

MADISON COUNTY BOARD OF SUPERVISORS
Organization Meeting – Tuesday, January 5, 2010

The Board convened at 10:30 a.m. in the Supervisors Chambers, second floor, county office building, Wampsville, New York with all members present except for Supervisor Bradstreet (44 votes).

Pledge of Allegiance.

The Clerk called the meeting to order and took roll call of members.

The Clerk then called on County Clerk, Ken Kunkel and Deputy County Clerk Denise Roe to administer the oath of office to all Supervisors, who serve a two year term except for Supervisor Ball and Becker who are in a four year term of office.

The Clerk then called for nominations for Chairman of the Board for the two year term 2010 and 2011:

Supervisor Rafte nominated Supervisor Becker, stating that it is an honor to nominate him, saying that he has worked very hard the last two years and we are very lucky to have a leader of his caliber. His nomination was seconded by Supervisors Reinhardt, Bargabos, Degear, Salka, Suits and others.

The Clerk asked for any further nominations; there being none the Clerk asked for a motion to close the floor for nominations. Supervisor Degear made that motion, seconded by Supervisor Stepanski and carried.

The Clerk then called for a voice vote for Supervisor John Becker for Chairman which was unanimously carried.

Chairman Becker was then asked to take his seat as Chairman. He thanked everyone and then welcomed the newly elected Supervisors: Cazenovia Supervisor Roger Monforte, Georgetown Supervisor David Coye, Hamilton Supervisor Robert Kuiper, and Nelson Supervisor Roger Bradstreet, who was unable to attend. He then gave the following acceptance speech:

“It is an honor and a privilege to be selected as Chairman of the Board of Supervisors again this term. This acceptance does not come without reservation. I have thought long and hard about doing this again and have been hesitant only for a few reasons. When you are the leader, you are the target. Every arm-chair politician knows more than you or your board, without calling you or your board to get the facts. So as I am here, I vowed to take the job again and will work to do a better job or communicating with the public. The past two years I feel, as do many on the board, that Madison County government has become more transparent, efficient, and much more cost-conscious. We as a board have saved the county hundreds of thousands of dollars through implementing new policies and streamlining programs. One particular

accomplishment that stands out is the board's continued effective utilization of Park Strategies. Though not apparent to some, their help and behind-the-scenes support aided us in getting \$10 million in grants for individual towns. This was a huge accomplishment for all of us. In addition to that, a plus-up of a more than \$800,000 was obtained specifically for the emergency communication system upgrade from Congressman McHugh and Sen. Schumer, money that is here through Park's persistent work. The one big disappointment of the past two years was the total breakdown of talks, communication, and interaction with the Oneida Indian Nation. The "take-it-or-leave-it" attitude of the Nation's leadership was not conducive to a positive relationship. Many of the support staff we interacted with have been let go for one reason or another; however, it does make me wonder if they were get go because we as a group were getting along all too well. Thank you for putting your faith in me again as Chair. I am proud to serve you and will do so with the best interests of the public and the county at heart.

Chairman Becker then announced that he would give his "State of the County" address following the meeting and distribute new committee assignments.

UNFINISHED BUSINESS

By Supervisor Bargabos:

RESOLUTION NO. 563-09

DESIGNATING NEWSPAPERS FOR 2010

WHEREAS, Subdivision 1 of Section 214 of the County Law states that the Board of Supervisors shall annually designate newspapers published within the County to publish concurrent resolutions, election notices, and the official canvass; and

WHEREAS, Subdivision 2 of Section 214 of the County Law states that the Board of Supervisors shall annually designate two newspapers to publish local laws, notices and other matters required by law to be published; and

WHEREAS, both subdivisions state that each political party shall be entitled to five preferences to those newspapers espousing the political view of each respective party and if there are none, the fact that the newspaper published within the County espouse an independent view, shall be no deterrent to selection under either subdivision herein referred to:

Concurrent Resolutions

**Oneida Daily Dispatch
Syracuse Post Standard**

Unredeemed Lands

**Oneida Daily Dispatch
Syracuse Post Standard**

Official Notices

**Oneida Daily Dispatch
Syracuse Post Standard**

Election Notices

**Oneida Daily Dispatch
Syracuse Post Standard**

Local Laws and Notices

**Oneida Daily Dispatch
Syracuse Post Standard**

BE IT FURTHER RESOLVED, that a copy of each County legal advertisement shall be distributed by the official County newspapers to all of the following located in Madison County: Town Clerks, Village Clerks, City Clerks, Public Libraries and Reading Centers, County Clerk, Clerk of the Board of Supervisors, County Veterans and County Board of Elections.

This resolution was TABLED by Supervisor Becker and seconded by Supervisor Reinhardt on 12/29/09.

ADOPTED: AYES – 1180 NAYS – 320 (Degear, Becker) ABSENT – 44 (Bradstreet)

By Supervisor Bargabos:

RESOLUTION NO. 1

APPOINTING A COUNTY ATTORNEY

RESOLVED, pursuant to Section 500 of the County law, that S. John Campanie be and he hereby is reappointed as County Attorney of Madison County to serve for the life of this Board.

ADOPTED: AYES – 1456 NAYS – 0 ABSENT – 44 (Bradstreet)

RESOLUTION NO. 2

APPOINTING A CLERK TO THE BOARD OF SUPERVISORS

RESOLVED, pursuant to Section 47 of the County Law, that Cindy Urtz be and she is hereby reappointed as Clerk to this Board, to serve for the life of this Board and until her successor is appointed and shall have qualified.

ADOPTED: AYES – 1456 NAYS – 0 ABSENT – 44 (Bradstreet)

RESOLUTION NO. 3

RESOLUTION OF APPRECIATION – RETIREE RECOGNITION

WHEREAS, the Madison County Board of Supervisors believes that County employees should be recognized for their faithful service to the public; and

WHEREAS, recognition of the distinguished service of a certain County employee with an upcoming retirement is in order,

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Supervisors hereby recognizes the dedicated contributions of Andrew Wolff upon his retirement.

Andrew Wolff Solid Waste 1999 – 2010 10 years

ADOPTED: AYES – 1456 NAYS – 0 ABSENT – 44 (Bradstreet)

Solid Waste Director Jim Zecca and Mr. Wolff stepped forward. Chairman Becker presented Mr. Wolff with a retirement gift on behalf of the Board and the County. Mr. Zecca stated that Mr. Wolff has been a great asset to the department and will be missed. Mr. Zecca also announced that a reception will be held today at the Solid Waste Department from 12 – 1:30 in his honor.

By Supervisor Reinhardt:

RESOLUTION NO. 4

AUTHORIZING CHAIRMAN TO SIGN CONTRACTS WITH NOT-FOR-PROFIT ORGANIZATIONS FOR 2010

WHEREAS, Section 224 of the County Law authorizes the Board of Supervisors to contract with not-for-profit organizations, associations and agencies for the purposes enumerated in said section; and

WHEREAS, the Board of Supervisors in adopting the budget for the year 2009, pursuant to the provisions of Article 7 of the County Law has allocated to the following organizations the amount set forth opposite the name of said organization:

A6772	Program for the Aging	202,945.00
A6988	Community Action Program	45,063.00
A6989	Food Bank of CNY	10,000.00
A7410	Mid-York & Local Libraries	114,554.00
A7510	Madison County Historical Society	25,750.00
A7989	Madison County Children’s Camp	10,000.00
A8025	CNY Regional Planning & Develop. Board	22,310.00
A8710	Affiliated Conservation Clubs	3,500.00
A8745	Soil & Water Conservation	154,500.00
A8750	Cooperative Extension	293,390.00

NOW, THEREFORE BE IT RESOLVED, that 50% of the monies hereinafore referred to be paid to each organization in February 2010 and the other 50% of the monies be paid in July 2010, after the previous years' report is filed; and

BE IT FURTHER RESOLVED, that the Chairman of the Board of Supervisors be and he hereby is empowered to enter into separate contracts with the organizations listed above.

ADOPTED: AYES – 1456 NAYS – 0 ABSENT – 44 (Bradstreet)

By Supervisor Cary:

RESOLUTION NO. 5

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE
NEW YORK STATE BOARD OF ELECTIONS IN REGARDS TO THE HELP
AMERICA VOTE ACT STATE GRANT**

WHEREAS, the Madison County Board of Elections has been allocated State HAVA (Help America Vote Act) funds; and

WHEREAS, these funds are scheduled to expire on March 31, 2010. The extension of this grant program is described as follows:

Awarding Agency: New York State
Pass Thru. Agency: New York State Board of Elections
Program Name: HHS 2007 – 2008 Voting Access for Individuals with
Disabilities – Polling Place Access Improvement
Grant Period: April 1, 2010 – March 31, 2011
Contract # T002792
State Funds: \$ 2,478.00
Grant Total: \$ 2,478.00

NOW, THEREFORE BE IT RESOLVED, that the Chairman be hereby authorized to execute grant contracts for the Madison County Board of Elections with the State Board of Elections and sign for an extension of contract #T002792 for one year.

ADOPTED: AYES – 1456 NAYS – 0 ABSENT – 44 (Bradstreet)

RESOLUTION NO. 6

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE
NEW YORK STATE BOARD OF ELECTIONS IN REGARDS TO THE HELP
AMERICA VOTE ACT STATE GRANT**

WHEREAS, the Madison County Board of Elections has been allocated State HAVA (Help America Vote Act) funds; and

WHEREAS, these funds are scheduled to expire on March 31, 2010. The extension of this grant program is described as follows:

Awarding Agency: New York State
Pass Thru. Agency: New York State Board of Elections
Program Name: New York State Voting Access for Individuals with Disabilities – Polling Place Access Improvement
Grant Period: April 1, 2010 – March 31, 2011
Contract # T002666
State Funds: \$ 20,254.00
Grant Total: \$ 20,254.00

NOW, THEREFORE BE IT RESOLVED, that the Chairman be hereby authorized to execute grant contracts for the Madison County Board of Elections with the State Board of Elections and sign for an extension of contract #T002666 for one year.

ADOPTED: AYES – 1456 NAYS – 0 ABSENT – 44 (Bradstreet)

RESOLUTION NO. 7

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE BOARD OF ELECTIONS IN REGARDS TO THE HELP AMERICA VOTE ACT STATE GRANT

WHEREAS, the Madison County Board of Elections has been allocated State HAVA (Help America Vote Act) funds; and

WHEREAS, these funds are scheduled to expire on March 31, 2010. The extension of this grant program is described as follows:

Awarding Agency: New York State
Pass Thru. Agency: New York State Board of Elections
Program Name: Voter Education/Pollworker Training Program
Grant Period: April 1, 2010 – March 31, 2011
Contract # T002550
State Funds: \$ 40,509.00
Grant Total: \$ 40,509.00

NOW, THEREFORE BE IT RESOLVED, that the Chairman be hereby authorized to execute grant contracts for the Madison County Board of Elections with the State Board of Elections and sign for an extension of contract #T002550 for one year.

ADOPTED: AYES – 1456 NAYS – 0 ABSENT – 44 (Bradstreet)

RESOLUTION NO. 8

**AUTHORIZING THE CHAIRMAN TO ENTER INTO
AN ELECTION MANAGEMENT SYSTEM PURCHASE, MAINTENANCE,
AND SUPPORT AGREEMENT WITH NTS DATA SERVICES**

WHEREAS, the Madison County Board of Elections entered into an agreement to purchase EMS and TERACS systems from NTS Data Services in 2008; and

WHEREAS, the pricing includes software, installation, training and five years of ongoing software support, maintenance and upgrades to both the EMS and TERACS components; and

WHEREAS, NTS has agreed to a five year contract to be paid by the County as follows;

- On June 10, 2008 the County shall make a payment to NTS in the amount of \$10,300.00
- On January 15, 2009 the County shall make a payment to NTS in the amount of \$10,300.00
- On January 15, 2010 the County shall make a payment to NTS in the amount of \$10,300.00
- On January 15, 2011 the County shall make a payment to NTS in the amount of \$10,300.00
- On January 15, 2012 the County shall make a payment to NTS in the amount of \$10,300.00

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors is hereby authorized to enter into the agreement with NTS Data Services in the form as is on file with the Clerk of the Madison County Board of Supervisors.

ADOPTED: AYES – 1456 NAYS – 0 ABSENT – 44 (Bradstreet)

RESOLUTION NO. 9

**AUTHORIZING THE CHAIRMAN TO ENTER INTO A FULL DOCUMENT IMAGING
PURCHASE, MAINTENANCE, AND SUPPORT AGREEMENT WITH NTS DATA
SERVICES**

WHEREAS, the Madison County Board of Elections entered into an agreement to purchase “Image-It!- Full Document Imaging System” from NTS Data Services in 2008; and

WHEREAS, the pricing includes software, installation, training and five years of ongoing software support, maintenance and upgrades to the Image-It! Software system; and

WHEREAS, NTS has agreed to a five year contract to be paid by the County as follows;

- On June 10, 2008 the County shall make a payment to NTS in the amount of \$13,622.05

On January 15, 2009 the County shall make a payment to NTS in the amount of \$13,622.05
On January 15, 2010 the County shall make a payment to NTS in the amount of \$13,622.05
On January 15, 2011 the County shall make a payment to NTS in the amount of \$13,622.05
On January 15, 2012 the County shall make a payment to NTS in the amount of \$13,622.05

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Madison County Board of Supervisors is hereby authorized to enter into the agreement with NTS Data Services in the form as is on file with the Clerk of the Madison County Board of Supervisors.

ADOPTED: AYES – 1456 NAYS – 0 ABSENT – 44 (Bradstreet)

RESOLUTION NO. 10

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN INTERFACE MESSAGING SYSTEM MAINTENANCE AND SUPPORT AGREEMENT WITH NTS DATA SERVICES

WHEREAS, the advent of the Statewide Voter Registration database required the creation of an interface between the County TEAM registration system and the New York State NYS Voter II, and

WHEREAS, the State Board of Elections contracted with NTS to develop the interface, license it to the County, and support it through December 31, 2007, and

WHEREAS, the County requires ongoing support and maintenance for the interface to NYS Voter II, and

WHEREAS, NTS has agreed to a three year contract to be paid by the County as follows;

On January 15, 2008 the County shall make a payment to NTS in the amount of \$7,000.00
On January 15, 2009 the County shall make a payment to NTS in the amount of \$7,000.00
On January 15, 2010 the County shall make a payment to NTS in the amount of \$7,000.00

NOW, THEREFORE BE IT RESOLVED, that the Chairman be hereby authorized to enter into an agreement with NTS Data Services, LLC of Niagara Falls, New York, a copy of which is on file with the Clerk of the Board of Supervisors.

ADOPTED: AYES – 1456 NAYS – 0 ABSENT – 44 (Bradstreet)

RESOLUTION NO. 11

AUTHORIZING THE CHAIRMAN TO RENEW AN AGREEMENT WITH NTS DATA SERVICES

WHEREAS, in 2003 the Board of Elections entered into an agreement with NTS Data Services, Inc. of Niagara Falls, New York for the installation of a new TEAM 2000 (Total Election Administration Management) registration software system; and

WHEREAS, it is necessary to renew the agreement for continued software support and maintenance services to that system; and

WHEREAS, the Administration and Oversight Committee recommends that this agreement be renewed with the following dates and payments:

On January 1, 2006 – December 31, 2006 the payment will be \$9,256.38

On January 1, 2007 – December 31, 2007 the payment will be \$9,256.38

On January 1, 2008 – December 31, 2008 the payment will be \$9,256.38

On January 1, 2009 – December 31, 2009 the payment will be \$9,256.38

On January 1, 2010 – December 31, 2010 the payment will be \$9,256.38

NOW, THEREFORE BE IT RESOLVED that the Chairman of the Madison County Board of Supervisors be hereby authorized to enter into a agreement with NTS Data Services, Inc. of Niagara Falls, New York, a copy of which is on file with the Clerk of the Board of Supervisors.

ADOTPED: AYES – 1456 NAYS – 0 ABSENT – 44 (Bradstreet)

By Supervisor Ball:

RESOLUTION NO. 12

AUTHORIZING THE CHAIRMAN TO RENEW SERVICE CONTRACTS FOR MAINTENANCE OF THE E-911 CENTER PHONE SYTEM / RADIO CONSOLES / RADIO SYSTEM / COUNTY FIRE DEPTS. ALERT SYSTEMS WITH MOTOROLA COMMUNICATIONS AND ELECTRONICS, INC.

WHEREAS, Madison County and Motorola Communications and Electronics, Inc. are parties to service agreements, which cover the E-911 Phone System, Radio Consoles, Radio System and County Fire Departments Alert Systems for Public Safety; and

WHEREAS, these agreements are general service agreements for the upkeep and maintenance of these vital Public Safety Networks for the period of 01/01/10 to 12/31/10; and

WHEREAS, these agreements are broken down as follows:

E-911 Phone System	\$44,043.84
Radio Consoles	\$4,670.64
Radio System	\$17,430.84
County Fire Depts.	\$10,659.48

WHEREAS, these agreements are for a total amount of \$76,804.80 has been reviewed and approved by the Criminal justice, Public Safety & Telecommunications Committee Members and Chairman; and

NOW, THEREFORE BE IT RESOLVED, that the County accepts these Service Agreements submitted by:

**MOTOROLA COMMUNICATIONS & ELECTRONICS, INC.
1307 East Algonquin Road
SCHAUMBURG, IL 60196**

**Total Amount: \$76,804.80/TWELVE (12) months
01/01/10 to 12/31/10**

BE IT FURTHER RESOLVED, That the Chairman of the Board of Supervisors be and is hereby authorized to execute the renewal of the Maintenance Agreements with the Contractor named herein, on the terms as are on file with the Clerk of the Board.

ADOPTED: AYES – 1456 NAYS – 0 ABSENT – 44 (Bradstreet)

PUBLIC COMMENT PERIOD

Speakers:

1. Mr. Rob Kinsella of Oneida, New York asked a question of the Board about lobbying firm, Park Strategies, which the county has an agreement with. Chairman Becker explained that the public comment period is not a question and answer session, but an opportunity to listen to public concerns. Chairman Becker suggested to Mr. Kinsella to set up an appointment to speak with him and County Administrator Paul Miller to address his questions.

At this time Chairman Becker gave his State of the County address as follows:

**STATE OF THE COUNTY
2009-2010
JOHN M. BECKER, CHAIRMAN**

Fellow Supervisors, Employees, Citizens and Taxpayers:

It is with great humility and honor that I bring you this State of the County Address for 2010. As we enter a new decade, my prediction last year that we as a county and as towns would be challenged like no other time in our history seems to be accurate.

The Board of Supervisors will rise to the challenges it faces by continuing to innovate and think outside the box to counteract some of the effects of the external influences beyond our control.

As I have said in the past, this is a work in progress and will continue to evolve throughout the New Year. We will continue to try new things and see what works.

The biggest challenge to be faced by Madison County in the coming year is surviving the New York State financial and leadership crises.

We are in very uncharted waters. 2009 brought us our first full year of our new county administrator. Paul Miller is a tireless worker and has done an exemplary job for Madison County.

Every department and committee will have – and has had – its challenges.

Under Government Operations, a restructuring of the Personnel Department had brought cost savings, as well as a broader base of knowledge with the additions of Eileen Zehr and Ryan Aylward.

The blue collar contract was finally negotiated to resolution, with a significant cost savings to the county taxpayers with one-person plowing. With the fine leadership of Joe Wisinski and his stalwart work crews, this program has been a resounding success.

The white collar contract was finally negotiated to settlement, as well in 2009.

The year ahead will bring many challenges with pension and healthcare reform that we know little or nothing about at this time.

Social and Mental Health Services Committee... 2009 was a year of accomplishments for Public Health, turning a \$235,000 budget loss into an \$85,000 a-year money-make.

Mental Health has outsourced the management of Cedar House, another example of how the county is saving money.

2009 was a tough year for Social Services, with the department unpleasantly coping with a 40-percent increase in need for Food Stamps, a 40-percent increase in need for Medicaid and a 30-percent increase in home hearing assistance.

This situation most likely will not get better in 2010. This year, we will look at overlap and duplication of services in these three departments with an eye toward consolidation. Also, the Board of Health is looking to be certified this year.

Criminal Justice/Public Safety Committee ... The biggest highlight is probably the election of a new Madison County Sheriff. I, as well as the Board, look forward to working with Sheriff Allen Riley in 2010 and beyond.

Also in 2009, the single most expensive and most-needed project in county history got underway: our emergency radio communication system upgrade.

Karen Birch in Probation also has continued to save the county thousands of dollars annually by bringing not only alternatives to incarceration to the forefront, but also by implementing many other cutting-edge ideas in Madison County.

In 2010, work will continue on the radio project with the majority of construction to be completed this year.

Public Works and Buildings and Grounds.... As I stated before, one-person plowing was implemented in 2009 and has been a resounding success. It is successful not only because of management, but also because of the hardworking employees in the Highway Department.

A flood last year in DSS highlights of the spirit of cooperation that exists at the county. When cleanup had to be done, everyone pitched in without complaint. Mike Fitzgerald, the head of DSS; Steve Chaires, his deputy Commissioner; all of Kevin Loveless' crew, Dan Degear, sheriff's deputies, Lyle Malbouf's crew and myself all worked hard together to get the cleanup done. This work was completed and the department back together within three months.

These are things that can be accomplished when we all work together.

2010 challenges will be to stay on budget and take a good, hard look at the parking lot project for 2011.

Finance, Ways and Means.... Finance worked very hard on spreadsheets for the communication system's finances. The hard work of Treasurer Cindy Edick and Chairman John Reinhardt and their hours spent on this resulted in not having to raid the fund balances as badly as we anticipated.

In 2010, the Finance Committee will have to keep a very close eye on the finances from the state. The state's checkbook is in the red. Ours maybe sometime, as well, if the state of New York continues to delay payment to reimburse the county and other local governments the money we have already spent on programs mandated by law to be financed by the state.

At one point in December 2009, New York owed the county \$1.5 million in general fund revenues and just more than \$1 million in highway funds. That is nearly 10 percent of the County's total property tax levy that we have loaned to New York State. We are the banker for the state, yet we get no benefits from the loans we make. New

York has already collected these funds from the taxpayers, but the local governments that are closest to the taxpayers are waiting longer and longer to get reimbursed for money we've already spent.

The size of government in Albany is out of control. Its regulatory and fiscal gluttony stifles business and inhibits investment while it bleeds existing businesses and taxpayers dry.

What has the state done to remedy this situation? Nothing productive. The New York State Senate is anarchy and makes our Legislature the laughingstock of the Nation. The Legislature spent a few extra weeks in Albany and more taxpayer money on a special legislative session that managed to only produce \$500 million in real savings compared to the budget deficit pegged at \$4 billion, a figure which grows each time a new estimate is made.

The Governor and the Legislature have known about this deficit since 2008 but have yet to take any significant action to change the situation. Instead, they spent a big part of federal stimulus money on increasing 2009-10 state spending by \$8 billion because it was easy. What will they do when the stimulus money is gone?

Planning.... 2009 saw another new face at the helm, Scott Ingmire. Scott has grasped the reins just like a seasoned champ and has brought a renewed leadership to the Planning Department.

When I became Chair in 2008, I asked Liz Moran to set out on an ambitious plan for Madison County's economic development. In 2009, the plan was almost done. We had an economic summit in December, at which we discussed many high points of Madison County, as well as the areas needing improvement.

The one thing that stands out from this meeting is that when site developers are approached by companies, the companies say, "Don't bring me New York" because of the high power costs, over-regulation, and high taxes. Think about it: The words are "Don't Bring Me New York." I hope in 2010, a final of this plan will be implemented.

Native American Affairs... As I have said earlier, the biggest disappointment of my tenure is not being able to come to terms equitable to all parties; however, I as well as this Board, should hold our heads high, knowing that we are doing everything we can to stem the tide of Madison County is being diminished from the map.

People are right, but they need to understand, we should not have to hire lobbyists to help us make the state do what it should; however, in a culture like the one that exists in New York State and Washington, DC, it is the only way to get things done. For every dollar we spend, the Nation spends \$10 or more to lobby the same officials who were sworn in to protect you.

The governor has ignored a bill he signed into law in December 2008 and reneged on his campaign promise to collect more than \$1 billion in revenue from taxes on tribal sales to non-Indians, of which Madison County's share is estimated to be in excess of \$5.4 million annually. New York City, Cayuga and Seneca Counties and other municipalities have been forced to take legal action aimed at getting the state to do their duty.

Instead, the Governor and his staff show no shame in openly admitting that they have not attempted to collect these funds because of the threat of violence.

The New York State Tax Department bragged about collecting millions from tax scofflaws, yet they refuse to collect the sales tax from sales to non-Native Americans. Gimmicks like throwing another \$1 per-pack tax on cigarettes will only penalize legitimate businesses, do nothing to reduce the state deficit and benefit tax scofflaws.

The double standard this shows for the general taxpaying public is this: If you owe New York State taxes, threaten a little violence, and you will not have to pay. You are right, Mr. Kinsella: Something does stink, and it is not in Madison County; it's in Albany.

In October of 2009, we came across an article that quoted Mr. Clint Hill as saying the Nation Enterprises are a tool to reclaim their homeland of 288,000 acres, one acre at a time. Who will foot the bill when they get it? Will it be Brookfield? Will it be DeRuyter, Hamilton? After all the good real estate is purchased, the southern small towns will be footing the bill – the whole bill!

The message to the Governor should be, "Collect New York State's \$1.5 billion (included in which is our share of \$5.4 million) per year or resign," plain and simple.

You wonder why people are leaving the state, why there are tax parties, why people are disenchanted with state government? Here is a good example of the double standard and bad situations our elected officials at the state level have subject us to.

In 2010, we will try to get the foot-dragged Second Circuit Court of Appeals to finally make a decision. How hard can it be to read and interpret the law – can we foreclose or not? – again, if we can't, the double standard applies.

I want to thank all of the committee chairs from 2009 and the chairs for 2010 for all of their hard work.

Thank you.

There being no further business, Supervisor Reinhardt made a motion to adjourn, seconded by Supervisor Rafte and carried.