or renewal by Taxable Status Day. Petition may be filed until the last day to pay taxes without penalty. May only be allowed if local option H is also allowed.

Currently Oswego County has adopted none of these local options. The Senior Exemption Local Law as proposed would adopt A, C, and D as described above.

**Statement of Need:**

For the purposes of this exemption "income" is inclusive of all income the household makes in the year with very few exclusions. Retirement pensions and social security fully count as income. Income limits for these exemptions were last adopted by Oswego County



in 1999. If you adjust the original sliding scale maximum of \$24,425 for inflation it would be \$44,680 today.

**Fiscal Impact:****Value of Exemption**

The value of the Senior exemption on the 2021 Assessment Rolls was \$24,866,895 which represents 0.27% of the County's total assessed value. If the higher limit were in place the total value for those same households would have been \$41,295,319 which represents 0.45% of the County's total assessed value.

**Effect on Tax Rate**

The 2022 generic tax rate was \$6.95 per thousand of assessed value. If the higher income ceiling were in effect the 2022 generic tax rate would have been \$6.97 per thousand of assessed value.

**Recommendation:** Approve

**Attachments:** Exemption Reference charts for 467 exemptions.

## Senior Citizen's Exemption (aka Aged Exemption)

RPTL § 467 | 4180\_

- Opt-in exemption for towns/schools
  - Oswego County initial opt-in: November, 1968
- Applies to **primary residence** only, not allowed in co-op apartments.
- **Owner** must be 65 years or older as of taxable status day. For school tax purposes, a school-age child must not be living with the senior. If eligible owner dies, surviving spouse must be at least 62 years old to continue exemption eligibility.
- Income based exemption. Uses combined income for all owners, including spouse (even if they're not on the deed). Max income for 50% can range from \$3,000 to \$29,000 based on local option.

### Exemption Amount (County Tax)

- Sliding Scale exemption based on income.
- Max. benefit: 50% reduction in assessed value
- Max sliding scale benefit: 5% reduction AV

### Filing Requirement

- Form RP-467
- Income verification (tax return or income forms)
- Must file separately even if they meet income requirements when filing for Enhanced STAR/IVP

### Income Guidelines

- Includes all sources of income. "Taxable" amounts from income tax forms should not be used in most cases, such as for Social Security income<sup>1</sup>.
  - **Excluded income** sources are IRA Distributions, Welfare Payments, income from the federal Foster Grandparents Program, returns of capital, gifts, inheritances, and Nazi Persecution payments.
  - Income received by an owner in a nursing home is considered income only to the extent it exceeds the amount paid to the nursing home<sup>2</sup>;
  - Proceeds from a reverse mortgage do not count as income<sup>3</sup>.

<sup>1</sup> Op. of Counsel Volume 4 No. 99

<sup>2</sup> Op. of Counsel Volume 10 No. 99

<sup>3</sup> Op. of Counsel Volume 9 No. 72

### 467 Local Options

Municipalities and Schools may opt in to any of the following local options defined in RPTL § 467:

- A Allows an applicant who will turn 65 by December 31<sup>st</sup> to qualify (otherwise owner must be 65 upon March 1<sup>st</sup>).
- B Allows an applicant who has been previously granted the exemption in the prior year to have until Grievance Day to file rather than Taxable Status Day (March 1<sup>st</sup>).
- C Allows for unreimbursed medical expenses to be excluded as income for purposes of the exemption.
- D Allows for disability payments for veterans under Title 38 US Code to be excluded as income for purposes of the exemption.
- E Allows for exemption to apply for school purposes even if a school-age child attends public school and lives with the senior (otherwise exemption is disallowed if a school-age child lives with the senior).
- F Allows exemption for owner-occupied cooperative apartments.
- G Allows an owner who received the exemption for 5 consecutive years to no longer need to reapply, but must instead submit an affidavit attesting they are still eligible when making their payment for taxes (not submitting an affidavit removes the exemption).
- H Allows an applicant to have until Grievance Day to file if a death or illness of an immediate family member prevented timely filing by the applicant (affidavit from physician must be provided).
- I Allows an applicant to petition the assessor showing "good cause" as to why they failed to file an application or renewal by Taxable Status Day. Petition may be filed until the last day to pay taxes without penalty. May only be allowed if local option H is also allowed.

### Income Ceiling

The maximum income ceiling (M) to receive full benefit (50%) is \$3,000. Each taxing jurisdiction may choose a higher income ceiling between \$3,000 and \$29,000. This income ceiling was last updated by the NYS legislature in 2009.

### Sliding Scale

When opting into this exemption a taxing jurisdiction first selects a maximum income ceiling (M) and then further opts whether to allow for a "sliding scale" where the income ceiling may be increased while the percentage benefit proportionally decreases (down to 20%) and may be further extended down to 10% or 5%. The breakpoints are defined in RPTL § 467 and are currently:

			Exemption Amount
	Income less than	M	50%
More than M	but less than	M + 1,000	45%
More than M + 1,000	but less than	M + 2,000	40%
More than M + 2,000	but less than	M + 3,000	35%
More than M + 3,000	but less than	M + 3,900	30%
More than M + 3,900	but less than	M + 4,800	25%
More than M + 4,800	but less than	M + 5,700	20%
More than M + 5,700	but less than	M + 6,600	15%
More than M + 6,600	but less than	M + 7,500	10%
More than M + 7,500	but less than	M + 8,400	5%
More than M + 8,400			0%



# EXEMPTION QUICK REFERENCE GUIDE

For Oswego County Purposes

## Income Limits – Senior Exemption

RPTL § 467 | 4180\_

Updated: 2/7/2022

			Income Ceiling for 50%	Maximum Income for Exemption Below	Sliding Scale Goes To	Last Resolution or Local Law	Local Options
<b>COUNTY</b>	35	OSWEGO	\$16,025	\$24,425	5%	Res 74 of 1999	
<b>TOWNS</b>	350400	FULTON	\$18,500	\$26,900	5%		
	351200	OSWEGO (C)	\$22,500	\$30,000	10%	LL 1 of 2019	
	352000	ALBION	\$13,250	\$13,250	-		
	352200	AMBOY	\$13,250	\$13,250	-		
	352400	BOYLSTON	\$8,000	\$8,000	-		
	352689	CONSTANTIA	\$16,025	\$24,425	5%	LL 2 of 2007	A, D
	352800	GRANBY	\$16,025	\$24,425	5%	LL 2 of 2004	
	353089	HANNIBAL	\$16,025	\$24,425	5%		
	353289	HASTINGS	\$16,025	\$24,425	5%		
	353489	MEXICO	\$10,500	\$10,500	-		
	353600	MINETTO	\$29,000	\$37,400	5%		
	353800	NEW HAVEN	\$29,000	\$29,000	-	LL 1 of 2021	
	354000	ORWELL	\$16,025	\$24,425	5%		
	354200	OSWEGO (T)	\$15,000	\$23,400	5%		
	354400	PALERMO	\$29,000	\$37,400	5%		
	354689	PARISH	\$12,500	\$12,500	-		
	354800	REDFIELD	\$20,000	\$20,000	-		
	355089	RICHLAND	\$16,025	\$24,425	5%		
	355289	SANDY CREEK	\$16,025	\$24,425	5%		
	355489	SCHROEPPEL	\$17,500	\$25,000	10%		
	355600	SCRIBA	\$16,025	\$24,425	5%		
	355800	VOLNEY	\$16,025	\$24,425	5%		
	356000	WEST MONROE	\$24,000	\$32,400	5%		
	356200	WILLIAMSTOWN	\$12,525	\$20,925	5%		
<b>VILLAGES</b>	352601	CLEVELAND	\$16,025	\$24,425	5%		
	353001	HANNIBAL	\$16,025	\$24,425	5%		
	353201	CENTRAL SQ	\$16,025	\$24,425	5%		
	353401	MEXICO	\$10,500	\$10,500	-		
	354601	PARISH	\$12,500	\$12,500	-		
	355001	PULASKI	\$16,025	\$24,425	5%		
	355201	LACONA	-	-	-		
	355203	SANDY CREEK	-	-	-		
	355401	PHOENIX	\$17,500	\$25,000	10%	LL 1 of 1995	
<b>SCHOOLS</b>	052401	CATO MERIDIAN	\$19,300	\$24,500	20%		
	222001	SOUTH JEFFERSON	\$9,500	\$15,200	20%		
	303001	CAMDEN	\$18,500	\$24,200	20%		
	350400	FULTON CITY	\$18,500	\$26,900	5%		
	351200	OSWEGO CITY	\$17,500	\$25,900	5%		
	352002	APW	\$13,500	\$19,200	20%		
	353001	HANNIBAL	\$8,400	\$14,100	20%		
	353201	CENTRAL SQUARE	\$19,500	\$17,900	5%		
	353401	MEXICO CENTRAL	\$10,500	\$10,500	-		
	355001	PULASKI	\$12,525	\$20,925	5%		
	355201	SANDY CREEK	\$13,500	\$19,200	20%		
	355401	PHOENIX	\$17,500	\$25,000	10%	Res 2020	

**COUNTY OF OSWEGO**  
**LOCAL LAW No.: \_\_\_\_ OF 2022**  
**A LOCAL LAW PROVIDING FOR THE PARTIAL TAX EXEMPTION OF CERTAIN**  
**REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER**

**BE IT ENACTED** by the County Legislature of the County of Oswego as follows:

**Section 1. Title and Legislative Findings.**

(a) The Oswego County Legislature has, heretofore, by Resolution number 146 of 1990 enacted a partial property tax exemption for persons 65 years of age or older, based upon certain income qualifications, pursuant to Real Property Tax Law 467 with a maximum income level of \$12,525.

(b) In 1999 the Oswego County Legislature, by Resolution after public hearing changed the income eligibility schedule regarding a partial tax exemption on property owned by persons 65 years or older.

(c) By this local law, the County of Oswego wishes to establish higher income eligibility levels via a sliding scale for those 65 or older eligible to receive a partial exemption in accordance with Real Property Tax Law (RPTL)§ 467 and formalize the partial exemption under a local law.

**Section 2. Partial Tax Exemption Granted Under RPTL §467**

Real property owned by one or more persons, each of whom is sixty-five (65) years of age or over, or real property owned by husband and wife or by siblings, one of whom is sixty-five years of age or over, shall be exempt from taxation for county purposes up to a maximum of fifty per cent (50%) of the assessed value provided the owner(s) meet the qualifications set forth below. For the purposes of this local law, sibling shall mean a brother or a sister, whether related through half blood, whole blood or adoption. Any person otherwise qualifying under this section shall not be denied the exemption under this section if they become sixty-five years of age after the appropriate taxable status date and on or before December thirty-first (31<sup>st</sup>) of the same year.

<b>Exemption Percentage</b>	<b>Income Range (in dollars)</b>	
	<b>Low</b>	<b>High</b>
50%	0	29,000.00
45%	29,000.01	29,999.99
40%	30,000.00	30,999.99
35%	31,000.00	31,999.99
30%	32,000.00	32,899.99
25%	32,900.00	33,799.99
20%	33,800.00	34,699.99
15%	34,700.00	35,599.99
10%	35,600.00	36,499.99
5%	36,500.00	37,399.99
0%	\$37,400 and over	



### **Section 3. Income Qualifications.**

(a) The partial exemption to be granted hereunder shall be determined by the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application (hereinafter referred to individually or collectively as "income").

(b) Income tax year shall mean the twelve-month period for which the owner or owners filed a federal personal income tax return for the year before the income tax year immediately preceding the date of application.

(c) Where title is vested in either a husband or a wife, their combined income may not exceed such sum, except where the husband or wife, or ex-husband or ex-wife is absent from the property as provided in subparagraph (c)(2) of Section 4 of this local law, then only the income of the spouse or ex-spouse residing on the property shall be considered and may not exceed such sum.

(d) Such income shall include Social Security and retirement benefits, interest, dividends, total gains from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from self-employment, but shall not include a return of capital, gifts, inheritances, and such other forms of income which are excluded under Real Property Tax Law § 467(3)(a), presently and as may be amended. Any such income shall be offset by all medical and prescription drug expenses actually paid by owner which were not reimbursed or paid for by insurance. The provisions of this paragraph notwithstanding, such income shall not include Veteran's disability compensation, as defined in Title 38 of the United States Code. In computing net rental income and net income from self-employment no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income.

### **Section 4. Additional Qualifications.**

No exemption shall be granted hereunder unless:

(a) the owner shall have held an exemption under this section for his previous residence or unless the title of the property shall have been vested in the owner or one of the owners of the property for at least twelve consecutive months prior to the date of making application for exemption, provided, however, that in the event of the death of either a husband or wife in whose name title of the property shall have been vested at the time of death and then becomes vested solely in the survivor by virtue of devise by or descent from the deceased husband or wife, the time of ownership of the property by the deceased husband or wife shall be deemed also a time of ownership by the survivor and such ownership shall be deemed continuous for the purposes of computing such period of twelve consecutive months, In the event of a transfer by either a husband or wife to the other spouse of all or part of the title to the property, the time of ownership of the



property by the transferor spouse shall be deemed also a time of ownership by the transferee spouse and such ownership shall be deemed continuous for the purposes of computing such period of twelve consecutive months. Where property of the owner or owners has been acquired to replace property formerly owned by such owner or owners and taken by eminent domain or other involuntary proceeding, except a tax sale, the period of ownership of the former property shall be combined with the period of ownership of the property for which application is made for exemption and such periods of ownership shall be deemed to be consecutive for purposes of this section, Where a residence is sold and replaced with another within one year and both residences are within the state, the period of ownership of both properties shall be deemed consecutive for purposes of the exemption from taxation by a municipality within the state granting such exemption. Where the owner or owners transfer title to property which as of the date of transfer was exempt from taxation under the provisions of this section, the reacquisition of title by such owner or owners within nine months of the date of transfer shall be deemed to satisfy the requirement of this paragraph that the title of the property shall have been vested in the owner or one of the owners for such period of twelve consecutive months. Where, upon or subsequent to the death of an owner or owners, title to property which as of the date of such death was exempt from taxation under such provisions, becomes vested, by virtue of devise or descent from the deceased owner or owners, or by transfer by any other means within nine months after such death, solely in a person or persons who, at the time of such death, maintained such property as a primary residence, the requirement of this paragraph that the title of the property shall have been vested in the owner or one of the owners for such period of twelve consecutive months shall be deemed satisfied;

(b) the property is used exclusively for residential purposes, provided, however, that in the event any portion of such property is not so used exclusively for residential purposes but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section;

(c) the real property is the legal residence of and is occupied in whole or in part by the owner or by all of the owners of the property: except where,

(1) an owner is absent from the residence while receiving health-related care as an inpatient of a residential health care facility, as defined in section twenty-eight hundred one of the public health law, provided that any income accruing to that person shall only be income only to the extent that it exceeds the amount paid by such owner, spouse, or co-owner for care in the facility, and provided further, that during such confinement such property is not occupied by other than the spouse or co-owner of such owner; or,

(2) the real property is owned by a husband and/or wife, or an ex-husband and/or an ex-wife, and either is absent from the residence due to divorce, legal separation or abandonment and all other provisions of this section are met provided that where an exemption was previously granted when both resided on the property,

then the person remaining on the real property shall be sixty-two years of age or over.

(d) the real property otherwise meets the qualifications contained in Real Property Tax Law§ 467, as the same may be amended from time to time.

**Section 5. Administration.**

Application for such exemption must be made by the owner, or all of the owners of the property upon such forms as may be prescribed from time to time by the NYS Office of Real Property Services. Such applications must be filed with the assessor of the town or city in which the real property is located on or before the taxable status date. Nothing herein shall impair a partial exemption presently enjoyed by an eligible property owner.

**Section 6. Effective Date.**

This local law shall take effect immediately upon filing with the Secretary of State.

**RESOLUTION NO. 050**

**A RESOLUTION FIXING TIME AND PLACE FOR A PUBLIC HEARING  
RELATIVE TO PROPOSED COUNTY OF OSWEGO LOCAL LAW NUMBER 2 of  
2022 GRANTING A PARTIAL TAX EXEMPTION FOR QUALIFYING PERSONS  
WITH DISABILITIES UNDER REAL PROPERTY TAX LAW §459-C**

By Legislator David Holst:

UPON the recommendation of the Government, Courts & Consumer Affairs  
Committee of this body, be it

RESOLVED, that the Oswego County Legislature shall hold a Public Hearing on the  
proposed County of Oswego Local Law Number 2 of 2022, entitled "COUNTY OF  
OSWEGO LOCAL LAW NUMBER 2 of 2022 GRANTING A PARTIAL TAX  
EXEMPTION FOR QUALIFYING PERSONS WITH DISABILITIES UNDER REAL  
PROPERTY TAX LAW §459-C" on the 14th day of April, 2022, at 7:00 o'clock, in the  
afternoon of said day at the Oswego County Legislative Chambers, Legislative Office  
Building, 46 E. Bridge Street, Oswego, NY 13126, and be it further

RESOLVED, that the Clerk of the Oswego County Legislature cause notice of such  
Public Hearing to be published in the Official Newspapers of the County and post the same  
as required by law.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**





## OSWEGO COUNTY DEPARTMENT OF REAL PROPERTY TAX SERVICES

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**Corey Metz**  
*Director of Real Property Tax Services*

February 15, 2022

### Informational Memorandum

**Subject:** Proposal to pass local law relating to income limits for Disability Exemptions

**Background:** Currently, Oswego County offers eligible low-income disabled homeowners a 50% exemption on their County Real Property taxes. This exemption is authorized under section 459-C of Real Property Tax Law. Oswego County originally granted this exemption in 2003 using the same income scale as the then current exemption for low-income seniors. There are currently 138 households benefitting from the disability with limited income exemption.

**Proposal:** Real Property Tax Law allows the County to set the maximum income ceiling as high as \$29,000. If the income ceiling were to be increased to this maximum the sliding scale would update to allow for an income up to \$37,400 and all current disabled households benefitting from this exemption would begin receiving the maximum benefit and more would become eligible.

This exemption was previously adopted under Local Law 3 of 2001 and used the same sliding scale as the Senior Exemption. A proposal to increase the income limits for the senior exemption is being present concurrently this this proposal and were it to pass this exemption should also be increased to follow the same sliding scale. As with other local laws a public hearing would need to be held before the local law is adopted.

**Local Law:** To accomplish the increase in income limits for this exemption a local law would need to pass to supersede Local Law 3 of 2001 to update the sliding scale for the Disability exemption to be the same as the Senior Exemption as found below:

Exemption Percentage	Income Range	
	More than	Less Than
50%	0	\$29,000
45%	\$29,000	\$30,000
40%	\$30,000	\$31,000
35%	\$31,000	\$32,000
30%	\$32,000	\$32,900
25%	\$32,900	\$33,800
20%	\$33,800	\$34,700
15%	\$34,700	\$35,600
10%	\$35,600	\$36,500
5%	\$36,500	\$37,400
0%	<b>\$37,400 and over</b>	

**Statement of Need:** For the purposes of this exemption "income" is inclusive of all income the household makes in the year with very few exclusions. Retirement pensions and social security fully count as income. Income limits for this exemption was based on income limits last adopted by Oswego County in 1999. If you adjust the original sliding scale maximum of \$24,425 for inflation it would be \$44,680 today.

**Fiscal Impact:** **Value of Exemption**  
The value of the Disability exemption on the 2021 Assessment Rolls was \$3,977,275 which represents 0.04% of the County's total assessed value. If the higher limit were in place the total value for those same households would have been \$5,161,379 which represents 0.06% of the County's total assessed value.

**Effect on Tax Rate**

The 2022 generic tax rate was \$6.95 per thousand of assessed value. If the higher income ceiling were in effect the 2022 generic tax rate would have been the same.

**Recommendation:** Approve

**Attachments:** Exemption Reference charts for 459-c exemptions.

## Disability & Limited Income Exemption

RPTL § 459-c | 4193\_

- Opt-in exemption for towns/schools
  - Oswego County initial opt-in: Local Law 3 of 2001 (no expiration)
- Applies to **primary residence** only
- At least one **owner** must be disabled and have limited income due to the disability.
- Income based exemption.
  - Uses combined income for all owners taken from last filed tax return.
  - Local option to allow for a sliding scale partial benefit if income is too high.

### Exemption Amount (County Tax)

- Sliding Scale exemption based on income. Like Senior, all sources of income are included.
- Max. benefit: 50%
- Min. partial benefit: 5%

### Filing Requirement

- Form RP-459-c
- Income verification (tax return or income forms)
- Proof of disability such as:
  - An award letter from the Social Security Administration or the Railroad Retirement Board, or
  - a certificate from the state commission for the blind, or
  - an award letter from the United States Postal Service, or
  - an award letter from the United States department of veterans affairs

### 459-C Local Options

Municipalities and Schools may opt in to any of the following local options defined in RPTL § 467:

- A Allows for unreimbursed medical expenses to be excluded as income for purposes of the exemption.
- B Allows for exemption to apply for school purposes even if a school-age child attends public school and lives in the household (otherwise exemption is disallowed if a school-age child lives with the senior).
- C Allows exemption for owner-occupied cooperative apartments.

### Income Ceiling

The maximum income ceiling (M) to receive full benefit (50%) is \$3,000. Each taxing jurisdiction may choose a higher income ceiling between \$3,000 and \$29,000. This income ceiling was last updated by the NYS legislature in 2009.



### Sliding Scale

When opting into this exemption a taxing jurisdiction first selects a maximum income ceiling (M) and then further opts whether to allow for a "sliding scale" where the income ceiling may be increased while the percentage benefit proportionally decreases (down to 20%) and may be further extended down to 10% or 5%. The breakpoints are defined in RPTL § 467 and are currently:

			Exemption Amount
	Income less than	M	50%
More than M	but less than	M + 1,000	45%
More than M + 1,000	but less than	M + 2,000	40%
More than M + 2,000	but less than	M + 3,000	35%
More than M + 3,000	but less than	M + 3,900	30%
More than M + 3,900	but less than	M + 4,800	25%
More than M + 4,800	but less than	M + 5,700	20%
More than M + 5,700	but less than	M + 6,600	15%
More than M + 6,600	but less than	M + 7,500	10%
More than M + 7,500	but less than	M + 8,400	5%
More than M + 8,400			0%

# EXEMPTION QUICK REFERENCE GUIDE

For Oswego County Purposes

## Income Limits – Disability Exemption

RPTL § 459-C | 4193\_

Updated: 2/7/2022

			Income Ceiling for 50%	Maximum Income for Exemption Below	Sliding Scale Goes To	Last Resolution or Local Law	Local Options
<b>COUNTY</b>	35	OSWEGO	\$16,025	\$24,425	5%	LL 3 of 2001	
<b>TOWNS</b>	350400	FULTON	\$18,500	\$26,900	5%	LL 6 of 1999	
	351200	OSWEGO (C)	-	-	-		
	352000	ALBION	-	-	-		
	352200	AMBOY	-	-	-		
	352400	BOYLSTON	-	-	-		
	352689	CONSTANTIA	-	-	-		
	352800	GRANBY	-	-	-		
	353089	HANNIBAL	\$16,025	\$24,425	5%		
	353289	HASTINGS	-	-	-		
	353489	MEXICO	-	-	-		
	353600	MINETTO	-	-	-		
	353800	NEW HAVEN	-	-	-		
	354000	ORWELL	-	-	-		
	354200	OSWEGO (T)	\$16,025	\$24,425	5%	LL 1 of 2001	
	354400	PALERMO	-	-	-		
	354689	PARISH	-	-	-		
	354800	REDFIELD	-	-	-		
	355089	RICHLAND	-	-	-		
	355289	SANDY CREEK	-	-	-		
	355489	SCHROEPPPEL	-	-	-		
	355600	SCRIBA	\$16,025	\$24,425	5%		
	355800	VOLNEY	\$16,025	\$24,425	5%		
	356000	WEST MONROE	-	-	-		
	356200	WILLIAMSTOWN	-	-	-		
<b>VILLAGES</b>	352601	CLEVELAND	-	-	-		
	353001	HANNIBAL	-	-	-		
	353201	CENTRAL SQ	\$16,025	\$24,425	5%		
	353401	MEXICO	-	-	-		
	354601	PARISH	-	-	-		
	355001	PULASKI	-	-	-		
	355201	LACONA	-	-	-		
	355203	SANDY CREEK	-	-	-		
	355401	PHOENIX	-	-	-		
<b>SCHOOLS</b>	052401	CATO MERIDIAN	\$19,300	\$25,000	5%		
	222001	SOUTH JEFFERSON	-	-	-		
	303001	CAMDEN	-	-	-		
	350400	FULTON CITY	-	-	-		
	351200	OSWEGO CITY	-	-	-		
	352002	APW	-	-	-		
	353001	HANNIBAL	-	-	-		
	353201	CENTRAL SQUARE	-	-	-		
	353401	MEXICO CENTRAL	-	-	-		
	355001	PULASKI	-	-	-		
	355201	SANDY CREEK	-	-	-		
	355401	PHOENIX	-	-	-		

COUNTY OF OSWEGO LOCAL LAW  
NUMBER \_\_\_\_ of 2022 GRANTING A PARTIAL TAX EXEMPTION  
FOR QUALIFYING PERSONS WITH DISABILITIES  
UNDER REAL PROPERTY TAX LAW §459-C

BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF OSWEGO AS FOLLOWS:

1. Purpose and Intent.

The County Legislature has, heretofore, adopted Local Law Number 3 of 2001 to provide a partial tax exemption for qualifying persons with disabilities in accordance with Real Property Tax Law §459-C. The intent of this local law is to SUPERCEDE Local Law Number 3 of 2001 and to raise the maximum income levels to reflect changes in income, cost of living increases and expenses since 2001 and to have the partial exemption granted hereunder mirror the partial tax exemption allowed by the County of Oswego under Real Property Tax Law §467 for qualifying persons 65 and older. This local law increases the income sliding scale for the partial exemption to be granted hereunder consistent with Real Property Tax Law §459-C.

2. **Application and Partial Exemption Granted; Local Law 3 of 2001 Superseded**

The provisions of Local Law Number 3 of 2001 be and are hereby SUPERCEDED in its entirety by this local law. The provisions of Real Property Tax Law Section 459-C relative to partial tax exemption to persons with disabilities who have limited incomes, shall apply to County Real Property Taxes levied by the County of Oswego.

3. Qualifying Income for the Partial Exemption under RPTL 459-C.

This local law hereby grants a partial exemption under RPTL §459-C, per the following sliding scale:

Exemption Percentage	Income Range	
	Low	High
50%	0	29,000.00
45%	29,000.01	29,999.99
40%	30,000.00	30,999.99
35%	31,000.00	31,999.99
30%	32,000.00	32,899.99
25%	32,900.00	33,799.99
20%	33,800.00	34,699.99
15%	34,700.00	35,599.99
10%	35,600.00	36,499.99
5%	36,500.00	37,399.99
0%	\$37,400 and over	



4. Said partial exemption will be given only to those persons who are “disabled” as defined in RPTL §459-C and whom have qualifying income.
5. This Local Law shall be applied to assessment rolls prepared on the basis of a taxable status date of March 1, 2023 and thereafter.
6. This Local Law shall take effect upon filing with the Secretary of State.

**RESOLUTION NO. 051**

**RESOLUTION AUTHORIZING BUDGETARY MODIFICATION E911 – Microwave Upgrade**

By Legislator Marc Greco:

Upon recommendation of the Public Safety Committee of this body, with the approval of the Finance and Personnel Committee; be it

RESOLVED, that the County Treasurer be, and he hereby is, authorized to transfer the funds from and to the accounts as shown on the attached budget modification request; and be it further

RESOLVED, that a certified copy of this resolution delivered to the County Treasurer shall be his authority to affect such transfer and make such adjustments.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

**Authorized Budget Modification**

**A159900  
A3020 526000**

**Res. 051 of 2022**

**(\$185,000.00)  
\$185,000.00**



Kevin B. Pooley  
Director

OSWEGO COUNTY  
E-9-1-1 EMERGENCY COMMUNICATIONS DEPARTMENT

PUBLIC SAFETY CENTER

39 CHURCHILL ROAD

315-349-8215  
Fax 315-349-8500

OSWEGO, NY 13126

## Informational Memo

Jefferson County/Oswego County Microwave upgrade  
2/16/22

At the February Legislature meeting, the Legislature approved a memorandum of agreement between Jefferson and Oswego County for the purchase of a microwave link between Oswego County's Sandy Creek tower site and Oswego County's Mexico tower site. The proposal for this project is \$185,000. The MOA stated that Oswego County would purchase the equipment and that Jefferson County would reimburse Oswego County using grant funds. In order to proceed with this, the E911 budget needs to be increased to cover the additional amount.

The 911 Director is requesting to move \$185,000 from fund balance to the E911 Other Equipment budget line (A3020.526000) to fund this project. The entire amount will be reimbursed by Jefferson County at which time the reimbursed amount will be put back into fund balance creating a zero cost project for Oswego County.



From

[illegible]

**COMMITTEE SIGNATURES** **DATE**

COMMITTEE SIGNATURES	DATE
William Evans	2/28/22
Clare Green	2/28/22
Gavriel Manzano	2/28/22
Richard P. Levine	02/28/2022
<del>Richard P. Levine</del>	2/28/22
Robert Allen	2/28/22
Herbert Gardner	2/28/22

COUNTY TREASURER

DATE \_\_\_\_\_

~~HUMAN RESOURCES~~ DIRECTOR

DATE \_\_\_\_\_

COUNTY ADMINISTRATOR

DATE \_\_\_\_\_

DEPARTMENT HEAD

DATE \_\_\_\_\_

**RESOLUTION NO. 052**

**RESOLUTION AUTHORIZING BUDGET MODIFICATION DEPARTMENT OF  
SOCIAL SERVICES TO TRANSFER FUNDS TO SNAP/EMPLOYMENT AND  
TRAINING**

By Legislator Roy Reehil:

Upon recommendation of the Human Services Committee of this body, with the approval of the Finance and Personnel Committee, be it

RESOLVED, that the County Treasurer be, and he hereby is, authorized to transfer the funds from and to the accounts as shown on the attached budget modification request, and be it further

RESOLVED, that a certified copy of this resolution delivered to the County Treasurer shall be his authority to affect such transfer and make such adjustments.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**

LEGISLATURE  
COUNTY  
OSWEGO

Authorized Budget Modification

A6010 446110 FSE&T  
A6010 545500 FSE&T

Res. 052 of 2022

(\$5,000.00)  
\$5,000.00



**COUNTY OF OSWEGO**  
**Department of Social Services**

*Stacy Alvord, MSW*  
*Commissioner*

P.O. Box 1320 • Mexico, New York 13114  
phone 315.963.5435 • fax 315.963.5477

**INFORMATIONAL MEMORANDUM**

**TO:** Oswego County Legislature  
Phil Church, County Administrator

**FROM:** Stacy Alvord, MSW, Commissioner

**DATE:** February 11, 2022

**SUBJECT:** SNAP/Employment and Training Budget Modification

**SUMMARY:** The 2022 DSS Budget for SNAP/FSET must be increased due to the increase in costs associated with the 2022 CSEA contract pay raise. This expense line covers Employment and Training staff wages and fringe who are working with SNAP recipients. The increase in cost will be offset with Federal revenue. The attached Budget Modification reflects this request.



There is no local share attached to this request.

**RECOMMENDED  
ACTION:**

The Department of Social Services recommends that the Human Services Committee, Finance & Personnel Committee, and the Legislature approve this budget modification.



2022 Budget  
1/14/2022

COMMITTEE SIGNATURES	DATE
	2/28/22
	2-28-22
Robert J. Gaudin	2-28-22

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

**RESOLUTION NO. 053**

**RESOLUTION AUTHORIZING BUDGET MODIFICATION DEPARTMENT OF  
SOCIAL SERVICES TO ACCEPT CODE BLUE NEW YORK STATE AID**

By Legislator Roy Reehil:

Upon recommendation of the Human Services Committee of this body, with the approval of the Finance and Personnel Committee, be it

RESOLVED, that the County Treasurer be, and he hereby is, authorized to transfer the funds from and to the accounts as shown on the attached budget modification request, and be it further

RESOLVED, that a certified copy of this resolution delivered to the County Treasurer shall be his authority to affect such transfer and make such adjustments.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21      NO: 0      ABSENT: 4      ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

**Authorized Budget Modification**

**Res. 053 of 2022**

**A6010 545500 CODBL  
A6010 436890 CODBL**

**\$138,777.00  
(\$138,777.00)**



**COUNTY OF OSWEGO**  
**Department of Social Services**

*Stacy Alvord, MSW*  
*Commissioner*

P.O. Box 1320 • Mexico, New York 13114  
phone 315.963.5435 • fax 315.963.5477

**INFORMATIONAL MEMORANDUM**

**TO:** Human Services Committee, Oswego County Legislature

**FROM:** Stacy Alvord, MSW, Commissioner

**DATE:** February 11, 2022

**SUBJECT:** Request for approval to accept \$138,777 in NYS Aid/Code Blue

**SUMMARY:** Oswego County DSS has been allocated \$138,777 in Code Blue State Aid. Code Blue monies are used to fund the contract with Victory Transformation for their Warming Center and assist with housing individuals during the cold weather months (when temperatures drop below 32 degrees) as required by New York State.



There is no local share associated with the acceptance of these funds.

**RECOMMENDED**

**ACTION:** The Department of Social Services recommends that the Human Services Committee and the Oswego County Legislature accept these Code Blue funds.



**2022 Budget**  
**2/8/2022**

COMMITTEE SIGNATURES	DATE
	11/28/22
	11/28/22
Robert Gagliardi	11/28/22

DEPARTMENT HEAD

**RESOLUTION NO. 054**

**RESOLUTION AUTHORIZING BUDGET MODIFICATION DEPARTMENT OF  
SOCIAL SERVICES TO TRANSFER FUNDS TO LEGAL FEES**

By Legislator Roy Reehil:

Upon recommendation of the Human Services Committee of this body, with the approval of the Finance and Personnel Committee, be it

RESOLVED, that the County Treasurer be, and he hereby is, authorized to transfer the funds from and to the accounts as shown on the attached budget modification request, and be it further

RESOLVED, that a certified copy of this resolution delivered to the County Treasurer shall be his authority to affect such transfer and make such adjustments.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

Authorized Budget Modification

Res. 054 of 2022

A6010 511000

(\$45,000.00)

A6010 543300

\$45,000.00



COUNTY OF OSWEGO  
Department of Social Services

Stacy Alvord, MSW  
Commissioner

P.O. Box 1320 • Mexico, New York 13114  
phone 315.963.5435 • fax 315.963.5477

**INFORMATIONAL MEMORANDUM**

**TO:** Human Services Committee, Oswego County Legislature

**FROM:** Stacy Alvord, MSW, Commissioner

**DATE:** February 14, 2022

**SUBJECT:** Request for approval to transfer \$45,000 to Legal Fees

**SUMMARY:** DSS is actively recruiting for two DSS Attorney vacancies but has been unsuccessful to date in filling these positions. Our legal team is relying on assistance from contract Attorneys on retainer to cover trials, required court appearances, and other needs of the department.

DSS requests approval to transfer \$45,000 from Salaries and Wages, which will be underspent due to unfilled vacancies, to Legal Fees to cover the costs of contract Attorney coverage.

**RECOMMENDED**

**ACTION:** The Department of Social Services recommends that the Human Services Committee and the Oswego County Legislature approve this budget modification.



2022 Budget  
2/14/2022

COMMITTEE SIGNATURES	DATE
	2/28/22
	2/28/22
	2/28/22

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

**RESOLUTION NO. 055**

**RESOLUTION AUTHORIZING ACCEPTANCE FOR RENTAL SUPPLEMENT  
PROGRAM AND CREATION OF ONE TEMPORARY SOCIAL WELFARE  
EXAMINER POSITION IN THE DEPARTMENT OF SOCIAL SERVICES**

By Legislator Roy Reehil:

Upon recommendation of the Human Services Committee of this body, with the approval of the Finance and Personnel Committee, be it

RESOLVED, the Social Services Commissioner has identified the need to create one (1) temporary Social Welfare Examiner to facilitate and determine eligibility for the NYS Rental Supplement Program, and be it

RESOLVED, that one (1) Temporary Social Welfare Examiner position, Grade eight (8) in the CSEA Oswego County Local 838, be created, and be it

RESOLVED, that the salary and fringe for this position will be budgeted and paid for by the NYS Rental Supplement Program allocation for Oswego County, and be it

RESOLVED, that the County Treasurer be, and he hereby is, authorized to transfer the funds from and to the accounts as shown on the attached budget modification request, and be it further

RESOLVED, that a certified copy of this resolution delivered to the County Treasurer, Budget Office and Human Resources Director shall be their authority to make such adjustments.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

**Authorized Budget Modification**

**Res. 055 of 2022**

A6010 545500 RSP	\$377,080.01
A6010 511000 RSP	\$55,727.99
A6010 436100 RSP	(\$64,921.00)
A6010 436890 RSP	(\$367,887.00)



COUNTY OF OSWEGO  
Department of Social Services

Stacy Alvord, MSW  
Commissioner

P.O. Box 1320 • Mexico, New York 13114  
phone 315.963.5435 • fax 315.963.5477

**INFORMATIONAL MEMORANDUM**

**TO:** Human Services Committee, Oswego County Legislature

**FROM:** Stacy Alvord, MSW, Commissioner

**DATE:** February 14, 2022

**SUBJECT:** Request for approval to accept \$432,808 allocation for the Rental Supplement Program (RSP) and create one (1) Temporary Social Welfare Examiner position.

**SUMMARY:** Oswego County DSS has been allocated \$432,808 for the RSP. Households must verify they earn no more than 50% of the area median income at the time of application to be eligible for a rental supplement, and supplements will be issued on a quarterly basis. The RSP and eligibility determinations will be processed and overseen by the Assistance Programs Division of DSS.

15% of the total allocation for the RSP may be used for administration of the program. The Assistance Programs Division seeks to create a Temporary Social Welfare Examiner position, salary and fringe paid for fully by the RSP allocation, to assist in administering the program. Personnel position creation forms and budget modification are attached to this memo.

There is no local share associated with the acceptance of these funds.

**RECOMMENDED**

**ACTION:** The Department of Social Services recommends that the Human Services Committee and the Oswego County Legislature accept the RSP allocation for Oswego County and approve the creation of the Temporary Social Welfare Examiner position to administer this program.



# POSITION REQUEST/DELETE BUDGET FORM

**DEPARTMENT:** DSS

**DIVISION/UNIT (NUMBER):** 6010

## A. NEW POSITION REQUEST

1. Position Title Requested: Temporary Social Welfare Examiner

2. Bargaining Unit: ☒ CO-OP ☐ Highway ☐ Silver Star ☐ Deputies ☐ OCPA ☐ Mgmt.

3. a. Bargaining Unit – Hourly Rate from Grade plan: 19.77 Grade: 8

b. Management or OCPA – Salary Requested: \_\_\_\_\_ Grade: \_\_\_\_\_

4. Percent of Federal and or State Reimbursement: 100% Fringe Reimbursed: ☒ Yes ☐ No

5. Justification of Need (Use additional sheets as necessary):

*DSS seeks the creation of one (1) Temporary Social Welfare Examiner position to oversee eligibility determinations related to the Rental Supplement Program (RSP).*

*With continued turnover in the Assistance Programs division and several division staff still in training, the division is unable to absorb the work associated with the RSP among current staff.*

6. Complete New Position Duties Statement (p. 3 & 4).

## B. RECLASSIFICATION REQUEST

1. Present Title:

2. Position #:

3. Present Salary/Hourly Rate:

Grade:

4. Requested Title:

5. Requested Salary: \_\_\_\_\_

a. Bargaining Unit: \_\_\_\_\_ Hourly Rate: \_\_\_\_\_ Grade: \_\_\_\_\_

b. Management or OCPA – Salary Requested: \_\_\_\_\_ Grade: \_\_\_\_\_

6. Percent of Federal and/or State Reimbursement: \_\_\_\_\_ Fringe Reimbursed: ☐ Yes ☐ No

7. Justification of Need (use additional sheets as necessary):

<b>C. POSITION DELETION</b>		
1. Title to be Deleted:		
2. Position #	3. Salary Savings:	
4. Reason for Deletion:		

**Civil Service Law: Section 22. Certification for positions.** Before any new positions in the service of a civil division shall be created or any existing position in such service shall be reclassified, the proposal therefore, including a statement of the duties of the position, shall be referred to the municipal commission having jurisdiction and such commission shall furnish a certificate stating the appropriate civil service title for the proposed position or the position to be reclassified. Any such new position shall be created or any such position reclassified only with the title approved and certified by the commission.

**OSWEGO COUNTY HUMAN RESOURCES  
DEPARTMENT**

**NEW POSITION DUTIES STATEMENT**

Department head or other authority requesting the creation of a new position, prepare a separate description for each new position to be created except that one description may cover two or more identical positions in the same organizational unit. Forward two typed copies to this office.

**1. DEPARTMENTS/SCHOOL  
DISTRICT/TOWN OR VILLAGE  
DSS**

**DIVISION, UNIT, OR WORK SECTION**

Assistance Programs

**LOCATION OF POSITION**

6010

**2. DESCRIPTION OF DUTIES:** Describe the work in sufficient detail to give a clear word picture of the job. Use a separate Paragraph for each kind of work and describe the more important or time-consuming duties first. In the left column, estimate how the total working time is divided.

**Title requested:** *Temporary Social Welfare Examiner*

**PERCENT OF  
WORK TIME**

80% *Determine eligibility for the Rental Supplement Program. Review and request documents, interview clients, and process eligibility determinations following set criteria.*

10% *Data Entry of eligibility information into required computer systems*

10% *In person and telephone client contact with applicants for the RSP*

**(Attach additional sheets if more space is needed)**



**3. Names and titles of person supervising (general, direct, administrative, etc.).**

NAME	TITLE	TYPE OF SUPERVISION
Katie Meyer	Senior SWE	Direct
Jacquelyn Robinson	Principal SWE	Housing Team Manager

**4. Names and titles of persons supervised by employee in this position.**

NAME	TITLE	TYPE OF SUPERVISION
N/A		

**5. Names and titles of persons doing substantially the same kind and level of work as will be done by the incumbent of this new position.**

NAME	TITLE	LOCATION OF POSITION
Stephanie Haywood	SWE	Housing Unit
Monica Yerdon	SWE	Housing Unit
Samantha Sesso	SWE	Housing Unit

**6. What minimum qualifications do you think should be required for this position?**

Education: ☒ High School 4 years  
☐ College \_\_\_\_\_ years, with specialization in \_\_\_\_\_  
☐ Other \_\_\_\_\_ years, with specialization in \_\_\_\_\_

Experience (list amount and type): *2 years of related experience*

Essential knowledge, skills and abilities: *Experience in determining eligibility for a government or insurance program.*

Type of license or certificate required: N/A

**7. The above statements are accurate and complete.**

Date:

Title:

Signature:

**CERTIFICATE OF OSWEGO COUNTY PERSONNEL OFFICER**

**8. In accordance with the provisions of Civil Service Law (Section 22), the Oswego County Personnel Officer certifies that the appropriate civil service title for the position described is:**

POSITION CLASS TITLE:

JURISDICTIONAL CLASS:

Date:

Signature:

2022 Budget  
2/14/2022

COMMITTEE SIGNATURES	DATE
	2/28/22
	2-28-22
	2-28-22

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

**RESOLUTION NO. 056**

**RESOLUTION AUTHORIZING BUDGET MODIFICATION DEPARTMENT OF  
SOCIAL SERVICES TO ACCEPT NEW YORK STATE SYSTEMS CHANGE AND  
INCLUSIVE OPPORTUNITIES NETWORK (SCION) AWARD**

By Legislator Roy Reehil:

Upon recommendation of the Human Services Committee of this body, with the approval of the Finance and Personnel Committee, be it

RESOLVED, that the County Treasurer be, and he hereby is, authorized to transfer the funds from and to the accounts as shown on the attached budget modification request, and be it further

RESOLVED, that a certified copy of this resolution delivered to the County Treasurer shall be his authority to affect such transfer and make such adjustments.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

**Authorized Budget Modification**

**Res. 056 of 2022**

CD6292 447910	(\$78,033.31)
CD6292 526000	\$7,500.00
CD6292 544400	\$2,000.00
CD6292 544500	\$5,000.00
CD6292 545500	\$22,533.31
CD6292 549000	\$10,000.00
CD6292 549100	\$15,000.00
CD6292 549500	\$16,000.00





COUNTY OF OSWEGO  
Department of Social Services

Stacy Alvord, MSW  
Commissioner

P.O. Box 1320 • Mexico, New York 13114  
phone 315.963.5435 • fax 315.963.5477

**INFORMATIONAL MEMORANDUM**

**TO:** Human Services Committee, Oswego County Legislature

**FROM:** Stacy Alvord, MSW, Commissioner

**DATE:** February 15, 2022

**SUBJECT:** New York Systems Change and Inclusive Opportunities Network (NY SCION) Award

**SUMMARY:** The NY SCION is intended to improve participation of individuals with disabilities, including individuals with intellectual and development disabilities, in workforce systems and improve their employment outcomes via a sustainable, job-driven, inclusive model that involves businesses and workforce demand. Funding for this initiative was awarded to cover the period January 1, 2022, through December 31, 2022.

This funding will enable Employment and Training to improve employment outcomes for individuals with disabilities, expand available career services provided by Oswego County Workforce NY and the Disability Resource Coordinator (DRC) to job seekers with disabilities, support and expand partnerships and service coordination across workforce and disability systems and support business outreach. Funding will also be used to enhance the DRC's knowledge of services and partnership collaboration through staff trainings, to increase the ability to purchase and operate assistive technology, and to offset administrative and operational costs.

The Department respectfully requests acceptance of this funding. The attached budget modification reflects this request. These are 100% federal funds. There is no local share attached to the acceptance of these funds.

**RECOMMENDED**

**ACTION:** The Department of Social Services recommends that the Human Services Committee and the Oswego County Legislature approve this budget modification.

COUNTY OF OSWEGO  
BUDGET MODIFICATION REQUEST

22-8-L

2022 Budget  
2/15/2022

From To

From		To		ACCOUNT NUMBER		DESCRIPTION	DOLLAR AMOUNT
ORG.	OBJECT	PROJ.	ORG.	OBJECT	PROJ.		
CD6292	447910					Federal Aid WIOA	\$ (78,033.31)
			CD6292	526000		Other Equipment	\$ 7,500.00
			CD6292	544400		Mileage Reimbursement	\$ 2,000.00
			CD6292	544500		Other Travel	\$ 5,000.00
			CD6292	545500		Other Supplies and Expense	22,533.31
			CD6292	549000		Support Costs	10,000.00
			CD6292	549100		On the Job Training	15,000.00
			CD6292	549500		ITA Tuition Payments	16,000.00
						To accept new funding NY-SCION grant	
TOTAL AMOUNT							\$0.00

COMMITTEE SIGNATURES DATE

*[Signature]* 2/28/22  
*[Signature]* 2-28-22  
*[Signature]* 2-28-22

COUNTY TREASURER

DATE

HUMAN RESOURCES DIRECTOR

DATE

COUNTY ADMINISTRATOR

DATE

DEPARTMENT HEAD

DATE

**RESOLUTION NO. 057**

**RESOLUTION APPOINTING MEMBERS TO THE OSWEGO COUNTY CHILD  
PROTECTION ADVISORY COUNCIL**

By Legislator Roy Reehil:

WHEREAS, Oswego County Child Protection Advisory Council was established to promote the best interests of vulnerable children in our community

WHEREAS, the membership is to include representation from child & family service organizations, school districts, the legal profession, and the community at large

NOW, on recommendation of the Human Services Committee of this body, be it

RESOLVED, that the following individuals be, and hereby are appointed to the Oswego County Child Protection Advisory Council for terms to expire on March 31, 2025:

OSWEGO COUNTY LEGISLATURE

Geri Geitner, Chair  
Elizabeth McLean, Vice Chair  
Mary Margaret Pekow  
Diane Cooper-Currier  
Brian Coleman  
Patrick Dewine  
Dr. Dennis Mullaney  
James Brooker  
Tory DeCaire  
Karla Barnes  
Christy Parker

Nicole Nicholson  
Annmarie Muller  
Amy Leotta  
Maggie Olon  
Roseann Bayne  
Tammy Thompson  
Tanya VanOrnum  
Lorie Burger  
Eric Bresee  
Heather DelConte  
Mary Chirello

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**



**RESOLUTION NO. 058**

**RESOLUTION APPOINTING MEMBERS TO THE OSWEGO COUNTY  
SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS**

By Legislator Tim Stahl:

WHEREAS, Pursuant to Article 2 of the Soil and Water Conservation District Law and upon recommendation of the Economic Development and Planning Committee of this body, be it.

RESOLVED, that the following named person be, and hereby is, appointed as member of the Board of Directors of the Oswego County Soil and Water Conservation District for a term to expire as follows:

Linda Lockwood – Term to expire December 31, 2022

Mary Ellen Chesbro-Term to expire December 31, 2022

Thomas Bonoffski – Term to expire December 31, 2024

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 19    NO: 0    ABSENT: 4    ABSTAIN: 2**

**Oswego County Soil and Water Conservation District Board of Directors  
January 21, 2022**

**Bio for Linda Lockwood, Legislator**

Linda Lockwood has been involved in politics for approximately 20 years and is currently an Oswego County Legislator for District 11 as well as the vice chairperson of the Legislature. Legislator Lockwood has been an active member on the Oswego County Soil and Water Conservation District Board of Directors since 2008 and is currently serving as the vice chairperson.

**Bio for Mary Ellen Chesbro, Legislator**

Mary Ellen Chesbro is an Oswego County Legislator for District 10 and has been an active member on the Oswego County Soil and Water Conservation District Board of Directors since 2020. Legislator Chesbro is also very involved in the agriculture community and operates a hay and beef farm with her husband Earl.

**Bio for Thomas Bonoffski, Farm Bureau Member**

Thomas Bonoffski grew up on a dairy farm in Volney, NY and was a member of the Carpenter's Union for 17 years. He started a dairy farm with his wife and children in the fall of 1991 and moved to his current location in Richland in 1997. Mr. Bonoffski started managing the cranberry farm in Williamstown, which is owned by Bieler Enterprises, in April of 2004 and currently holds that position in addition to operating his own farm. A barn fire in August of 2004 put the family out of dairy farming, but Tom started the operation back up in partnership with his son in January of 2008. This continued until the dairy cows were sold in September of 2015 due to low milk prices. Currently Mr. Bonoffski raises hay and a few beef cows that are organically certified. In addition to a farming background, Thomas has served on the Farmland Protection Board for a number of years, has been a long-time member of Oswego County Farm Bureau and currently serves on its board of directors. Mr. Bonoffski has been an active member on the Oswego County Soil and Water Conservation District board since 2019.

**Oswego County Soil and Water Conservation District Board of Directors**  
**Request for reappointment**  
**February 14, 2022**

Linda Lockwood  
Position: Legislator  
Term: 1 year  
Term Expires: 12/31/2022

Mary Ellen Chesbro  
Position: Legislator  
Term: 1 year  
Term Expires: 12/31/2022

Thomas Bonoffski  
Position: Farm Bureau Member  
Term: 3 years  
Term Expires: 12/31/2024



**RESOLUTION NO. 059**

**RESOLUTION FIXING TIME AND PLACE FOR PUBLIC HEARING  
RELATIVE TO THE REQUESTS OF LANDOWNER INCLUSION  
WITHIN THE EXISTING CERTIFIED AGRICULTURAL DISTRICT  
PURSUANT TO THE NYS AGRICULTURAL AND MARKETS LAW (AML),  
SECTION 303-b, AS AMENDED**

By Legislator Tim Stahl:

WHEREAS, this Legislature previously established an annual opportunity for qualified landowners to apply for inclusion in the Oswego County Agricultural District; and

WHEREAS, applications have been received during the established January 1st to January 31st “window of opportunity” and will be reviewed by the Oswego County Farmland Protection Board for recommendation to this Legislature.

NOW, upon recommendation of the Economic Development and Planning Committee of this body; be it

RESOLVED, that the Oswego County Legislature will hold a Public Hearing on the requests of landowner inclusion within the existing certified agricultural district, pursuant to the NYS Agriculture and Markets Law (AML), Section 303-b, as amended, on the 14th day of April at 7:00 p.m. at the Oswego County Office Building, 46 East Bridge Street, Oswego, NY 13126; and be it further

RESOLVED, that the Clerk of the County Legislature shall cause notice of such Public Hearing to be published in the Official Newspapers of the County and post same as required by law.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**



**OSWEGO COUNTY DEPARTMENT OF COMMUNITY  
DEVELOPMENT, TOURISM AND PLANNING**

**David R. Turner**  
*Director*

COUNTY BUILDING  
46 EAST BRIDGE STREET  
OSWEGO, NEW YORK 13126

TELEPHONE (315) 349-8292  
FAX (315)349-8279

**Janet W. Clerkin**  
*Office of Promotion  
And Tourism*

**Donna B. Scanlon**  
*Office of Community  
Development Programs*

**Dona Lee Falciatano**  
*Office of Housing Assistance*

**SUBJECT:** Contract Amendment to the Oswego County Contract for the Provision of Public Transit Services

**PURPOSE:** To authorize Oswego County to reimburse OCO, public transportation provider at a higher rate to address the increase in the cost of fuel and to address the cost of increase to bus driver salaries in order to be competitive and to attract new drivers and retain existing drivers.

**SUMMARY:** A Resolution authorizing the Chairman to enter into a contract for the provision of public transit services was approved on June 10, 2021. The RFP was named #21-CD-003 Public Transportation Services was dated March 18, 2021, and responses were due April 30, 2021. OCO was the only one the sole responder to this RFP.

OCO received the contract and between March 2021 and September 2021, when the contract was presented to OCO for signing; it was noted that fuel prices were on the rise and there was a need to pay bus drivers a more competitive wage. The current wage represented in the contract is \$18.00 an hour. The competitive pay rate is \$21.00 an hour. This is the rate of pay for an entry level CENTRO bus driver. The cost of fuel in the RFP response and contract is \$2.21/gallon. The current fuel rate is \$2.92/gallon is the current cost.

**FISCAL IMPACT:** None to the County

**RECOMMENDED ACTION:** Approval of this amendment is based on the need to keep up with the cost of fuel and to assist in bus driver retention by providing a competitive wage.

**RESOLUTION NO. 060**

**RESOLUTION SETTING A PUBLIC HEARING REGARDING PROPOSED  
LOCAL LAW NUMBER 3 OF 2022 A LOCAL LAW AUTHORIZING THE  
PROVISION OF MASS TRANSPORTATION AND THE ESTABLISHMENT OF  
MASS TRANSPORTATION FACILITIES WITHIN THE COUNTY OF OSWEGO**

By Legislator Tim Stahl:

WHEREAS, a local law under General Municipal Law §119-r is required to provide mass transportation services and facilities, and to contract for same; and

WHEREAS, a local law is both necessary and desirable,

NOW, THEREFORE, upon the recommendation of the Economic Development & Planning Committee of this body, it is hereby

RESOLVED, that the Oswego County Legislature shall hold a Public Hearing regarding Proposed Local Law Number 3 of 2022, entitled A LOCAL LAW AUTHORIZING THE PROVISION OF MASS TRANSPORTATION AND THE ESTABLISHMENT OF MASS TRANSPORTATION FACILITIES WITHIN THE COUNTY OF OSWEGO on the 14th day of April, 2022, at 7:00 o'clock, in the afternoon of said day at the Oswego County Legislative Chambers, Legislative Office Building, 46 E. Bridge Street, Oswego, NY 13126 copies of said Local Law are available for public inspection at the Office of the Clerk of the Legislature, and be it further

RESOLVED, that the Clerk of the Oswego County Legislature cause notice of such Public Hearing to be published in the Official Newspapers of the County and post the same as required by law.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**



**COUNTY OF OSWEGO**  
**LOCAL LAW NUMBER \_\_\_ OF 2022**  
**A LOCAL LAW AUTHORIZING THE PROVISION OF MASS TRANSPORTATION**  
**AND THE ESTABLISHMENT OF MASS TRANSPORTATION FACILITIES WITHIN**  
**THE COUNTY OF OSWEGO**

**BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF OSWEGO AS FOLLOWS:**

**Article 1. Title**

This Local Law shall be known as “A LOCAL LAW AUTHORIZING THE PROVISION OF MASS TRANSPORTATION AND THE ESTABLISHMENT OF MASS TRANSPORTATION FACILITIES WITHIN THE COUNTY OF OSWEGO.”

**Article 2. Statutory Authority**

This Local Law is enacted pursuant to the express authority provided to the County of Oswego under GENERAL MUNICIPAL LAW §119-r and its general home rule powers under MUNICIPAL HOME RULE LAW §10(l)(I).

**Article 3. Definitions**

As used in this Local Law, the following terms as defined by GENERAL MUNICIPAL LAW §119-q, shall mean and include as follows:

a. “*Municipal corporation*” shall mean a town, village, county not wholly contained within a city, special transportation district, public benefit corporation or other public corporation, or two or more of the foregoing acting jointly.

b. “*Mass transportation capital project*” shall mean the acquisition, construction, reconstruction or improvement of any rapid transit, railroad, railroad freight capital facility, omnibus, marine transportation or other mass transportation capital facility and any capital equipment used in connection therewith.

c. “*Airport or aviation capital project*” shall mean the acquisition, construction, reconstruction or improvement of an airport or aviation capital facility and any capital equipment used in connection therewith.

d. “*Federal mass transportation operating assistance*” shall mean any federal financial assistance granted for the specific purpose of paying the operating expenses of any public transportation system, as such term is defined in section eighteen-a of the TRANSPORTATION LAW, or any rail freight system, in providing transportation services.

#### **Article 4. Purpose and Intent**

The purpose and intent of this Local Law is to allow the County of Oswego, as a municipal corporation, to provide mass transportation services to the public within the County of Oswego, to authorize and establish a mass transportation system within the County of Oswego, to enter into contracts as provided for by law regarding mass transportation services and to do any other activities authorized under GENERAL MUNICIPAL LAW §119-r, as amended, effective April 1, 2022 (L.2016, c. 54, pt. PP, § 3.) The County Legislature of the County of Oswego hereby finds and determines there is a need for the provision of mass transportation services within the County of Oswego and by enacting this local law the county intends to provide and/or contract for same.

#### **Article 5. Legislative Powers Invoked as to Mass Transportation Services and Facilities**

Upon the adoption of this Local Law, to assure the provision of mass transportation services to, and mass transportation facilities for, the public within the County of Oswego at adequate levels and at reasonable cost, the following powers are hereby conferred upon and authorized by the County of Oswego, a municipal corporation by and of the State of New York:

1.
  - a. The acquisition, construction, reconstruction, improvement, equipment, maintenance or operation of one or more mass transportation projects. The County of Oswego shall have power to occupy or use any of the streets, roads, highways, avenues, parks or public places of such municipal corporation therefor and to agree upon and contract for the terms and conditions thereof.
  - b. The making of a contract or contracts for the acquisition by purchase of all or any part of the property, plant and equipment of an existing mass transportation facility actually used and useful for the convenience of the public.
  - c. The making of a contract or contracts with any person, firm or corporation, including a public authority, for the equipment, maintenance or operation of a mass transportation facility owned, acquired, constructed, reconstructed or improved by it.
  - d. The making of a contract or contracts for a fair and reasonable consideration for mass transportation services to be rendered to the public by a privately-owned or operated mass transportation facility. Such power shall include, but not be limited to, the power to appropriate funds for payment of such consideration, and to provide that all or part of such consideration shall be in the form of capital equipment to be furnished to and used and maintained by such privately-owned or operated mass transportation facility.
  - e. The making of unconditional grants of money or property to a public authority providing mass transportation services to all or part of such municipal corporation in order to assist such public authority in meeting its capital or operating expenses, provided such money does not consist of borrowed funds and such property has not been acquired by the use of borrowed funds. Such purpose is hereby declared to be county, city, town or village purposes, respectively. The provisions of this paragraph are intended as enabling legislation only and shall not be interpreted as implying that absent their enactment a



municipal corporation would lack the power to authorize any such grant; but they shall not be interpreted as an authorization to public authorities generally to accept such grants. The acceptance of any such grant by a public authority shall not operate to make such authority an agency of the municipal corporation making the grant.

2. The acquisition, construction, reconstruction, or improvement of any mass transportation capital project by a county, city, town or village pursuant to this section shall not be subject to the jurisdiction of the Commissioner of Transportation except as provided in sections sixty-eight, sixty-nine, sixty-nine-a, sixty-nine-b, sixty-nine-c, and sixty-nine-d of the TRANSPORTATION CORPORATIONS LAW.
3. The powers granted by this Local Law shall be in addition to and not in substitution for any other power to acquire, construct, reconstruct, improve, equip, maintain or operate any mass transportation capital project.
4. The powers conferred by this Local Law shall also expressly include the powers of the County of Oswego to act under GENERAL MUNICIPAL LAW §119-s, entitled *“Participation in federal and state assistance programs for mass transportation and airport and aviation projects”* regarding the power of the County of Oswego, either individually or jointly with one or more other municipal corporations, to apply for, accept, and expend financial assistance for one or more mass transportation capital projects or for one or more airport or aviation capital projects and as otherwise provided for in said statute.

#### **Article 6. Applicability**

This Local Law shall apply to all actions occurring on or after the effective date of this local law.

#### **Article 7. Severability**

If any clause, sentence, paragraph, subdivision, section or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

#### **Article 8. SEQRA Determination**

The County Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to



Section 617.5(c)(33) of Title 6 of the New York Code of Rules and Regulations (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK STATE ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Clerk of the Legislature is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance as may be necessary in accordance with this Local Law.

**Article 9.      Effective Date**

This local law shall take effect immediately upon filing in the Office of the Secretary of State.

**RESOLUTION NO. 061**

**RESOLUTION FIXING TIME AND PLACE FOR PUBLIC HEARING RELATIVE  
TO AN APPLICATION TO NYS OFFICE OF HOMES & COMMUNITY  
RENEWAL FOR ASSISTANCE THROUGH THE NEW YORK STATE CDBG  
PROGRAM WITH FUNDING MADE AVAILABLE THROUGH THE CARES ACT  
WHICH WILL ASSIST OSWEGO COUNTY FARMS IN PROVIDING SAFE  
LIVING CONDITIONS FOR HOUSING CRITICAL WORKFORCE EMPLOYEES  
AND TO REVIEW AND UPDATE THE USE OF NYSCDBG FUNDING OSWEGO  
COUNTY CDBG PROGRAM INCOME HOUSING ACTION PLAN**

By Legislator Tim Stahl:

WHEREAS, the County of Oswego desires to apply for NYS CDBG-CV-21 Program grant funds for Farmer's housing H-2A workers on their property and

WHEREAS, the County of Oswego would work with local farmers (property owner) to replace existing substandard housing with a replacement unit for H-2A workers for a total of \$2,000,000 and

WHEREAS, the County of Oswego desires to update the use of the Existing NYS CDBG Program Housing Income Action Plan, to provide funding to a variety of small emergency housing repairs for low/moderate income eligible households referred by a government enforcement agency and to provide a loan/grant to the Oswego Housing Development Council (OHDC) to replace the roof on a six-unit affordable housing complex in Redfield and

WHEREAS, the Oswego County NYS CDBG Program Housing Income Action plan will be in compliance with all necessary rules and regulations by establishing an action plan for the \$100,000 of repayment funds,

WHEREAS, a public hearing is required in connection therewith, now Upon the recommendation of the Economic Development & Planning Committee of this body, be it

RESOLVED, that the Oswego County Legislature shall hold a Public Hearing on the proposed APPLICATION TO THE NYS OFFICE OF HOMES & COMMUNITY RENEWAL FOR FUNDING THROUGH NYS (CDBG) COVID CARES FARMWORKER SAFETY HOUSING GRANT and the update of the CDBG PROGRAM HOUSING ACTION PLAN on April 14, 2021 at 7:00 pm, in the evening of said day at the Oswego County Legislative Chambers, County Office Building, 46 East Bridge St. Oswego, NY 13126 and be it further

RESOLVED, that copies of the application and the Oswego County CDBG Program Housing Income Action plan will be on the county's website for review; and it is further

RESOLVED, that the Clerk of the Oswego County Legislature cause notice of such Public Hearing to be published in the Official Newspapers of the County and post the same as required by law.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**





**David R. Turner**  
*Director*

**OSWEGO COUNTY DEPARTMENT OF COMMUNITY  
DEVELOPMENT, TOURISM AND PLANNING**

COUNTY BUILDING  
46 EAST BRIDGE STREET  
OSWEGO, NEW YORK 13126

TELEPHONE (315) 349-8292  
FAX (315) 349-8279

**Janet W. Clerkin**  
*Office of Promotion  
And Tourism*

**Donna B. Scanlon**  
*Office of Community  
Development Programs*

**Scott Smith**  
*Office of Housing Assistance*

**INFORMATIONAL MEMORANDUM**

**DATE:** March 8, 2022

**SUBJECT:** NYS Homes and Community Renewal (HCR) Community Development Block Grant (CDBG) -CV Application and CDBG Program Income Action Plan setting of a Public Hearing for April 14, 2022, at 7:00 pm at the Oswego County Legislative Meeting

**PURPOSE:** Authorize and support a grant application to NYS HCR, to update and approve the Oswego County CDBG Housing Program Income Action Plan and to authorize a Public Hearing on April 14, 2022 7:00 pm, at the regular meeting of the Oswego County Legislature. This public hearing is a requirement of submitting the grant application. The application will be to replace existing farmworker housing identified for H-2a workers. Oswego County will be applying for \$2,000,000 replacing between 10-12 housing units. This public hearing will also provide the residents of Oswego County the opportunity to comment on the use of the Oswego County CDBG Program Income Action Plan.

**FISCAL IMPACT:** There is no direct fiscal impact to Oswego County. As all activities will be covered by the NYS CDBG – CV grant and the existing CDBG Program Income. There may be staff time required to prepare and administer these CDBG activities for which we will receive administration funds.

**RECOMMENDED ACTION:** The Economic Development & Planning Committee recommends that the legislature authorize a public hearing on April 14, 2022, to discuss the Oswego County CDBG CV-Farmworker Safety Housing Grant Program and the Oswego County CDBG Program Income Housing Action Plan

**RESOLUTION NO. 062**

**A RESOLUTION APPOINTING A CERTAIN INDIVIDUAL TO THE OSWEGO  
COUNTY INDUSTRIAL DEVELOPMENT AGENCY**

By Legislator Tim Stahl:

WHEREAS, the County of Oswego Industrial Development Agency was formed in 1973 under New York State General Municipal Law §911-b; and

WHEREAS, COIDA presently has a vacancy on the agency board; and

WHEREAS, the Oswego County Legislature as appointing authority is required to appoint individuals as members of the agency pursuant to New York State General Municipal Law §856; and

WHEREAS, a resolution is both necessary and desirable,

NOW, therefore upon the recommendation of the Economic Development and Planning Committee of this body, it is hereby,

RESOLVED, that, Marc Greco of the Town of Oswego be and is hereby appointed as member of the County of Oswego Industrial Development Agency Board under New York State General Municipal Law §856; and, it is further

RESOLVED, that, as said individual serve at the pleasure of the Oswego County Legislature under GML§856(2) said appointment shall be indefinite in nature and run until their successors are appointed and qualified.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 20    NO: 0    ABSENT: 4    ABSTAIN: 1**



**RESOLUTION NO. 063**

**RESOLUTION AUTHORIZING HEALTH DEPARTMENT–RECLASSIFICATION  
OF RN POSITION TO EDUCATIONAL SPECIALIST**

By Legislator James Karasek:

WHEREAS, request to reclassify current RN position in Children with Special Needs Division to an Educational Specialist; and

WHEREAS, there is not financial impact because the reclassification is within the same pay grade

WHEREAS, the Children with Special Needs Division host 3 distinct programs: the Early Intervention/Child Find Program, the Children and Youth with Special Health Care Needs Program and the 3-5 Preschool Special Education Program; and

WHEREAS, these programs constitute 65% of the Health Department's overall budget and they are State and Federally mandated Programs; and

WHEREAS, the work involves responsibility to act as the Oswego County representative to the Committee for Preschool Education (CPSE) as mandated per Section 4410 of the New York State Education Law; and

WHEREAS, it is mandated that this employee be a certified or licensed professional who will assist and participate in the decisions which determine services for preschoolers with special educational needs, and

WHEREAS, the Health Department is reassigning all nursing positions to one of the nursing divisions, therefore, we will need to fill this position with someone who is certified or license in something other than nursing; and

NOW, upon recommendation of the Health Committee of this body, with the approval of the Finance and Personnel Committee, be it

RESOLVED, that the of Oswego County Legislature approves the attached reclassification of the Register Nurse to Education Specialist within the Children with Special Needs Division

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21 NO: 0 ABSENT: 4 ABSTAIN: 0**



# OSWEGO COUNTY

JIANCHENG HUANG, DIRECTOR OF PUBLIC HEALTH  
PHONE 315.349.3545



# HEALTH DEPARTMENT

BUNNER STREET, OSWEGO, NEW YORK 13126-3357  
: 315.349.3435

## INFORMATIONAL MEMORANDUM

**SUBJECT:** Request to reclassify current RN position in Children with Special Needs Division to an Educational Specialist.

**PURPOSE:** To recommend reclassifying RN position in Children with Special Needs Division to Educational Specialist.

**SUMMARY:** The Children with Special Needs Division host 3 distinct programs. The Early Intervention/Child Find Program, the Children and Youth with Special Health Care Needs Program and the 3-5 Preschool Special Education Program. These programs constitute 65% of the Health Department's overall budget. They are State and Federally Mandated Programs. The work involves responsibility to act as the Oswego County representative to the Committee for Preschool Education (CPSE) as mandated per Section 4410 of the New York State Education Law. It is mandated that this employee be a certified or licensed professional who will assist and participate in the decisions which determine services for preschoolers with special educational needs. The Health Department is reassigning all nursing positions to one of the nursing divisions, therefore, we will need to have fill this position with someone who is certified or license in something other than nursing.

**RECOMMENDED ACTION:** The Health Committee recommends that the Legislature approve the reclassification of this position which is a pay grade 11 which is the same grade, so there should be no increased costs.

## Justification for Reclassification of RN to Educational Specialist:

Over the years, it became apparent that it would be best consolidate all RN positions to one of the divisions in nursing, thus the need for a reclassification. The work involves responsibility to act as the Oswego County representative to the Committee for Preschool Education (CPSE) as mandated per Section 4410 of the New York State Education Law. It is mandated that this employee be a certified or licensed professional who will assist and participate in the decisions which determine services for preschoolers with special educational needs. This position works with all 9 school districts in Oswego County and is an important part of the Preschool Special Education team. They make sure decisions are made that are appropriate for the child, while at the same time, being fiscally responsible with Oswego County tax dollars. This position supports a 6.5-million-dollar program. The employee in this class is given considerable latitude for independent action and initiative in areas of identifying educational specialties and interpreting regulations and program policy.

# POSITION REQUEST/DELETE BUDGET FORM

**DEPARTMENT:** CSN

**DIVISION/UNIT (NUMBER):**

## A. NEW POSITION REQUEST

1. Position Title Requested:

2. Bargaining Unit: ☐ CO-OP ☐ Highway ☐ Silver Star ☐ Deputies ☐ OCPA ☐ Mgmt.

3. a. Bargaining Unit – Hourly Rate from Grade plan: \_\_\_\_\_ Grade: \_\_\_\_\_

b. Management or OCPA – Salary Requested: \_\_\_\_\_ Grade: \_\_\_\_\_

4. Percent of Federal and or State Reimbursement: \_\_\_\_\_ Fringe Reimbursed: ☐ Yes ☐ No

5. Justification of Need (Use additional sheets as necessary):

6. Complete New Position Duties Statement (p. 3 & 4).

## B. RECLASSIFICATION REQUEST

1. Present Title: RN 2. Position #: 298019401

3. Present Salary/Hourly Rate: 30.92 Grade: 11

4. Requested Title: Educational Specialist

5. Requested Salary: \_\_\_\_\_

a. Bargaining Unit: CSEA Hourly Rate: 24.23 Grade: 11

b. Management or OCPA – Salary Requested: \_\_\_\_\_ Grade: \_\_\_\_\_

6. Percent of Federal and/or State Reimbursement: \_\_\_\_\_ Fringe Reimbursed: ☐ Yes ☒ No

7. Justification of Need (use additional sheets as necessary): *Please see attached.*

8. Complete New Position Duties Statement (p. 3 & 4).



[illegible][illegible][illegible][illegible][illegible]

**Civil Service Law: Section 22. Certification for positions.** Before any new positions in the service of a civil division shall be created or any existing position in such service shall be reclassified, the proposal therefore, including a statement of the duties of the position, shall be referred to the municipal commission having jurisdiction and such commission shall furnish a certificate stating the appropriate civil service title for the proposed position or the position to be reclassified. Any such new position shall be created or any such position reclassified only with the title approved and certified by the commission.

**OSWEGO COUNTY HUMAN RESOURCES  
DEPARTMENT**

**NEW POSITION DUTIES STATEMENT**

Department head or other authority requesting the creation of a new position, prepare a separate description for each new position to be created except that one description may cover two or more identical positions in the same organizational unit. Forward two typed copies to this office.

**1. DEPARTMENTS/SCHOOL  
DISTRICT/TOWN OR VILLAGE**  
Health

**DIVISION, UNIT, OR WORK SECTION**  
Children with Special Needs

**LOCATION OF POSITION**  
Bunner Street

**2. DESCRIPTION OF DUTIES:** Describe the work in sufficient detail to give a clear word picture of the job. Use a separate Paragraph for each kind of work and describe the more important or time-consuming duties first. In the left column, estimate how the total working time is divided.

**Title requested:** *Educational Specialist*

<b>PERCENT OF WORK TIME</b>	
40	<i>Attends and participates in decisions made by the Committee on Preschool Special Education (CPSE) with all 9 school districts in Oswego County.</i>
5	<i>Assists in designing special education services and seeks to facilitate provision of children from 3 - 5 years of age who qualify for special education services</i>
10	<i>Provides technical assistance to local school districts regarding provision of services to children with special needs in order to comply with New York State Education Department.</i>
30	<i>Reviews all developmental evaluations to ensure a child's eligibility for preschool special education services.</i>
5	<i>Participates in Preschool Workgroup meetings and CPSE/CSE advisory group meetings with all 9 school districts and community partners</i>
8	<i>Is available to parents of preschool students with special needs to understand the CPSE process and offer support in the process.</i>
2	<i>Participates in Public Health preparedness activities as trained and assigned.</i>
	<b>(Attach additional sheets if more space is needed)</b>

**3. Names and titles of person supervising (general, direct, administrative, etc.).**

NAME	TITLE	TYPE OF SUPERVISION
Tammy Thompson	Director of CSN	Direct

**4. Names and titles of persons supervised by employee in this position.**

NAME	TITLE	TYPE OF SUPERVISION

**5. Names and titles of persons doing substantially the same kind and level of work as will be done by the incumbent of this new position.**

NAME	TITLE	LOCATION OF POSITION

**6. What minimum qualifications do you think should be required for this position?**

Education: ☐ High School \_\_\_\_\_ years

☒ College 6 years, with specialization in Speech Therapy, Physical Therapy, Occupational Therapy, Special Education or Teacher Certification in N-6, Mental Health

☐ Other \_\_\_\_\_ years, with specialization in \_\_\_\_\_

Experience (list amount and type): 1 year working in a program that services preschoolers or students with special need.

**Essential knowledge, skills and abilities:** Good knowledge of New York State special education laws, rules and regulations as related to the education of children with special needs. Good knowledge of education programs in the community. Ability to interpret and understand complex rules and regulations. Ability to communicate effectively with parents of children with special needs. Ability to problem solve.

**Type of license or certificate required:** Speech Therapy, Physical Therapy, Occupational Therapy, Special Education, General Education Certification N-6, Licensed Mental Health Counselor or other suitable license or certifications as deemed appropriate.

**7. The above statements are accurate and complete.**

Date: 2.9.21

Title: Director of Programs for CSN

Signature:

**CERTIFICATE OF OSWEGO COUNTY PERSONNEL OFFICER**

**8. In accordance with the provisions of Civil Service Law (Section 22), the Oswego County Personnel Officer certifies that the appropriate civil service title for the position described is:**

POSITION CLASS TITLE:

JURISDICTIONAL CLASS:

Date:

Signature:



**PART-TIME/TEMPORARY BUDGET REQUEST FORM**

**DEPARTMENT:**

**DIVISION/UNIT (NUMBER):**

1. Please provide the following information for positions which you intend to employ on a part-time/temporary basis:

<b>TITLE</b>	<b>POSITION NUMBER</b>	<b>HOURS/ WEEK</b>	<b>HOURLY RATE</b>	<b>NO. WEEKS</b>	<b>JUSTIFY THE NEED FOR EACH TITLE</b>	<b>DOLLARS REQUESTED</b>

(Add pages as needed.)

-OVER-

## PART-TIME/TEMPORARY BUDGET REQUEST FORM

2. Total Part-time/Temporary dollars requested for next year:	\$
3. Total Part-time/Temporary dollars budgeted in current year:	\$
4. Complete a "New Position Duties Statement" (p. 3). This is required only if this is a new position or title requested.	

OTHER HOURS BUDGET REQUEST FORM

DEPARTMENT:	DIVISION/UNIT (NUMBER):
-------------	-------------------------

CATEGORY:	AMT IN CURRENT BUDGET:	AMT BUDGETED NEXT YEAR:	POSITIONS AFFECTED:	JUSTIFICATION:
Retention & Recruitment Incentive (511000)				
Overtime (512000)				
Shift Differential (514100)				
Vacation Buy Back (514200)				
Additional Hours (514300)				
Holiday Premium (514400)				
Call Time (514500)				
207-C Wages (514600)				



**RESOLUTION NO. 064**

**RESOLUTION TO TRANSFER FUNDS FROM INSURANCE RECOVERY FUND  
INTO OTHER SUPPLIES AND EXPENSES**

By Legislator Stephen Walpole:

WHEREAS, A check in the amount of \$1,716.39 was deposited in account A1325.426800 (Insurance Recovery Fund). This check was for tools that had been stolen out of a Highway vehicle.

NOW, on recommendation of the Infrastructure, Facilities and Technology Committee of this Legislature, with the approval of the Finance and Personnel Committee, be it

RESOLVED, that the Treasurer is hereby authorized to transfer \$1,716.39 from account A1325.426800 (Insurance Recovery Fund) into account DM5130.5455000 (Other Supplies and Expenses).

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**

LEGISLATURE  
COUNTY  
OSWEGO

Authorized Budget Modification

Res. 064 of 2022

DM5130 545500  
A1325 426800

\$1,716.39  
(\$1,716.39)



**COUNTY OF OSWEGO  
HIGHWAY DEPARTMENT**

31 Schaad Drive  
Oswego NY 13126  
(315) 349-8331 Fax (315) 349-8256

**Kurt Ospelt, Highway Superintendent**

**Chris Baldwin, P.E., Highway Engineer**

## **INFORMATIONAL MEMORANDUM**

**SUBJECT:** Budget modification to transfer \$1,716.39 from account A1325.426800 (Insurance Recovery Fund) into account DM5130.545500 (Other Supplies and Expenses)

**PURPOSE:** To recommend that the Infrastructure, Facilities and Technology Committee, the Finance and Personnel Committee and the Oswego County Legislature approve a budget modification to transfer these funds.

**SUMMARY:** The check was for tools that had been stolen out of a Highway vehicle.

**RECOMMENDED ACTION:** The Infrastructure, Facilities and Technology Committee, the Finance and Personnel Committee recommends the Oswego County Legislature authorize that \$1,716.39 be transferred from account A1325.426800 (Insurance Recovery) into account DM5130.545500 (Other Supplies and Expenses).

\_\_\_\_\_  
Date

\_\_\_\_\_  
Kurt P. Ospelt  
Highway Superintendent

## Revised 6/3/2019

COMMITTEE SIGNATURES	DATE
<i>[Signature]</i>	3-1-22
<i>[Signature]</i>	3-1-22
<i>[Signature]</i>	3-1-22
Linda Lockwood	3-1-22
Mary Hall	3-1-22
R. Wilcox	3-1-22

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_



**RESOLUTION NO. 065**

**RESOLUTION TO TRANSFER FUNDS FROM INSURANCE RECOVERY FUND  
INTO HIGHWAY EXPENSES**

By Legislator Stephen Walpole:

WHEREAS, In December of 2021 a check in the amount of \$38,004.25 was deposited in account A1325.426800 (Insurance Recovery Fund). It was for repairs to a Highway vehicle that was damaged at the Mix Plant in October of 2021.

NOW, on recommendation of the Infrastructure, Facilities and Technology Committee of this Legislature, with the approval of the Finance and Personnel Committee, be it

RESOLVED, that the Treasurer is hereby authorized to transfer \$38,004.25 from account A1325.426800 (Insurance Recovery Fund) into account DM5130.545400 (Highway Expense).

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**

LEGISLATURE  
COUNTY  
OSWEGO

Authorized Budget Modification

DM5130 545400  
A1325 426800

Res. 065 of 2022

\$38,004.25  
(\$38,004.25)



**COUNTY OF OSWEGO  
HIGHWAY DEPARTMENT**

31 Schaad Drive  
Oswego NY 13126  
(315) 349-8331 Fax (315) 349-8256

**Kurt Ospelt, Highway Superintendent**

**Chris Baldwin, P.E., Highway Engineer**

**INFORMATIONAL MEMORANDUM**

**SUBJECT:** Budget modification to transfer \$38,004.25 from account A1325.426800 (Insurance Recovery Fund) into account DM5130.545400 (Highway Expenses)

**PURPOSE:** To recommend that the Infrastructure, Facilities and Technology Committee, the Finance and Personnel Committee and the Oswego County Legislature approve a budget modification to transfer these funds.

**SUMMARY:** The check was for repairs to a Highway vehicle that was damaged at the Mix Plant in October of 2021.

**RECOMMENDED ACTION:** The Infrastructure, Facilities and Technology Committee, the Finance and Personnel Committee recommends the Oswego County Legislature authorize that \$38,004.25 be transferred from account A1325.426800 (Insurance Recovery) into account DM5130.545400 (Highway Expenses).

\_\_\_\_\_  
Date

\_\_\_\_\_  
Kurt P. Ospelt  
Highway Superintendent

## Revised 6/3/2019

**COMMITTEE SIGNATURES**

S. W. L.	3-1-22
J. W. L.	3-1-22
F. J. L.	3-1-22
Linda Lockwood	3-1-22
Mary H. K.	3-1-22
F. W. L.	3-1-22

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_



**RESOLUTION NO. 066**

**RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE AN  
AGREEMENT BETWEEN THE COUNTY OF OSWEGO, THE FEDERAL  
AVIATION ADMINISTRATION AND NYSDOT**

By Legislator Stephen Walpole:

WHEREAS, the Oswego County Airport will be submitting a grant application to the FAA to fund 90%, and the NYSDOT to fund 5% of the cost of the Rehabilitation of Runway 6-24,

WHEREAS, receipt of these funds is desirable to offset the cost of the project,

NOW, upon recommendation of the Infrastructure, Facilities and Technology Committee and the Finance and Personnel Committee of this body; be it

RESOLVED, that the Oswego County Legislature authorizes the Chairman of the Legislature to enter into agreements with the FAA and NYSDOT accepting these grant offers.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 21    NO: 0    ABSENT: 4    ABSTAIN: 0**



**COUNTY OF OSWEGO  
HIGHWAY DEPARTMENT**

31 Schaad Drive  
Oswego NY 13126  
(315) 349-8331 Fax (315) 349-8256

Kurt Ospelt, Highway Superintendent

Chris Baldwin, P.E., Highway Engineer

**INFORMATIONAL MEMORANDUM**

**SUBJECT:** Authorization for the Chairman of the Legislature to execute agreements with the Federal Aviation Administration and NYSDOT.

**PURPOSE:** To recommend that the Infrastructure, Facilities and Technology Committee, the Finance & Personnel Committee, and the Oswego County Legislature approve authorization for the Chairman of the Legislature to enter into an agreement with the FAA and NYSDOT.

**SUMMARY:** The Airport will submit a grant application to the FAA to receive 90% Federal funding (\$3,072,253.50) for the rehabilitation of Runway 6-24. New York State will fund 5% (\$170,680.75). The local share for this project will be 5% (\$170,680.75).

**RECOMMENDED:  
ACTION:** The Infrastructure, Facilities and Technology Committee, recommends the Oswego County Legislature authorize the Chairman of the Legislature to execute these agreements once received.

**RESOLUTION NO. 067**

**RESOLUTION ESTABLISHING CAPITAL PROJECT NO. 0222 TO  
REHABILITATE RUNWAY 6-24 (CONSTRUCTION PHASE) AT THE OSWEGO  
COUNTY AIRPORT**

By Legislator Stephen Walpole:

WHEREAS, Oswego County will be submitting a grant application to the FAA for the Rehabilitation of Runway 6-24 (construction phase) at the Oswego County Airport, Fulton, NY and

WHEREAS, the total cost is estimated at \$3,413,615.00, with a Federal share of 90% (\$3,072,253.50), a State share of 5% (\$170,680.75), and a Local share of 5% (\$170,680.75), and

WHEREAS, the local share of \$170,680.75 can be funded from Unappropriated Fund Balance.

NOW, on recommendation of the Infrastructure, Facilities and Technology Committee, with the approval of the Finance and Personnel Committee, be it

RESOLVED, that there is hereby established Capital Project # 0222 – Rehabilitation of Runway 6-24 (construction phase), and said project is hereby authorized for a maximum expenditure of \$170,680.75 and be it further

RESOLVED, that a certified copy of this resolution delivered to the County Treasurer shall be his authority to affect such transfer and make such adjustments.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 19 NO: 2 ABSENT: 4 ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

Authorized Budget Modification

Res. 067 of 2022

H 529000 0222  
H 450310 0222  
A 159900  
A9901 599014

\$170,680.75  
(\$170,680.75)  
(\$170,680.75)  
\$170,680.75





**COUNTY OF OSWEGO  
HIGHWAY DEPARTMENT**

31 Schaad Drive  
Oswego NY 13126  
(315) 349-8331 Fax (315) 349-8256

Kurt Ospelt, Highway Superintendent

Chris Baldwin, P.E., Highway Engineer

**INFORMATIONAL MEMORANDUM**

**SUBJECT:** Establish Capital Project # 0222 Runway 6-24 Rehab (construction)

**PURPOSE:** To recommend that the Infrastructure, Facilities and Technology Committee, the Finance & Personnel Committee, and the Oswego County Legislature approve establishing Capital Project #0222 with the authorization level of \$170,680.75 (Local Share) for the construction phase of Runway 6-24 Rehab (Construction phase) at the Oswego County Airport, Fulton, NY.

**SUMMARY:** The Airport will submit a grant application to the FAA to receive 90% Federal funding (\$3,072,253.50) for this project. New York State will fund 5% (\$170,680.75). The local share for this project will be 5% (\$170,680.75) and will come from Unappropriated Fund Balance.

**RECOMMENDED:  
ACTION:** The Infrastructure, Facilities and Technology Committee, recommends the Oswego County Legislature authorize the establishment of Capital Project #0222

## COUNTY OF OSWEGO

## BUDGET MODIFICATION REQUEST

ACCOUNT NUMBER			ACCOUNT NUMBER			DOLLAR AMOUNT
ORG	OBJECT	PROJ	ORG	OBJECT	PROJ	
H	450310	0222	H	529000	0222	\$ 170,680.75
						(170,680.75)
A	159900					
						(170,680.75)
			A9901	599014		170,680.75
TOTAL AMOUNT						-

COMMITTEE SIGNATURES	DATE
[Signature]	3-1-22
[Signature]	3-1-22
[Signature]	3-1-22
Linda Lockwood	3-1-22
Mick Holt	3-1-22
K. Williams	3-1-22

COUNTY TREASURER	DATE
------------------	------

PERSONNEL DIRECTOR

COUNTY ADMINISTRATOR

DATE	DEPARTMENT HEAD
------	-----------------

**RESOLUTION NO. 068**

**RESOLUTION ESTABLISHING CAPITAL PROJECT NO. 0322 – AIRPORT  
TERMINAL FURNITURE**

By Legislator Stephen Walpole:

WHEREAS, it is necessary to purchase new furniture for the new Terminal Building at the Airport,

NOW, upon recommendation of the Infrastructure, Facilities and Technology Committee and the Finance and Personnel Committee of this body; be it

RESOLVED, that Capital Project No. 0322 – Airport Terminal Furniture be established with a maximum authorization of \$60,000 and be it further

RESOLVED, that the County Treasurer be, and he hereby is, authorized to transfer the funds from and to the accounts as shown on the attached budget modification request, and that a certified copy of this resolution delivered to the County Treasurer and Budget Officer shall be his authority to affect such transfer and make such adjustments.

OSWEGO COUNTY LEGISLATURE

Capital Project # 0322

Total Authorization

Airport Terminal Furniture

\$ 60,000

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 19 NO: 2 ABSENT: 4 ABSTAIN: 0**

**Authorized Budget Modification**

**Res. 068 of 2022**

H 529000 0322  
H 450310 0322  
A 159900  
A9901 599014

\$60,000.00  
(\$60,000.00)  
(\$60,000.00)  
\$60,000.00





**COUNTY OF OSWEGO  
HIGHWAY DEPARTMENT**

31 Schaad Drive  
Oswego NY 13126  
(315) 349-8331 Fax (315) 349-8256

Kurt Ospelt, Highway Superintendent

Chris Baldwin, P.E., Highway Engineer

**INFORMATIONAL MEMORANDUM**

**SUBJECT:** To establish CP # 0322, Airport Terminal Furniture, in the amount of \$60,000.

**PURPOSE:** To recommend that the Infrastructure, Facilities and Technology Committee, the Finance & Personnel Committee and the Oswego County Legislature establish Capital Project # 0322 in the amount of \$60,000 for the purchase of new furniture for the Terminal Building at the Airport.

**SUMMARY:** A new terminal building is being constructed at the Airport and is in need of new furniture. All furniture can be purchased on NYS contract at reduced pricing and will not exceed \$60,000.

**RECOMMENDED ACTION:** The Infrastructure, Facilities and Technology Committee, the Finance & Personnel Committee and the Oswego County Legislature to establish Capital Project # 0322 in the amount of \$60,000.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Kurt P. Ospelt  
Highway Superintendent

## BUDGET MODIFICATION REQUEST

COMMITTEE SIGNATURES	DATE
<i>[Signature]</i>	3-1-22
<i>[Signature]</i>	3-1-22
<i>[Signature]</i>	3-1-22
Linda Lockwood	3-1-22
Dave Hale	3-1-22
A. W. Luper	3-1-22

Stark W. L.	3-1-22
Paula L.	3-1-22
Paula L.	3-1-22
Linda L.	3-1-22
Paula L.	3-1-22
Paula L.	3-1-22
Paula L.	3-1-22

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

**RESOLUTION NO. 069**

**RESOLUTION AUTHORIZING SETTLEMENT OF THE MATTER OF TOWN OF MEXICO VS. COUNTY OF OSWEGO ON CERTAIN TERMS**

By Legislator Stephen Walpole:

WHEREAS, the County of Oswego was sued by the Town of Mexico in 2017 for non-payment of snow and ice bills from December of 2016 totaling \$26,001.19; and

WHEREAS, the county had denied payment as the bills were late under the terms of the agreement between the parties

WHEREAS, the case was dismissed by Supreme Court, Oswego County on documentary evidence and subsequently appealed to the Appellate Division, Fourth Department by the town; and

WHEREAS, the Appellate Division, Fourth Department found that there was a valid condition precedent to payment in the county's contract (e.g. timely submitting bills within 30 days) but there was also a question as to whether the county waived same; and

WHEREAS, the litigation was discontinued (C-2018-0104) during discovery as it was discovered the town board had not authorized same by board resolution; and

WHEREAS, the Town of Mexico sued the County of Oswego again in 2020 (C-2020-0740) and after delays due to the COVID pandemic the parties have participated in a preliminary conference with a Supreme Court Justice; this case is still pending and the parties are presently engaged in discovery; and

WHEREAS, the parties now wish to amicably resolve this litigation without an admission of wrongdoing by either party on certain terms; and

WHEREAS, after careful consideration, settlement of this litigation promotes inter-municipal cooperation, governmental efficiency and removes the uncertainty of a Court decision for both the town and the county,

NOW, THEREFORE, upon recommendation of the Infrastructure and Facilities Committee, it is hereby

RESOLVED, that the County of Oswego accepts the demand of the Town of Mexico to settle this litigation and hereby authorizes the payment of the sum of \$13,000 to resolve this litigation said payment to be held in escrow pending the exchange of mutual releases and a stipulation of discontinuance; and, it is further



RESOLVED, that the Chair of the Legislature and/or the County Attorney be, and are hereby authorized, to execute any general releases or stipulation of discontinuance necessary to effectuate same; and, it is further

RESOLVED, that the County Treasurer be, and he is, authorized to transfer the funds from and to the accounts as shown hereinbelow, and, it is further,

ACCOUNT NUMBER			ACCOUNT NUMBER			DESCRIPTION	DOLLAR AMOUNT
ORG.	OBJECT	PROJ.	ORG.	OBJECT	PROJ.		
D	391100					D Funds- Unreserved Unappropriated	\$ (13,000.00)
			D5142	545403	SETTL	Snow Removal Expense-Settlement	\$13,000.00

RESOLVED, that a certified copy of this resolution delivered to the County Treasurer shall be his authority to affect such transfer and make such adjustments.

**ADOPTED BY VOICE VOTE ON MARCH 16, 2022:**

**YES: 15   NO: 6   ABSENT: 4   ABSTAIN: 0**