

ADOPTED RESOLUTIONS FROM THE MARCH 25, 2009 BOARD OF LEGISLATORS
MEETING

INTRODUCTORY
NO. 106

F.N. 2009-094

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 102

INTRODUCED BY: Messrs. Flisnik, Porter
2ND BY: Mr. Roefaro

**RE: AUTHORIZATION FOR REIMBURSEMENT FROM NEW YORK STATE FOR
EXPENSES INCURRED BY THE PUBLIC DEFENDER'S OFFICE**

WHEREAS, Certain inmates in the custody of the NYS Department of Correctional Services were charged with crimes while residing in a NYS Correctional Facility located in the County of Oneida and, while incarcerated therein, required the services of the Oneida County Public Defender, Criminal Division, to represent them before the various courts in Oneida County, 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 mandated 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 expense incurred by him while undertaking said legal representation amounted to \$27,312.02 for the defense of Raul Baerga, Brian H. Bailey, Keith Bell, David Casarez, Ruben Castro, John M. Cush, Alfio Fernandez, Chearrod Footman, Tyrone Frank, Marvin J. Garcia, George M. Geer, Lyryan Hennigan, Siddharta Hiranman, Evaristo Jardin, Derlmont Jordan, Noel F. Kane a/k/a "Gator", Tyrone King, Abiodun J. Knox, Anastacio Martinez, Luciano Ortiz, Carlos Perez, Rafael Perez, Francisco Puello, Francisco Sanchez, Ransom Z. Smith, Juan Taveras, Jose Torres, Jeffrey Weisbrod, Curtis Woods, John Wooten, being inmates of the State of New York, now, therefore, be it hereby

RESOLVED, That the Clerk of the Oneida County Board of Legislators be and hereby is directed to submit a certified copy of this Resolution with attached vouchers, documents, and affidavit of the Oneida County Public Defender to the Budget and Finance Office of the NYS 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 (March 3, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:

AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 103

INTRODUCED BY: Messrs. Miller, Porter

2ND BY: Mr. D'Onofrio

**RE: APPROVAL OF CONTRACT BETWEEN THE PUBLIC WORKS DEPARTMENT
AND PLUMLEY ENGINEERING, PC, FOR PROFESSIONAL
CONSULTING SERVICES RELATED TO THE
CONSTRUCTION/REHABILITATION OF CERTAIN
BRIDGES/STRUCTURES**

WHEREAS, County Executive Anthony J. Picente, Jr., is in receipt of correspondence from the Commissioner of Public Works requesting approval of a Consultant Agreement between Oneida County and Plumley Engineering, P.C., of Baldwinsville, NY, for services related to reconstruction/rehabilitation of designated bridges/structures under Phase 2 of the County's FY2009 Bridge Program, and

WHEREAS, In accordance with Local Law #3 of 2001, 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 authorizes and approves acceptance of a Consultant Agreement between Oneida County and Plumley Engineering, P.C., of Baldwinsville, NY, for professional consulting services related to reconstruction/rehabilitation of the following bridge projects for FY2009:

- Rehabilitation Walker Rd Structure (C-92) over Branch Realls Cr., Deerfield
- Replacement of Butternut Rd Bridge (BIN 3310960) over Six Mile Cr., Rome
- Rehabilitation of Mapledale Rd Bridge (BIN 3310510) over Tionadara Cr., Bridgewater
- Replacement of Powell Rd Bridge (BIN 3370100) over Beaver Cr., Trenton

and it is further

RESOLVED, That funding for said services in the amount of \$89,660 shall be supported, in full, by Capital Account #H-310.

APPROVED: Public Works Committee (March 3, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:

AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 104

**INTRODUCED BY: Messrs. Wilcox, Porter
2ND BY: Mr. Goodman**

**RE: PURCHASE OF SERVICE AGREEMENT BETWEEN THE MENTAL HEALTH
DEPARTMENT AND KNOWLEDGE INTERSECT**

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between the Oneida County Department of Mental Health and Knowledge Intersect of Utica, NY, for development and implementation of a database system for the Assisted Outpatient Treatment (AOT) and Single Point of Access and Accountability Programs to comply with tracking and reporting requirements mandated by the NYS Office of Mental Health and Article 41 of the NYS Mental Hygiene Law, and

WHEREAS, In accordance with Local Law #3 of 2001, said Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That this Board hereby authorizes and approves a Purchase of Service Agreement between the Oneida County Department of Mental Health and Knowledge Intersect of Utica, NY, for development and implementation of a database system for the Assisted Outpatient Treatment (AOT) and Single Point of Access and Accountability Programs to comply with tracking and reporting requirements mandated by the NYS Office of Mental Health and Article 41 of the NYS Mental Hygiene Law, and it is further

RESOLVED, That said Agreement shall be for a term of one year commencing January 1, 2009 and ending December 31, 2009 at a proposed cost of \$94,000 supported, in full, by the NYS Office of Mental Health through its New Initiatives and Infrastructure Development effort.

APPROVED: Public Health Committee (March 9, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 105

**INTRODUCED BY: Messrs. Wilcox, Porter
2ND BY: Mr. Flisnik**

RE: TRANSFER \$76,000 TO AA#A2960.49598, PUBLIC HEALTH, EHC PROGRAM

WHEREAS, There is a need for additional funds in AA#A2960.49598, Public Health, EHC Program, 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 of the total sum of \$76,000 from 2008 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:	
AA#A2960.1953, Related Services.....	\$76,000
TO:	
AA#A2960.49598, EHC Excess Admin. Costs.....	\$76,000

APPROVED: Public Health Committee (March 9, 2009)
 Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 106

**INTRODUCED BY: Messrs. Wilcox, Porter
2ND BY: Mr. Paparella**

RE: TRANSFER \$23,000 TO AA#A4018.495, ENVIRONMENTAL HEALTH

WHEREAS, There is a need for additional funds in AA#A4018.495, Environmental Health,
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 of the total sum of \$23,000 from 2008 funds, as hereinafter set
forth, be and the same is hereby approved:

FROM:
AA#A2970.495115, Early Intervention Services.....\$23,000

TO:
AA#A4018.495, Other Expenses.....\$23,000

APPROVED: Public Health Committee (March 9, 2009)
 Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 107

***INTRODUCED BY: Messrs. Wilcox, Porter, Hennessy
2ND BY: Mr. Puma***

**RE: PURCHASE OF SERVICE AGREEMENT BETWEEN THE HEALTH
DEPARTMENT AND THE ROME HUMANE SOCIETY**

WHEREAS, The County of Oneida desires to aid in the control of the dog population in Oneida County for the benefit and public welfare of its citizens, and

WHEREAS, Section 111, subdivision 2, of the NYS Agriculture and Markets Law provides that the share of dog license fees retained by the County shall be used to subsidize the spaying and neutering of dogs, and

WHEREAS, This Board is in receipt of a purchase of service agreement with the Rome Human Society to accomplish such purpose, a copy of which is on file with the Clerk of this Board, now, therefore, be it hereby

RESOLVED, That Oneida County Executive Anthony J. Picente, Jr. is hereby authorized and directed to execute an Agreement with the Rome Humane Society, on behalf of the County, to subsidize spaying and neutering of dogs for a term commencing January 1, 2009 through December 31, 2010 at a rate of \$80 per dog, up to a maximum amount of \$6,000, to be paid from dog license fees retained by the County pursuant to Section 111, subdivision 2, of the NYS Agriculture and Markets Law.

APPROVED: Public Health Committee (March 9, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:

AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 108

***INTRODUCED BY: Messrs. Paparella, Porter; Ms. Convertino, Messrs. Tanoury, Scott
2ND BY: Mr. Roefaro***

**RE: PURCHASE OF SERVICE AGREEMENT BETWEEN THE SOCIAL SERVICES
DEPARTMENT AND THE CITY OF UTICA FOR THE HOUSING
IMPROVEMENT PROGRAM**

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between the Oneida County Department of Social Services and the City of Utica to ensure compliance with housing code regulations and provide inspection of residential dwellings occupied by Social Services recipients in the City of Utica through its Housing Improvement Program, and

WHEREAS, In accordance with Local Law #3 of 2001, 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 a Purchase of Service Agreement between the Oneida County Department of Social Services and the City of Utica to ensure compliance with housing code regulations and provide inspection of residential dwellings occupied by Social Services recipients in the City of Utica through its Housing Improvement Program commencing March 10, 2009 and ending March 9, 2010 at a proposed cost of \$376,000 with a local cost of \$94,000 (25%).

APPROVED: Human Resources Committee (March 4, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 109

***INTRODUCED BY: Messrs. Paparella, Porter
2ND BY: Mr. Leach***

RE: PURCHASE OF SERVICE AGREEMENT BETWEEN THE SOCIAL SERVICES DEPARTMENT AND D&T TRANSPORT FOR TRANSPORTATION SERVICES FOR ELIGIBLE MEDICAID CLIENTS TO MEDICAL SERVICES

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between the Oneida County Department of Social Services and D&T Transport, to provide transportation services for eligible ambulatory and non-ambulatory Medicaid recipients, and

WHEREAS, In accordance with Local Law #3 of 2001, 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 accepts a Purchase of Service Agreement between the Oneida County Department of Social Services and D&T Transport, to provide transportation services for eligible ambulatory and non-ambulatory Medicaid recipients during a one year term commencing April 1, 2009 and ending March 31, 2010 at a proposed cost of \$283,487 which requires a County commitment of \$42,523 (15%).

APPROVED: Human Resources Committee (March 4, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:

AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 110

**INTRODUCED BY: Messrs. Wilcox, Porter
2ND BY: Mr. Scott**

**RE: AGREEMENT BETWEEN THE OFFICE FOR THE AGING AND THE GREATER
MOHAWK VALLEY COMMUNITY AND ELDEWELLNESS COUNCIL**

WHEREAS, This Board is in receipt of an Agreement between the Oneida County Office for the Aging and the greater Mohawk Valley Community and Elderwellness Council, Inc., to provide Oneida County with the ability to develop a flexible consumer directed model of service delivery targeting those most at risk for Medicaid spend downs and nursing home placement, and

WHEREAS, In accordance with Local Law #3 of 2001, 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 accepts an Agreement between the Oneida County Office for the Aging and the greater Mohawk Valley Community and Elderwellness Council, Inc., to provide Oneida County with the ability to develop a flexible consumer directed model of service delivery targeting those most at risk for Medicaid spend downs and nursing home placement commencing upon execution through March 31, 2010.

APPROVED: Public Health Committee (March 9, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 111

*INTRODUCED BY: Messrs. Paparella, Porter
2ND BY: Mr. Davis*

RE: PURCHASE OF SERVICE AGREEMENT BETWEEN THE SOCIAL SERVICES DEPARTMENT AND HOMEMAKERS OF THE MOHAWK VALLEY, INC.

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between the Health Department and Homemakers of the Mohawk Valley, Inc., (dba CareGivers) P.O. Box 1264, Buffalo, NY, to provide Private Duty Nursing services for physically and/or mentally disabled Medicaid recipients, and

WHEREAS, In accordance with Local Law #3 of 2001, 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 accepts a Purchase of Service Agreement between the Health Department and Homemakers of the Mohawk Valley, Inc., (dba Caregivers) to provide Private Duty Nursing services commencing April 1, 2009 and ending March 31, 2010 at rates of \$25.00/hr RN, \$28.00/hr RN Premium, \$21.00/hr LPN, and \$24.00/hr LPN Premium which requires a County commitment of 15%.

APPROVED: Human Resources Committee (March 4, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 112

**INTRODUCED BY: Messrs. Paparella, Porter
2ND BY: Mr. Wilcox**

**RE: PURCHASE OF SERVICE AGREEMENT BETWEEN THE SOCIAL SERVICES
DEPARTMENT AND THE EASTERN STAR DAY CARE CENTER, INC.**

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between the Oneida County Department of Social Services and the Eastern Star Day Care Center Inc., 8280 State Route 69, Oriskany, NY, to provide day care services for eligible low income employed families or public assistance recipients participating in vocational or employment programs, and

WHEREAS, In accordance with Local Law #3 of 2001, 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 accepts a Purchase of Service Agreement between the Oneida County Department of Social Services and the Eastern Star Day Care Center to provide day care services for eligible low income employed families or public assistance recipients participating in vocational or employment programs commencing May 1, 2009 through April 30, 2010 at Market Rates determined by the NYS Office of Children and Family Services which requires a County contribution of 3.2%.

APPROVED: Human Resources Committee (March 4, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:

AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 113

***INTRODUCED BY: Messrs. Paparella, Porter, Hudak, Puma
2ND BY: Mr. Puma***

RE: PURCHASE OF SERVICE AGREEMENT BETWEEN THE SOCIAL SERVICES DEPARTMENT AND THE CITY OF ROME FOR THE HOUSING IMPROVEMENT PROGRAM

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between the Oneida County Department of Social Services and the City of Rome for the continuance of a Housing Improvement Program in Rome to ensure codes compliance and quality housing for DSS clients, and

WHEREAS, In accordance with Local Law #3 of 2001, 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 accepts a Purchase of Service Agreement between the Oneida County Department of Social Services and the City of Rome for the continuance of a Housing Improvement Program in Rome to ensure codes compliance and quality housing for DSS clients during a one year term commencing January 1, 2009 and ending December 31, 2009 at a proposed cost not to exceed \$163,100 supported, which requires a County contribution of \$40,775 (25%).

APPROVED: Human Resources Committee (March 4, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 114

**INTRODUCED BY: Messrs. Wilcox, Porter
2ND BY: Mr. Mandryck**

**RE: APPROVAL OF ANNUAL IMPLEMENTATION PLAN FOR THE OFFICE FOR
THE AGING**

WHEREAS, This Board is in receipt of correspondence from County Executive Anthony J. Picente, Jr., requesting approval of an Annual Implementation Plan (April 1, 2009- March 31, 2010) for the Oneida County Office for the Aging/Office of Continuing Care to support State funding applications for designated programs in compliance with “Area Plan” requirements under the Older Americans Act as amended and “County Plan” requirements under Section 214 of New York State Elder Law, and

WHEREAS, As proposed, said Plan 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 acceptance of an Annual Implementation Plan (April 1, 2009- March 31, 2010) for the Oneida County Office for the Aging/Office of Continuing Care to support State funding applications for designated programs in compliance with “Area Plan” requirements under the Older Americans Act as amended and “County Plan” requirements under Section 214 of New York State Elder Law, and it is further,

RESOLVED, That County Executive Anthony J. Picente, Jr., is authorized and directed to execute same on behalf of the County of Oneida.

DATED: March 25, 2009

APPROVED: Public Health Committee (March 9, 2009)
Ways & Means Committee (March 11, 2009)

Adopted by the following v.v.vote:

AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 115

*INTRODUCED BY: Messrs. Waterman, Porter
2ND BY: Mr. Clancy*

**RE: APPROVAL OF REVISED MODEL LICENSE AGREEMENT SETTING FORTH
RATES AND TERMS FOR SPACE OCCUPIED BY ABSTRACT
COMPANIES IN THE COUNTY CLERK'S OFFICE**

WHEREAS, This Board is in receipt of correspondence from County Executive Anthony J. Picente, Jr., requesting approval of a revised Model License Agreement for continued use of space in the County Clerks' Office by abstract companies, and

WHEREAS, In accordance therewith, such abstract companies shall pay Oneida County the sum of Thirty Seven Dollars (\$37.00) per square foot on a semi-annual basis during a one year term commencing November 1, 2008 and shall further incur additional charges for tie-ins to the County's Computer Index System and placement of copiers in any licensed space, and

WHEREAS, As proposed, said revised Model License Agreement 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 the utilization of a Model License Agreement setting forth rates and terms for space occupied by abstract companies in the County Clerk's Office, and it is further

RESOLVED, That pursuant to terms set forth therein, abstract companies shall pay Oneida County the sum of Thirty Seven Dollars (\$37.00) per square foot on a semi-annual basis during a one year term commencing November 1, 2008 for the use of space in the County Clerk's Office and shall further incur additional charges for tie-ins to the County's Computer Index System and placement of copiers in any licensed space, and it is further

RESOLVED, That said Agreement shall commence November 1, 2008 and expire October 31, 2009 with an automatic renewal option of one additional year unless terminated prior thereto by either party.

APPROVED: Internal Affairs Committee (March 9, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:

AYES: 25 NAYS: 1 (Mr. Tallarino) ABTAINED: 1 (Mr. Davis) ABSENT: 2 (Messrs.
Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 116

**INTRODUCED BY: Messrs. Waterman, Porter
2ND BY: Mr. Roefaro**

**RE: THREE REFUNDS AND SIX CORRECTIONS OF ERRONEOUS TAX
ASSESSMENTS IN VARIOUS TOWNS**

WHEREAS, The Commissioner of Finance has forwarded three applications for refunds totaling \$4,350.32 in the Towns of Deerfield, Remsen, and New Hartford and six cancellations for erroneous tax assessments in the Towns of Deerfield, Florence, Forestport, Lee, Remsen and Whitestown totaling \$5,050.37, and

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

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

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

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

APPROVED: Internal Affairs Committee (March 9, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:
AYE 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 117

*INTRODUCED BY: Messrs. Paparella, Porter
2ND BY: Mr. Goodman*

RE: PURCHASE OF SERVICE AGREEMENT BETWEEN THE SOCIAL SERVICES DEPARTMENT AND THE DISTRICT ATTORNEY'S OFFICE FOR ASSESSMENT OF POSSIBLE FRAUD REFERRALS FOR PROSECUTION

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between the Oneida County

Department of Social Services and the District Attorney's Office to provide assessments for possible fraud referrals for prosecution, and

WHEREAS, In accordance with Local Law #3 of 2001, 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 accepts a Purchase of Service Agreement between the Oneida County Department of Social Services and the District Attorney's Office to provide assessments for possible fraud referrals for prosecution during a one year term commencing April 1, 2009 and ending March 31, 2010 at a cost of \$84,887 which requires a County commitment of \$8,489 (10%).

APPROVED: Human Resources Committee (March 4, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 118

INTRODUCED BY: Messrs. Paparella, Porter

2ND BY: Mr. Furgol

**RE: APPROVAL OF 38 PURCHASE OF SERVICE AGREEMENTS BETWEEN THE
SOCIAL SERVICES DEPARTMENT AND VARIOUS FOSTER CARE
INSTITUTIONS**

WHEREAS, This Board is in receipt of thirty-eight (38) Purchase of Service Agreements between the Oneida County Department of Social Services and designated Foster Care Agencies to provide institutional foster care services for children under the age of 21 for whom Oneida County has guardianship, and

WHEREAS, In accordance with Local Law #3 of 2001, said Agreements must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That this Board hereby authorizes and approves 38 Purchase of Service Agreements between the Oneida County Department of Social Services and the following Agencies to provide institutional foster care for children in Oneida County's custody during a term commencing July 1, 2008 and ending June 30, 2009 at proposed rates set forth in documentation on file with the Clerk of this Board which requires a County commitment of 30%.

Baker Victory Services
780 Ridge Road
Lackawanna, NY 12029

Children's Home of Jefferson
1704 State Street
Watertown, NY 13601

Berkshire Farm Center
Route 22
Canaan, NY 12029

Children's Home of Kingston
26 Grove Street
Kingston, NY 12401

Cayuga Home for Children
Wyoming Conference
P.O. Box 865, 101 Hamilton Ave
Auburn, NY 13021

Children's Home of
1182 Chenango Street
Binghamton, NY 13901

Charlton School
Services
P.O. Box 47
Burnt Hills, NY 12027

Community Maternity
27 North Main Street
Albany, NY 12203

Crestwood Children's Center

LaSalle School

2075 Scottsville Road
Rochester, NY 14623

Devereux Foundation
Box 490A
Villanova, PA 19085

Elmcrest Childrens Center
Residence, Inc
960 Salt Springs Road
Syracuse, NY 13324

Equinox
Society
95 Central Avenue
Albany, NY 12206

Gateway-Longview
Opportunities, Inc.
605 Niagara Street
Buffalo, NY 14201

Glove House, Inc
220 Franklin Street
Elmira, NY 14904

Hillside Children's Center
Center
1183 Monroe Avenue
Rochester, NY 14620

Hopevale Inc
Center, Inc
3780 Howard Road
Hamburg, NY 14075

Kidspace National Centers Inc
Children
1650 Broadway
Bethlehem, PA 18015

Kidspace National Centers of North America, Inc
4900 McGrane Road
Romulus, NY 14541

Lake Grove School
Box 712, Meriches Road
Lake Grove, NY 11755

391 Western Avenue
Albany, NY 12203

Lincoln Hall
Box 600 – Rt #202
Lincolndale, NY 10540

Mountain Lake Children's
50 Riverside Drive
Lake Placid, NY 12946

Northeast Parent & Child
1 Genium Plaza
Schenectady, NY 12304

Oswego County
239 Oneida Street
Fulton, NY 13069

Pahl Programs
106-108 Ninth Street
Troy, NY 12180

Parsons Child & Family
60 Academy Road
Albany, NY 12208

Snell Farms Children's
7320 Snell Hill Road
Bath, NY 14810

St. Catherine's Center for
40 North Main Avenue
Albany, NY 12203

St. Anne Institute
160 North Main Avenue
Albany, NY 12206

St. Cabrini Home, Inc
Route 9 West
West Park, NY 12493

Lake Grove Maple Valley
Box 786
Medford, NY 11763

St. Colmans Home
11 Huswell Road
Watervilet, NY 12189

St. Joseph's Villa of Rochester
3300 Dewey Avenue
Rochester, NY 14616

The House of Good Shepherd
1550 Champlin Avenue
Utica, NY 13502

The Astor Home for Children
Community Services
6339 Mill Street, Box 5005
Rhinebeck, NY 12572

Toomey Residential &
1654 West Onondaga Street
Syracuse, NY 13204

The William George Agency Children's Services
380 Freeville Road
Freeville, NY 13068

Vanderghyden Hall
Box 219
Wynantskill, NY 12198

APPROVED: Human Resources Committee (March 4, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 119

**INTRODUCED BY: Messrs. Waterman, Porter
2ND BY: Mr. Welsh**

**RE: APPROVAL OF PURCHASE OFFER FOR COUNTY OWNED PROPERTY
LOCATED AT 1521 STEUBEN STREET IN THE CITY OF UTICA**

WHEREAS, Certain real property located at 1521 Steuben Street in the City of Utica, identified as Tax Map#1600 318.081-2-76UM, was acquired by the County of Oneida for delinquent taxes, and

WHEREAS, Mr. Edgardo Santiago has expressed an interest in acquiring said parcel which was unsuccessfully offered at public auction by the County on February 12, 2009 and it is the recommendation of the Oneida County Commissioner of Finance that such conveyance be approved by this Board, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators authorizes and approves the transfer of real property located at 1521 Steuben Street in the City of Utica, identified as Tax Map #1600 318.081-2-76UM, from the County to Mr. Edgardo Santiago for the sum of \$365 which includes the bid offer of \$100 plus recording fees of \$265, and it is further

RESOLVED, That the Chairman of the Oneida County Board of Legislators is authorized and directed to execute a quit claim deed, on behalf of the County of Oneida, to effect conveyance of such property to Mr. Edgardo Santiago

APPROVED: Internal Affairs Committee (March 9, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:

AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 120

*INTRODUCED BY: Messrs. Waterman, Porter
2ND BY: Mr. Miller*

RE: APPROVAL OF DISTRIBUTION OF SURPLUS MONIES FROM THE 2008 DOG LICENSE FUND TO VARIOUS TOWNS AND CITIES

WHEREAS, The Oneida County Commissioner of Finance has submitted a Dog License Report dated December 31, 2009 showing the amount of \$4,052.83 to be distributed to the various cities and towns of the County pursuant to Section 111 of the Agriculture & Markets Law, now, therefore be it

RESOLVED, That the sum of \$4,052.83 be and the same hereby is apportioned to the several cities and towns in the amounts set forth opposite their respective names as they appears on said Report, and it is further

RESOLVED, That the Oneida County Commissioner of Finance be and hereby is authorized and directed to pay to the various cities and towns, the amounts set forth opposite their respective names in said Report on file with the Clerk of this Board.

APPROVED: Internal Affairs Committee (March 9, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:

AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 121

*INTRODUCED BY: Messrs. Welsh, Porter
2ND BY: Mr. Davis*

RE: SUPPLEMENTAL APPROPRIATION OF \$97,894 TO AA#J6342.495, WORKFORCE DEVELOPMENT, LOCAL RE-ENTRY TASK FORCE INITIATIVE

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$97,894 to AA#6342.495, Workforce Development, Local Re-Entry Task Force Initiative, and

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

RA#J3764, State Aid-Local Re-Entry Task Force Initiative Grant.....\$97,894

now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2009 funds, in the amount of \$97,894, as hereinafter set forth, be and the same is hereby made:

TO:
J6342.495, Contracted Services.....\$ 97,894

APPROVED: Education, Youth and Agriculture Committee (March 3, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 122

**INTRODUCED BY: Messrs. Welsh, Porter
2ND BY: Mr. Paparella**

**RE: SUPPLEMENTAL APPROPRIATION OF \$240,265 TO AA#J6300, WORKFORCE
DEVELOPMENT 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 \$240,265 to AA#J6300, Workforce Development accounts, and

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

RA#J4795, Federal Aid-Adult WIA Programs.....	\$216,239
RA#J4790, Federal Aid-WIA Administration.....	\$ 24,026

now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2009 funds, in the amount of \$240,265, as hereinafter set forth, be and the same is hereby made:

TO:	
J6300.195, WIA Adult-Other fees and services.....	\$ 10,000
J6300.425, WIA Adult-Training & Special Schools.....	\$ 108,120
J6300.495, WIA Adult-Other Expenses.....	<u>\$ 122,145</u>
TOTAL	\$ 240,265

APPROVED: Education, Youth and Agriculture Committee (March 3, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25 2009

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 123

**INTRODUCED BY: Messrs. Waterman, Porter
2ND BY: Mr. Paparella**

**RE: APPROVAL OF BIDS OFFERED AT THE FEBRUARY 12, 2009 AUCTION FOR
TAX DELINQUENT PROPERTIES**

WHEREAS, The Commissioner of Finance has certified to this Board, under date of February 17, 2009, that his office is in receipt of down payments for properties in various towns with Oneida County sold at auction by the Department of Finance on February 12, 2009 and

WHEREAS, The sale of these properties was duly advertised in the official newspapers of the County and affidavits of said publications are on file with the Commissioner of Finance, and

WHEREAS, The Commissioner of Finance received offers for the sale of said properties and accordingly approved same, now, therefore be it hereby

RESOLVED, That the Chairman and Clerk of this Board are authorized and directed to execute and deliver quit claim deeds to the designated parties conveying the premises described for the considerations set forth in said document on file with the Clerk of this Board.

APPROVED: Internal Affairs Committee (March 9, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 124

*INTRODUCED BY: Messrs. Waterman, Porter
2ND BY: Mrs. Hudak*

RE: APPROVAL OF AN INCREASE IN EXPENSES NECESSARY TO COLLECT THE MORTGAGE TAX RECEIPTS

WHEREAS, Section 262 of the Tax Law provides that Recording Officers and County Treasurers shall be entitled to receive necessary expenses for the purpose of collecting mortgage tax receipts, and

WHEREAS, In correspondence dated February 24, 2009, Oneida County Clerk Sandra J. DePerno has advised County Executive Anthony J. Picente, Jr., that allowances presently received by the County Clerk's Office do not adequately compensate for the collection of such tax receipts, and

WHEREAS, Current costs associated with the collection of mortgage tax receipts are estimated to be \$392,912 and the County Clerk is, therefore, requesting authorization to receive such amount from anticipated mortgage tax receipts for 2009, now, therefore, be it hereby

RESOLVED, That the Oneida County Clerk is entitled to retain the sum of \$392,912 from the collection of the 2009 mortgage tax receipts for the County of Oneida, and it is further

RESOLVED, That the Oneida County Clerk is authorized to annually retain the actual cost to that department for collecting such mortgage tax against mortgage tax proceeds in accordance with Article 11 of the Tax Law.

APPROVED: Internal Affairs Committee (March 9, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:

AYES: 27 NAYS: 0 ABSENT: 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 125

**INTRODUCED BY: Mr. Porter
2ND BY: Mr. Paparella**

**RE: APPROVAL TO REINSTATE POSITION #241, SENIOR SUPPORT
INVESTIGATOR, GRADE 19, STEP 1 (\$23,571) IN AA#A6010.0, DSS-
ADMINISTRATION**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Lucille Soldato, Commissioner of Social Services, requesting authorization to reinstate Position #241, Senior Support Investigator, in the Child Support Division of DSS sto handle custodial interviews, petition fillings, modification orders, income and property executions and cost of living adjustments for clients, and

WHEREAS, In accordance with Resolution #27 of 2009, said position cannot be reinstated without prior approval by this Board, now, therefore, be it hereby

RESOLVED, That position #241, Senior Support Investigator, Grade 19, Step 1 (\$23,571) is hereby reinstated in Department #A6010, DSS-Administration, effective immediately.

APPROVED: Ways & Means Committee (March 25, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 126

*INTRODUCED BY: Mr. Porter, Mrs. Hudak
2ND BY: Mr. Furgol*

**RE: AMENDMENT TO RESOLUTION NO. 27 OF 2009 IMPLEMENTING FISCAL
RESTRICTIONS REGARDING VACANT POSITIONS FOR FISCAL YEAR 2009**

WHEREAS, Oneida County is facing significant financial pressures in the 2009 and 2010 budget cycles caused by the general economic downturn, increased costs and decreased state and federal revenues, and

WHEREAS, this Board has the responsibility to the taxpayers to implement cost control measures to address these financial factors, and

WHEREAS, cost control measures must be immediately put in place to prevent a projected large tax increase for the fiscal year 2010, and

WHEREAS, in the past, this Board of Legislators has enacted legislation abolishing vacant positions in the budget in order to control costs and limit new hiring, now, therefore, be it hereby

RESOLVED, that all positions currently listed as vacant in the 2009 Oneida County budget and those positions that shall become vacant by resignation or retirement throughout the 2009 fiscal year shall be immediately abolished and, be it further

RESOLVED, that this Board shall exempt the Caseworker series positions in the Department of Social Services and Correction Officer series from the Sheriff's Department to ensure that appropriate numbers of these positions be maintained to provide essential services for the protection of the public safety and welfare of Oneida County residents and, be it further

RESOLVED, that this resolution shall not apply to administrative positions that are required by the Oneida County Charter or under the laws or constitution of the State of New York and, be it further

RESOLVED, that the Oneida County Comptroller is hereby directed to transfer all 2009 funds which have been or shall be allocated to any position abolished by this resolution, including salary and benefits, to A1992.9, Contingent Salaries to be held in such account until such time as a position may be re-established by the Board of Legislators, and be it further

RESOLVED, That this resolution shall expire on December 31, 2009.

APPROVED: Ways & Means Committee (March 25, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:

AYES 27 NAYS 0 ABSENT 2 (Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 127

*INTRODUCED BY: Messrs. Miller, Porter, Kernan
2ND BY: Mr. Goodman*

RE: APPROVAL OF GRANT AGREEMENT WITH NYSDOT FOR CONSTRUCTION PHASE SERVICES RELATED TO SAFETY IMPROVEMENTS AT THE JUDD ROAD/CIDER STREET INTERSECTION

WHEREAS, A Project for the improvement of Town of Whitestown Judd Road (County Route 40) at Cider Street (County Route 23) Safety Improvement, Oneida County, P.I.N. 2754.19 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, which calls for the apportionment of the costs of such program to be borne at the ratio of 90% Federal funds and 10% non-Federal funds, and

WHEREAS, The County of Oneida desires to advance the Project by making a commitment of 100% of the non-Federal share of the total Project cost, now, therefore, be it hereby

RESOLVED, That the Board of Legislators approves the above-subject Project and authorizes the County of Oneida to pay in the first instance 100% of the Federal and non-Federal share of the cost of the Project or portions thereof, and it is further

RESOLVED, That the sum of \$223,455 is hereby appropriated from Capital Account #H-298 and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, That in the event the full Federal and non-Federal share of the Project costs exceed the amount appropriated above, the Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon notification by the Department thereof, and it is further

RESOLVED, That Oneida County Executive Anthony J. Picente, Jr., is authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Oneida with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, That a certified copy of this resolution, which shall take effect immediately, shall be filed with the NYS Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

APPROVED: Public Works Committee (March 3, 2009)
Ways & Means Committee (March 11, 2009)

DATED: March 25, 2009

Adopted by the following v.v. vote:

AYES 26 NAYS 0 ABSTAIN: 1 (Mr. Mandryck) ABSENT 2 (Messrs. Damsky, Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 128

INTRODUCED BY: *Mr. Tanoury, Ms. Convertino, Mr. Scott*
2ND BY: *All Members*

RE: RESOLUTION IN MEMORY AND RESPECT OF MAYOR EDWARD A. HANNA

WHEREAS, Mayor Edward A. Hanna departed from this life on March 13, 2009; and

WHEREAS, Mayor Edward A. Hanna will long be remembered for his dedicated service and unwavering love for the people of Utica and his numerous contributions to his beloved city of Utica; and

WHEREAS, Mayor Edward A. Hanna's service to our community spanned over fifty years and many of his memorable accomplishments are as follows:

1955: Named State Commissioner of Parks of Central New York's park garden

1956: Named Utica Parks Commissioner

1965: Won one-year term state Assembly seat in the 116th District

1973: Became first Independent Utica mayor in 88 years

1975: Re-elected Utica Mayor in a landslide victory

1993: Elected Utica Comptroller

1995: Elected Mayor and pledges to "brighten and revitalize the city."

1999: Re-elected Mayor with 75 percent of the vote

RESOLVED, that the members of this Board extend their deepest sympathy to Mayor Hanna's wife Ellen and family members in their bereavement; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the family of Mayor Edward A. Hanna.

Seconded and adopted viva voce by all members present, standing for a moment of silence in respect to the memory of Mayor Edward A. Hanna.

DATED: March 25, 2009