

SEPTEMBER MEETING

Held on Wednesday, September 9, 2020 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.

2020-271

- 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)
- R-4 Cynthia Rogers-Witt (Rome Ward 1, District 2; Ward 2 District 2, 3, 4, 5 Ward 3 District 1, 4, 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 Steve 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 1 district 1, Ward 6 District 1, 2, 3, 4, Ward 7 District 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)
- R-12 Brenda McMonagle (Rome Ward 3 District 2; Ward 4 District 1, 2, 3, 4; Ward 5 District 1, 2, 3, 4)
- R-13 Christopher Newton (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 Pratt (Bridgewater District 1; New Hartford Ward 1 District 1, 2, 4; Paris District 1, 2, 3)
- R-17 Stephen DiMaggio (Lee District 1, 2, 4; Rome Ward 1 District 3, 4; Ward 7 District 1; Western District 1, 2, 3)
- R-18 Jeff Daniels (Utica Ward 4 District 1, 2, 3, 4, 5, 6, 7, 8, 9)
- I-19 Timothy Julian (Utica Ward 3 District 1, 2, 3, 4, 5, 6, 7, 8, 9; Ward 5 District 2)
- D-20 Evon M. Ervin (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)
- D-23 Anthony Leone Jr. (Utica Ward 6, District 1, 2, 3, 4, 5, 6, 7, 8, 9)

MEMBERS PRESENT: Schiebel, Idzi, Leach, Rogers-Witt, Waterman, Boucher, Flisnik, Sacco, Joseph, Koenig, McMonagle, Newton, Davis, D'Onofrio, Pratt, DiMaggio, Daniels, Julian, Washburn, Convertino, Leone

MEMBERS ABSENT: Ervin, Fiorini

Legislator Mary A. Pratt called to the podium County Executive Anthony J. Picente Jr. Mr. Picente gave an update to all the Legislators regarding Covid 19. Mr. Picente told the group that Department of Health Commissioner Phyllis Ellis received an award for Woman of Distinction by Senator Joseph Griffo.

PETITIONS AND COMMUNICATIONS

- FN 2020-269 – Lease agreement for ADRON Building LLC for County Office space for the Public Health Dept.
- FN 2020-270 -
- FN 2020-272 – Utility Procurement Contract
- FN 2020-273 – DPW solicited proposals for approximately 35,000 square feet of office space located in the vicinity of Rome or Utica. 501 Bleeker St. is the most cost competitive and operationally.
- FN 2020-274 - New Title for the Dept. of Family & Community Services Contract Administrator 1
- FN 2020-275 – Appointment to the Oneida County Board of Ethics: Dean Dzwonkas
- FN 2020-276 – Appointment to the Oneida County Board of Ethics: Greg Sacco
- FN 2020-271 – Capital Project H-619 FTA 5311 Transit Projects
- FN 2020-277 – CARES Act COVID-19 Supplement Mobility Management Agreement
- FN 2020-278 – CARES Act COVID-19 Supplement Operating Assistance Agreement for the Oneida County Rural Transit system.
- FN 2020-279 – Flood Mitigation Committee Projects
- FN 2020-280 – Clean Energy Community – Benchmarking Local Law
- FN 2020-281 – Professional Consulting Services - MARCH Associates, Architects & Planers,
- FN 2020-282 – Contract Recommendation – Electronic Business Products, Inc. Copiers with Deferred Payment Plan Financed by De Lage Landen Public Finance, LLC.
- FN 2020-283 – Public Hearing for District #4
- FN 2020-284 – An Amendment to increase commissions earned by the inmate telephone services at the Correctional Facility
- FN 2020-285 – Provide Policy Updates, Weekly Staff Training, Assist in Maintaining Agency Accreditation: Lexipol LLC

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- FN 2020-286 – Provide Policy Updates, Weekly Staff Training, Assist in Maintaining Agency Accreditation: Lexipol LLC
- FN 2020-287 – Initial Response Team (IRT) Program
- FN 2020-288 – Northwoods Consulting Partners, Inc
- FN 2020-289 – Day Care registration/inspection Neighborhood Center
- FN 2020-290 – Day Care Registration, New York State Office of Children and Family Services
- FN 2020-291 – Purchase of Services Agreement with the Rescue Mission of Utica, NY
- FN 2020-292 – Agreement between Oneida Co. Office for the Aging and Continuing Care and Trinity Services Group, Inc.
- FN 2020-293 - Agreement between Oneida County through its HealthCare and Renee Snyder
- FN 2020-294 – Agreement between Oneida County, through its Health Department and Building Blocks Comprehensive Services, Inc.
- FN 2020-295 – Agreement between Oneida County through its Health Department and Upstate Cerebral Palsy, Inc.
- FN 2020-296 – Agreement between Oneida County through its Health Department and Building Blocks Learning Center, LLC.
- FN 2020-297 – Agreement between Oneida County, through its Health Department and Vernon Verona Sherrill Central Schools
- FN 2020-298 – Agreement between Oneida County, through its Health Department and Camden Central School District
- FN 2020-299 – Agreement between Oneida County, through its Health Department and Rome City School District
- FN 2020-300 – Agreement between Oneida County, through its Health Department and NYSARC, Inc.
- FN 2020-301 – Agreement between Oneida County, through its Health Department and New York State Department of Health
- FN 2020-302 – Jamie Angelhow vs Oneida County

RESOLUTIONS

No. 252 – FN 2020-258 – Messrs. Leach and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF THE PROPOSED WORKERS’ COMPENSATION BUDGET FOR 2021

WHEREAS, The Oneida County Workers’ Compensation Committee has filed a budget estimate for the operation of the Oneida County Self-Insured Insurance Plan as hereinafter set forth for the year 2021, and

WHEREAS, It is desirable to authorize the County Comptroller and the Commissioner of Finance to establish in their accounts a budget estimate for the operation of the Oneida County Self-Insurance Plan, now, therefore, be it hereby

RESOLVED, That the following budget estimate for 2021 is hereby ordered to be placed upon the books of the County Comptroller and Commissioner of Finance, and that the County Comptroller be, and hereby is, authorized to make payments from the respective accounts as hereinafter set forth upon inspection and examination by the Workers’ Compensation Committee:

BUDGET APPROPRIATIONS

PROGRAM ADMINISTRATION AND SUPPORT

S1710.109	Salaries & Fringes	\$ 108,849
S1710.195	Other Fees & Services (See attachment)	\$ 513,615
S1710.416	Telephone	\$ 450
S1710.418	Meter Postage	\$ 615
S1710.455	Travel	\$ 3,500
S1710.491	Other Materials & Supplies	\$ 100
S1710.492	Zixmail	\$ 59
S1710.495	Other Expenses	\$ 250
S1990.9	Contingent Account	\$ 30,000
	Total Administrative Expense	\$ 657,438

S1720.410	Indemnity & Medical	\$4,351,032
S1720.412	Insurance & Bonding	\$ 400
S1720.495	WCB Assessments	\$ 410,000
	Total Claims Expense	\$4,761,432

TOTAL ADMINISTRATIVE & CLAIMS EXPENSES **\$5,418,870**

ESTIMATED REVENUES

S2222	Participant Assessments	\$4,659,652
S2401	Interest Earnings	\$ 30,000

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S2701	Refund of Prior Years – Expenditures	\$	16,000
S2705	Revenues	\$	<u>713,218</u>
TOTAL ESTIMATED REVENUES			<u>\$5,418,870</u>

2021 Budget – “Other Fees and Services” Breakdown

“Other Fees & Services” – Account S1710.195

Estimated cost to place in reserves for Excess	\$300,000
Cost for 3rd Party Administration 2020	\$166,415
Department of Finance annual service charge for 2020	\$ 8,700
Estimated cost for an actuarial analysis fee for 2020	\$ 6,500
Department of Audit & Control account fee for 2020	\$ 12,000
Miscellaneous expert attorney fees and other contract fees	<u>\$ 20,000</u>

Total proposed “Other Fees and Services” \$513,615

RESOLVED, That the Oneida County Board of Legislators hereby approves and accepts the aforementioned Workers’ Compensation Budget for 2021.

APPROVED: Workers’ Compensation Committee (September 3, 2020)
Ways and Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Idzi and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

No. 253 – FN 2020-259 – Messrs. Idzi and D’Onofrio offered the following resolution and moved its adoption.

RE: RESOLUTION ADOPTING SCHEDULE LGS-1 FOR LEGAL DISPOSITION OF ONEIDA COUNTY RECORDS, REPLACING SCHEDULE CO-2.

WHEREAS, the New York State Education Department, through the New York State Archives, pursuant to Article 57-A of the New York State Arts and Cultural Affairs Law, has issued a new Retention and Disposition Schedule for New York Local Government Records, Schedule LGS-1, which replaces and supersedes the existing CO-2 Schedule, and

WHEREAS, This Board is in receipt of a request from Robert E. Pronteau, Assistant County Attorney, requesting that this Board adopt the newly issued Retention and Disposition Schedule for New York Local Government Records (LGS-1) for legal disposition of official Oneida County Records, and

RESOLVED, That the Oneida County Board of Legislators hereby adopts the Retention and Disposition Schedule for New York Local Government Records (LGS-1), issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records, for use by all Oneida County officers in legally disposing of valueless records listed therein, replacing Schedule CO-2; and it is further

RESOLVED, That in accordance with Article 57-A, only those records will be disposed of that are described in the Retention and Disposition Schedule for New York Local Government Records (LGS-1), after they have met the minimum retention periods described therein; and it is further

RESOLVED, That only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

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APPROVED: Government Operations Committee (September 3, 2020)
Ways & Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Joseph and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

No. 254 – FN 2020-260 - Messrs. Koenig and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF A LEASE AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF AVIATION, AND CYPEP, INC.

WHEREAS, This Board is in receipt of correspondence from Commissioner of Aviation, Chad Lawrence, requesting approval of a Lease Agreement between Oneida County, through its Department of Aviation, and Cypep, Inc. for office space located within the building commonly referred to as Building 660 situated on Hangar Road at Griffiss International Airport, and

WHEREAS, In accordance with terms set forth therein, Cypep, Inc. shall lease 360 +/- square feet of office space at Griffiss International Airport at a total cost of \$6,480.00 for an initial term commencing July 1, 2020 and ending June 30, 2021, with five (5) automatic one (1) year renewals through June 30, 2026 containing a three percent (3%) escalator on the base rent charged in the initial term, unless terminated on notice, and

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

RESOLVED, That the Oneida County Board of Legislators approves and authorizes County Executive, Anthony J. Picente, Jr., to execute a Lease Agreement on behalf of the County of Oneida, through its Department of Aviation, and Cypep, Inc. for office space located in Building 660 at Griffiss International Airport for an initial term commencing July 1, 2020 and ending June 30, 2021, with five (5) automatic one (1) year renewals through June 30, 2026, and it is further

RESOLVED, That the terms and conditions of said Lease Agreement shall be as more fully set forth in the document on file with the Clerk of this Board.

APPROVED: Airport Committee (September 3, 2020)
Ways & Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Davis and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

No. 255 – FN 2020-261 – Messrs. Waterman and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF AN AMENDMENT TO A LEASE AGREEMENT BETWEEN THE ONEIDA COUNTY SPORTS FACILITY AUTHORITY AND JUG SPORTS LLC

WHEREAS, This Board is in receipt of an Amendment to a Lease Agreement between the Oneida County Sports Facility Authority and Jug Sports LLC, and

WHEREAS, Pursuant to a Lease Agreement entered into between the Oneida County Sports Facility Authority and Jug Sports LLC on February 24, 2020, Jug Sports LLC agreed to use and operate Donovan Stadium at Murnane Field to host Utica Blue Sox baseball games for the 2020 and 2021 baseball seasons (the “Agreement”), and

WHEREAS, Due to the cancellation of games in 2020 due to the COVID-19 pandemic, the Oneida County Sports Facility Authority and Jug Sports LLC wish to extend the lease to cover the 2021 and 2022 baseball seasons, with a term commencing January 1, 2021 and ending December 31, 2022, with total revenue remaining at \$21,000.00, and

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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 a Lease Agreement between the Oneida County Sports Facility Authority and Jug Sports LLC, with a term commencing January 1, 2021 and ending December 31, 2022.

APPROVED: Public Works Committee (September 3, 2020)
Ways & Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Davis and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

No. 256 – FN 2020-262 – Messrs. Flisnik and D’Onfrio offered the following resolution and moved its adoption.

RE: SUPPLEMENTAL APPROPRIATION OF \$1,323.40 TO A3110.4522 – AUTOMOTIVE REPAIRS (SHERIFF)

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$1,323.40 to A3110.4522 – Automotive Repairs (Sheriff), and

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

A2681 Insurance Recoveries (Sheriff) \$1,323.40

now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2020 funds, as hereinafter set forth, is hereby approved:

TO:

A3110.4522 Automotive Repairs (Sheriff) \$1,323.40

APPROVED: Public Safety Committee (September 3, 2020)
Ways & Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Sacco and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

FN 2020-263 - WITHDRAWN

RE: APPROVAL OF AN EQUIPMENT MAINTENANCE AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF EMERGENCY SERVICES, AND UNITED RADIO SERVICE, INC.

WHEREAS, This Board is in receipt of an Equipment Maintenance Agreement between Oneida County, through its Department of Emergency Services, and United Radio Service, Inc. to provide annual repair services for the County’s Trbonet jail radio system, and

WHEREAS, United Radio Service, Inc. will provide said services to Oneida County, in the sum of \$20,004.00, for an initial term commencing January 1, 2020 and ending December 31, 2020, with automatic renewal periods up to a total of five (5) years, and

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WHEREAS, The costs for the extension periods are as follows: 2021- \$21,050.00; 2022- \$22,050.00; 2023- \$23,160.00; 2024- \$24,320.00; and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves an Equipment Maintenance Agreement between Oneida County, through its Department of Emergency Services, and United Radio Service, Inc., for an initial term commencing January 1, 2020 and ending December 31, 2020, as well as all extension periods.

APPROVED: Public Safety Committee
Ways & Means Committee

DATED: September 9, 2020

Adopted by the following vote:

AYES NAYS ABSENT

No. 257 – FN 2020-264 – Mme. Pratt and Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF AN AMENDMENT TO A PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF HEALTH, AND LISA GILMORE

WHEREAS, This Board is in receipt of an Amendment to a Purchase of Services Agreement between Oneida County, through its Department of Health, and Lisa Gilmore, and

WHEREAS, Pursuant to a Purchase of Services Agreement entered into between Oneida County and Lisa Gilmore on August 13, 2018, Lisa Gilmore agreed to provide preschool related services to eligible preschool children with disabilities in accordance with Section 4410 of the New York State Education Law and in compliance with 8 NYCRR Part 200 (Regulations of the Commissioner of Education), with a term commencing July 1, 2018 and ending June 30, 2020 (the “Agreement”), and

WHEREAS, Oneida County and Lisa Gilmore need to amend the Agreement to extend the term for an additional year, commencing July 1, 2020 and ending June 30, 2021, and to modify the rate schedule, and

WHEREAS, The cost of the Agreement will remain at \$63,615.00, 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 a Purchase of Services Agreement between Oneida County, through its Department of Health, and Lisa Gilmore, with a term commencing July 1, 2020 and ending June 30, 2021.

APPROVED: Health & Human Services Committee (September 3, 2020)
Ways and Means Committee (September 9, 2020)

DATED: September 9, 2020

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

AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

No. 258 – FN 2020-265 – Mme. Pratt and Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF AN AMENDMENT TO A PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF HEALTH, AND THE NETWORK FOR CHILDREN’S SPEECH, OCCUPATIONAL AND PHYSICAL THERAPY, LLC

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WHEREAS, This Board is in receipt of an Amendment to a Purchase of Services Agreement between Oneida County, through its Department of Health, and The Network for Children’s Speech, Occupational and Physical Therapy, LLC, and

WHEREAS, Pursuant to a Purchase of Services Agreement entered into between Oneida County and The Network for Children’s Speech, Occupational and Physical Therapy, LLC on August 13, 2018, The Network for Children’s Speech, Occupational and Physical Therapy, LLC agreed to provide preschool related services to eligible preschool children with disabilities in accordance with Section 4410 of the New York State Education Law and in compliance with 8 NYCRR Part 200 (Regulations of the Commissioner of Education), with a term commencing July 1, 2018 and ending June 30, 2020 (the “Agreement”), and

WHEREAS, Oneida County and The Network for Children’s Speech, Occupational and Physical Therapy, LLC need to amend the Agreement to extend the term for an additional year, commencing July 1, 2020 and ending June 30, 2021, and to modify the rate schedule, and

WHEREAS, The additional one (1) year term, as well as the modification to the rate schedule, will increase the cost of the Agreement by \$245,991.00, resulting in a new gross amount of \$750,000.00, 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 a Purchase of Services Agreement between Oneida County, through its Department of Health, and The Network for Children’s Speech, Occupational and Physical Therapy, LLC, with a term commencing July 1, 2020 and ending June 30, 2021.

APPROVED: Health and Human Services Committee (September 3, 2020)
Ways and Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Sacco and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

No. 259 – FN 2020-266 – Mme. Pratt and Mr. D’Onnofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF AN AMENDMENT TO A PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF HEALTH, AND SPEECH-LANGUAGE THERAPY OF CENTRAL NEW YORK, LLC

WHEREAS, This Board is in receipt of an Amendment to a Purchase of Services Agreement between Oneida County, through its Department of Health, and Speech-Language Therapy of Central New York, LLC, and

WHEREAS, Pursuant to a Purchase of Services Agreement entered into between Oneida County and Speech-Language Therapy of Central New York, LLC on August 13, 2018, Speech-Language Therapy of Central New York, LLC agreed to provide preschool related services to eligible preschool children with disabilities in accordance with Section 4410 of the New York State Education Law and in compliance with 8 NYCRR Part 200 (Regulations of the Commissioner of Education), with a term commencing July 1, 2018 and ending June 30, 2020 (the “Agreement”), and

WHEREAS, Oneida County and Speech-Language Therapy of Central New York, LLC need to amend the Agreement to extend the term for an additional year, commencing July 1, 2020 and ending June 30, 2021, and to modify the rate schedule, and

WHEREAS, The additional one (1) year term, as well as the modification to the rate schedule, will increase the cost of the Agreement by \$100,000.00, resulting in a new gross amount of \$200,000.00, 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

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RESOLVED, That the Oneida County Board of Legislators hereby authorizes and accepts an Amendment to a Purchase of Services Agreement between Oneida County, through its Department of Health, and Speech-Language Therapy of Central New York, LLC, with a term commencing July 1, 2020 and ending June 30, 2021.

APPROVED: Health and Human Services Committee (September 3, 2020)
Ways and Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Sacco and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

No. 260 – FN 2020-267 – Mme. Pratt and Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF AN AMENDMENT TO A PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF HEALTH, AND 3 CIRCLES THERAPY: OT, PT, SLP SERVICES, PLLC

WHEREAS, This Board is in receipt of an Amendment to a Purchase of Services Agreement between Oneida County, through its Department of Health, and 3 Circles Therapy: OT, PT, SLP Services, PLLC, and

WHEREAS, Pursuant to a Purchase of Services Agreement entered into between Oneida County and 3 Circles Therapy: OT, PT, SLP Services, PLLC on September 27, 2018, 3 Circles Therapy: OT, PT, SLP Services, PLLC agreed to provide preschool related services to eligible preschool children with disabilities in accordance with Section 4410 of the New York State Education Law and in compliance with 8 NYCRR Part 200 (Regulations of the Commissioner of Education), with a term commencing July 1, 2018 and ending June 30, 2020 (the “Agreement”), and

WHEREAS, Oneida County and 3 Circles Therapy: OT, PT, SLP Services, PLLC need to amend the Agreement to extend the term for an additional year, commencing July 1, 2020 and ending June 30, 2021, and to modify the rate schedule, and

WHEREAS, The cost of the Agreement will remain at \$382,056.00, 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 a Purchase of Services Agreement between Oneida County, through its Department of Health, and 3 Circles Therapy: OT, PT, SLP Services, PLLC, with a term commencing July 1, 2020 and ending June 30, 2021.

APPROVED: Health and Human Services Committee (September 3, 2020)
Ways and Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Sacco and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

No. 261 – FN 2020-268 – Mme. Pratt and Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF FAMILY AND COMMUNITY SERVICES, AND U.S. CARE SYSTEMS INC.

WHEREAS, This Board is in receipt of a Purchase of Services Agreement between Oneida County, through its Department of Family and Community Services, and U.S. Care Systems, Inc., in the sum of \$267,850.00, to provide in-home care services to the frail and elderly, and assist older consumers to delay or divert nursing home placement, and

WHEREAS, The Agreement shall be for a term commencing April 1, 2020 and ending March 31, 2021, with either party having the right to terminate the Agreement upon thirty (30) days written notice to the other party, and

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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 Family and Community Services, and U.S. Care Systems Inc., for a term commencing April 1, 2020 and ending March 31, 2021.

APPROVED: Health and Human Services Committee (September 3, 2020)
Ways & Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Sacco and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

No. 262 – FN 2020-269 – Messrs. Waterman, D’Onofrio offered the following resolution and moved its adoption

RE: APPROVAL OF AN ADDENDUM TO LEASE OF PREMISES BETWEEN ONEIDA COUNTY AND ADRON BUILDING, L.L.C.

WHEREAS, This Board is in receipt of correspondence from Commissioner of Public Works, Mark E. Laramie, requesting approval of an Addendum to Lease of Premises between Oneida County and ADRON BUILDING, L.L.C. for office space located on the 4th and 5th floors of the Adirondack Bank Building located at 181 Genesee Street, Utica, and

WHEREAS, In accordance with the terms set forth therein, Oneida County shall lease the 4th and 5th floors of the Adirondack Bank Building, for the continued use of the Public Health Department, for a three (3) year term commencing October 1, 2020 and ending September 30, 2023, at a cost of \$151,458.72 per year, and

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

RESOLVED, That the Oneida County Board of Legislators approves and authorizes County Executive, Anthony J. Picente, Jr., to execute an Addendum to Lease of Premises on behalf of the County of Oneida and ADRON BUILDING, L.L.C. for office space located on the 4th and 5th floors of the Adirondack Bank Building located at 181 Genesee Street, Utica, for a three (3) year term commencing October 1, 2020 and ending September 30, 2023, and it is further

RESOLVED, That the terms and conditions of said Addendum to Lease of Premises shall be as more fully set forth in the document on file with the Clerk of this Board.

APPROVED: Public Works Committee (September 3, 2020)
Ways & Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Sacco and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

No. 263 – FN 2020-270 – Messrs. Waterman, D’Onorio and Schiebel offered the following resolution and moved its adoption.

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

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

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

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and directs County Executive Anthony J. Picente, Jr. to execute said Agreements, on behalf of the County of Oneida, with the Towns of Annsville, Augusta, Ava, Boonville, Bridgewater, Camden, Deerfield, Florence, Floyd, Forestport, Kirkland, Lee, Marcy, Marshall, New Hartford, Paris, Remsen, Sangerfield, Steuben, Trenton, Vernon, Verona, Vienna, Western, Westmoreland, Whitestown and the Cities of Sherrill and Rome at a rate of \$6,200.00 per mile for each municipality for a term commencing November 1, 2020 and ending April 30, 2021, and be it further

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

APPROVED: Public Works Committee (September 3, 2020)
Ways and Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Sacco and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

No. 264 – FN 2020-272 –Messrs. Waterman and D’Onorio offered the following resolution and moved its adoption

RE: RETROACTIVE APPROVAL OF AN ELECTRICITY SUPPLY AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PUBLIC WORKS, AND CONSTELLATION NEWENERGY, INC.

WHEREAS, This Board is in receipt of correspondence from Commissioner of Public Works, Mark E. Laramie, requesting retroactive approval of an Electricity Supply Agreement between Oneida County, through its Department of Public Works, and Constellation NewEnergy, Inc. to procure Oneida County’s utilities through the Municipal Gas and Electric Alliance (MEGA), and

WHEREAS, In this time of financial uncertainty and hardship, it was prudent to take immediate action and secure exceptionally low fixed rates, thereby maximizing savings over the specified term. Therefore, Commissioner of Public Works, Mark E. Laramie, obtained the permission of the Oneida County Board of Legislators for the Oneida County Executive to execute the Agreement prior to Board approval with the understanding that the Oneida County Board of Legislators would retroactively approve said Agreement, and

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

RESOLVED, That the Oneida County Board of Legislators hereby retroactively authorizes and approves an Agreement between Oneida County, through its Department of Public Works, and Constellation NewEnergy, Inc., for a term commencing November 3, 2020 and ending November 24, 2023.

APPROVED: Public Works Committee (September 3, 2020)
Ways and Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Sacco and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

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Held on Wednesday, September 9, 2020 at 2:00 P.M.

FN 2020-273 WITHDRAWN

RE: APPROVAL OF AN OFFICE SPACE LEASE BETWEEN ONEIDA COUNTY AND 501 BLEECKER STREET CORPORATION

WHEREAS, This Board is in receipt of correspondence from Commissioner of Public Works, Mark E. Laramie, requesting approval of an Office Space Lease between Oneida County and 501 Bleecker Street Corporation for real property located at 501 Bleecker Street, Utica, to be utilized by the Department of Family and Community Services due to the impact of COVID-19 workspace requirements and

WHEREAS, In accordance with the terms set forth therein, Oneida County shall lease 35,000 +/- square feet of office space at 501 Bleecker Street, Utica, for a five (5) year period commencing November 1, 2020 and ending October 31, 2025, at a cost of \$307,043.64 per year, and

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

RESOLVED, That the Oneida County Board of Legislators approves and authorizes County Executive, Anthony J. Picente, Jr., to execute an Office Space Lease on behalf of the County of Oneida and 501 Bleecker Street Corporation for real property located at 501 Bleecker Street, Utica, for a five (5) year term commencing November 1, 2020 and ending October 31, 2025, and it is further

RESOLVED, That the terms and conditions of said Lease shall be as more fully set forth in the document on file with the Clerk of this Board.

APPROVED: Public Works Committee
Ways & Means Committee

DATED: September 9, 2020

Adopted by the following vote:
AYES NAYS ABSENT

No. 265 – FN 2020-274 – Messrs. Pratt and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL TO SET THE SALARY FOR THE POSITION TITLE OF CONTRACT ADMINISTRATOR I, GRADE 36M, STEP 2, \$55,781

WHEREAS, This Board is in receipt of correspondence from Commissioner of Personnel, Joseph M. Johnson, requesting approval to establish the salary for the position title of Contract Administrator I, and

WHEREAS, The Commissioner of Personnel recommends that the starting salary for the position be set at Grade 36M, Step 2, \$55,781, 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 Contract Administrator I, at Grade 36M, Step 2, \$55,781, effective immediately.

APPROVED: Health and Human Services Committee (September 3, 2020)
Ways and Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Sacco and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

No. 266 – FN 2020-275 – Messrs. Joseph and D’Onofrio offered the following resolution and moved its adoption.

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Held on Wednesday, September 9, 2020 at 2:00 P.M.

RE: APPOINTMENT OF DEAN DZWONKAS TO THE ONEIDA COUNTY ETHICS BOARD – MAJORITY LEADER APPOINTMENT

WHEREAS, This Board is in receipt of correspondence from Oneida County Board of Legislators Majority Leader, George Joseph, nominating an appointee to the Oneida County Ethics Board pursuant to Local Law No. 2 of 2017, and

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

RESOLVED, That the nomination of the following person to serve as a member of the Oneida County Ethics Board is hereby approved effective January 1, 2020, and the following person shall be appointed to the term as set forth below:

Dean Dzwonkas
5102 Stop 7 Road
Whitesboro, New York 13492
2 Year Term: Expires 12/31/2021

APPROVED: Ways and Means Committee (September 9, 2020)

DATED: September 9, 2020

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

AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

No. 267 – FN 2020-276 – Messrs. Sacco and D’Oofrio offered the following resolution and moved its adoption.

RE: APPOINTMENT OF GREG SACCO TO THE ONEIDA COUNTY ETHICS BOARD – MINORITY LEADER APPOINTMENT

WHEREAS, This Board is in receipt of correspondence from Oneida County Board of Legislators Minority Leader, Philip Sacco, nominating an appointee to the Oneida County Ethics Board pursuant to Local Law No. 2 of 2017, and

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

RESOLVED, That the nomination of the following person to serve as a member of the Oneida County Ethics Board is hereby approved effective January 1, 2020, and the following person shall be appointed to the term as set forth below:

Greg Sacco
11379 Bell Hill Road
Deerfield, New York 13502
2 Year Term: Expires 12/31/2021

APPROVED: Ways and Means Committee (September 9, 2020)

DATED: September 9, 2020

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

AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

NOTE: At this Juncture a motion was made by Legislator Sacco that Pursuant to Rule 22 mad a motion to suspend Rules 12 and 55 for the purpose of considering this Resolution only. Legislator Flisnik seconded the motion. The motion was duly passed for the following resolution

No. 268 – FN 2020-302 – Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF A STIPULATION OF SETTLEMENT BETWEEN THE UNITED PUBLIC SERVICE EMPLOYEES UNION – WHITE COLLAR UNIT, JAMIE ANGELHOW AND THE COUNTY OF ONEIDA

WHEREAS, This Board is in receipt of a Stipulation of Settlement between the United Public Service Employees Union – White Collar Unit, Jamie Angelhow and the County of Oneida relative to UPSEU Grievance Nos. 19220, 20018 and 20125, a matter under New York State Civil Service Law § 72, various requests for reasonable

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accommodation pursuant to the Americans with Disabilities Act, and a complaint filed by Jamie Angelhow with the Division of Human Rights, and

WHEREAS, The terms of the Stipulation of Settlement include the withdrawal of the complaint filed with the Division of Human Rights; the resignation of Ms. Angelhow; the restoration of three days' vacation time to Ms. Angelhow; withdrawal of all pending grievances involving Ms. Angelhow; a lump sum of \$17,500 to Ms. Angelhow, and a waiver of all claims by Ms. Angelhow against the County, among other things, and

WHEREAS, The Stipulation of Settlement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators authorizes and approves all settlement terms set forth in the Stipulation of Settlement, as fully set forth in said document on file with the Clerk of this Board, and be it further

RESOLVED, That the Oneida County Board of Legislators hereby approves the Stipulation of Settlement, and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute said Stipulation of Settlement on behalf of the County of Oneida to affect same.

APPROVED: Ways and Means Committee (September 9, 2020)

DATED: September 9, 2020

Seconded by Mr. Sacco and dopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

NOTE: At this Juncture a motion was made by Legislator Sacco that pursuant Rule 22 made a motion to suspend Rules 12 and 55 for the purpose of considering this Resolution only. Legislator Flisnik seconded the motion. The motion was duly passed for the following resolution.

No. 269 – FN 2020-303 – Mme. Pratt and Mr. D’Onofio offered the following resolution and moved its adoption.

RE: APPROVAL OF AN AFFILIATION AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE OF CHILDREN SERVICES, AND THE FLORIDA STATE UNIVERSITY BOARD OF TRUSTEES

WHEREAS, This Board is in receipt of an Affiliation Agreement between Oneida County, through its Department of Family and Community Services, and the Florida State University Board of Trustees, to allow for unpaid internships for students in the Masters in Social Work program, and

WHEREAS, The Affiliation Agreement will allow for students to participate in human services provision practical experiences which will increase student knowledge and understanding of human services as it affects the residents of and visitors to Oneida County, and

WHEREAS, The Affiliation Agreement will be for a term commencing upon execution and continue for a period of thirty-six (36) months, with no dollars being exchanged under the terms of said Agreement, and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes the Oneida County Executive, Anthony J. Picente, Jr., to enter into an Agreement between Oneida County, through its Department of Family and Community Services, and the Florida State University Board of Trustees, for a term commencing upon execution and continuing for a period of thirty-six (36) months.

APPROVED: Ways and Means (September 9, 2020)

DATED: September 9, 2020

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

AYES 21 NAYS 0 ABSENT 2 (Mme. Ervin, Mr. Fiorini)

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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, September 9, 2020 at 2:00 P.M., typographical errors excepted.

MIKALE BILLARD