



ONEIDA COUNTY BOARD OF LEGISLATORS

ONEIDA COUNTY OFFICE BUILDING ♦ 800 PARK AVENUE ♦ UTICA, N.Y. 13501-2977

Gerald J. Fiorini
Chairman
(315) 798-5900

Mikale Billard
Clerk
(315) 798-5404

George Joseph
Majority Leader

Timothy Julian
Minority Leader

***** NOTICE OF MEETINGS *****

Notice is hereby given that the Oneida County Board of Legislators will meet in accordance with the following schedule on Wednesday, May 8, 2024.

10:00 A.M. – DISTRIBUTION OF COMMUNICATIONS

12:00 P.M. WAYS & MEANS COMMITTEE

2:00 P.M. FULL BOARD SESSION- LEGISLATIVE CHAMBERS

All meetings are available on the Oneida County Board of Legislators Facebook Page [www.facebook.com @ONEIDACOUNTYLEGISLATURE](https://www.facebook.com/@ONEIDACOUNTYLEGISLATURE) or at <https://fb.me/ONEIDACOUNTYLEGISLATURE>

MEETING REMINDERS:

INTRODUCTORY

F.N. 2024-161

NO. 190

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Mr. Flisnik

2ND BY:

LOCAL LAW INTRO. "A" OF 2024

LOCAL LAW NO. __ OF 2024

A LOCAL LAW EXTENDING THE YOUTH DEER HUNTING PROGRAM

BE IT ENACED BY THE BOARD OF COUNTY LEGISLATORS OF THE COUNTY OF ONEIDA, STATE OF NEW YORK, AS FOLLOWS:

SECTION 1. PURPOSE AND INTENT.

In 2021, the State of New York enacted legislation adding a new section to the Environmental Conservation Law, Section 11-0935 ("ECL § 11-0935"), allowing counties to adopt local laws authorizing participation in a pilot deer hunting program open to youths aged twelve or thirteen years. Thereafter, the County of Oneida adopted Local Law No. 1 of 2021, authorizing participation in the pilot youth deer hunting program within the County. Youth hunters must, among other requirements, hold licenses and tags issued by the Department of Environmental Conservation and remain accompanied by a parent, legal guardian, or designated adult.

ECL § 11-0935 was set to expire on December 31, 2023, and so, Local Law No. 1 of 2021 authorized the pilot youth deer hunting program through December 31, 2023. However, the State of New York has enacted legislation extending ECL § 11-0935 through December 31, 2025, and may further extend the program in future years.

Hunting is a valued tradition in many families, and Local Law No. 1 of 2021 has allowed it to be shared with a new generation. The youth deer hunting program has taught young people safe, responsible, and ethical hunting practices, given them a rewarding experience, provided quality food to families, and contributed to important deer management practices.

The purpose of this Local Law is to extend participation in the youth deer hunting program within the County of Oneida to such time as ECL § 11-0935 may expire, if ever. In so doing, the County of Oneida will ensure that a new generation will continue to participate in this important tradition.

SECTION 2. AUTHORITY.

The Board of County Legislators adopts this Local Law under the authority granted by Article IX of the New York State Constitution, New York Municipal Home Rule Law Section 10, ECL § 11-0935; and Oneida County Charter Section 202(b).

SECTION 3. AMENDMENT TO LOCAL LAW NO. 1 OF 2021.

Section 4 of Local Law No. 1 of 2021 is amended by the deletion of all matters that are in parenthesis and stricken, and the addition of all matters in bold and underlined font, as set forth below:

“Pursuant to Environmental Conservation Law, ECL § 11-0935, Oneida County elects to participate in the (~~temporary~~) program to allow for Minors to hunt deer with a firearm, to include rifles, shotguns, and muzzle-loading firearms or crossbows through (~~December 31, 2023~~) **such time as ECL § 11-0935 shall expire and be deemed repealed.**”

SECTION 4. SEVERABILITY.

If any clause, sentence, paragraph, subdivision, section, or part of this Local 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 effect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this Local 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.

SECTION 5. EFFECTIVE DATE.

This Local Law shall take effect immediately upon filing with the Secretary of State in accordance with Sections 20, 21 and 27 of the Municipal Home Rule Law. The Clerk of the Board of Legislators shall thereupon notify the Department of Environmental Conservation of this Local Law in accordance with ECL § 11-0935(2).

APPROVED: Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 191

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Boucher, Flisnik

2ND BY:

RE: APPROVAL OF A TEMPLATE FOR THE ONEIDA COUNTY COLLEGE STUDENT CORPS INTERNSHIP PROGRAM TO BE USED FOR AGREEMENTS BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE OF WORKFORCE DEVELOPMENT, AND VARIOUS EMPLOYERS (ONEIDA COUNTY REIMBURSEMENT)

WHEREAS, This Board is in receipt of correspondence from David L. Mathis, Director of Oneida County Workforce Development, requesting approval of a Template to be used for Agreements between Oneida County, through its Office of Workforce Development, and various employers for the Oneida County College Student Corps Internship Program, and

WHEREAS, The Template will be used to enter into Agreements with various employers to provide a meaningful work experience for eligible interns in Oneida County, with Oneida County reimbursing the employer one-half (1/2) of the total expense associated with each intern at a rate of \$15.00 per hour for a maximum of two hundred (200) total internship hours, or a maximum of \$1,614.75 per intern, for a term commencing as early as May 1, 2024 and ending September 30, 2024, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Template must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida Board of Legislators hereby approves a Template to be used for Agreements between Oneida County, through its Office of Workforce Development, and various employers for the Oneida County College Student Corps Internship Program (Oneida County Reimbursement), and it is further

RESOLVED, That Oneida County Executive, Anthony J. Picente, Jr., is hereby authorized to execute Agreements between Oneida County, through its Office of Workforce Development, and various employers using the approved Template, including any extensions of time or non-material amendments.

APPROVED: Health & Human Services Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO.

192

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Boucher, Flisnik

2ND BY:

RE: APPROVAL OF A TEMPLATE FOR THE ONEIDA COUNTY COLLEGE STUDENT CORPS INTERNSHIP PROGRAM TO BE USED FOR AGREEMENTS BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE OF WORKFORCE DEVELOPMENT, AND VARIOUS EMPLOYERS (EMPLOYER REIMBURSEMENT)

WHEREAS, This Board is in receipt of correspondence from David L. Mathis, Director of Oneida County Workforce Development, requesting approval of a Template to be used for Agreements between Oneida County, through its Office of Workforce Development, and various employers for the Oneida County College Student Corps Internship Program, and

WHEREAS, The Template will be used to enter into Agreements with various employers to provide a meaningful work experience for eligible interns in Oneida County, with the employer reimbursing Oneida County one-half (1/2) of the total expense associated with each intern at a rate of \$15.00 per hour for a maximum of two hundred (200) total internship hours, or a maximum of \$1,614.75 per intern, for a term commencing as early as May 1, 2024 and ending September 30, 2024, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Template must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida Board of Legislators hereby approves a Template to be used for Agreements between Oneida County, through its Office of Workforce Development, and various employers for the Oneida County College Student Corps Internship Program (Employer Reimbursement), and it is further

RESOLVED, That Oneida County Executive, Anthony J. Picente, Jr., is hereby authorized to execute Agreements between Oneida County, through its Office of Workforce Development, and various employers using the approved Template, including any extensions of time or non-material amendments.

APPROVED: Health & Human Services Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 193

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: *Messrs. Boucher, Flisnik*

2ND BY:

RE: APPROVAL OF THE REALLOCATION OF GRADE FOR THE TITLE COMMISSIONER OF MENTAL HEALTH

WHEREAS, This Board is in receipt of correspondence from Commissioner of Personnel, Charles P. Klein, requesting authorization to reallocate the grade for the title Commissioner of Mental Health currently allocated at Grade 47H, Step 1 (\$102,949), and

WHEREAS, It is the recommendation of the Commissioner of Personnel that the title Commissioner of Mental Health be reallocated to Grade 49H, Step 1 (\$111,662), and

WHEREAS, Said request must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators authorizes and approves a reallocation of grade for the title Commissioner of Mental Health from Grade 47H, Step 1 (\$102,949) to Grade 49H, Step 1 (\$111,662) – effective immediately.

APPROVED: Health & Human Services Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 194

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: *Messrs. Boucher, Flisnik*

2ND BY:

RE: APPROVAL TO CREATE ONE (1) PROGRAM ANALYST POSITION – DEPARTMENT OF MENTAL HEALTH

WHEREAS, This Board is in receipt of correspondence from Commissioner of Personnel, Charles P. Klein, requesting authorization to create one (1) Program Analyst position (Grade 28W, Step 1, \$52,131) in the Department of Mental Health, and

WHEREAS, Said request must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves creating one (1) Program Analyst position (Grade 28W, Step 1, \$52,131) in the Department of Mental Health, effective immediately.

APPROVED: Health & Human Services Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

195

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Boucher, Flisnik

2ND BY:

RE: APPROVAL OF A SUBAWARD AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF MENTAL HEALTH, AND INSTITUTE FOR INTERGOVERNMENTAL RESEARCH

WHEREAS, This Board is in receipt of correspondence from Ashlee L. Thompson, Commissioner of Mental Health, requesting approval of a Subaward Agreement between Oneida County, through its Department of Mental Health, and the Institute for Intergovernmental Research for the Reaching Rural 2023 Implementation Project, for up to a total amount of \$100,000.00, which will be used to enhance the existing Reaching Rural project of the Camden Life Center; increase and coordinate support of cross-sector partnerships; increase participation with the five (5) town courts within Western Oneida County; and provide outreach, intake assessments, and intensive case management services to assist justice involved individuals in engaging in care, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Subaward Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute a Subaward Agreement between Oneida County, through its Department of Mental Health, and the Institute for Intergovernmental Research, for a term commencing March 1, 2024 and ending July 31, 2025, and gives County Executive Picente authority to sign documents pertaining to this grant including any time extensions, increase in funding or other non-material amendments.

APPROVED: Health & Human Services Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 196

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Boucher, Flisnik

2ND BY:

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF MENTAL HEALTH, AND CENTER FOR FAMILY LIFE AND RECOVERY, INC.

WHEREAS, This Board is in receipt of correspondence from Ashlee L. Thompson, Commissioner of Mental Health, requesting approval of an Agreement between Oneida County, through its Department of Mental Health, and Center for Family Life and Recovery, Inc., for a maximum amount of \$98,135.63, for the provision of an Intensive Case Manager and Project Coordinator for the Reaching Rural 2023 Implementation Project, which will enhance cross-system partnerships, increase access to care, promote anti-stigma messages, and other collaborative work with the Institute for Intergovernmental Research (IIR) and Oneida County, and

WHEREAS, Funding for this Agreement is provided through an IIR grant, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Agreement between Oneida County, through its Department of Mental Health, and Center for Family Life and Recovery, Inc., for a term commencing upon execution and ending July 31, 2025, and gives County Executive Picente authority to sign documents pertaining to this Agreement, including any time extensions, increases in available funding for the Agreement from the IIR grant funding this Agreement and other non-material amendments.

APPROVED: Health & Human Services Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 197

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Boucher, Flisnik

2ND BY:

RE: SUPPLEMENTAL APPROPRIATION OF \$99,000.00 TO A 4310 4310.495-180 – OTHER EXPENSES GRANT FUNDED – OPIOID SETTLEMENT (MENTAL HEALTH/ADMINISTRATION)

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$99,000.00 to A 4310 4310.495-180 – Other Expenses Grant Funded – Opioid Settlement (Mental Health/Administration), and

WHEREAS, Said supplemental appropriation will be supported by unanticipated revenue in the following account in the following amount:

A 4310 4310.2735-400 Opioid Settlement Funds Received OASAS \$99,000.00 (Mental Health/Administration)

now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2024 funds, as hereinafter set forth, is hereby approved:

TO:

A 4310 4310.495-180 Other Expenses Grant Funded – Opioid Settlement (Mental Health/Administration) \$99,000.00

APPROVED: Health & Human Services Committee Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote: AYES NAYS ABSENT

198

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Mme. Pratt, Mr. Flisnik

2ND BY:

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF LAW, AND ROEMER WALLENS GOLD & MINEAUX

WHEREAS, This Board is in receipt of an Agreement between Oneida County, through its Department of Law, and Roemer Wallens Gold & Mineaux to provide legal services in the role of Labor Relations Attorneys and Consultants, including comprehensive negotiating services with collective bargaining units, consulting and the provision of legal advice regarding a comprehensive range of issue, including, but not limited to: Civil Service Law, Taylor Law, Disability Benefits, Sexual Harassment Investigations and Grievances filed against Oneida County, and

WHEREAS, The Consultant Agreement shall be for a term commencing January 1, 2024 and ending December 31, 2028, for a total cost of \$349,200.00, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Agreement between Oneida County, through its Department of Law, and Roemer Wallens Gold & Mineaux, for a term commencing January 1, 2024 and ending December 31, 2028.

APPROVED: Government Operations Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Mme. Pratt, Mr. Flisnik

2ND BY:

RE: APPROVAL OF A SECOND EXTENSION AGREEMENT BETWEEN THE ONEIDA COUNTY BOARD OF ELECTIONS AND FORT ORANGE PRESS, INC.

WHEREAS, This Board is in receipt of a Second Extension Agreement between the Oneida County Board of Elections and Fort Orange Press, Inc., and

WHEREAS, Pursuant to an Agreement entered into between the Oneida County Board of Elections and Fort Orange Press, Inc. on August 22, 2022, for the printing of ballots and other electronic materials and services for elections held in Oneida County, for a term commencing May 18, 2022 and ending May 30, 2023, with the option to renew for four (4) additional one (1) year terms, in the sum of \$434,400.00 (Contract #166670), and

WHEREAS, The parties later entered into a First Extension Agreement to extend the term of the original Agreement for an additional one-year term commencing May 31, 2023 and ending May 30, 2024, as allowed by Article III of the original Agreement, and

WHEREAS, The parties wish to enter into a Second Extension Agreement to extend the term of the original Agreement for an additional one-year term commencing May 31, 2024 and ending May 30, 2025, in the sum of \$442,691.00, as allowed by Article III of the original Agreement, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Second Extension Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute a Second Extension Agreement between the Oneida County Board of Elections, and Fort Orange Press, Inc. for a one-year term commencing May 31, 2024 and ending May 30, 2025, including any non-material amendments thereto.

APPROVED: Government Operations Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 200

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Mme. Pratt, Mr. Flisnik

2ND BY:

RE: APPROVAL OF A VOICE AND DATA SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF INFORMATION TECHNOLOGY, AND NORTHLAND NETWORKS LTD.

WHEREAS, This Board is in receipt of a Voice and Data Services Agreement between Oneida County, through its Department of Information Technology, and Northland Networks Ltd. to provide voice and data services to Oneida County at various locations throughout the county, including communications and internet lines and the maintenance of a 24/7/365 network operations center, and

WHEREAS, The Voice and Data Services Agreement shall be for a three (3) year term commencing upon execution, with the prices for each service specified therein, with the option to renew for up to two (2) additional terms of one (1) year each, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Voice and Data Services Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute a Voice and Data Services Agreement between Oneida County, through its Department of Information Technology, and Northland Networks, Ltd., for a three (3) year term commencing upon execution, and up to two (2) additional terms of one (1) year each, including any non-material amendments.

APPROVED: Government Operations Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 201

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Mme. Pratt, Mr. Flisnik

2ND BY:

RE: APPROVAL OF A TAX COLLECTION AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF FINANCE, AND NEW YORK MILLS UNION FREE SCHOOL DISTRICT

WHEREAS, This Board is in receipt of a Tax Collection Agreement between Oneida County, through its Department of Finance, and New York Mills Union Free School District, for the collection of school taxes, and

WHEREAS, New York Mills Union Free School District will pay Oneida County the actual costs incurred for the printing and mailing of the school tax bills, including the cost of envelopes, supplies and postage, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute a Tax Collection Agreement between Oneida County, through its Department of Finance, and New York Mills Union Free School District, for a term commencing June 1, 2024 and ending June 30, 2029.

APPROVED: Government Operations Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 202

ONEIDA COUNTY BOARD OF LEGISLATORS
RESOLUTION NO.

INTRODUCED BY: *Mme. Pratt, Mr. Flisnik*

2ND BY:

RE: APPROVAL OF ONE REFUND AND THIRTEEN CORRECTIONS TO VARIOUS ERRONEOUS TAX ASSESSMENTS

WHEREAS, The Commissioner of Finance has forwarded one (1) application for a refund totaling \$382.38 in the City of Sherrill and thirteen (13) corrections for erroneous tax assessments in the Villages of Camden and Waterville and the Towns of Floyd, New Hartford, Steuben, Vernon and Westmoreland totaling \$7,935.98, and

WHEREAS, Title 3 of Article 5 of the Real Property Tax Law outlines the procedure that must be followed to process the applications for refunds and for correction of taxes, and

WHEREAS, The Commissioner of Finance has transmitted his written report to this Board and this Board has reviewed said applications and corrections and made its recommendations, now, therefore, be it hereby

RESOLVED, That this Board hereby concurs with and approves the recommendations of the Oneida County Commissioner of Finance and directs that the Clerk of the Board take such action as required by Title 3 of Article 5 of the Real Property Tax Law, so as to reflect the corrected taxes as determined by said Commissioner, and be it further

RESOLVED, That this Board does hereby order that the taxes be corrected as recommended by the Commissioner of Finance and that the officer having jurisdiction of the tax rolls correct such rolls accordingly.

APPROVED: Government Operations Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO.

203

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Idzi, Flisnik

2ND BY:

RE: APPROVAL OF A CONTRACT EXTENSION AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS SHERIFF’S OFFICE, AND TRINITY SERVICES GROUP, INC.

WHEREAS, This Board is in receipt of a Contract Extension Agreement between the County of Oneida, through its Sheriff’s Office, and Trinity Services Group, Inc., and

WHEREAS, Pursuant to a Purchase of Services Agreement entered into between Oneida County and Trinity Services Group, Inc. on June 23, 2020, Trinity Food Services Group, Inc. agreed to provide food services at the Oneida County Correctional Facility, which meet all of the nutritional guidelines pursuant to New York State and Federal standards for incarcerated adults, including the guidelines as prescribed by the New York State Commission on Corrections Standards for Local Correctional Facilities, for a term commencing May 1, 2020 and ending April 30, 2023 for approximately \$442,145.36 per year (Contract #102468), and

WHEREAS, The parties entered into a first Contract Extension Agreement on June 29, 2023 to extend the term of the original Agreement for an additional one-year term commencing May 1, 2023 and ending April 30, 2024, for an estimated sum of \$578,946.94, as allowed by Section 4.1 of the original Agreement, and

WHEREAS, The parties wish to enter into a second Contract Extension Agreement to extend the term of the original Agreement for an additional one-year term commencing May 1, 2024 and ending April 30, 2025 for an amount to be determined based upon an updated price schedule, as allowed by Section 4.1 of the original Agreement, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Contract Extension Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute a second Contract Extension Agreement between Oneida County, through its Sheriff’s Office, and Trinity Food Services Group, Inc., for an amount to be determined based upon an updated price schedule, for a term commencing May 1, 2024 and ending April 30, 2025, including non-material amendments.

APPROVED: Public Safety Committee
 Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 204

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Idzi, Flisnik

2ND BY:

RE: APPROVAL OF AGREEMENTS BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE OF TRAFFIC SAFETY/STOP DWI PROGRAM, AND VARIOUS POLICE AGENCIES – STOP-DWI SELECTIVE ENFORCEMENT PATROLS

WHEREAS, This Board is in receipt of correspondence from Eric Townsend, STOP-DWI Coordinator, requesting approval of an Agreement between Oneida County, through its Office of Traffic Safety/STOP-DWI Program, and the Village of Yorkville, through its Police Department to provide funding to conduct DWI Selective Enforcement Patrols, purchase related equipment and attend training that enhances the mission of the STOP-DWI Program, for a term commencing January 1, 2024 and ending December 31, 2024, and

WHEREAS, Mr. Townsend has requested that this Agreement be approved as a Template for similar arrangements with other municipalities, which are of the same content, with the exception of municipality name, locality, and dollar amount, and

WHEREAS, No County dollars are being used for these Agreements, as funding is 100% reimbursable to Oneida County from DWI funds generated in Oneida County, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Agreements must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves a Template to be used for Agreements between Oneida County, through its Office of Traffic Safety/STOP DWI Program, and various municipalities, through their Police Departments; and it is further

RESOLVED, That Oneida County Executive, Anthony J. Picente, Jr., is hereby authorized to execute STOP-DWI Selective Enforcement Patrol Agreements between Oneida County, through its Office of Traffic Safety/STOP DWI Program, the following municipalities, through their Police Departments for a term commencing January 1, 2024 and ending December 31, 2024, in the following amounts, including any non-material amendments:

- Village of Yorkville \$ 15,080.00
- Oneida County Sheriff's Office \$150,000.00
- Village of Whitesboro \$ 2,562.00
- City of Rome \$ 13,237.00
- City of Utica \$ 15,219.00

- City of Sherrill \$ 2,000.00
- Town of New Hartford \$ 10,000.00
- Village of New York Mills \$ 6,902.00

APPROVED: Public Safety Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 205

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Idzi, Flisnik

2ND BY:

RE: APPROVAL OF AGREEMENTS BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE OF TRAFFIC SAFETY/STOP DWI PROGRAM, AND VARIOUS POLICE AGENCIES – HIGH VISIBILITY ENGAGEMENT CAMPAIGN

WHEREAS, This Board is in receipt of correspondence from Eric Townsend, STOP-DWI Coordinator, requesting approval of an Agreement between Oneida County, through its Office of Traffic Safety/STOP-DWI Program, and the Village of New York Mills, through its Police Department to provide funding to conduct High Visibility Engagement Campaigns (f/k/a “Crackdown Patrols”) during the holidays, and

WHEREAS, Mr. Townsend has requested that this Agreement be approved as a Template for similar arrangements with other municipalities, which are of the same content, with the exception of municipality name, locality, and dollar amount, and

WHEREAS, No County dollars are being used for these Agreements, as funding is 100% reimbursable to Oneida County from a grant received from the New York State Stop-DWI Foundation, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Agreements must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves a Template to be used for Agreements between Oneida County, through its Office of Traffic Safety/STOP DWI Program, and various municipalities, through their Police Departments, and it is further

RESOLVED, That Oneida County Executive, Anthony J. Picente, Jr., is hereby authorized to execute High Visibility Engagement Campaign Agreements between Oneida County, through its Office of Traffic Safety/STOP DWI Program, and the following municipalities, through their Police Departments for a term commencing October 31, 2023 and ending October 30, 2024, in the following amounts, including any non-material amendments:

- Village of New York Mills \$ 3,330.00
- Town of New Hartford \$ 4,500.00
- Oneida County Sheriff’s Office \$ 8,695.00
- City of Rome \$ 4,495.00
- City of Utica \$ 6,220.00
- Village of New York Mills \$ 6,800.00

APPROVED: Public Safety Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 206

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: *Messrs. Idzi, Flisnik*

2ND BY:

RE: APPROVAL TO ABOLISH ONE (1) PART-TIME SENIOR CONFIDENTIAL INVESTIGATOR POSITION AND TO CREATE ONE (1) FULL-TIME SENIOR CONFIDENTIAL INVESTIGATOR POSITION IN THE DISTRICT ATTORNEY'S OFFICE

WHEREAS, This Board is in receipt of correspondence from Commissioner of Personnel, Charles P. Klein, requesting authorization abolish one (1) part-time Senior Confidential Investigator position from the District Attorney's Office (Position Number 1165-818) and to create one (1) full-time Senior Confidential Investigator position (Grade 32W, Step 1, \$59,648) in its place, and

WHEREAS, Said request must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves the abolishment of Position Number 1165-818 – effective immediately, and it is further

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves the creation of one (1) full-time Senior Confidential Investigator position (Grade 32W, Step 1, \$59,648) in the District Attorney's Office – effective immediately.

APPROVED: Public Safety Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 207

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Idzi, Flisnik

2ND BY:

RE: APPROVAL OF AN AMENDMENT TO CAPITAL PROJECT H-DPW – 125 – SPACE UTILIZATION & PROGRAM IMPROVEMENTS

WHEREAS, This Board is in receipt of a request for an amendment to Capital Project H-DPW – 125 – Space Utilization & Program Improvements, and

WHEREAS, Said request must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That Capital Project H-DPW – 125 – Space Utilization & Program Improvements is amended and approved, as follows:

	<u>CURRENT</u>	<u>CHANGE</u>	<u>PROPOSED</u>
Bonds H-DPW 0125-5710	\$300,000.00	\$ 0.00	\$300,000.00
Transfer from General Fund			
H-DPW 0125-5031-000	<u>\$ 0.00</u>	<u>\$230,000.00</u>	<u>\$230,000.00</u>
	\$300,000.00	\$230,000.00	\$530,000.00

APPROVED: Public Safety Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following roll call vote:

AYES NAYS ABSENT

NO. 208

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Idzi, Flisnik

2ND BY:

RE: TRANSFER OF \$230,000.00 TO A 9900 9901.900-105 – TRANSFER TO OTHER FUND CAPITAL PROJECTS FUND (BUDGET)

WHEREAS, There is a need for additional funds in A 9900 9901.900-105 – Transfer to Other Fund Capital Projects Fund (Budget), and

WHEREAS, In accordance with Section 610 of the Administrative Code, the County Executive has requested approval by this Board to transfer funds sufficient to cover the present shortage, now, therefore, be it hereby

RESOLVED, That transfers from 2024 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:

A 1165 1165.101-000	Salaries, Full Time (District Attorney)	\$200,000.00
A 1165 1165.860-000	Health Insurance (District Attorney)	<u>\$ 30,000.00</u>
		\$230,000.00

TO:

A 9900 9901.900-105	Transfer to Other Fund Capital Projects Fund (Budget)	\$230,000.00
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APPROVED: Public Safety Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 209

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Idzi, Flisnik

2ND BY:

RE: CERTIFICATION OF EXPENSES INCURRED BY THE ONEIDA COUNTY PROBATION DEPARTMENT WHILE CONDUCTING PRE-SENTENCE INVESTIGATIONS ON SENTENCED INMATES IN THE NEW YORK STATE PRISON SYSTEM

WHEREAS, Certain inmates in the custody of the New York State Department of Correctional Services were charged with crimes while residing in a New York State Correctional Facility located in the County of Oneida and, while incarcerated therein, required the services of the Oneida County Probation Department, to conduct pre-sentence investigations, and

WHEREAS, Section 606 of the Correction Law of the State of New York mandates reimbursement for such services provided by the County of Oneida, and

WHEREAS, The Oneida County Probation Department has certified to the Oneida County Board of Legislators that the expenses incurred in 2023 while undertaking said pre-sentence investigations amounted to \$2,338.97 for inmates in the State Prison System, and

WHEREAS, This Board has examined the documents provided by the Oneida County Probation Department, and found them to be a true and accurate account of expenses concerning these matters, now, therefore, be it hereby

RESOLVED, That the Clerk of the Oneida County Board of Legislators is directed to submit a certified copy of this Resolution, with attached vouchers, documents and affidavits of the Oneida County Probation Department to the Budget and Finance Office of the NYS Department of Correctional Services as required under Section 606 of the Correction Law and Title 7, Part 410 of the New York Code of Rules and Regulations for reimbursement.

APPROVED: Public Safety Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 310

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Idzi, Flisnik

2ND BY:

RE: TRANSFER OF \$235,000.00 TO A 3140 – VARIOUS PROBATION ACCOUNTS

WHEREAS, There is a need for additional funds in A 3140 – Various Probation accounts, and

WHEREAS, In accordance with Section 610 of the Administrative Code, the County Executive has requested approval by this Board to transfer funds sufficient to cover the present shortage, now, therefore, be it hereby

RESOLVED, That transfers from 2024 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:

A 3140 3140.3310-120	State Aid Probation DCJS – County Pretrial Services (Probation)	\$235,000.00
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TO:

A 3140 3140.211-000	Office Equipment (Probation)	\$128,000.00
A 3140 3140.495-000	Other Expenses (Probation)	\$ 20,000.00
A 3140 3140.495-150	Other Expenses Charter of Hire of Vehicle (Probation)	\$ 60,000.00
A 3140 3140.290-000	Other Equipment (Probation)	\$ 12,000.00
A 3140 3140.491-000	Other Materials & Supplies (Probation)	\$ 10,000.00
A 3140 3140.425-000	Training & Special Schools (Probation)	<u>\$ 5,000.00</u>
		<u>\$235,000.00</u>

APPROVED: Public Safety Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 211

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Koenig, Flisnik

2ND BY:

RE: APPROVAL OF AN AMENDMENT TO CAPITAL PROJECT H-AIR 085 56102- CAPITAL OUTLAY – GRIFFISS AIRFIELD – TRIANGLE DEVELOPMENT

WHEREAS, This Board is in receipt of a request for an amendment to Capital Project H-AIR 085 56102 – Capital Outlay – Griffiss Airfield – Triangle Development, and

WHEREAS, Said request must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That Capital Project H-AIR 085 56102 – Capital Outlay – Griffiss Airfield – Triangle Development is amended and approved, as follows:

	<u>CURRENT</u>	<u>CHANGE</u>	<u>PROPOSED</u>
Transfer from General AIR 085-5031-000	\$175,000.00	\$ 0.00	\$ 175,000.00
Transfer from Genl – ARPA AIR 085-5031-998	<u>\$693,500.00</u>	<u>\$221,000.00</u>	<u>\$ 914,500.00</u>
	\$868,500.00	\$221,000.00	\$1,089,500.00

APPROVED: Airport Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following roll call vote:

AYES NAYS ABSENT

NO. 212

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Koenig, Flisnik

2ND BY:

RE: APPROVAL OF TASK ORDER #18 TO A MASTER AGREEMENT FOR CONSULTANT SERVICES BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF AVIATION, AND C & S ENGINEERS, INC.

WHEREAS, Oneida County entered into a Master Agreement for Consultant Services with C & S Engineers, Inc. on or about March 19, 2021 for the provision of Airport Professional Consulting Services for Griffiss International Airport in accordance with the guidelines set forth in FAA Advisory Circular 150/5100-14E and the Oneida County Procurement Policy (Contract #130367), and

WHEREAS, Oneida County and C & S Engineers, Inc. wish to enter into Task Order #18 to the Master Agreement for Consultant Services, in the sum of \$160,200.00, for the provision of professional consulting and design services relative to a project to renovate the existing Air Traffic Control Tower, for a term commencing upon execution and ending December 31, 2025, and

WHEREAS, In accordance with Oneida County Charter section 2202, this Task Order must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approve of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute Task Order #18 to the Master Agreement for Consultant Services between Oneida County, through its Department of Aviation, and C & S Engineers, Inc., in the sum of \$160,200.00, for a term commencing upon execution and ending December 31, 2025, including any renewals or non-material amendments.

APPROVED: Airport Committee
 Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 213

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Koenig, Flisnik

2ND BY:

RE: ACCEPTANCE OF A GRANT OFFER BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF AVIATION, AND THE UNITED STATES OF AMERICA, THROUGH THE FEDERAL AVIATION ADMINISTRATION

WHEREAS, This Board is in receipt of correspondence from Edward A. Arcuri, Commissioner of Aviation, requesting acceptance of a Grant Offer between Oneida County, through its Department of Aviation, and the United States of America, through the Federal Aviation Administration’s Bipartisan Infrastructure Law/Airport Infrastructure Grant Program, in the sum of \$146,821.00, to be used for the design phase of the rehabilitation of Griffiss’s forty-year-old Air Traffic Control Tower, and

WHEREAS, In accordance with Oneida County Charter Section 2202, acceptance of said Grant Offer must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute any and all documents related to the acceptance of a Grant Offer, in the sum of \$146,821.00, between Oneida County, through its Department of Aviation, and the United States, through the Federal Aviation Administration’s Bipartisan Infrastructure Law/Airport Infrastructure Grant Program, for a term commencing upon execution and ending May 9, 2028, including any renewals or non-material amendments.

APPROVED: Airport Committee
 Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 214

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Waterman, Flisnik

2ND BY:

RE: APPROVAL OF A MASTER AGREEMENT FOR ENGINEERING SERVICES AND TASK ORDER NO. 1 BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF WATER QUALITY & WATER POLLUTION CONTROL, AND GHD CONSULTING SERVICES INC.

WHEREAS, This Board is in receipt of a Master Agreement for Engineering Services between Oneida County, through its Department of Water Quality & Water Pollution Control, and GHD Consulting Services Inc. for the performance of engineering services in connection with the planning and design of an Ultraviolet (UV) Disinfection System at the Water Pollution Control Plant, for a term commencing upon the Effective Date and continuing for five (5) years or until the expiration of any Task Order issued pursuant to the Agreement, whichever is later, and

WHEREAS, This Board is also in receipt of Task Order No. 1 for the provision of preliminary design services for the Ultraviolet (UV) Disinfection System at the Water Pollution Control Plant, in the sum of \$194,500.00, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Master Agreement for Engineering Services, and the accompanying Task Order No. 1, must each be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute a Master Agreement for Engineering Services between Oneida County, through its Department of Water Quality & Water Pollution Control, and GHD Consulting Services Inc., for a term commencing upon the Effective Date and continuing for five (5) years or until the expiration of any Task Order issued pursuant to the Agreement, whichever is later, including any renewals or non-material amendments, and it is further

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute Task Order No. 1–Preliminary Design Services, with GHD Consulting Services Inc., for an amount not to exceed \$194,500.00, including any renewals or non-material amendments.

APPROVED: Public Works Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 215

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Waterman, Flisnik
2ND BY:

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PUBLIC WORKS, AND FISHER ASSOCIATES, P.E., L.S., L.A., D.P.C. (GROUP 1 PROJECTS)

WHEREAS, This Board is in receipt of an Agreement between Oneida County, through its Department of Public Works, and Fisher Associates, P.E., L.S., L.A., D.P.C. to provide construction inspection services for the replacement of six structures and/or culverts along Holman City Road (CR-2) and Church Road (CR-20) in the Town of Paris (Group 1 Projects), and

WHEREAS, Fisher Associates, P.E., L.S., L.A., D.P.C. will provide said services for a fee not to exceed \$146,700.00, for a term commencing upon execution and ending upon completion of the work, anticipated to be no later than December 31, 2025, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Consultant Services Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Agreement between Oneida County, through its Department of Public Works, and Fisher Associates, P.E., L.S., L.A., D.P.C., for a fee not to exceed \$146,700.00, and for a term commencing upon execution and ending upon completion of the work, anticipated to be no later than December 31, 2025, including any extensions, renewals or non-material amendments.

APPROVED: Public Works Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 218

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Waterman, Flisnik
2ND BY:

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PUBLIC WORKS, AND FISHER ASSOCIATES, P.E., L.S., L.A., D.P.C. (GROUP 3 PROJECTS)

WHEREAS, This Board is in receipt of an Agreement between Oneida County, through its Department of Public Works, and Fisher Associates, P.E., L.S., L.A., D.P.C. to provide construction inspection services for the replacement of five structures: (1) Structure C2A-13, Kellogg Street over Martin Brook, Town of Kirkland; (2) Structure C1A-53, Fuller Road over Tributary of Steuben Creek, Town of Steuben; (3) Structure C2-43, Town Line Road over Tributary of Mud Creek, Town of Vernon; (4) Structure C3-54, Jug Point Road over Black Creek, Town of Verona; and (5) Structure C6B-53, Stokes-Westernville Road over Br. Mohawk River, Town of Western (Group 3 Projects), and

WHEREAS, Fisher Associates, P.E., L.S., L.A., D.P.C. will provide said services for a fee not to exceed \$221,400.00, for a term commencing upon execution and ending upon completion of the work, anticipated to be no later than December 31, 2025, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Agreement between Oneida County, through its Department of Public Works, and Fisher Associates, P.E., L.S., L.A., D.P.C., for a fee not to exceed \$221,400.00, and for a term commencing upon execution and ending upon completion of the work, anticipated to be no later than December 31, 2025, including any extensions, renewals or non-material amendments.

APPROVED: Public Works Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 217

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Waterman, Flisnik

2ND BY:

RE: APPROVAL OF AN ENGINEERING SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PUBLIC WORKS, AND COLLIER ENGINEERING & DESIGN, ARCHITECTURE, LANDSCAPE ARCHITECTURE, SURVEYING, CT P.C.

WHEREAS, This Board is in receipt of an Engineering Services Agreement between Oneida County, through its Department of Public Works, and Colliers Engineering & Design, Architecture, Landscape Architecture, Surveying, CT P.C. to assist in preparing detailed plans and specifications for the rehabilitation of several structures, including: (1) C3-47, East Floyd Road over Slate Creek, Town of Floyd; (2) C5-91, Trenton Road over Tributary of Reall Creek, Town of Marcy; (3) C1A-20, Mohawk Street over Chapman Creek, Town of New Hartford; and (4) CX-92, Walker Road over Tributary of Reall Creek, Town of Deerfield, and

WHEREAS, Colliers Engineering & Design, Architecture, Landscape Architecture, Surveying, CT P.C. will provide said services for a fee not to exceed \$139,424.00, with the term of the Agreement commencing upon execution and ending upon completion of the work, anticipated to be no later than December 31, 2025, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Engineering Services Agreement between Oneida County, through its Department of Public Works, and Colliers Engineering & Design, Architecture, Landscape Architecture, Surveying, CT P.C., for a fee not to exceed \$139,424.00, and for a term commencing upon execution and ending upon completion of the work, anticipated to be no later than December 31, 2025, including any extensions, renewals or non-material amendments.

APPROVED: Public Works Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 218

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Waterman, Flisnik

2ND BY:

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PUBLIC WORKS, AND BARTON & LOGUIDICE, D.P.C.

WHEREAS, This Board is in receipt of an Agreement between Oneida County, through its Department of Public Works, and Barton & Loguidice, D.P.C. to provide professional design services for the modification of the transformer vault located at the Oneida County Office Building, 800 Park Avenue, in Utica, and

WHEREAS, Barton & Loguidice, D.P.C. will provide said professional design services for a lump sum fee of \$92,400.00, plus reimbursable expenses for On-site Project Representation and Asbestos Abatement Project Monitoring, with the term of the agreement commencing upon execution and ending upon completion of the work, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Agreement between Oneida County, through its Department of Public Works, and Barton & Loguidice, D.P.C., for a lump sum fee of \$92,400.00, plus reimbursable expenses for On-site Project Representation and Asbestos Abatement Project Monitoring, such Agreement being for a term commencing upon execution and ending upon completion of the work, including any extensions, renewals or non-material amendments.

APPROVED: Public Works Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 219

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Waterman, Flisnik

2ND BY:

RE: APPROVAL OF A CONSULTANT SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PUBLIC WORKS, AND C & S ENGINEERS, INC.

WHEREAS, This Board is in receipt of a Consultant Services Agreement between Oneida County, through its Department of Public Works, and C & S Engineers, Inc. to provide design services for the rehabilitation of a bridge over Fish Creek (BIN 2206390) in the Town of Vienna, and

WHEREAS, C & S Engineers, Inc. will provide said services for a fee not to exceed \$410,000.00, for a term commencing upon a written Notice to Proceed and ending upon completion of the work, anticipated to be no later than December 31, 2033, and

WHEREAS, The County will be reimbursed for such fee in the anticipated amount of 95% from the State of New York and 5% from the Town of Vienna, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Consultant Services Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute a Consultant Services Agreement between Oneida County, through its Department of Public Works, and C & S Engineers, Inc., for a fee not to exceed \$410,000.00, and for a term commencing upon a written notice to proceed and ending upon completion of the work, anticipated to be no later than December 31, 2033, including any extensions, renewals or non-material amendments.

APPROVED: Public Works Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Waterman, Flisnik

2ND BY:

RE: APPROVAL OF A MASTER TEMPLATE AGREEMENT BETWEEN ONEIDA COUNTY AND VARIOUS MUNICIPALITIES FOR SNOWPLOWING

WHEREAS, This Board is in receipt of correspondence from the Commissioner of Public Works, Matthew S. Baisley, requesting approval of the Intermunicipal Agreement for the Control of Snow and Ice on County Roads between Oneida County, through its Department of Public Works, and various municipalities in Oneida County, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Agreements must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves the form and terms of the Intermunicipal Agreement for the Control of Snow and Ice on County Roads submitted by the Department of Public Works, and be it further

RESOLVED, That the Oneida County Board of Legislators hereby authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute said Agreements, on behalf of the County of Oneida, with the Towns of Annsville, Augusta, Ava, Bridgewater, Deerfield, Florence, Floyd, Forestport, Kirkland, Lee, Marcy, Marshall, New Hartford, Paris, Sangerfield, Steuben, Trenton, Vernon, Verona, Vienna, Western, Westmoreland and Whitestown; the Villages of Boonville, Camden and Remsen and the Cities of Rome and Sherrill at a per mile rate of \$6,800.00 for the 2024-2025 snow season commencing November 1, 2024 and ending April 30, 2025, and a per mile rate of \$6,900.00 for the 2025-2026 snow season commencing November 1, 2025 and ending April 30, 2026, including any non-material amendments, and be it further

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to enter into and execute on behalf of the County of Oneida, such other and further Agreements, at the above referenced rates, with such other municipalities in the County of Oneida as are willing to enter into such Agreements and are recommended by the Commissioner of Public Works, including any non-material amendments.

APPROVED: Public Works Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 221

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Waterman, Flisnik

2ND BY:

RE: APPROVAL TO CREATE ONE (1) ASSISTANT SUPERINTENDENT OF BUILDINGS AND GROUNDS POSITION AND ONE (1) BUILDING MAINTENANCE MECHANIC POSITION – DEPARTMENT OF PUBLIC WORKS

WHEREAS, This Board is in receipt of correspondence from Commissioner of Personnel, Charles P. Klein, requesting authorization to create one (1) Assistant Superintendent of Buildings and Grounds position (Grade 25B, Step 1, \$52,953) and one (1) Building Maintenance Mechanic position (Grade 19B, Step 1, \$42,887) in the Department of Public Works, and

WHEREAS, Said request must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves creating one (1) Assistant Superintendent of Buildings and Grounds position (Grade 25B, Step 1, \$52,953) and one (1) Building Maintenance Mechanic position (Grade 19B, Step 1, \$42,887) in the Department of Public Works, effective immediately.

APPROVED: Public Works Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 222

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Waterman, Flisnik

2ND BY:

RE: APPROVAL OF CHANGE ORDER NO. 1 TO AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PUBLIC WORKS, AND GREENMAN-PEDERSEN, INC.

WHEREAS, Oneida County entered into an Agreement with Greenman-Pedersen, Inc. on January 17, 2023 to provide design services for the replacement of the Summit Street culvert over Mill Creek in the Village of Boonville (PIN 2754.73), and

WHEREAS, Oneida County and Greenman-Pedersen, Inc. wish to enter into Change Order No. 1 to extend the Agreement end date from December 31, 2023 through December 31, 2025, and

WHEREAS, The original Agreement between Oneida County and Greenman-Pedersen, Inc. was for \$125,003.00, and Change Order No. 1 will not add any costs to the Agreement and all other terms will remain the same, and

WHEREAS, In accordance with Oneida County Charter section 2202, said Change Order must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute Change Order No. 1 to an Agreement between Oneida County, through its Department of Public Works, and Greenman-Pedersen, Inc., commencing upon execution and ending at the completion of the project, anticipated to be no later than December 31, 2025, including any future extensions, renewals or non-material amendments.

APPROVED: Public Works Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 223

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Waterman, Flisnik
2ND BY:

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PUBLIC WORKS, AND FISHER ASSOCIATES, P.E., L.S., L.A., D.P.C. (GROUP 4 PROJECTS)

WHEREAS, This Board is in receipt of an Agreement between Oneida County, through its Department of Public Works, and Fisher Associates, P.E., L.S., L.A., D.P.C. to provide construction inspection services for two projects: (1) Slope Repair, Blossvale Road, Sites #2 and #3 in the Town of Annsville and (2) Guide Rail and Bridge Approach Rail Replacements at various locations throughout Oneida County (Group 4 Projects), and

WHEREAS, Fisher Associates, P.E., L.S., L.A., D.P.C. will provide said services for a fee not to exceed \$77,700.00, for a term commencing upon execution and ending upon completion of the work, anticipated to be no later than December 31, 2025, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Agreement between Oneida County, through its Department of Public Works, and Fisher Associates, P.E., L.S., L.A., D.P.C., for a fee not to exceed \$77,700.00, and for a term commencing upon execution and ending upon completion of the work, anticipated to be no later than December 31, 2025, including any extensions, renewals or non-material amendments.

APPROVED: Public Works Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 224

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Waterman, Flisnik

2ND BY:

RE: APPROVAL OF CHANGE ORDER NO. 1 TO AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PUBLIC WORKS, AND DELTA ENGINEERS, ARCHITECTS, LAND SURVEYORS, & LANDSCAPE ARCHITECTS, D.P.C.

WHEREAS, Oneida County entered into an Agreement with Delta Engineers, Architects, Land Surveyors, & Landscape Architects, D.P.C. on May 18, 2022 to provide construction inspection services for several projects, and

WHEREAS, Oneida County and Delta Engineers, Architects, Land Surveyors, & Landscape Architects, D.P.C. wish to enter into Change Order No. 1 to extend the Agreement end date from December 31, 2023 through December 31, 2025, and

WHEREAS, The original Agreement between Oneida County and Delta Engineers, Architects, Land Surveyors, & Landscape Architects, D.P.C. was for \$585,800.00. Change Order No. 1 will not add any costs to the Agreement and all other terms will remain the same, and

WHEREAS, In accordance with Oneida County Charter section 2202, said Change Order must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute Change Order No. 1 to an Agreement between Oneida County, through its Department of Public Works, and Delta Engineers, Architects, Land Surveyors, & Landscape Architects, D.P.C., commencing upon execution and ending at the completion of the project, anticipated to be no later than December 31, 2025, including any future extensions, renewals or non-material amendments.

APPROVED: Public Works Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO. 225

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: *Messrs. Waterman, Flinsik*

2ND BY:

RE: ESTABLISHMENT OF CAPITAL PROJECT H-REC-131 – MURNANE FIELD – COMP BLDG, STRUCTURES, & FIELD IMPROVEMENTS

WHEREAS, This Board is in receipt of a request to establish “Capital Project H-REC-131 – Murnane Field – Comp Bldg, Structures, & Field Improvements,” with approval of funding for such project, now, therefore, it is hereby

RESOLVED, That the Oneida County Board of Legislators authorizes the establishment of “Capital Project H-REC-131 – Murnane Field – Comp Bldg, Structures, & Field Improvements,” with approval of funding for such project as follows:

H-REC-131-5031-998	Transfer/Other Fund – ARPA	\$150,000.00
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APPROVED: Public Works Committee
 Ways & Means Committee

DATED: May 8, 2024

Adopted by the following roll call vote:
AYES NAYS ABSENT

NO. 226

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Waterman, Flisnik

2ND BY:

RE: TRANSFER OF \$150,000.00 TO A 1340 8740.900-998 – TRANSFER TO OTHER FUND ARPA – CAPITAL PROJECTS (BUDGET)

WHEREAS, There is a need for additional funds in A 1340 8740.900-998 – Transfer to Other Fund ARPA – Capital Projects (Budget), and

WHEREAS, In accordance with Section 610 of the Administrative Code, the County Executive has requested approval by this Board to transfer funds sufficient to cover the present shortage, now, therefore, be it hereby

RESOLVED, That transfers from 2024 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:

A 1340 8740.495-998	Other Expenses ARPA (Budget)	\$150,000.00
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TO:

A 1340 8740.900-998	Transfer to Other Fund ARPA – Capital Projects (Budget)	\$150,000.00
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APPROVED: Public Works Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:
AYES NAYS ABSENT

NO.

227

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Waterman, Flisnik

2ND BY:

RE: TRANSFER OF \$67,706.00 TO A 1620-0 – VARIOUS DPW/BUILDINGS & GROUNDS ACCOUNTS

WHEREAS, There is a need for additional funds in A 1620-0 – Various DPW/Buildings & Grounds Accounts, and

WHEREAS, In accordance with Section 610 of the Administrative Code, the County Executive has requested approval by this Board to transfer funds sufficient to cover the present shortage, now, therefore, be it hereby

RESOLVED, That transfers from 2024 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:

A 1620 1620.414-000	Utilities (DPW/Buildings & Grounds)	\$67,706.00
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TO:

A 1620 1620.101-000	Salaries, Full Time (DPW/Buildings & Grounds)	\$47,920.00
A 1620 1620.830-000	Medicare & Social Security (DPW/Buildings & Grounds)	\$ 3,666.00
A 1620 1620.850-000	Unemployment Insurance (DPW/Buildings & Grounds)	\$ 120.00
A 1620 1620.860-000	Health Insurance (DPW/Buildings & Grounds)	<u>\$16,000.00</u>
		\$67,706.00

APPROVED: Public Works Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 228

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Schiebel, Flisnik

2ND BY:

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY AND THE ECONOMIC DEVELOPMENT GROWTH ENTERPRISES CORPORATION, D/B/A MOHAWK VALLEY EDGE

WHEREAS, This Board is in receipt of a proposed Agreement between Oneida County and the Economic Development Growth Enterprises Corporation, d/b/a Mohawk Valley EDGE, in the sum of \$1,000,000.00, to help fund full construction work relative to a building being constructed to be used as additional flex space on the 17-acre site that EDGE owns at the Marcy Nanocenter, and

WHEREAS, The Agreement shall be for a term commencing upon execution and ending December 31, 2025, and

WHEREAS, As described more fully in the Agreement, there shall be a verified account of disbursements for such funds with verified or certified vouchers therefor attached, and EDGE shall refund to the County any amount of the aforesaid funds not used in furtherance of such Agreement, and

WHEREAS, In accordance with Oneida County Charter Section 2202 and County Law Section 224, said Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That County Executive Anthony J. Picente, Jr., is authorized to execute an Agreement between Oneida County and the Economic Development Growth Enterprises Corporation, d/b/a Mohawk Valley EDGE, in the sum of \$1,000,000.00, for a term commencing upon execution and ending December 31, 2025, including any renewals or non-material amendments.

APPROVED: Economic Development & Tourism Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 229

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs. Schiebel, Flisnik

2ND BY:

RE: SUPPLEMENTAL APPROPRIATION OF \$1,000,000.00 TO A 8020 6432.495-000 – OTHER EXPENSES (PLANNING/EDGE)

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$1,000,000.00 to A 8020 6432.495-000 – Other Expenses (Planning/EDGE), and

WHEREAS, Said supplemental appropriation will be supported by unanticipated revenue in the following account in the following amount:

A.599	Appropriated Fund Balance	\$1,000,000.00
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now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from **2024** funds, as hereinafter set forth, is hereby approved:

TO:

A 8020 6432.495-000	Other Expenses (Planning/EDGE)	\$1,000,000.00
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APPROVED: Economic Development & Tourism Committee
Ways & Means Committee

DATED: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 230

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Mr. Flisnik

2ND BY:

RE: AUTHORIZATION FOR THE ASSIGNMENT OF THE REMAINDER OF THE SELF-INSURED RETENTION IN THE MATTER OF JOSEPH J. BONANZA, AS ADMINISTRATOR OF THE ESTATE OF TERRA LYNN BONANZA, DECEASED, VS. ONEIDA COUNTY, ET AL. TO TOKIO MARINE HCC PUBLIC RISK CLAIMS SERVICE

WHEREAS, Oneida County Executive, Anthony J. Picente, Jr., is in receipt of correspondence from County Attorney, Amanda L. Cortese-Kolasz, requesting Board approval for the assignment of the remainder of the County’s Self-Insured Retention in the matter of Joseph J. Bonanza, as Administrator of the Estate of Terra Lynn Bonanza, deceased, vs. Oneida County, et al. to Tokio Marine HCC Public Risk Claims Service, and

WHEREAS, It is the opinion of the insurance adjusters that this matter will not be settled within the County’s Self-Insured Retention of \$100,000.00. Oneida County have been asked by our carrier, Tokio Marine HCC Public Risk Claims Service, to assign the remainder of the Self-Insured Retention in the sum of \$88,023.25 to Tokio Marine HCC Public Risk Claims Service. Contractually, the carrier is within its rights to make this request of the County, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby authorizes the assignment of the remainder of the Self-Insured Retention, in the sum of \$88,023.25, in the matter of Joseph J. Bonanza, as Administrator of the Estate of Terra Lynn Bonanza, deceased, v. County of Oneida, et al. to Tokio Marine HCC Public Risk Claims Service.

APPROVED: Ways & Means Committee

DATE: May 8, 2024

Adopted by the following vote:

AYES NAYS ABSENT

NO. 230

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Mr. Flisnik

2ND BY:

RE: HOME RULE REQUEST SUPPORTING SENATE BILL NO. S8692 AND ASSEMBLY BILL NO. A9441 TO AMEND THE CORRECTIONS LAW, IN RELATION TO THE USE OF CERTAIN COUNTY JAILS; AND TO AMEND THE COUNTY LAW, IN RELATION TO THE LEGISLATURE’S APPROVAL, RATIFICATION, VALIDATION AND CONFIRMATION OF COUNTY-TRIBAL DETENTION AGREEMENTS BETWEEN THE ONEIDA INDIAN NATION AND MADISON COUNTY AND ONEIDA COUNTY

WHEREAS, The New York State Legislature is considering introduction of Senate Bill No. S8692 and Assembly Bill No. A9441 to amend the corrections law, in relation to the use of certain county jails; and to amend the county law, in relation to the legislature’s approval, ratification, validation and confirmation of county-tribal detention agreements between the Oneida Indian Nation and Madison County and Oneida County, and

WHEREAS, It is required by the rules of the State Legislature that prior to the passage of Senate Bill No. S8692 and Assembly Bill No. A9441, the Oneida County Board of Legislators must request passage of such special law relating to the County of Oneida, now, therefore, be it hereby

RESOLVED, That the Board of Legislators of the County of Oneida requests the immediate passage of Senate Bill No. S8692 and Assembly Bill No. A9441 by the New York State Legislature and it is further,

RESOLVED, That the Clerk of the Board be and hereby is directed to forward a certified copy of this Resolution with the Home Rule Message forms to Senators Joseph A. Griffo and Rachel May and Assemblymembers Marianne Buttenschon, Brian D. Miller, John Salka, Ken Blankenbush and Robert Smullen and to the Home Rule Counsel for the New York State Senate and Assembly.

APPROVED: Ways & Means Committee

DATED: May 8, 2024

Adopted by the following roll call vote:

AYES NAYS ABSENT