

October 9, 2019

OCTOBER MEETING
Held on Wednesday, October 9, 2019 at 2:00 P.M.

The Board met pursuant to statute and was called to order by the Chairman. Below is a Roster of the members of the Board of Legislators listing their respective Legislative Districts.

- R-1 Keith Schiebel (Vernon, District 1, 2, 3, 4, 5; Verona, District 5)
- R-2 Colin Idzi (Augusta District 1, 2; Kirkland District 3, 8; Marshall District 1, 2; Sangerfield District 1, 2)
- R-3 Norman Leach (Rome 3rd Ward, District 3; Verona Districts 3, 4, 6; Vienna District 1, 2, 3, 4)
- D-4 Michael J. Clancy (Rome Ward 1, District 1, 2; Ward 2 District 2, 3, Ward 3 District 1, 4, 5; Ward 4 District 5; Ward 7 District 2; Verona District 1, 2)
- R-5 Michael B. Waterman (Annsville, District 1, 2, 3; Camden District 1, 2, 3; Florence District 1; Lee District 3)
- R-6 Michael Boucher (Ava District 1; Boonville District 1, 2, 3, 4; Forestport District 1, 2; Remsen District 1; Steuben District 1)
- R-7 Gerald J. Fiorini (Lee District 5; Rome Ward 6 District 1, 2, 3, 4, Ward 7 District 1, 3, 4, 5)
- R-8 Richard A. Flisnik (Floyd District 2, 3; Marcy District 1, 2, 3, 4; Whitestown District 5)
- D-9 Philip M. Sacco (Deerfield District 1, 2, 3; Floyd District 1; Trenton District 1, 2, 3, 4)
- R-10 George Joseph (Kirkland District 1, 10; Rome Ward 2, District 1; Westmoreland District 1, 2, 3, 4)
- R-11 Robert Koenig (Whitestown District 1, 2, 4, 6, 7, 8, 9, 13, 15)
- D-12 Michael Brown (Rome Ward 3 District 2; Ward 4 District 1, 2, 3, 4; Ward 5 District 1, 2, 3, 4)
- D-13 William B. Goodman (New Hartford Ward 2 District 1, 2; Whitestown District 3, 10, 11, 12, 14, 16)
- D-14 Chad Davis (Kirkland District 2, 4, 5, 6, 7, 9; New Hartford Ward 4 District 1, 2, 3, 4)
- R-15 James M. D’Onofrio (New Hartford Ward 1 District 3, 5; Ward 2 District 3, 4; Ward 3 District 1, 2, 3, 4)
- R-16 Mary A. Pratt (Bridgewater District 1; New Hartford Ward 1 District 1, 2, 4; Paris District 1, 2, 3)
- R-17 Brian P. Mandryck (Lee District 1, 2, 4; Rome Ward 1 District 3, 4; Ward 6 District 5; Western District 1, 2, 3)
- R-18 Joseph Furgol (Utica Ward 4 District 1, 2, 3, 4, 5, 6, 7, 8, 9)
- R-19 Edward P. Welsh (Utica Ward 3 District 1, 2, 3, 4, 5, 6, 7, 8, 9; Ward 5 District 2)
- D-20 William R. Hendricks (Utica Ward 1 District 8; Ward 5 District 1, 3, 4, 5, 6)
- D-21 Lori Washburn (Utica Ward 2 District 1, 3, 4, 5, 6, 7; Ward 3 District 10; Ward 5 District 7)
- D-22 Rose Ann Convertino (Utica Ward 1 District 1, 2, 3, 4, 5, 6, 7; Ward 2 District 2, 8)
- R-23 Emil R. Paparella (Utica Ward 6, District 1, 2, 3, 4, 5, 6, 7, 8, 9)

Roll Call: 22 Present 1 Absent

MEMBERS PRESENT: Schiebel, Idzi, Leach, Clancy, Waterman, Boucher, Fiorini, Flisnik, Sacco, Joseph, Koenig, Brown, Goodman, Davis, D’Onofrio, Pratt, Mandryck, Furgol, Welsh, Washburn, Convertino, Paparella,

ABSENT MEMBERS: HENDRICKS

Public Hearing- Oneida County Budget: Opened at 2:08 P.M. Rosa Lamusio was called to the podium. Ms Lamusio spoke in regards to various up grades in various departments. This was closed at 2:11 P.M.

During the Public Comment Section Chairman Fiorini called to the podium Eric Centro. Mr. Centro spoke in regards to the Snowmobile Trails in Oneida County. Jim Rolf sent a letter to the Board of Legislators regarding the proposed local law for Snowmobile Trails.

PETITIONS AND COMMUNICATIONS

- FILE NO. 2019 - 321** – RE: Appointment of Richard Redmond Oneida- Herkimer Solid Waste Management Authority
- FILE NO. 2019 – 322** – Re-appointment of Camille Tauroney Kahler a trustee of MVCC
- FILE NO. 2019 - 323** – RE-appointment of William Calli a trustee of MVCC
- FILE NO. 2019 – 324** – Re-appointment of Wendy Waters a trustee of MVCC
- FILE NO. 2019 – 325** – RE: Westlaw (Thomas Reuters Agreement)
- FILE NO. 2019 - 326** - Subject RFP 2019-269 Voice and Data Services vendor recommendation
- FILE NO. 2019 – 327** – Subject: Bonded Courier Agreement
- FILE NO. 2019 – 328** – Request to Amend Capital Project H-565 –Griffiss Intl. Runway 15- Rehab
- FILE NO. 2019 - 329** - RE: Design Agreement, Taxiway “E’ Connector
- FILE NO. 2019 – 330** – Request to Amend Capital Project H-565 Griffiss Intl. – Runway 15-33 Rehab
- FILE NO. 2019 – 331** – RE: Construction observation and Administration Phase II Runway Reconstruction

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FILE NO. 2019 – 332 – Change order modifies the Agreement with Lochner Engineering .concerning the Middle Settlement Road Project.

FILE NO. 2019 – 333 – Construction Inspection associated with specified bridge and highway construction projects

FILE NO. 2019 – 334 – NYS Homeland Security Contract FY 2019 SHSP

FILE NO. 2019 – 335 – Lease agreement with Oneida County Soil & Water Conservation District for use of office space @ 121 Second St.Oriskany

FILE NO. 2019 - 336 – RE: Position for the Supplemental Assigned Counsel Plan

FILE NO. 2019 – 337 – NYS Office of Indigent Services, 5 year Grant Project name: Statewide Expansion of Hurrell-Harring

FILE NO, 2019 – 338 – Request of three full time Paralegal Assistant Positions. Public Defender office

FILE NO. 2019 – 339 – Request of one Senior Administrative Assistant Position. Public Defender office

FILE NO. 2019 – 340 – Request of one Forensic Evaluation Specialist. Public Defender office

FILE NO. 2019 - 341 - Request for two fulltime Confidential Investigator positions. Public Defender office

FILE NO. 2019 – 342 - New York State Office of Indigent Legal Services (ILS) 5 year grant project named Statewide Expansion of Hurrell-Harring

FILE NO. 2019 – 343 – Request of one full time Senior Administrative Assistant position. Public Defender office

FILE NO. 2019 – 344 – RE: Aid to Defense Contract \$15,978. 10/1/19-9/30/20 Contract# T445180 Public Defender office

FILE NO. 2019 – 345 – NYS Homeland Security Contract FY2019 SHSP

FILE NO. 2019 – 346 – FY2018 HazMat Grant

FILE NO. 2019 – 347 – Grant to purchase video recording equipment

FILE NO. 2019 – 348 – Monetary reimbursement for staffing and security services provided to courts in Oneida County

FILE NO. 2019 – 349 – RE: Utica Safe Schools Agreement 2019-2020

FILE NO. 2019 – 350 – RE: Rome Safe Schools/IRT Program (2019-2020)

FILE NO. 2019 – 351 – 2019 budgetary transfer . District Attorney

FILE NO. 2019 - 352 – Non-fatal shooting Initiative Grant Amendment

FILE NO.2019 – 353 – Agreement to provide necessary funding to CNYRTA to continue urban bus transportation services.

FILE NO. 2019 – 354 – Mobility Management Services eligible under the FTA Section 5311 Rural Transit Program

FILE NO. 2019 – 355 – Secure Detention User Agreement

FILE NO. 2019 – 356 – Step Down Program

FILE NO. 2019 – 357 – PREP (PINS Reduction and Elimination Program) is a diversion program

FILE NO. 2019 – 358 – Family Support/Parent Aide Services

FILE NO. 2019 – 359 – Request of Adult SPOA . OFA DSS and Mental Health requesting

FILE NO. 2019 – 360 – 2019 Supplemental Appropriation for the Work Force Development Fund.

FILE NO. 2019 – 361 – Infrastructure Funding MOU

FILE NO. 2019 – 362 – Public Health Tuberculosis Control Program

FILE NO. 2019 – 363 – Child Passenger Safety Program

FILE NO. 2019 - 364 - Preschool Related Services

FILE NO. 2019 – 365 – Annual Implementation Plan (AIP) Four Year Plan Annual Update

FILE NO. 2019 – 366 – Professional Consulting Services

FILE NO. 2019 - 367 – Consolidated Funding Application (Third Amendment)

FILE NO. 2019 – 368 – Proposing a merger of Dept. of Social Services, Office of the Aging and Continuing Care, the Youth Bureau and the Veterans Service Agency into the Department of Family and Community Services

FILE NO. 2019 - 369 – A Local Law Amending the Oneida County Administrative Code

FILE NO. 2019 – 370 – Correction Officer Sergeant Ronald Carollo

FILE NO. 2019 – 371 – Safe Care/Parent Aide Services

FILE NO. 2019 – 372 – Case Management System

FILE NO. 2019 – 317.1- Capital Project H-594 – DPW Demolition of the Brown Building

FILE NO. 2019 - 317.2- Transfer from the General Fund to Capital Fund AA# A9950.9 from AA#1922.9

FILE NO. 2019 - 318 - Capital Project H-589 Griffiss Intl. Building 100 Phase II

FILE No. 2019 – 320 – GRANT: Early Voting Aid to Localities Grant

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MOTIONS AND RESOLUTIONS

NO. 292 – FN 2019 – 301 - Messrs. Mandryck, Fiorini, Welsh, D’Onofrio offered the following resolution and moved its adoption.

INTRODUCTORY

F.N. 2019-301

NO. 292

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 292

INTRODUCED BY: Messrs. Mandryck, Fiorini, Welsh, D’Onofrio
2ND BY: Mr. Schiebel

LOCAL LAW INTRO. D OF 2019
LOCAL LAW NO. ____ OF 2019

A LOCAL LAW ESTABLISHING A
SNOWMOBILE SEASON IN ONEIDA COUNTY

BE IT ENACTED BY THE BOARD OF COUNTY LEGISLATORS OF THE COUNTY OF ONEIDA AS FOLLOWS:

SECTION 1. PURPOSE AND INTENT.

The County of Oneida has hundreds of miles of groomed snowmobile trails, crossing both public and private property. Trail Maintenance Entities maintain these trails, and determine when trails are appropriate for use. To ensure there is adequate snow cover on these trails for snowmobiles, a Snowmobile Season shall be established.

The Oneida County Legislature hereby finds that it is in the best interest of the residents and visitors to Oneida County to enact this Local Law to preserve the snowmobiling trails in Oneida County, to ensure the safety of snowmobilers on those trails, and to protect the property of Oneida County landowners who own land adjacent to snowmobile trails, and who provide access to the snowmobile trails through their property.

SECTION 2. DEFINITIONS.

“Big Game Gun Season” – Late Bow and Muzzleloading hunting season, as defined by the New York State Department of Environmental Conservation.

“Northern-Southern Zone Line” – A line defined by the New York State Department of Environmental Conservation, commencing at a point at the north shore of the Salmon river and its junction with Lake Ontario and extending easterly along the north shore of that river to the village of Pulaski, thence southerly along Route 11 to its intersection with Route 49 in the village of Central Square, thence easterly along Route 49 to its junction with Route 365 in the city of Rome, thence easterly along Route 365 to its junction with Route 28 in the village of Trenton, thence easterly along Route 28 to its junction with Route 29 in the village of Middleville, thence easterly along Route 29 to its junction with Route 4, thence northerly along Route 4 to its junction with Route 22, thence northerly and westerly along Route 22 to the eastern shore of South Bay on Lake Champlain in the village of Whitehall, thence northerly along the eastern shore of South Bay to the New York-Vermont boundary.

“Northern Tier” – The section of land located to the North of the Northern-Southern Zone Line.

“Snowmobile” – A self-propelled vehicle equipped with a motor, originally manufactured and designed for travel on snow or ice,

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steered by skis or runners and supported in whole or in part by one or more skis, belts or tracked cleats.

“Snowmobile Operator” – Any person who operates or is in actual physical control of a Snowmobile.

“Snowmobile Season” – The timeframe during which Snowmobile Operators may utilize the Trail System, as further defined in Section 3 below.

“Southern Tier” – The section of land located to the South of the Northern-Southern Zone Line.

“TME” or “Trail Maintenance Entities” or “TMEs” – The New York State Snowmobile Association clubs located in Oneida County that are responsible for maintaining the Trail System.

“Trail System” – A system of Snowmobile trails marked and maintained throughout Oneida County by the Trail Maintenance Entities.

SECTION 3. SNOWMOBILE SEASON.

Snowmobiles may enter upon and use the Trail System only during Snowmobile Season. Snowmobile Season shall be defined as follows:

a. Snowmobile Season Northern Tier- Snowmobile Season in the Northern Tier of Oneida County shall commence the first day after the last day of Big Game Gun Season, so long as there is also a sufficient amount of packed base snow on the trail, as determined and announced by the TME responsible for that portion of the Trail System, and in consultation with the private landowners adjacent to that Trail System.

b. Snowmobile Season Southern Tier- Snowmobile Season in the Southern Tier of Oneida County shall commence the first day after the last day of Big Game Gun Season, so long as there is also a sufficient amount of packed base snow on the trail, as determined and announced by the TME responsible for the Trail System, and in consultation with the private landowners adjacent to that Trail System.

c. Throughout the Snowmobile Season, it shall be the responsibility of the TMEs to determine if there is sufficient base snow cover for Snowmobiles to operate, and to consult with the private landowners over which those trails run, and announce whether their respective portions of the Trail System are open for Snowmobile use.

d. Throughout Snowmobile Season, it shall be the responsibility of the Snowmobile Operator to consult their local TME to see if the portion of the Trail System they wish to ride on is open for Snowmobile use. Snowmobile Operators shall comply with any guidance issued by the TMEs and shall refrain from entering on or using the Trail System in the event portions of, or all of, the Trail System is closed by the TMEs.

SECTION 4. END OF SNOWMOBILE SEASON.

Snowmobile Season shall end on April 15th of each year. After April 15th, Snowmobiles shall not be permitted on any part of the Trail System.

SECTION 5. PROHIBITION AGAINST RIDING ON CLOSED TRAILS.

In the event trail conditions are unsuitable to Snowmobile use, and the TMEs close a portion or all of the Trail System they maintain, by either closing gates, placing barriers, posting signs, or by otherwise notifying the public that a trail is closed, Snowmobile Operators are prohibited from riding on those closed trails.

SECTION 6. PROHIBITION AGAINST LEAVING MARKED TRAILS.

Snowmobile Operators must ride on the Trail System, and are prohibited from straying from and entering upon private property adjacent to the Trail System. All Snowmobile Operators must stay between the trail markers, stakes, poles, and any notifying devices used by the TMEs to mark the Trail System.

SECTION 7. VIOLATIONS OF LAW.

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a. All provisions of the New York State Penal Law, including Criminal Mischief in the Fourth Degree, as defined by New York State Penal Law § 145.00, Trespass, as defined by New York State Penal Law § 140.05, and Criminal Trespass in the Third Degree, as defined by New York State Penal Law § 140.10, shall remain in full force and effect, and the Snowmobile Operator will be subject to those criminal penalties as prescribed within the Penal Law.

b. All provisions of Parks, Recreation and Historic Preservation Law § 25.23 shall apply regarding the negligent operation of a Snowmobile.

c. All other existing Federal, State, and Local laws and regulations must be followed by all Snowmobile Operators.

SECTION 8. ENFORCEMENT.

The provisions of this Local Law shall be enforced by all law enforcement entities operating throughout Oneida County, including the Oneida County Sheriff's Department.

SECTION 9. SEVERABILITY.

If any clause, sentence, paragraph, section, subdivision or other part of this Local Law or its applications shall be adjudged by a court of competent jurisdiction to be invalidated or unconstitutional, such order or judgement shall not affect, impair, or otherwise invalidate the remainder of this Local Law which shall remain in full force and effect.

SECTION 10. EFFECTIVE DATE.

This Local Law shall take effect upon filing with the Secretary of State in accordance with Sections 20, 21, and 27 of New York State Municipal Home Rule Law.

APPROVED: Economic Development and Tourism (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Schiebel and adopted by the following vote:
AYES 21 NAYS 1 (Mr. Joseph) ABSENT 1 (Mr. Hendricks)

NO. 293 – FN 2019 – 302 – Messrs. Paparella, D’Onofrio offered the following resolution and moved its adoption.

RE: SUPPLEMENTAL APPROPRIATION OF \$317,455.00 TO VARIOUS OFFICE FOR THE AGING ACCOUNTS

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$317,455.00 to various Office for the Aging accounts, and

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

A3771.2	State Aid – OFA Unmet Needs	\$139,917.00	
A3771.3	State Aid – OFA Unmet Needs	\$ 90,882.00	
A3771.4	State Aid – OFA Unmet Needs	<u>\$ 86,656.00</u>	
			\$317,455.00

now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2019 funds, as hereinafter set forth, is hereby approved:

TO:

A6772.495116 Adult Daycare – OFA \$ 44,970.00

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A6772.495118	Legal Services – OFA	\$ 4,875.00
A6772.495121	Volunteer Services – OFA	\$ 50,072.00
A6772.495135	Caregiver Support – OFA	\$ 40,000.00
A6773.495100	Nutrition Program – OFA	\$ 90,882.00
A6774.49599	In-Home Services – OFA	<u>\$ 86,656.00</u>
		\$317,455.00

APPROVED: Health and Human Services Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Schiebel and adopted by the following vote:

AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

NO. 294 – FN 2019 – 303 – Messrs. Paparella, D’Onofrio offered the following resolution and moved its adoption.

RE: SUPPLEMENTAL APPROPRIATION OF \$177,464.00 TO A4310.0 – VARIOUS MENTAL HEALTH ACCOUNTS – 2015 CLOSEOUT

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$177,464.00 to A4310.0 – various Mental Health Accounts , and

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

A3490	State Aid – OMH
\$177,464.00	

now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2019 funds, as hereinafter set forth, is hereby approved:

TO:

A4310.49517	Cerebral Palsy OMH/OMRDD	\$ 90,575.00
A4310.49521	Mohawk Valley Council on Alcoholism/Addiction	\$ 27,740.00
A4310.49525	Resource Center for Independent Living	\$ 3,651.00
A4310.49526	Neighborhood Center	\$27,749.00
A4310.49541	Kids Oneida (Now, ICAN)	<u>\$ 27,749.00</u>
		\$177,464.00

APPROVED: Health and Human Services Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Joseph and adopted by the following vote:

AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

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NO. 295 – FN 2019 – 304 – Messrs. Paparella, D’Onofrio offered the following resolution and moved its adoption.

RE: SUPPLEMENTAL APPROPRIATION OF \$487,653.00 TO A4310.0 – VARIOUS MENTAL HEALTH ACCOUNTS – 2013 CLOSEOUT

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$487,653.00 to A4310.0 – various Mental Health Accounts , and

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

A3490	State Aid – OMH	\$487,653.00
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now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2019 funds, as hereinafter set forth, is hereby approved:

TO:

A4310.49518	Human Technologies	\$ 59,408.00
A4310.49517	Cerebral Palsy OMH/OMRDD	\$128,935.00
A4310.49521	Mohawk Valley Council on Alcoholism/Addiction	\$ 11,429.00
A4310.49525	Resource Center for Independent Living	\$ 10,233.00
A4310.49526	Neighborhood Center	\$277,403.00
A4310.49541	Kids Oneida (Now, ICAN)	<u>\$ 245.00</u>
		\$487,653.00

APPROVED: Health and Human Services Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr.Schiebel and adopted by the following vote:
AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

NO. 296 – FN 2019 – 305 – Messrs. Paparella, D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL TO SET THE SALARY FOR THE POSITION TITLE OF SUBSTANCE ABUSE EVALUATOR, GRADE 32W, STEP 2, \$47,780

WHEREAS, This Board is in receipt of correspondence from Commissioner of Personnel, John P. Talerico, requesting approval to establish the salary for the position title of Substance Abuse Evaluator, and

WHEREAS, The Commissioner of Personnel recommends that the starting salary for the position be set at Grade 32W, Step 2, \$47,780.00, and

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

RESOLVED, That the Oneida County Board of Legislators establishes the salary for the position title of Substance Abuse Evaluator, at Grade 32W, Step 2, \$47,780.00, effective immediately.

APPROVED: Health and Human Services Committee (October 2, 2019)
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WHEREAS, The Agreement shall be for a term commencing October 1, 2019 and ending September 30, 2020, with Oneida County having the right to terminate the Agreement upon thirty (30) days written notice to YWCA of the Mohawk Valley, 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 this Board authorizes and approves a Purchase of Services Agreement between Oneida County, through its Department of Social Services, and YWCA of the Mohawk Valley, for a term commencing October 1, 2019 and ending September 30, 2020.

APPROVED: Health and Human Services Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Schiebel and adopted by the following vote:
AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

NO. 299 – FN 2019 – 308 – Messrs. Paparella, D’Onofrio offered the following resolution and moved its adoption.

RE: PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF SOCIAL SERVICES, AND MONROE COUNTY CHILDREN’S DETENTION CENTER

WHEREAS, This Board is in receipt of a Purchase of Services Agreement between Oneida County, through its Department of Social Services, and Monroe County Children’s Center to provide un-reserved beds for Secure Detention and Specialized Secure Detention services on an as needed basis for Oneida County youth placed by Family Court Remand, Juvenile Delinquent (JD) warrant, or placed by a Peace Officer, and

WHEREAS, The cost of the service is a fee for service, with Raise the Age youth costs being reimbursed 100% by New York State. New York State Office of Children and Family will reimburse 49% for all other detention services, with Oneida County being responsible for the remaining 51% of costs, and

WHEREAS, The Agreement shall be for a term commencing upon execution and ending December 31, 2023, with either party having the right to terminate the Agreement upon sixty (60) days written notice to the other party, 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 this Board authorizes and approves a Purchase of Services Agreement between Oneida County, through its Department of Social Services, and Monroe County Children’s Detention Center, for a term commencing upon execution and ending December 31, 2023.

APPROVED: Health and Human Services Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Goodman and adopted by the following vote:
AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

NO. 300 – FN 2019 – 309 – Messrs. Paparella, D’Onofrio offered the following resolution and moved its adoption.

RE: PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF SOCIAL SERVICES, AND MOHAWK VALLEY COMMUNITY ACTION AGENCY, INC.

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- WHEREAS,** This Board is in receipt of a Purchase of Services Agreement between Oneida County, through its Department of Social Services, and Mohawk Valley Community Action Agency, Inc., for an amount not to exceed \$465,337.00, to provide community-based Parent Aide Services to 145 families at any given time in order to prevent foster care and to return children from foster care, and
- WHEREAS,** The Agreement shall be for a term commencing July 1, 2019 and ending June 30, 2020, with the County having the right to terminate the Agreement upon thirty (30) days prior written notice to Mohawk Valley Community Action Agency, Inc. by way of registered or certified mail return receipt requested or hand delivered with receipt granted by the County, 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 this Board authorizes and approves a Purchase of Services Agreement between Oneida County, through its Department of Social Services, and Mohawk Valley Community Action Agency, Inc., for a term commencing July 1, 2019 and ending June 30, 2020.
- APPROVED:** Health and Human Services Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)
- DATED:** October 9, 2019

Seconded by Mr. Schiebel and adopted by the following vote:

AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

NO. 301 – FN 2019 – 310 – Messrs. Paparella, D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF SOCIAL SERVICES, AND NEW YORK STATE, THROUGH ITS OFFICE OF CHILDREN AND FAMILY SERVICES

- WHEREAS,** This Board is in receipt of a Grant Agreement between Oneida County, through its Department of Social Services, and New York State, through its Office of Children and Family Services, in the sum of \$253,240.00, which will be used to fund services provided by the Oneida County Child Advocacy Center (CAC), for a term commencing October 1, 2019 and ending September 30, 2020, and
- WHEREAS,** In accordance with Oneida County Charter Section 2202, said Grant Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby
- RESOLVED,** That Oneida County Executive, Anthony J. Picente, Jr., is hereby authorized to execute any and all documents related to a Grant Agreement between Oneida County, through its Department of Social Services, and New York State, through its Office of Children and Family Services, in the sum of \$253,240.00.
- APPROVED:** Health and Human Services Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Schiebel and adopted by the following vote:

AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

NO. 302 – FN 2019 – 311 – Messrs. Paparella, D’Onofrio and Ms. Convertino offered the following resolution and moved its adoption.

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RE: APPROVAL OF AN AMENDMENT TO A PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF MENTAL HEALTH, AND INTEGRATED COMMUNITY ALTERNATIVES NETWORK, INC. (f/k/a KIDS ONEIDA, INC.)

WHEREAS, This Board is in receipt of a Second Amendment to a Purchase of Services Agreement between Oneida County, through its Department of Mental Health, and Integrated Community Alternatives Network, Inc. (f/k/a Kids Oneida, Inc.), and

WHEREAS, The parties entered into an agreement whereby Integrated Community Alternatives Network, Inc. (f/k/a Kids Oneida, Inc.) provides mental health services to Oneida County residents with a term commencing January 1, 2018 and ending December 31, 2022 (the "Original Agreement"), and

WHEREAS, The parties executed a First Amendment to the Original Agreement on May 14, 2018 to reflect a cost of living adjustment to prior funding by the New York State Office of Mental Health, and

WHEREAS, The Original Agreement needs to be amended by this Second Amendment to add three (3) additional services, ICM Management Services, ICM Children & Youth Services, and ICM and Health Home Emergency Services, and

WHEREAS, The addition of the three (3) services will increase the cost of the Original Agreement by \$404,972.00, resulting in a new gross amount of \$607,679.00 for the term commencing April 1, 2019 and ending December 31, 2020, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Second Amendment 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 accepts a Second Amendment to a Purchase of Services Agreement between Oneida County, through its Department of Mental Health, and Integrated Community Alternatives Network, Inc. (f/k/a Kids Oneida, Inc.), with a term commencing April 1, 2019 and ending December 31, 2020.

APPROVED: Health and Human Services Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Schiebel and adopted by the following vote:
AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

NO. 303 – FN 2019 – 312 – Messrs. Paparella, D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF A FIRST AMENDMENT TO A PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF MENTAL HEALTH, AND RESOURCE CENTER FOR INDEPENDENT LIVING, INC.

WHEREAS, This Board is in receipt of a First Amendment to a Purchase of Services Agreement between Oneida County, through its Department of Mental Health, and Resource Center for Independent Living, Inc., and

WHEREAS, Pursuant to a Purchase of Services Agreement entered into between Oneida County and Resource Center for Independent Living, Inc. on March 1, 2018, Resource Center for Independent Living, Inc. agreed to provide Service Dollars Intensive Care Management Services (ICM), Children & Youth Intensive Case Management, Intensive Case Management Emergency & Non-Emergency Services, Assisted Competitive Employment (ACE), and Ongoing Integrated Supported employment (OISE), to adults with a serious and persistent mental illness, with a term commencing January 1, 2018 and ending December 31, 2020 (the "Original Agreement"), and

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WHEREAS, Oneida County and Resource Center for Independent Living, Inc. need to amend the Original Agreement to remove three (3) services, ICM Management Services, ICM Children & Youth Services, and ICM Health Home Emergency Services, and

WHEREAS, The removal of the three (3) services will decrease the cost of the Original Agreement by \$378,186.00, resulting in a new gross amount of \$875,394.00 for the term commencing April 1, 2019 and ending December 31, 2020, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said First Amendment 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 accepts a First Amendment to a Purchase of Services Agreement between Oneida County, through its Department of Mental Health, and Resource Center for Independent Living, Inc., with a term commencing April 1, 2019 and ending December 31, 2020.

APPROVED: Health and Human Services Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Joseph and adopted by the following vote:
AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

NO. 304 – FN 2019 – 313 – Messrs. Flisnik and D’Onofrio offered the following resolution and moved its adoption

RE: CERTIFICATION OF SECTION 606 EXPENSES FOR THE ONEIDA COUNTY PUBLIC DEFENDER, CRIMINAL DIVISION

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 said inmates having required the services of the Oneida County Public Defender, Criminal Division, to represent them before the various courts in Oneida County while incarcerated herein, and

WHEREAS, The Oneida County Public Defender, Criminal Division, duly represented said inmates, and

WHEREAS, Section 606 of the Correction Law of the State of New York mandates reimbursement for such services to the County of Oneida for such legal defense, and

WHEREAS, The Oneida County Public Defender, Criminal Division, has certified to the Oneida County Board of Legislators that the expenses incurred by the Oneida County Public Defender while undertaking said legal representation amounted to the sum of \$26,571.67 for undertaking the legal defense of: Jose Aponte, Keith Bacote, Gilbert Carrion, Jermoll Daniels, Salvatore Delegato, Christian Dowd, Luis Figueroa, Jeanpier Frank, Jakim Grimes, Robert Guinn, Jamri Hall, Todd A. Henderson, James M. Hurley, Ulysses Jordan, Curtis Kimbrough, Terry King, Luis Lebron, Chadd Lyons, Dennis Mosely, Dominick Nelson, Sharif D. Parker, Edgar Resendiz, Antoine Robinson, Robert Rodgers, Quazay Rodriguez, James Roper, Jayshawn Saez, Robert Sanders, Quentell Suttles, Gerard Vickers, Olyn Williams, being inmates of the State of New York, and

WHEREAS, The Oneida County Board of Legislators has examined the documents provided by the Oneida County Public Defender, Criminal Division, and finds them to be a true and accurate account of the expenses concerning these matters, now, therefore, be it

RESOLVED, That this resolution and the vouchers, documents, and affidavit of the Oneida County Public Defender, Criminal Division, be forwarded to the Budget and Finance Office of the New York State Department of Correctional Services as required by Section 606 of the Correction Law and Title 7, Part 410 of the New York Code of Rules and Regulations for payment.

APPROVED: Public Safety Committee (October 2, 2019)

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Held on Wednesday, October 9, 2019 at 2:00 P.M.

Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Schiebel and adopted by the following vote:
AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

NO. 305 – FN 2019 – 314 – Messrs. Waterman, D’Onofrio and Flisnik offered the following resolution and moved its adoption.

RE: APPROVAL OF AN AMENDMENT TO AN INTER-MUNICIPAL AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PLANNING, AND THE TOWN OF WHITESTOWN

WHEREAS, This Board is in receipt of an Amendment to an Inter-Municipal Agreement between Oneida County, through its Department of Planning, and the Town of Whitestown, and

WHEREAS, Pursuant to an Inter-Municipal Agreement entered into between Oneida County and the Town of Whitestown in October 2018, Oneida County agreed to provide funding received from the New York State Environmental Corporation’s Green Infrastructure Grant Program (GIGP) to the Town of Whitestown to construct the Sauquoit Creek Channel and Floodplain Restoration Project in the Town of Whitestown, with a term commencing November 1, 2018 and ending December 31, 2019 (the “Agreement”), and

WHEREAS, Due to a late start this spring, the parties need to extend the term of the Inter-Municipal Agreement for a one (1) year period ending December 31, 2020, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said Amendment 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 accepts an Amendment to an Inter-Municipal Agreement between Oneida County, through its Department of Planning, and the Town of Whitestown, with a term commencing November 1, 2018 and ending December 31, 2020.

APPROVED: Public Works Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Adopted by the following vote:
AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

NO. 306 – FN 2019 – 315 – Messrs. Idzi and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL TO SET THE SALARIES FOR THE POSITION TITLES OF EXAM MONITOR, GRADE 12W, STEP 2, \$12.73/HR. AND HEAD MONITOR, GRADE 19W, STEP 2, \$16.19/HR.

WHEREAS, This Board is in receipt of correspondence from Commissioner of Personnel, John P. Talerico, requesting approval to establish the salaries for the position titles of Exam Monitor and Head Monitor, and

WHEREAS, The Commissioner of Personnel recommends that the starting salary for the position of Exam Monitor be set at Grade 12W, Step 2, \$12.73/hr. and the starting salary for the position of Head Monitor be set at 19W, Step 2, \$16.19/hr., and

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

RESOLVED, That the Oneida County Board of Legislators establishes the salary for the position title of Exam Monitor, at Grade 12W, Step 2, \$12.73/hr. and the salary for the position title of Head Monitor, at Grade 19W, Step 2, \$16.19/hr., effective immediately.

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Held on Wednesday, October 9, 2019 at 2:00 P.M.

APPROVED: Government Operations Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Davis and adopted by the following vote:
AYES 2 NAYS 0 ABSENT 1 (Mr. Hendricks)

NO. 307 – FN 2019-316 – Messrs. Idzi and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL TO SET THE SALARIES FOR THE POSITION TITLES OF REAL PROPERTY RECORDER I, GRADE 28W, STEP 2, \$41,480 AND REAL PROPERTY RECORDER II, GRADE 32W, STEP 2, \$47,780

WHEREAS, This Board is in receipt of correspondence from Commissioner of Personnel, John P. Talerico, requesting approval to establish the salaries for the position titles of Real Property Recorder I and Real Property Recorder II, and

WHEREAS, The Commissioner of Personnel recommends that the starting salary for the position of Real Property Recorder I be set at Grade 28W, Step 2, \$41,480 and the starting salary for the position of Real Property Recorder II be set at Grade 32W, Step 2, \$47,780, and

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

RESOLVED, That the Oneida County Board of Legislators establishes the salary for the position title of Real Property Recorder I, at Grade 28W, Step 2, \$41,480 and the salary for the position title of Real Property Recorder II, at Grade 32W, Step 2, \$47,780, effective immediately.

APPROVED: Government Operations Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Davis and adopted by the following vote:
AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

NO. 308 – FN 2019-317.1 – Messrs. Waterman and D’Onofrio offered the following resolution and moved its adoption.

RE: ESTABLISHMENT OF CAPITAL PROJECT H-594 – DPW – DEMOLITION OF THE BROWN BUILDING

WHEREAS, This Board is in receipt of a request to establish “Capital Project H-594 – Demolition of the Brown Building,” with approval of funding for such project, and

WHEREAS, Funding will be used for real estate acquisition, building demolition and site improvements necessary for additional parking, now, therefore, it is hereby

RESOLVED, That the Oneida County Board of Legislators authorizes the establishment of “Capital Project H-594 – Demolition of the Brown Building”, with approval of funding for such project as follows:

H-594-5031	Transfer from General	\$230,000.00
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APPROVED: Public Works Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

October 9, 2019

OCTOBER MEETING
Held on Wednesday, October 9, 2019 at 2:00 P.M.

DATED: October 9, 2019

Seconded by Mr. Joseph and adopted by the following roll call vote:

AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

ROLL CALL SHEET

DATE: October 21, 2109

SESSION: Regular

MEMBERS PRESENT: 22

MEMBERS ABSENT: 1 (Mr. Hendricks)

AYES: 22 NAYS: 0 ABSENT: 1(Hendricks)

INTRODUCTORY NO. 308

RESOLUTION NO. 0308

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
D-4	CLANCY	x	
R-5	WATERMAN	x	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACC0	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
D-12	BROWN	x	
D-13	GOODMAN	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	x	
R-18	FURGOL	x	
R-19	WELSH	x	
D-20	HENDRICKS	absent	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
R-23	PAPARELLA	x	

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OCTOBER MEETING
Held on Wednesday, October 9, 2019 at 2:00 P.M.

NO. 309 - FN 2019-317.2 – Messrs. Waterman and D’Onofrio offered the following resolution and move its adoption.

RE: TRANSFER OF \$230,000.00 TO AA#A9950.9 – TRANSFER TO CAPITAL FUND

WHEREAS, There is a need for additional funds in AA#A9950.9 – Transfer to Capital Fund, 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 a transfer from 2019 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:

AA#A1992.9 Contingent – Salaries \$230,000.00

TO:

AA#A9950.9 Transfer to Capital Fund \$230,000.00

APPROVED: Public Works Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Schiebel and adopted by the following vote:
AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

NO. 310 – FN 2019 – 318 – Messrs. Koenig, D’Onofrio and Washburn offered the following resolution and moved its adoption.

RE: APPROVAL OF AN AMENDMENT TO CAPITAL PROJECT H-589 – GRIFFISS INTL. – BUILDING 100 PHASE II

WHEREAS, This Board is in receipt of correspondence from Chad Lawrence, Commissioner of Aviation, requesting an amendment to Capital Project H-589 – Griffiss Intl. – Building 100 Phase II, and

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

RESOLVED, That Capital Project H-589 – Griffiss Intl. – Building 100 Phase II is amended and approved, as follows:

	<u>CURRENT</u>	<u>CHANGE</u>	<u>PROPOSED</u>
Bonds	\$ 5,600,000.00	\$ 0.00	\$ 5,600,000.00
Empire State Dev.	\$ 1,400,000.00	\$ 0.00	\$ 1,400,000.00
NYSDOT	\$ 1,500,000.00	\$ 0.00	\$ 1,500,000.00
Griffiss Institute	<u>\$ 3,500,000.00</u>	<u>\$800,000.00</u>	<u>\$ 4,300,000.00</u>
	\$12,000,000.00	\$800,000.00	\$12,800,000.00

APPROVED: Airport Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Davis and adopted by the following roll call vote:
AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

ROLL CALL SHEET

<u>DIST</u>	<u>MEMBERS</u>	<u>AYES</u>	<u>NAYS</u>
R-1	SCHIEBEL	x	

October 9, 2019

OCTOBER MEETING
Held on Wednesday, October 9, 2019 at 2:00 P.M.

DATE: October 21, 2109

SESSION: Regular

MEMBERS PRESENT: 22

MEMBERS ABSENT: 1 (Mr. Hendricks)

AYES: 22 NAYS: 0 ABSENT: 1(Hendricks)

INTRODUCTORY NO. 310

RESOLUTION NO. 310

R-2	IDZI	x	
R-3	LEACH	x	
D-4	CLANCY	x	
R-5	WATERMAN	x	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACC0	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
D-12	BROWN	x	
D-13	GOODMAN	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	x	
R-18	FURGOL	x	
R-19	WELSH	x	
D-20	HENDRICKS	absent	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
R-23	PAPARELLA	x	

NO. 311 – FN 2019 – 319 – Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: RESOLUTION SCHEDULING PUBLIC HEARINGS ON PROPOSED 2020 ONEIDA COUNTY BUDGET AND CAPITAL PROGRAM

WHEREAS, Pursuant to Section 359 of the County Law and Section 606 of the Oneida County Administrative Code, it is necessary to have a public hearing with regard to the proposed County Budget for the year 2020, and

WHEREAS, It is the desire of this Board to hold two public hearings with regard to said budget; one in the City of Rome and the other in the City of Utica, now, therefore, be it hereby

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Held on Wednesday, October 9, 2019 at 2:00 P.M.

RESOLVED, That the Clerk of this Board be, and hereby is, authorized and directed to cause notices to be published in the Utica Observer Dispatch and the Rome Sentinel in which will be stated the time, place, and purpose of such hearings, and be it further

RESOLVED, That the time and place of the first public hearing shall be Monday, November 11, 2019 at 7:00 P.M. in the Mohawk Valley Community College-Rome Campus, Plumley Complex, Rome, New York, and be it further

RESOLVED, That the time and place of the second public hearing shall be Tuesday, November 12, 2019 at 7:00 P.M. in the 1st Floor Conference Room, Oneida County Office Building, Utica, New York.

APPROVED: Ways & Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Schiebel and adopted by the following vote:

AYES: 22 NAYS: 0 ABSENT: 1 (Mr, Hendricks)

NO. 312 – FN 2019 – 320 – Messrs. Idzi D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF A STATE OF NEW YORK MASTER CONTRACT FOR GRANTS AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH THE ONEIDA COUNTY BOARD OF ELECTIONS, AND THE NEW YORK STATE BOARD OF ELECTIONS

WHEREAS, This Board is in receipt of a State of New York Master Contract for Grants between Oneida County, through the Oneida County Board of Elections, and the New York State Board of Elections, in the sum of \$112,143.10, for reimbursement for expenses incurred as a result of the State’s Early Voting Law, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said State of New York Master Contract for Grants must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That Oneida County Executive, Anthony J. Picente, Jr., is hereby authorized to execute any and all documents related to a State of New York Master Contract for Grants between Oneida County, through the Oneida County Board of Elections, and the New York State Board of Elections, in the sum of \$112,143.10, for a term commencing April 12, 2019 and ending December 31, 2020.

APPROVED: Government Operations Committee (October 2, 2019)
Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Furgol and adopted by the following vote:

AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

NOTE: AT THIS JUNCTURE A MOTION WAS MADE BY LEGISLATOR IDZI THAT PURSUANT TO RULE 22 MADE A MOTION TO SUSPEND RULES 12 AND 55 FOR THE PURPOSE OF CONSIDERING THIS RESOLUTION ONLY. LEGISLATOR SACCO SECONDED THE MOTION. THE MOTION WAS DULY PASSED FOR THE FOLLOWING RESOLUTION.

NO. 313 – FN 2019 – 370 – Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF SIXTY (60) WORKING DAYS OF EXTENDED SICK LEAVE FOR RONALD CAROLLO – SHERIFF’S OFFICE

WHEREAS, This Board is in receipt of correspondence from the Commissioner of Personnel, John P. Talerico, and Oneida County Sheriff, Robert M. Maciol, recommending an extended sick leave of sixty (60) working days, with pay, for Ronald Carollo, Correction Officer Sergeant, Oneida County Sheriff’s Office, and

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WHEREAS, In accordance with Section E, Paragraph 8, of the Oneida County Personnel Rules, the Administrative Unit Head, the Commissioner of Personnel and the County Executive have approved this request, now, therefore, be it hereby

RESOLVED, That this Board hereby approves an extended sick leave of sixty (60) working days, with pay, to Ronald Carollo, Oneida County Sheriff's Office, in accordance with Section E, Paragraph 8, of the Oneida County Personnel Rules.

APPROVED: Ways and Means Committee (October 9, 2019)

DATED: October 9, 2019

Seconded by Mr. Joseph and adopted by the following vote:
AYES 22 NAYS 0 ABSENT 1 (Mr. Hendricks)

PLACED ON LEGISLATORS DESKS FOR FUTURE CONSIDERATION

NO. 314 – FN 2019 – 368 – A LOCAL LAW AMENDING THE ONEIDA COUNTY CHARTER

NO.

BOARD OF COUNTY LEGISLATORS
ONEIDA COUNTY

RESOLUTION NO.

INTRODUCED BY:

2ND BY:

LOCAL LAW INTRO. E OF 2019

LOCAL LAW NO. ____ OF 2019

A LOCAL LAW AMENDING THE ONEIDA COUNTY CHARTER

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

1. That the Index to Charter shall be amended by the deletion of all matters that are in parenthesis and (~~stricken~~) and the addition of all matters in **bold and underlined** as set forth below:

- I. ONEIDA COUNTY & ITS GOVERNMENT
- II. LEGISLATIVE BRANCH
- III. EXECUTIVE BRANCH
- IV. OFFICE OF THE COUNTY COMPTRROLLER
- V. DEPARTMENT OF FINANCE
- VI. FINANCIAL PROCEDURES
- VII. DEPARTMENT OF PUBLIC WORKS
- VIII. BOARD OF ACQUISITION AND CONTRACT
- IX. DEPARTMENT OF AVIATION
- X. DEPARTMENT OF (~~SOCIAL SERVICES~~) **FAMILY AND COMMUNITY SERVICES**
- XI. DEPARTMENT OF HEALTH
- XII. DEPARTMENT OF MENTAL HEALTH

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- XIII. DEPARTMENT OF PLANNING
- XIV. DEPARTMENT OF PERSONNEL
- XV. DEPARTMENT OF LAW
- XVI. DEPARTMENT OF RECORDS
- XVII. DISTRICT ATTORNEY
- XVIII. OFFICE OF THE SHERIFF
- XIX. MEDICAL EXAMINER
- XX. OTHER COUNTY BOARDS, OFFICES, INSTITUTIONS & FUNCTIONS
- XXI. SERVICE RELATIONSHIPS
- XXII. GENERAL PROVISIONS
- XXIII. APPLICATION OF CHARTER – APPLICATION OF CODE
- XXIV. PUBLIC DEFENDER
- XXV. OFFICE FOR THE AGING AND CONTINUING CARE – **Deleted - The Office for the Aging and Continuing Care was merged into the Department of Family and Community Services.**
- XXVI. DEPARTMENT OF SOLID WASTE MANAGEMENT Deleted by Public Authorities Law Art. 8, Sec. 2049-yy
- XXVII. DEPARTMENT OF WATER QUALITY & WATER POLLUTION CONTROL
- XXVIII. PROBATION DEPARTMENT
- XXIX. OFFICE OF THE CIVIL DEFENDER

2. That Article I, Section 105(h) of the Oneida County Charter shall be amended by the deletion of all matters that are in parenthesis and (~~stricken~~) and the addition of all matters in **bold and underlined** as set forth below:

(h) “Executive division” shall include but not be limited to the divisions of the (~~B~~)Budget, (~~P~~)Purchase, (~~central services~~)Information Technology, (~~T~~)Traffic ~~s~~Safety, (~~youth bureau~~) and such other divisions of the executive department as may be hereinafter authorized

3. That the table of contents of Article III of the Oneida County Charter shall be amended by the deletion of all matters that are in parenthesis and (~~stricken~~) and the addition of all matters in **bold and underlined** as set forth below:

ARTICLE III
EXECUTIVE BRANCH

- Section 301. County Executive; Election; Qualifications and Compensation
- Section 302. Powers and Duties
- Section 303. Removal of County Executive
- Section 304. Acting County Executive; How Designated; When to Act
- Section 305. Division of Budget
- Section 306. Division of Purchase
- Section 306.1. Bureau of Weights and Measures

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Section 307. Division of ~~(Central Services)~~ **Information Technology**

Section 308. Office of Emergency Services

~~(Section 309. Office of Traffic Safety)~~

~~(Section 310. Division for Youth)~~

Section 3~~(4)~~**09**. Administrative Heads; Term; Interim Appointments;
Appointment of Other Officers and Employees

Section 3~~(2)~~**10**. Confirmation by Board of County Legislators

~~Section 313. Division of Consumer Affairs; Consumer Affairs Board~~

4. That Article III, Section 311 of the Oneida County Charter shall be renumbered to Article III, Section 309.

5. That Article III, Section 312 of the Oneida County Charter shall be renumbered to Article III, Section 310.

6. That Article X, of the Oneida County Charter shall be amended by the deletion of all matters that are in parenthesis and ~~(stricken)~~ and the addition of all matters in **bold and underlined** as set forth below:

DEPARTMENT OF ~~(SOCIAL SERVICES)~~ FAMILY AND COMMUNITY SERVICES

Section 1001. Department of ~~(Social Services)~~ **Family and Community Services**; Commissioner

Section 1002. Powers and Duties of the Commissioner

Section 1001. Department of ~~(Social Services)~~ Family and Community Services; Commissioner. There shall be a ~~(e)~~Department of ~~(Social Services)~~ **Family and Community Services** headed by a ~~(e)~~Commissioner **of Social Services** who shall be appointed on the basis of his ~~(or her)~~ administrative experience and ~~(his or her)~~ qualifications for the duties of ~~(the)~~ **such** office by the County Executive, subject to confirmation by the Board of County Legislators. ~~(and thereafter, the Commissioner of the Department of Social Services shall be appointed as provided herein for the term as set forth in Section 116 of the Social Services Law.~~

Section 1002. Powers and Duties of the Commissioner. Except as otherwise provided in this ~~(e)~~Charter and **the (e)Code**, the ~~(e)~~Commissioner of ~~(s)Social (s)Services~~ shall:

(a) Have all the powers and perform all the duties conferred on or required of a county commissioner of social services under **this Charter, the Code, and the (s)Social (s)Services (h)Law** or other applicable law.

(b) Manage and supervise the social services programs or agencies of the ~~(e)~~County when authorized by the County Executive and approved by resolution of the Board of County Legislators.

(c) To advise and assist the County Executive in developing policies designed to help meet the needs of the aging and disabled, and to encourage the full participation of the aging in society.

(d) To coordinate programs and activities relating to the aging and community based long term care.

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(e) To cooperate with and assist other municipalities in the development of local programs for the elderly, disabled and family caregivers.

(f) To participate in and cooperate with an advisory council known as the OFA/OCC Advisory/Long Term Care Council, whose members are appointed by the County Executive, subject to confirmation by the Board of County Legislators.

(g) Manage and supervise County youth programs and initiatives as shall be prescribed in the Code or hereafter granted or imposed by this Charter, the Code, local law, ordinance or resolution of the Board of County Legislators, order or direction of the County Executive or any applicable provision or act of the New York State Legislature.

(h) To annually submit to the County Executive a written report of the activities and recommendations of the Department of Family and Community Services.

(i) Perform such other related duties as shall be required or delegated to him or her by the County Executive or Board of County Legislators.

7. That Article XX, Section 2003 of the Oneida County Charter shall be amended by the deletion of all matters that are in parenthesis and ~~(stricken)~~ and the addition of all matters in **bold and underlined** as set forth below:

(a) Subject to confirmation by the Board of County Legislators and except as otherwise provided in this ~~(e) Charter and (e) Code,~~ the County Executive shall appoint the head of any other or additional administrative unit of the ~~(e) County,~~ including among others **but not limited to,** the ~~(d) Director of the (e) Emergency (management office) Services, the (d) Director of the (v) Veteran's' (s) Service Agency, the Youth Bureau Director, (f) Fire (e) Coordinators and the (e) County (h) Historian, (subject to confirmation by the Board of Legislators.)~~

8. That Article XXII, Section 2204 of the Oneida County Charter shall be amended by the deletion of all matters that are in parenthesis and ~~(stricken)~~ and the addition of all matters in **bold and underlined** as set forth below:

Section 2204. Classified Service, Exemptions.

(a) All positions in all departments, offices, institutions, and agencies of the ~~(e) County,~~ shall be in the classified service, except those held by the following: (1) elective officers; (2) heads of departments; (3) the ~~(m) Medical (E) Examiner;~~ (4) the ~~(e) Commissioner of (j) Jurors;~~ (5) all officers and employees of the Board of County Legislators; (6) all members, officers and employees of the Board of Elections; and (7) all other persons as specifically prescribed by statute.

(b) For the purpose of this section, the heads of the divisions within the ~~(e) Executive (b) Branch,~~ including but not limited to ~~(b) Budget, (p) Purchase, (Central Services) Information Technology, and (t) Traffic (s) Safety (and the Youth),~~ shall be deemed to be the heads of departments.

(c) The following positions in the classified service shall be included in the exempt class: (1) deputies who are authorized to act generally for and on behalf of their principals; (2) the ~~(e) Confidential (s) Secretary to any officer or department head;~~ (3) ~~(calendar clerk, personnel officer) Commissioner of Personnel;~~ (4) ~~(a) Assistant (d) District (a) Attorneys;~~ **(5) Confidential Criminal Investigators; (6)(5) (a) Assistant (e) County (a) Attorneys; (7)(6) (d) Deputy and (a) Assistant (p) Public (d) Defenders; and (8) all other persons as specifically provided by statute.**

(d) For purposes of this section, the heads of the Youth Bureau and Veterans' Service Agency within the Department of Family and Community Services shall be deemed to be heads of departments.

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9. That Article XXV of the Oneida County Charter shall be amended by the deletion of all matters that are in parenthesis and ~~(stricken)~~ and the addition of all matters in **bold and underlined** as set forth below:

ARTICLE X X V
OFFICE FOR THE AGING AND CONTINUING CARE

~~(Section 2501. Office for the Aging and Continuing Care; Director~~

~~Section 2502. Powers and Duties~~

~~Section 2501. **Department of Office for the Aging and Continuing Care; Director.** There shall be an office for the aging and continuing care, the head of which shall be the director of the office for the aging and continuing care, who shall be appointed by the County Executive, subject to the confirmation of the Board of County Legislators. The director so appointed shall serve at the pleasure of the County Executive.~~

~~Section 2502. **Powers and Duties.** The director of the office for the aging and continuing care shall have the following powers and duties:~~

~~(a) To advise and assist the County Executive in developing policies designed to help meet the needs of the aging and disabled and to encourage the full participation of the aging in society.~~

~~(b) To coordinate programs and activities relating to the aging and community based long term care.~~

~~(c) To cooperate with and assist other municipalities in the development of local programs for the elderly, disabled and family caregivers.~~

~~(d) To annually submit to the County Executive a written report of the activities and recommendations of the office for the aging and continuing care.~~

~~(e) To participate in and cooperate with an advisory council known as the OFA/OCC Advisory/Long Term Care Council, whose members are appointed by the County Executive, subject to confirmation by the Board of Legislators.)~~

The Office for the Aging and Continuing Care was merged into the Department of Family and Community Services.

10. This Local Law shall take effect immediately upon filing with the Secretary of State in accordance with Sections 20, 21 and 27 of the New York State Municipal Home Rule Law.

APPROVED: Ways & Means Committee ()

DATED:

Adopted by the following vote:

October 9, 2019

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PLACED ON LEGISLATORS DESKS FOR FUTURE CONSIDERATION

NO. 315 – FN 2019 -369 –A LOCAL LAW AMENDING THE ONEIDA COUNTY ADMINISTRATIVE CODE

BOARD OF COUNTY LEGISLATORS
ONEIDA COUNTY

RESOLUTION NO.

INTRODUCED BY:

2ND BY:

LOCAL LAW INTRO. F OF 2019

LOCAL LAW NO. ____ OF 2019

A LOCAL LAW AMENDING THE ONEIDA COUNTY ADMINISTRATIVE CODE

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

1. That the Table of Contents to the Oneida County Administrative Code shall be amended by the deletion of all matters that are in parenthesis and (~~stricken~~) and the addition of all matters in **bold and underlined** as set forth below:

ARTICLE I	Oneida County and Its Government
ARTICLE II	Legislative Branch
ARTICLE III	Executive Branch
ARTICLE IV	Office of the County Comptroller
ARTICLE V	Department of Finance
ARTICLE VI	Financial Procedures
ARTICLE VII	Department of Public Works
ARTICLE VIII	Board of Acquisition and Contract
ARTICLE IX	Department of Aviation
ARTICLE X	Department of (Social Services) <u>Family and Community Services</u>
ARTICLE XI	Department of Health
ARTICLE XII	Department of Mental Health
ARTICLE XIII	Department of Planning
ARTICLE XIV	Department of Personnel
ARTICLE XV	Department of Law
ARTICLE XVI	Department of Records
ARTICLE XVII	District Attorney
ARTICLE XVIII	Office of the Sheriff
ARTICLE XIX	Medical Examiner
ARTICLE XX	Other County Boards, Offices, Institutions and Functions
ARTICLE XXI	Service Relationships
ARTICLE XXII	General Provisions
ARTICLE XXIII	Application of Code
ARTICLE XXIV	Public Defender
ARTICLE XXV	Office for the Aging and Continuing Care – Deleted - The Office for the Aging and Continuing Care was merged into the Department of
<u>Family and Community Services.</u>	
(ARTICLE XXVI	Department of Solid Waste Management - Deleted
by Public Authorities Law Art. 8, Sec. 2049-yy)	
ARTICLE XXVII	Department of Water Quality and Water Pollution Control
ARTICLE XXVIII	Probation Department
ARTICLE XXIX (v)	Office of the Civil Defender

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2. That Article I, Section 105(h) of the Oneida County Administrative Code shall be amended by the deletion of all matters that are in parenthesis and (~~stricken~~) and the addition of all matters in **bold and underlined** as set forth below:

(h) "Executive division" shall include but not be limited to the divisions of the budget, purchase, (~~central services~~) **information technology**, traffic safety, (~~youth bureau~~) and such other divisions of the executive department as may be hereinafter authorized

3. That the table of contents of Article III of the Oneida County Administrative Code shall be amended by the deletion of all matters that are ~~stricken~~ and the addition of all matters in **bold and underlined** as set forth below:

ARTICLE III
EXECUTIVE BRANCH

Section 301.	County Executive; Election; Qualifications and Compensation
Section 302.	Powers and Duties
Section 303.	Removal of County Executive
Section 304.	Acting County Executive; How Designated; When to Act
Section 305.	Division of Budget
Section 306.	Division of Purchase; Purchasing Agent Office Abolished
Section 306.1.	Bureau of Weights and Measures
Section 307.	Division of (Central Services) <u>Information Technology</u>
Section 308.	Office of Emergency Services
Section 309.	Office of Traffic Safety
(Section 310.	Division for Youth)
Section 3(4) <u>10</u> .	Administrative Heads; Term; Interim Appointments; Appointment of Other Officers and Employees
Section 3(12) <u>11</u> .	Confirmation by Board of County Legislators
Section 3(13) <u>12</u> .	Seal of the County Executive
(Section 314.	Division of Consumer Affairs)
(Section 315.	Consumer Affairs Board)

4. That Article III, Section 310 of the Oneida County Administrative Code shall be amended by removal of Section 309 in its entirety.

5. That Article III, Section 311 of the Oneida County Administrative Code shall be renumbered to Article III, Section 310.

6. That Article III, Section 312 of the Oneida County Administrative Code shall be renumbered to Article III, Section 311.

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7. That Article III, Section 313 of the Oneida County Administrative Code shall be renumbered to Article III, Section 312.
8. That Article X of the Oneida County Administrative Code shall be amended by the deletion of all matters that are in parenthesis and ~~(stricken)~~ and the addition of all matters in **bold and underlined** as set forth below:

DEPARTMENT OF ~~(SOCIAL SERVICES)~~ FAMILY AND COMMUNITY SERVICES

Section 1001.	Department of (Social Services) Family and Community Services ; Commissioner; Appointment
Section 1002.	Powers and Duties of the Commissioner
Section 1003.	Reports
(Section 1004.	Disposition of Unclaimed Personal Property)
Section 100 (5) 4 .	Deputy Commissioners
Section 100 (6) 5 .	Welfare Rates and Charges
Section 100 (7) 6 .	Accounting for Fees and Funds (for Inmates)
Section 100 (8) 7 .	Other Duties

Section 1001. Department of Social Services; Commissioner; Appointment. There shall be a ~~(a)~~ **Department of ~~(Social Services)~~ Family and Community Services** headed by a Commissioner **of Social Services** who shall be appointed **on the basis of his administrative experience and qualifications for the duties of such office** by the County Executive, subject to confirmation by the Board of County Legislators. ~~(and thereafter, the Commissioner of (the Department of) Social Services shall be appointed as provided herein and for the term as set forth in Section 116 of the Social Services Law.~~

(a) Any person so appointed and confirmed as Commissioner of Social Services ~~(shall have at least two years' experience in a full time capacity in business administration, industrial management, or in the field of social welfare.~~

Section 1002. Powers and Duties of the Commissioner. Except as otherwise provided in the Charter and this Code, the Commissioner of Social Services shall:

(a) ~~(The Commissioner shall b) Have all the powers and duties and shall be subject to all the obligations and liabilities heretofore or hereafter lawfully imposed by the (e)Charter, this (e)Code, local law, ordinance or resolution of the Board of County Legislators, order or direction of the County Executive, or any applicable provision of any act of the legislature not inconsistent with the (e)Charter or this (e)Code. Such powers, duties, obligations and liabilities shall include, but be not limited to any power, duty, obligation, or liability heretofore or hereafter imposed upon the (e)County Commissioner of Social Services under the Social Services Law or any other applicable statute, not inconsistent with the (e)Charter or this (e)Code.~~

(b) Manage and supervise the social services programs or agencies of the County when authorized by the County Executive and approved by resolution of the Board of County Legislators.

(c) To advise and assist the County Executive in developing policies designed to help meet the needs of the aging and disabled, and to encourage the full participation of the aging in society.

(d) To coordinate programs and activities relating to the aging and community based long term care.

(e) To cooperate with and assist other municipalities in the development of local programs for the elderly, disabled and family caregivers.

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(f) To participate in and cooperate with an advisory council known as the OFA/OCC Advisory/Long Term Care Council, whose members are appointed by the County Executive, subject to confirmation by the Board of County Legislators.

(g) To advise and assist the County Executive in developing policies designed to help meet the needs of the aging and disabled, and to encourage the full participation of the aging in society.

(h) To coordinate programs and activities relating to the aging and community based long term care.

(i) To cooperate with and other municipalities in the development of local programs for the elderly, disabled and family caregivers.

(j) To participate in and cooperate with an advisory council known as the OFA/OCC Advisory/Long term Care Council, whose members are appointed by the County Executive, subject to confirmation by the Board of County Legislators.

(k) Manage and supervise the planning, organization and direction of County youth programs and initiatives as shall be prescribed in the Charter or this Code, or hereafter granted or imposed by the Charter, this Code, local law, ordinance or resolution of the Board of County Legislators, order or direction of the County Executive or any applicable provision or act of the New York State Legislature.

(l) With the consent of the County Executive, advise and assist any city, town, village, school, special or other district in the County in the planning of youth programs.

(m) To annually submit to the County Executive a written report of the activities and recommendations of the Department of Family and Community Services.

(n) Perform such other related duties as shall be required or delegated to him by the County Executive or Board of County Legislators.

Section 1003. Reports.

(a) Such Commissioner shall make such written reports and furnish such information to the New York State Department of Social Services with respect to the work of the ~~(e)~~County social services district as are required by the Social Services Law and by the State Department of Social Services. Copies thereof shall be filed with the Board of County Legislators and the County Executive.

(b) Such Commissioner shall make and file on or before the 1st day of March of each year an annual written report to the Board of County Legislators and the County Executive concerning the work of the County social services district and additional reports at such time and covering such matters as the County Executive or Board of County Legislators by resolution may require.

Section 100(5)4. Deputy Commissioners. The Commissioner shall, when such positions are authorized by the Board of County Legislators and within the limits of the appropriations provided therefor, have the power to appoint such deputies, officers, assistants, and employees as he may deem necessary for the performance of his duties. The ~~(d)~~Deputy ~~(e)~~Commissioners shall act for and on behalf of the Commissioner and shall perform such duties as he may prescribe.

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Section 100(6)5. Welfare Rates and Charges. The Commissioner shall, when submitting the estimate of revenues and expenditures for the ~~(d)Department of (social services)~~ to the Budget Director, include therein recommendations for rates to be paid by the ~~(e)County~~ to foster homes and such other rates as may be necessary or required to be paid by the ~~(e)County~~ for services rendered for the care and maintenance of persons for whom the ~~(d)Department (of social services)~~ is responsible under the requirements of the Social Services Law or any other applicable law. Such rates, if and as approved by the County Executive, shall be included in the tentative budget. The Board of County Legislators shall, by resolution and part of the budget procedure, determine, fix and establish the rates to be paid by the ~~(e)County~~ for such services.

Section 100(7)6. Accounting for Fees and Funds.

(a) All monies to which the ~~(e)County~~ may be entitled under and by virtue of the laws of the State of New York, or which the ~~(e)Commissioner~~ may receive for official services by him, or by any of his deputies, assistants, clerks, employees or subordinates, shall apply to and be for the benefit of the ~~(e)County~~ and shall be collected by such Commissioner **of Social Services**, accounted for and paid over to the Commissioner of Finance within five (5) days after the expiration of each month. Each such statement shall have attached thereto a certification by ~~said the~~ **the Commissioner of Social Services** to the effect that the same is in all respects a full and true statement of all such monies received by him for the preceding month.

(1) At the time of rendering any such statement, ~~(such)the~~ **the Commissioner of Social Services** shall pay to the Commissioner of Finance, for the benefit of ~~(said)the~~ ~~(e)County~~, all monies received by him since the last preceding monthly report. Other funds or fees collected by the Commissioner **of Social Services** shall be collected, paid over, deposited and reported as above provided, except where otherwise specifically provided by statute.

~~((b) — The commissioner shall deposit with the Commissioner of Finance within five (5) days after he has received same, any and all monies received by him for the use of a particular inmate or inmates of the county home.)~~

Section 100(8)7. Other Duties. The Commissioner shall perform such other duties as may be directed by the Board of County Legislators, the County Executive or by any law or by any officer of the ~~(s)State~~ not inconsistent with the ~~(e)Charter~~ or **this (e)Code**.

9. That Article XX, Section 2003 of the Oneida County Administrative Code shall be amended by the deletion of all matters that are in parenthesis and ~~(stricken)~~ and the addition of all matters in **bold and underlined** as set forth below:

Section 2003. Additional Appointments by County Executive.

(a) Subject to confirmation by the Board of County Legislators and except as otherwise provided in the ~~(e)Charter~~ or **this (e)Code**, the County Executive shall appoint the head of any other or additional administrative unit of the ~~(e)County~~, including among others but not limited to, **the (d)Director of (E)mergency (management) Services, the (d)Director of the (v)Veterans' (s)Service Agency, the Youth Bureau Director, (f)Fire (e)Coordinators, and the (e)County (h)Historian**, all of whom shall be residents of the County of Oneida and serve at the pleasure of the County Executive subject to ~~(confirmation by the Board of Legislators.)~~

(b) The Board of County Legislators, as provided in the ~~(e)Charter~~ or **this (e)Code**, may continue, consolidate or abolish any of the above units and upon written recommendation of the County Executive grant them departmental status by resolution by the Board of County Legislators.

(c) ~~((a))~~ The ~~(emergency management (e)Office~~ **of Emergency Services** shall be headed by a ~~(d)Director~~ who shall be appointed by the County Executive, subject to confirmation by the Board of County Legislators on the basis of his administrative experience and ~~(his)qualifications~~ for the duties of ~~(his) such~~ office. He shall have and exercise all the powers and duties heretofore and hereafter lawfully conferred or imposed upon him by the ~~(e)Charter~~, **this (e)Code**, ordinance and resolutions of the Board of County Legislators, order or direction of the County Executive, by local law, by the New York State Defense Emergency act being chapter 784 of the laws of 1951, as amended, and by any other applicable law not inconsistent with the ~~(e)Charter~~ or **this (e)Code**.

(d) ~~((b))~~ The **Oneida (e)County (v)Veteran's (s)Service (office) Agency** shall be headed by a **Director of (v)Veterans' (s)Service (office) Agency** who shall be appointed by the County Executive, subject to confirmation by the Board of County Legislators on the basis of his administrative experience and qualifications for the duties of ~~(his) such~~ office. He shall have the duties imposed upon him by the ~~(e)Charter~~, **this (e)Code**, order or direction of the County Executive, local law, ordinance and

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resolution of the Board of County Legislators, **those imposed on the County Service Officer** by Section 800 of the County Law, and by any other applicable law not inconsistent with the ~~(e)Charter or this (e)Code~~.

10. That Article XXII, Section 2204 of the Oneida County Administrative Code shall be amended by the deletion of all matters that are in parenthesis and ~~(stricken)~~ and the addition of all matters in **bold and underlined** as set forth below:

Section 2204. Classified Service, Exemptions.

(a) All positions in all departments, offices, institutions, and agencies of the ~~(e)County~~, shall be in the classified service, except those held by the following: (1) elective officers; (2) heads of departments; (3) the ~~(m)Medical (e)Examiner~~; (4) the ~~(e)Commissioner of (h)Jurors~~; (5) all officers and employees of the Board of County Legislators; (6) all members, officers and employees of the Board of Elections; and (7) all other persons as specifically prescribed by statute.

(b) For the purpose of this section, the heads of the divisions within the ~~(e)Executive (b)Branch~~, including but not limited to ~~(b)Budget, (p)Purchase, (Central Services)Information Technology, and (t)Traffic (s)Safety (and the Youth and related programs)~~, shall be deemed to be the heads of departments.

(c) The following positions in the classified service shall be included in the exempt class: (1) deputies who are authorized to act generally for and on behalf of their principals; (2) the ~~(e)Confidential (s)Secretary~~ to any officer or department head; (3) ~~(personnel officer) Commissioner of Personnel~~; (4) ~~(a)Assistant (d)District (a)Attorneys (and); (5) Confidential Criminal Investigators; (6)(5) (a)Assistant (e)County (a)Attorneys; (7)(6) Deputy and Assistant Public Defenders; and (8) all other persons as specifically provided by statute.~~

(d) For purposes of this section, the heads of the Youth Bureau and related programs, and Veterans' Service Agency within the Department of Family and Community Services shall be deemed to be heads of departments.

(e) ~~(Notwithstanding)~~ **Notwithstanding** any other provision of **the Charter or this (c)Code or charter**, wherever the appointment of a deputy is authorized, such deputy is hereby authorized to act generally for and in place of his principal and the same shall be deemed to be in the exempt class of the classified service of civil service.

11. That Article XXV of the Oneida County Administrative Code shall be amended by the deletion of all matters that are in parenthesis and ~~(stricken)~~ and the addition of all matters in **bold and underlined** as set forth below:

ARTICLE X X V
OFFICE FOR THE AGING AND CONTINUING CARE

~~(Section 2501. Office for the Aging and Continuing Care; Director~~

~~Section 2502. Powers and Duties~~

~~Section 2501. Office for the Aging and Continuing Care; Director. There shall be an office for the aging and continuing care, the head of which shall be the director of the office for the aging and continuing care who shall be appointed by the County Executive, subject to the confirmation of the Board of County Legislators. The director so appointed shall serve at the pleasure of the County Executive.~~

Section 2502. Powers and Duties. The director of the office of the aging shall have the following powers and duties:

~~(a) To advise and assist the County Executive in developing policies designed to help meet the needs of the aging and disabled and to encourage the full participation of the aging in society.~~

~~(b) To coordinate programs and activities relating to the aging and community based long term care.~~

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~~_____ (c) _____ To cooperate with and other municipalities in the development of local programs for the elderly, disabled and family caregivers.~~

~~_____ (d) _____ To annually submit to the County Executive a written report of the activities and recommendations of the office for the aging and continuing care.~~

~~_____ (e) _____ To participate in and cooperate with an advisory council known as the OFA/OCC Advisory/Long-term Care Council, whose members are appointed by the County Executive, subject to confirmation by the Board of Legislators.)~~

The Office for the Aging and Continuing Care was merged into the Department of Family and Community Services.

12. This Local Law shall take effect immediately upon filing with the Secretary of State in accordance with Sections 20, 21 and 27 of the New York State Municipal Home Rule Law.

APPROVED: Ways & Means Committee ()

DATED:

Adopted by the following vote:

AYES NAYS ABSENT

CERTIFICATION OF THE CLERK

STATE OF NEW YORK, County of Oneida, ss:

I hereby certify that the foregoing is a true report of the proceedings of the Board of Legislators of the County of Oneida on Wednesday, October 9, 2019 at 2:00 P.M., typographical errors excepted.

MIKALE BILLARD

October 9, 2019

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