

SUFFOLK COUNTY LEGISLATURE



Marked
Agenda

WILLIAM J. LINDSAY, PRESIDING OFFICER

NOTICE OF SPECIAL MEETING

DATE: October 31, 2008
TO: All County Legislators
FROM: William J. Lindsay, Presiding Officer
RE: Special Meeting of the County Legislature/Operating Budget

Please be advised that a special meeting of the Suffolk County Legislature will be held on **Wednesday, November 5, 2008 at 10:00 a.m.** in the Rose Y. Caracappa Legislative Auditorium located at the William H. Rogers Legislature Building (Bldg. No. 20), 725 Veterans Memorial Highway, Hauppauge, New York, pursuant to Section 2-6(B) of the SUFFOLK COUNTY ADMINISTRATIVE CODE, for the following purpose:

- ✓ 1.) One-Hour Public Portion;
- A 2.) To consider and vote on I.R. 1973-2008; Resolution Delegating to the County Comptroller the Powers to Authorize the Issuance of Not to Exceed \$340,000,000 Tax Anticipation Notes of the County of Suffolk, New York, in Anticipation of the Collection of Taxes Levied or to be Levied for the Fiscal Year Commencing January 1, 2009, and to Prescribe the Terms, Form and Contents, and Provide for the Sale and Credit Enhancement of Such Notes (**via Certificate of Necessity**); 880
- 3.) To consider and vote on Budget Amendments to the **Mandated Portion** of the Proposed 2009 County Operating Budget;
(see attached)

- 4.) To consider and vote on Budget Amendments to the **Discretionary Portion** of the Proposed 2009 County Operating Budget; and
(see attached)
- A 5.) To consider and vote on Procedural Resolution No. 31-2008, Authorizing Public Hearing for Authorization Approval to Alter Rates for North Ferry Co., Inc;
- A 6.) To consider and vote on I.R. 1966-2008; Authorizing Public Hearings Relative to Proposals and Plans Set Forth in the Report Prepared by Horan, Martello, Morrone, P.C. Dated may, 2008 on the Management and Operation of the John J. Foley Skilled Nursing Facility (**via Certificate of Necessity**); 881
- A 7.) To consider and vote on I.R. 1971-2008; Creating An Oversight Management Committee for the John J. Foley Skilled Nursing Facility (**via Certificate of Necessity**); 882
- F 8.) To consider and vote on override of Resolution No. 817-2008; Amending the 2008 Operating Budget to Provide Funding for the Smithtown Alumni Association;
- A 9.) To consider and vote on override of Resolution No. 835-2008; Directing the Department of Public Works to Issue Public Health Nursing Task Force RFP; and
- A 10.) To consider and vote on override of Resolution No. 846-2008; To Establish a Policy for Continued Police Officer Presence in Police Athletic League Programs.



William J. Lindsay, Presiding Officer

cc: Hon. Steve Levy, County Executive
Tim Laube, Clerk of the Legislature
George Nolan, Counsel to the Legislature
Gail Vizzini, Director of Budget Review
Christine Malafi, Esq., County Attorney
Ben Zwirn, Assistant Deputy County Executive
Lynne Bizzarro, Esq., Chief Deputy County Attorney

2009 Operating Budget Amendment Index

B.A. #	Conflict	Action	Sponsors	Omnit Code	DEPT	Description
1		A	Presiding Officer Lindsay and Legislators Browning, Cooper, D'Amaro, Gregory, Losquadro, Nowick, Vitoria Fisher and Schneiderman	MO01	SHF	Increases the 2008 estimated Federal Aid reimbursement by \$1,060,371 for housing aliens in the County Correctional Facility, based upon the award letter received by the Sheriff after the recommended budget was released.
1				MO02	DSS	Reduces Family Assistance program costs by \$1.5 million in 2008 based upon year-to-date trends for a net County savings of \$490,050 after Federal and State aid, the local share is 32.67%.
1				MO03	DSS	Reduces the 2008 estimated Safety Net program costs by \$1.2 million based upon year-to-date trends, which incorporates an 8.8% increase over 2007. The net County savings is \$659,760 after Federal and State aid, the local share is 54.98%.
1				MO04	DSS	Reduces Institutional Foster Care program costs by \$500,000 in 2008 to reflect the success of preventive service programs in decreasing the numbers of children in institutional foster care. The net County savings is \$283,100 after Federal aid, the local share is 56.62%.
1				MO05	DSS	Deletes \$500,000 from the recommended budget in 2009 for IGT payment for the old Medicaid program appropriation which was inappropriately placed in the budget.
1				MO06	SHF	Reduce the 2008 estimated Fees for Services (001-3151-4560) by \$250,000 to reflect the reduced number of prisoners housed in "out-of-county" facilities. As of October 8th, only 17 prisoners were in "out-of-county" facilities compared to 206 prisoners at this time last year.
1				MO15	MSC	This portion of the resolution reduces mandated 2009 surplus General Fund contingency appropriations by \$3,592,481.
1				MO28	IFT	This portion of the resolution reduces surplus General Fund appropriations transferred to the Debt Service Reserve Fund by a net \$3.78 million (mandated and discretionary). This action reverses the Executive's recommended transfers that were intended to achieve net savings targets from tobacco securitization over the next five budget years (2009 to 2013). The mandated part of this resolution affects only the Debt Service Reserve Fund (425), eliminating the \$2,356,972 interfund transfer to the General Fund..
1				MO34	FIN	This portion of the resolution provides for the weakening local economy by reducing 2009 recommended sales tax growth from 2% to 1%, for a total (mandated and discretionary) decrease in revenue of \$11.2 million, with \$6,004,959 in the General Fund and \$5,204,472 in the Police District. The mandated side of the budget is a reduction in sales tax revenue of \$452,809 in the General Fund.
1				MO45	Various	Reduces non-medical and non-essential supplies by \$27,833 in 2009.
2		✓		DO01	AAC	Provides \$21,363 in 2009 for salary and fringe benefits to create one Senior Stenographer (grade 12) to replace the abolished Secretarial Assistant (grade 17) in Audit and Control for 1/2 of the year to provide necessary clerical support for the Auditing Division.

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2		A	Presiding Officer Lindsay and Legislators Browning, Cooper, D'Amaro, Gregory, Losquadro, Nowick, Viloria Fisher and Schneideman Presi	DO02	AAC	Provides an additional \$28,000 in 2009 for Fees for Services in Audit and Control for additional outside auditing services.
2				DO03	BOE	Reduces temporary salaries in Board of Elections by \$25,000 in 2009 to reflect the Board's decision not to seek pay increases for election custodians in 2009.
2				DO04	BOE	Provides an additional \$500,000 in 2009 to adequately provide for the projected cost of printing paper ballots for new optical scanning voting machines in compliance with HAVA and provides \$500,000 in 2009 for election inspector training seminars and programs necessary for implementation of HAVA compliant optical scanning machines.
2				DO05	DPW	Reduces 2009 vehicle expenditures by \$3,267,000, which includes a reduction of \$267,000 for the purchase of Sheriff vehicles. This reduction provides \$739,000 in the budget for the Sheriff to replace all vehicles with over 110,000 miles by the end of 2009.
2				DO06	DPW	Provides \$60,000 in 2009 for a utility data mining service (Fees for Services non-Employee) for real time monitoring of utility bills in order to monitor and adjust utility usage to conserve natural resources and reduce costs and to objectively quantify conservation improvements.
2				DO07	DSS	Provides \$57,948 in 2009 for permanent salaries and \$25,604 for fringe benefits to fill 4 vacant Account Clerk positions for 1/2 of the year to ensure compliance with Prompt Payment Policy and prevent further delays to child care and all types of vendors paid by DSS for a net County cost of \$27,430, the local share is 32.83%.
2				DO08	DSS	Provides \$47,000 in 2009 for closed circuit security TV repairs and maintenance and \$45,000 for upgrades to security locks. The net county cost is \$30,204 after Federal and State aid, the local share is 32.83%.
2				DO09	DSS	Provides \$66,421 for permanent salaries and \$22,742 for fringe benefits to fill 3 vacant positions: one Sr. Caseworker and two Caseworkers for 1/2 of the year to respond to increasing numbers of homeless families and individuals due to the economy. The net County cost is \$53,052 after Federal and State aid, the local share is 59.5%.
2				DO10	DSS	Provides \$367,637 in 2009 for Social Services's 100% state funded Enhanced Comprehensive Case Management Program and two new Aftercare Programs.
2				DO12	DSS	Provides an additional \$500,000 in 2009 for County enhancements to MI-HEAP to assist lower middle income families
2				DO13	EMP	Reduces the 2009 Benefit Fund contribution in the Police District (Fund 115) by \$400,000 to reflect police retirements and to more accurately portray anticipated expenditures.
2				DO14	EMP	Reduces 2009 Social Security by \$250,000 in the Police District (Fund 115) and reduces the 2009 Social Security in the General Fund by \$400,000 based upon the recommended personal services budget.
2				DO16	EXE	Restores the abolished Veterans Service Officer position (grade 16) as there will be a need for additional staff in Riverhead when the newly constructed East End Veteran's Clinic opens in the Riverhead County Center in late 2009 or early 2010.
2		✓		DO17	EXE	Reduces the 2008 estimate for Contracted Services in the Office for Women by \$74,250 based upon year to date expenditures and encumbered funds to reflect a more realistic cost projection.

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2		A	ding Officer Lindsay and Legislators Browning, Cooper, D'Amaro, Gregory, Losquadro, Nowick, Vitoria Fisher and Schneideman	DO18	EXE	Increases estimated 2008 postage \$6,000 and provides \$6,000 in 2009 for postage to provide for the mailing of notices to all Suffolk County Accessible Transportation (SCAT) eligible individuals per Resolution No. 1407-2007.
2				DO19	EXE, HSV	Restores the exempt Director of Labor Relations back to grade 34 from grade 36 and restores the exempt Deputy Commissioner of Health Services (Administrative Services) back to grade 36 from grade 38 at a savings of \$11,006.
2				DO20	FIN	Restores the abolished Tax History Supervisor (grade 21) position vacated through ERIP to provide an adequate staffing to maintain the integrity of the Tax History system. There are sufficient permanent salary appropriations to fill the restored position during the second half of the year.
2				DO21	FIN	Provides an additional \$10,000 in 2009 for overtime for the Tax Collection Division to meet rising workload challenges associated with the collection of delinquent real property taxes.
2				DO22	FRE	Provides \$45,000 in 2009 to purchase replacement batteries for training defibrillators in FRES.
2				DO23	HSV	Provides \$57,612 in 2009 for permanent salaries and \$17,218 for fringe benefits to fill two vacant positions for 1/2 of the year in Health Services for program evaluation and analysis and preparation of grant applications for an \$80 million budget for a net County cost of \$47,891, local share is 64%.
2				DO24	HSV	Provides \$55,806 in 2009 for permanent salaries and \$16,936 for fringe benefits to create or transfer two vacant positions, one Nurse Practitioner (grade 27) and one Public Health Nurse (grade 21/02) for the Prenatal Float Team for half of the year, and abolish one vacant Registered Nurse (grade 19). The net County cost is \$46,555, 64% local cost after state aid of 36%.
2				DO25	HSV	Provides \$154,951 in 2009 for permanent salaries for the Division of Environmental Quality to fill vacant positions to address backlogs in construction permit inspections.
2				DO26	HSV	Provides \$155,000 for permanent salaries and \$36,825 for fringe benefits in 2009 to create six Public Health Sanitarians (grade 21) in Health Services to address delays in necessary restaurant inspections to protect public health. Associated 2009 state aid is increased by \$56,825. A portion of this core General Fund mission is offset in sections DO33, Community Support Initiatives (CSI), and DO43, community based organizations.
2		↙		DO27	HSV	Increases the General Fund transfer to the Skilled Nursing Facility (Fund 632) by \$4,413,878 to restore positions, expenditures and revenues to operate the John J. Foley Skilled Nursing Facility for FY2009. The 14 positions vacated through the 2008 County Early Retirement Incentive were not restored.

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2		A	Presiding Officer Lindsay and Legislators Browning, Cooper, D'Amaro, Gregory, Losquatro, Nowick, Vitoria Fisher and Schneideman	DO28	IFT	This portion of the resolution reduces surplus General Fund appropriations transferred to the Debt Service Reserve Fund by a net \$3.78 million (mandated and discretionary). This action reverses the Executive's recommended transfers that were intended to achieve net savings targets from tobacco securitization over the next five budget years (2009 to 2013). These funds, along with a planned transfer of \$4.96 million in 2010, are earmarked for use in 2011 and 2012. The debt reserve portion of this resolution includes the discretionary changes that along with the accompanying mandated portion of the resolution (M028) eliminates the recommended budget transfer of an additional \$6.14 million from the General Fund to the Debt Service Reserve Fund (425) in 2008 and eliminates the transfer to the General Fund of \$2.36 million in 2009, for a net General Fund savings of \$3.78 million. The 2008 estimated reduction of \$6,137,341 represents the recommended transfer in excess of the adopted amount (\$6,704,910) less an adjustment for the 2007 year-end fund balance that came in less than was estimated last year (- \$567,569 = \$21,478,983 - \$20,911,414).
2				DO29	ITS	Deletes \$25,000 from the 2009 recommended budget for Wi-Fi network testing in the Department of Information Technology Services as the development of a county-wide system is cost prohibitive.
2				DO30	LEG	Increases the 2009 Fees for Services by \$100,000 in the Budget Review Office for consulting services to pursue outside expertise in matters of LIPA oversight, alternative sources of energy, energy conservation, and other significant energy related matters important to the residents of Suffolk County.
2				DO31	LEG	Decreases 2008 estimated permanent salaries by \$125,000 in the Legislature, based upon year to date expenditure and staffing.
2				DO32	LEG	Restores the abolished Chief Auditor position (grade 31) in the Budget Review Office, without funds, that was vacated through the County's 2008 early retirement incentive as the Office is required to conduct financial and system audits and has had an auditing position on staff for most of its 32-year history.
2				DO33	LEG	Provides \$595,000 for Community Service Initiatives in the Legislature to fund community based organizations.
2				DO34	FIN	This portion of the resolution provides for the weakening local economy by reducing 2009 recommended sales tax growth from 2% to 1%, for a total (mandated and discretionary) decrease in revenue of \$11.2 million, with \$6,004,959 in the General Fund and \$5,204,472 in the Police District. The reduction in sales tax revenue is split between the mandated and discretionary budgets, with \$452,809 of the reduction attributed to mandated General Fund sales tax revenue and the remainder, both General Fund and Police District, attributed to the discretionary side of the budget.
2				DO35	POL	Provides \$100,236 in permanent salaries and \$25,172 in fringe benefits to fill six vacant positions in the 911 Dispatch Emergency Center (Fund 102); 4 Emergency Complaint Operators and 2 Public Safety Dispatcher positions for 1/2 of the year. Impact on Police District is \$87,786 and General Fund \$37,622.
2		✓		DO36	POL	Provides \$2.4 million in 2009 to fund a Police Class of 80 recruits commencing September to maintain sworn personnel staffing.

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2		A	Presiding Officer Lindsay and Legislators Browning, Cooper, D'Amaro, Gregory, Losquadro, Nowick, Vitoria Fisher and Schneideman	DO37	POL	This portion of the resolution increases Police District property taxes by an amount equal to the smallest growth rate (1.57%) over the course of this decade (2000-08). The increase from the recommended budget of \$6,901,970 is entirely on the discretionary side of the budget.
2				DO38	PRO	Provides \$252,703 for permanent salaries and \$84,800 for fringe benefits in 2009 to fill 11 vacant positions for 1/2 of the year to staff the Electronic Monitoring Unit in accordance with Legislative policy. The net County cost is \$276,752, 18% State aided.
2				DO39	PRO	Provides \$90,044 for permanent salaries and \$30,552 for fringe benefits in 2009 to fill 4 vacant positions for half the year to staff the Sex Offender Services Unit in accordance with Legislative policy. The net County cost is \$98,889, 18% State aided.
2				DO41	SWC	Restores the abolished Senior Soil District Technician (grade 19) to provide field supervision and abolish one vacant Soil District Technician (grade 16) position that was created in 2005 but never filled.
2				DO42	Various	Provides \$1,464,038 in 2009 for countywide contracted agency services and increases associated state aid by \$662,379 for a net county cost of \$801,659 for contracted health, human services, and cultural affairs agencies and programs that were inadequately provided for in the recommended budget. Funding is provided for the following areas: health clinics, elder care counseling, domestic violence prevention programs, mental health programs, food pantries and cultural affairs.
2	7, 8, 9, 10, 11, 12, 13, 14 & 15			DO43	Various	Provides funding for contracted health and human service agencies for underserved populations that were inadequately provided for in the recommended budget. These include health services, cancer and breast cancer prevention and education agencies, prevention of domestic violence programs, volunteer fire and ambulance departments, food pantries, child abuse prevention programs, economic development and downtown revitalization programs, cultural affairs, veterans and seniors programs, and youth associations.
2			DO44		Provides \$1.2 million from a new revenue source in 2009 from the Legislative initiative to dispose (scrap) impounded automobiles stored BOMARC (\$1 million) and from the sale (scrap) of obsolete equipment (\$200,000) stored in BOMARC.	
2			DO45	Various	Reduces non-medical and non-essential supplies by \$428,985 in 2009.	
3		↘			DSS	This resolution provides an additional \$1 million in 2009 to augment day care assistance payments for low income working families offset by a reduction in the 2008 estimated EPIC program costs by \$750,000 to reflect projected claims payments through the end of the year and a reduction of \$250,000 in the 2009 recommended General Fund benefit fund contribution to reflect projected staffing levels in 2009. See Budget Review Office report, page 348.

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B.A. #	Conflict	Action	Sponsors	Omn Code	DEPT	Description
4		A	Viloria-Fisher		VAN	This resolution increases the County's revenue from Parks fees by \$800,000 to provide the Suffolk County Vanderbilt Museum with a one-year commitment of \$800,000 in revenue to support the continued operation of the Museum in 2009. This authorization to provide revenue to the Museum sunsets December 31, 2009 and requires the Museum to submit a formal business plan to the Legislature's Parks and Recreation Committee outlining the Museum's plan to replace the \$800,000 in revenue in 2010. As a result of the current market conditions, the Museum's Endowment Trust Fund is unable to sustain its \$100,000 monthly distribution to the Museum in 2009. This resolution transfers \$800,000 from the County's General Fund to Fund 708 to support the Museum in meeting its 2009 operating budget expenses and enables the Museum to continue to operate as an educational resource for the residents of Suffolk County as well as a tourist attraction for visitors.
5		↙	Stern, Cooper, Horsley, Kennedy, Alden		EXE	This resolution increases the senior citizens legal aid program by \$154,594; which is offset by a reduction of \$54,594 in the 2008 estimated Benefit Fund contribution and a reduction of \$100,000 in the 2009 Benefit Fund contribution. The Omnibus Resolution (DO43) provides \$200,000 to the Legal Aid Society for contracted services for the elderly. The purpose of this resolution is to provide the additional \$154,594 to bring the 2009 adopted amount to the 2009 requested level. See Budget Review Office report, pages 261 & 117.
6		with the program	Kennedy		DPW	This resolution reduces the purchase of automobiles by a maximum \$4,195,000 in 2009.
7	2	NOT Addressed	Montano		EXE	This resolution amends the 2009 Recommended Operating Budget to include \$8,000 for the Central Islip Public Library (HFD1), which is offset by a \$8,000 reduction in Social Security.
8	2		Montano		ECD	This resolution amends the 2009 Recommended Operating Budget to include \$4,000 for the Central Islip Historical Preservation Society (HLJ1), which is offset by a \$4,000 reduction in Social Security.
9	2		Montano		EXE	This resolution amends the 2009 Recommended Operating Budget to include \$3,000 for the Long Island Gay and Lesbian Youth organization (GFF1), which is offset by a \$3,000 reduction in Social Security.
10	2		Montano		EXE	This resolution amends the 2009 Operating Budget to provide \$20,000 for the contracted agency Central Islip Civic Council, which is offset by an equal decrease in Social Security expenditures in 2009.
11	2		Montano		EXE	This resolution amends the 2009 Operating Budget to provide \$8,000 for the contracted agency Brentwood Public Library, which is offset by an equal decrease in Social Security expenditures in 2009.
12	2		Montano		EXE	This resolution amends the 2009 Operating Budget to provide \$45,000 for the contracted agency Marvin Avery Palmrose Center of Hope, which is offset by an equal decrease in Social Security expenditures in 2009.
13	2	↘	Montano		EXE	This resolution amends the 2009 Recommended Operating Budget to include \$5,000 for the P. A. Lopez Memorial Scholarship Fund (HGC1), which is offset by a \$5,000 reduction in Social Security.
14	2	✓	Montano		EXE	This resolution amends the 2009 Recommended Operating Budget to include \$3,000 for Youth Enrichment Services Inc.- YES (HGT1), which is offset by a reduction of \$3,000 in Social Security.

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B.A. #	Conflict	Action	Sponsors	Oml Code	DEPT	Description
15	2	NOT Addressed	Montano		EXE	This resolution amends the 2009 Recommended Operating Budget to include \$4,000 for the Puerto Rican Coalition for Better Community (HOW1), which is offset by a \$4,000 reduction in Social Security.
16		A	Lindsay, Losquadro		HSV	This resolution will provide \$46,000 in 2009 for the Family Service League Suicide Prevention & Response Program (HVQ1), referred to as "Joe's Project", which is offset by a reduction of a like amount in the 2008 estimated Benefit Fund contribution.
17		↙	Browning		HSV	This resolution increases temporary salaries in the Health Department by \$30,719 and amends the hourly rate for temporary positions in the Classification and Salary Plan for Registered Nurses and Licensed Practical Nurses to a rate commensurate with permanent salaried employees. The increase is offset by \$7,695 in State Public Health Aid (3401) and by a reduction in Permanent Salaries of \$23,024 in the Office of the County Executive.
18		with- drawn	Montano		EXE	This resolution amends the 2009 Operating Budget to provide \$25,000 for the contracted agency Marvin Avery Palmore Center of Hope, which is offset by an equal decrease in the 2008 estimate for Benefit Fund Contributions.
19		A	Alden		HSV	This resolution amends the 2009 Operating Budget to provide \$60,000 for the contracted agency Transitional Services (AVO1), which is offset by an equal decrease in the Department of Public Works light, power, and water expenditures in 2009.
20			Beedenbender, Browning, Gregory, Horsley, Kennedy, Viloria-Fisher		DSS	This resolution creates seventeen new positions in the Department of Social Services to facilitate eligibility determinations and recertification processes for the Food Stamp Program. There is no increase in the net County Operating Budget as the additional costs are offset by savings and increased federal aid. Additional funding for benefits are not required as sufficient funding exists in the recommended budget. See Budget Review Office report, page 335.
21			Beedenbender, Browning, Gregory, Horsley, Kennedy, Viloria-Fisher		DSS	This resolution provides additional permanent salaries funding to bring seventy-five new Medicaid Compliance positions on board for a full year in 2009. There is a companion discretionary resolution that provides the additional federal and state aid to completely offset these costs. When taken together, there is no increase to the net County Operating Budget. See Budget Review Office report, pages 341.
22			Beedenbender, Browning, Gregory, Horsley, Kennedy, Viloria-Fisher		DSS	This resolution provides additional federal and state aid attributed to bringing seventy-five new Medicaid Compliance positions on board for a full year in 2009. The related permanent salary appropriations are contained in a mandated companion resolution. When taken together, there is no increase to the net County Operating Budget as the additional costs are completely offset by federal and state aid. See Budget Review Office report, pages 341.
23		↙	Beedenbender, Browning, Gregory, Horsley, Kennedy, Viloria-Fisher		DSS	This resolution creates eighty new Medicaid positions in the Department of Social Services. These positions will process Medicaid applications, including both eligibility determination and client recertification. A companion discretionary resolution provides a portion of the associated employee benefits. When taken together, there is no increase to the net County Operating Budget as the additional costs are completely offset by federal and state aid. See Budget Review Office report, page 341.

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B.A. #	Conflict	Action	Sponsors	Omni Code	DEPT	Description
24		A	Beedenbender, Browning, Gregory, Horsley, Kennedy, Vitoria-Fisher		DSS	This resolution provides funding for employee benefits associated with eighty new Medicaid positions in the Department of Social Services created by a companion mandated resolution. When taken together, there is no increase to the net County Operating Budget as the additional costs are completely offset by federal and state aid. See Budget Review Office report, page 341.