

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

Frank D. Tallarino
Minority Leader

COMMUNICATIONS FOR EXPEDITED ACTION December 11, 2013

(Correspondence relating to upcoming legislation, appointments, petitions, etc)

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AVAILABLE ON WEBSITE ONLY
www.ocgov.net

ONEIDA COUNTY HEALTH DEPARTMENT

Adirondack Bank Building, 5th Floor, 185 Genesee St., Utica, NY 13501

ANTHONY J. PICENTE, JR.
ONEIDA COUNTY EXECUTIVE



PHYLLIS D. ELLIS, BSN, MS, F.A.C.H.E.
DIRECTOR OF HEALTH

ADMINISTRATION

Phone: (315) 798-6400 Fax: (315) 266-6138

November 4, 2013

Anthony J. Picente, Jr.
Oneida County Executive
800 Park Avenue
Utica, New York 13501

FN 20 13-421
HEALTH & HUMAN SERVICES

WAYS & MEANS

Dear Mr. Picente:

Re: C-835094 Extension August 10, 2009
through November 30, 2013

Attached are nine (9) copies of an amendment between Oneida County through its Health Department and the New York State Division of Homeland Security and Emergency Services.

The goal of this contract is to support health emergency preparedness planning efforts to prepare for and respond to a health emergency. This contract has four objectives; to enhance citizen awareness of emergency preparedness, prevention and response, to enhance sustainable homeland security training program, to enhance plans, procedure, and protocols and to enhance mass care shelter and alternative medical facilities operations.

This contract is being extended for four (4) months from August 1, 2013 through November 30, 2013 only. No changes to reimbursement or contract language.

If this amendment meets with your approval, please forward to the Board of Legislators. The reason this amendment is being forwarded for signature after the commencement date is due to delays in processing. This program is not mandated by Public Health Law.

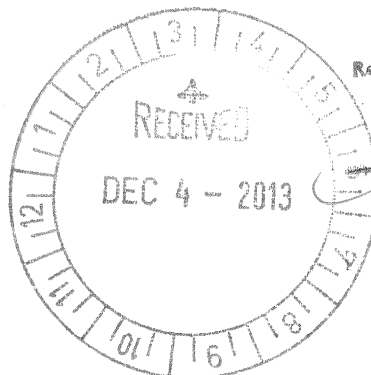
Please note: the New York State Division of Homeland Security and Emergency Services request original signature and original notarization on all nine (9) copies.

Feel free to contact me should you require additional information.

Sincerely,

Phyllis D. Ellis, BSN, MS, FACHE
Director of Health

attachments
ry



Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

Anthony J. Picente, Jr.
County Executive

Date 12/4/13

Oneida County Department: Public Health Competing Proposal: _____
Only Respondent: _____
Sole Source RFP: _____
Other: X

Oneida County Board of Legislators

NAME AND ADDRESS OF VENDOR: New York State Division of
Homeland Security and Emergency Services
1220 Washington Avenue
State Office Building Campus
Building 7A, Suite 610
Albany, New York 12242

SUMMARY STATEMENTS: The Oneida County Health Department has been awarded a contract from the New York State Office of Homeland Security. The goal of this contract is to support health emergency preparedness planning efforts to prepare for and respond to a health emergency. This contract has four objectives; to enhance citizen awareness of emergency preparedness, prevention and response, to enhance sustainable homeland security training program, to enhance plans, procedure, and protocols and to enhance mass care shelter and alternative medical facilities operations.

DATES OF OPERATION: August 10, 2009 through November 30, 2013 (This contract is for a term extension of the contract only)

TOTAL FUNDING REQUESTED: \$80, 285

 NEW RENEWAL X AMENDMENT APPLICATION

FUNDING SOURCE: 100% state funded by NYS Division of Homeland Security

STAFF COMMENTS: This contract is for a four (4) month term extension only. No changes to reimbursement or contract language.

EXPENSE ACCOUNT: A4010

REVENUE ACCOUNT: A3306

ONEIDA COUNTY

ANTHONY J. PICENTE JR.
COUNTY EXECUTIVE



EMERGENCY MANAGEMENT
120 Base Rd * Oriskany, NY 13424

KEVIN W. REVERE - DIRECTOR

(315) 765-2522 * Fax (315) 765-2529

November 5, 2013

Anthony J. Picente, Jr.
Oneida County Executive
800 Park Avenue
Utica, New York 13501

FN 20 13-422

HEALTH & HUMAN SERVICES
WAYS & MEANS

Dear Mr. Picente:

Re: C835000 8/1/10 through 2/28/14

Attached are nine (9) copies of an amendment between Oneida County through its Emergency Management Department and the New York State Division of Homeland Security and Emergency Services.

The Office of Emergency Management Services received a grant through the New York State Division of Homeland Security and Emergency Services. The goal of the grant is to prevent terrorist attacks and mitigate against man-made and natural hazards; protect the people of New York, our critical infrastructure and key resources; prepare to respond to and recover from both man-made and natural disaster; support health emergency preparedness planning efforts to prepare for and respond to a health emergency.

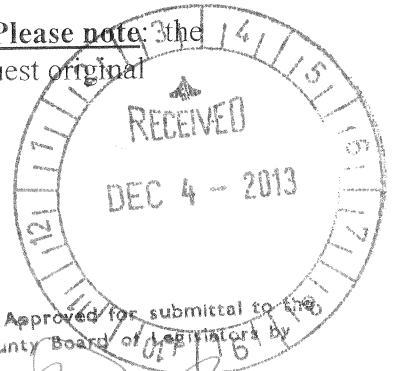
This amendment will allow for an extension of the grant to extend through February 28, 2014 and is 100% funded through the New York State Division of Homeland Security. This contract is for a seven (7) month extension only to extend through February 28, 2014. No changes to reimbursement or contract language. Division of Homeland Security and Emergency Services combined contract for Office of Emergency Management and Oneida County Health Department. Office of Emergency Management has fully expended their portion of grant dollars. Oneida County Health Department has not fully expended their portion; this extension will allow Oneida County Health Department to fully expend their portion of this grant.

If this meets with your approval, please forward to the Board of Legislators. Please note: the New York State Division of Homeland Security and Emergency Services request original signature and original notarization on all nine (9) copies.

Please feel free to contact me should you require additional information.

Sincerely,

Kevin W. Revere
Director of Emergency Management Services



Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

Anthony J. Picente, Jr.
County Executive

Date 12/4/13

Oneida County Department: Public Health Competing Proposal: _____
Only Respondent: _____
Sole Source RFP: _____
Other: X

Oneida County Board of Legislators

NAME AND ADDRESS OF VENDOR: New York State Division of
Homeland Security and Emergency Services
1220 Washington Avenue
State Office Building Campus
Building 7A, Suite 610
Albany, New York 12242

SUMMARY STATEMENTS: The Office of Emergency Management Services has received a grant through the New York State Division of Homeland Security and Emergency Services. The goal of this grant is to prevent terrorist attacks and mitigate against man-made and natural hazards; protect the people of New York, our critical infrastructure and key resources; prepare to respond to and recover from both man-made and natural disasters; support health emergency preparedness planning efforts to prepare for and respond to a health emergency.

DATES OF OPERATION: August 1, 2009 through February 28, 2014. (This contract is for a term extension of the contract only)

TOTAL FUNDING REQUESTED: \$358,287.00 (\$41,186 is funding allotted to the Oneida County Health Department.)

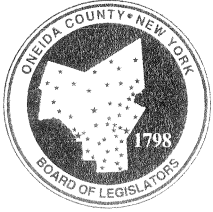
 NEW RENEWAL X AMENDMENT APPLICATION

FUNDING SOURCE: 100% state funded by NYS Division of Homeland Security

STAFF COMMENTS: This contract is for a four (4) month term extension only to extend contract through February 28, 2014. No changes to reimbursement or contract language. Division of Homeland Security and Emergency Services combined contract for Office of Emergency Management and Oneida County Health Department. Office of Emergency Management has fully expended their grant dollars. Oneida County Health Department has not fully expended their portion of the grant. This extension will allow Oneida County Health Department to fully expend their portion of this grant.

EXPENSE ACCOUNT:

REVENUE ACCOUNT: H346



ONEIDA COUNTY BOARD OF LEGISLATORS

Gerald J. Fiorini, Chairman ♦ 800 Park Avenue ♦ Utica, New York 13501
Work Phone: 798-5900 ♦ Home Phone: 337-9045

December 4, 2013

FN 20-13-423

Board of Legislators
800 Park Ave.
Utica, NY 13501

WAYS & MEANS

Honorable Members:

The second regularly scheduled meeting in December of the Oneida County Board of Legislators falls on December 26, 2013, the day after Christmas. I would respectfully recommend that we reschedule the meeting to convene on Monday, December 30, 2013 at 2:00 PM with Ways and Means at 11:00 AM on said date.

I hereby refer this matter to the Ways and Means Committee and the full Board for consideration at the meeting of December 11, 2013.

Sincerely,

Gerald J. Fiorini
Chairman

6.

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Mr. Porter

2ND BY: Mr.

RE: RESOLUTION SCHEDULING THE ORGANIZATIONAL MEETING OF THE BOARD OF LEGISLATORS FOR 10:00 A.M. ON JANUARY 3, 2014

WHEREAS, Section 151 of the County Law provides that the Oneida County Board of Legislators shall annually, by resolution duly adopted, fix the date, time and place of a meeting to organize the Board for the succeeding year, now, therefore, be it hereby

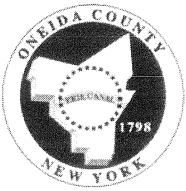
RESOLVED, That the organizational meeting of this Board for the year 2014 shall be held on Friday, January 3, 2014 at 10:00 A.M. in the Legislative Chamber, tenth floor, Oneida County Office Building, 800 Park Avenue, Utica, New York.

APPROVED: Ways & Means Committee ()

DATED: December 11, 2013

Adopted by the following vote:
AYES NAYS ABSENT

7.



ONEIDA COUNTY DEPARTMENT OF LAW

Oneida County Office Building
800 Park Avenue ♦ Utica, New York 13501-2975
(315) 798-5910 ♦ fax (315) 798-5603

ANTHONY J. PICENTE JR.
COUNTY EXECUTIVE

GREGORY J. AMOROSO
COUNTY ATTORNEY

FN 20 13 - 425

December 4, 2013

Hon. Anthony J. Picente Jr.
Oneida County Executive
800 Park Avenue
Utica, NY 13501

WAYS & MEANS

RE: LaRou v. Oneida County

Dear Mr. Picente:

Plaintiff Madeline LaRou having commenced action in New York State Supreme Court against Oneida County for alleged injuries sustained on December 4, 2010 at a Christmas Tree Lighting/ Fireworks display in Rome, NY. The fireworks frightened horses that were controlled by the County. Plaintiff sustained numerous injuries, including a permanent injury which will require corrective surgery when she reaches full growth at approximately 16 years of age.

I am in receipt of letters from attorney Bartle J. Gorman, counsel for Oneida County and Gus Boucher, Claims Administrator for Oneida County, recommending that the above referenced matter be settled by all parties for the total amount of \$65,000, with a County share in the amount of \$32,500. I agree with the recommendation of settlement and I ask that this matter be referred to the Board of Legislators for their approval at their December 11, 2013 regular session.

Thank you.

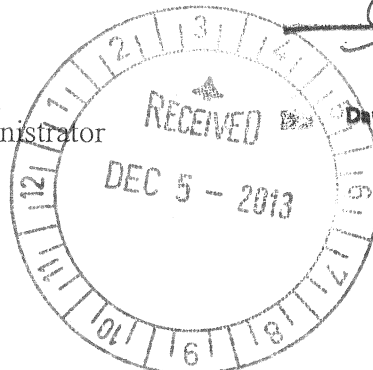
Very truly yours,

Gregory J. Amoroso
County Attorney

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

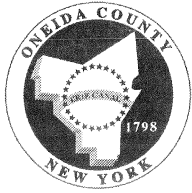
Anthony J. Picente, Jr.
County Executive

Cc: Bartle J. Gorman, Esq.
Gus Boucher, Claims Administrator



Date 12/5/13

Handwritten mark



**ONEIDA COUNTY DEPARTMENT OF
WATER QUALITY & WATER POLLUTION CONTROL**

51 Leland Ave, PO Box 442, Utica, NY 13503-0442
(315) 798-5656 wpc@ocgov.net FAX 724-9812

Anthony J. Picente, Jr.
County Executive

Steven P. Devan, P.E.
Commissioner

December 5, 2013

The Honorable Anthony J. Picente, Jr.
Oneida County Executive
800 Park Avenue
Utica, NY 13501

FN 20 13-426

WAYS & MEANS

Re: Public Hearing
Additional Bonding
Capital Project HG479 – North Utica Parallel Interceptor

Dear County Executive Picente:

Bids were recently opened for the North Utica Parallel Interceptor Project. Unfortunately, bids came in significantly over the engineer's estimate. Consequently, an additional \$2,000,000 is need to complete the project and will have to be funded by bonding.

Article 5-A, Section 268 of the County Law requires, among other things, that a public hearing be held by the Board of Legislators to consider the improvements that will be made by the capital project in question. This public hearing is required before the Board can consider a bonding resolution for the project. The Board must pass the attached resolution establishing the public hearing to continue the funding process.

The financial consultants have calculated the new estimated cost of the project for the average single family residence to be approximately \$4.35 and \$6.52 for a two-family residence for the first year.

I would appreciate consideration of this request by you and Board of Legislators so that the legislation could be acted upon during the December 11th meeting. This would allow the public hearing to be held prior to the board meeting on December 26th.

I am available to meet with you or the Board at your convenience to discuss this request and explain the change in the project in more detail.

Thank you for you consideration in this matter.

Sincerely,
**THE ONEIDA COUNTY DEPARTMENT OF
WATER QUALITY AND WATER POLLUTION CONTROL**

Steven P. Devan, P.E.
Commissioner

Cc: Brian D. Miller, Chairman-DPW Committee
Joseph J. Timpano, Comptroller

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

Anthony J. Picente, Jr.
County Executive
Date 12/6/13

9.



ORRICK

ORRICK, HERRINGTON & SUTCLIFFE LLP
666 FIFTH AVENUE
NEW YORK, NY 10103-0001
tel 212-506-5000
fax 212-506-5151
WWW.ORRICK.COM

December 6, 2013

Thomas E. Myers
(212) 506-5212
tmyers@orrick.com

VIA E-MAIL (jtimpano@ocgov.net)

Mr. Joseph J. Timpano
Oneida County
County Office Building
800 Park Avenue
Utica, NY 13501

Re: County of Oneida, New York
Oneida County Sewer District
Orrick File: 42439-2-40

Dear Joe:

In accordance with your request, I have drafted and enclose herewith the form of resolution calling for the public hearing. Notice of such hearing must be published at least ten days prior to the date of the hearing.

When available, we look forward to being provided with the following:

1. A certified copy of the enclosed resolution calling for the public hearing.
2. An affidavit of publication of the notice of public hearing.

With best wishes,

Very truly yours,

Tom

Thomas E. Myers
/es

cc: Ms. Sheryl Brown (sbrown@ocgov.net)
Mr. John Shehadi (jshehadi@fiscaladvisors.com)
Mr. Steve Devan (sdevan@ocgov.net)

10.

 Motion Made By _____

RESOLUTION NO. _____

A RESOLUTION CALLING A PUBLIC HEARING FOR THE PURPOSE OF
 CONSIDERING A PROPOSED INCREASE IN COST OF IMPROVEMENTS
 FOR THE ONEIDA COUNTY SEWER DISTRICT

WHEREAS, the County Legislature has duly approved and authorized expenses in improvements to the Oneida County Sewer District consisting of North Utica Interceptor improvements at a maximum estimated cost of \$11,630,000; and

WHEREAS, the Commissioner of Water Quality and Water Pollution Control of the County has requested an increase in the estimated maximum cost of such project by \$2,000,000 to \$13,630,000; and

WHEREAS, it has been proposed that the additional \$2,000,000 will be financed by the issuance of bonds; and

WHEREAS, it is now desired to call a public hearing thereon; NOW, THEREFORE, BE ITRESOLVED, by the County Legislature of the County of Oneida, New York, as follows:

Section 1. A meeting of the County Legislature, the County of Oneida, New York, to be held at the County Office Building, in Utica, New York, in said County, on the 26th day of December, 2013, at 1:45 o'clock P.M., prevailing time, for the purpose of conducting a Public Hearing upon the aforesaid matter.

Section 2. The Clerk of the Legislature is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in the official newspaper not less than ten, nor more than twenty, days before the date designated for the hearing.

Section 3. The notice of public hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the County Legislature of the County of Oneida, New York, will meet at the County Office Building, in Utica, New York, in Oneida, New York, on December 26, 2013, at 1:45o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing in relation to the proposed \$2,000,000 increased cost of the increase and improvement of the facilities of the Oneida County Sewer District in said County, consisting of the North Utica Interceptor improvements at a new maximum estimated cost of \$13,630,000. The revised estimated annual cost to the typical property owner in said Sewer District as a result thereof is \$4.35 for a single family home and \$6.52 for a two family home.

Dated: Utica, New York,

_____, 2013.

BY ORDER OF THE COUNTY
LEGISLATURE OF THE COUNTY
OF ONEIDA, NEW YORK

Clerk, County Legislature

12.

APPROVED:

DATED:

Adopted by the following roll call vote:

AYES _____ NAYS _____ ABSENT _____

CERTIFICATION FORM

STATE OF NEW YORK)
) ss.:
COUNTY OF ONEIDA)

I, the undersigned Clerk of the County Legislature of the County of Oneida, New York (the "Issuer"), DO HEREBY CERTIFY:

- 1) That a meeting of the Issuer was duly called, held and conducted on the _____ day of December, 2013.
- 2) That such meeting was a **special regular** (circle one) meeting.
- 3) That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
- 4) That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
- 5) That all members of the Board of the Issuer had due notice of said meeting.
- 6) That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
- 7) That notice of said meeting (*the meeting at which the proceeding was adopted*) was caused to be given **PRIOR THERETO** in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication - should be a date or dates falling prior to the date set forth above in item 1)

POSTING (here insert place(s) and date(s) of posting- should be a date or dates falling prior to the date set forth above in item 1)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this _____ day of December, 2013.

(CORPORATE SEAL)

Clerk, County Legislature

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