



## ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini  
Chairman  
(315) 798-5900

Mikale Billard  
Clerk  
(315) 798-5901

David J. Wood  
Majority Leader

Patricia A. Hudak  
Minority Leader

**ATTACHED FOR YOUR INFORMATION ARE RESOLUTIONS  
NUMBERED 135 THROUGH 146 THAT WERE ACTED UPON BY THE  
BOARD OF COUNTY LEGISLATORS AT THEIR REGULAR SESSION  
HELD ON MAY 25, 2011.**

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### *RESOLUTION NO. 135*

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

**RE: APPROVAL OF THE SEMI-ANNUAL REPORT AND DISTRIBUTION ON MORTGAGE  
TAX RECEIPTS FOR THE PERIOD ENDING MARCH 2011**

**WHEREAS,** The Oneida County Clerk and the Commissioner of Finance have prepared and submitted to the Board of County Legislators their joint semi-annual report on the Mortgage Tax Receipts, and

**WHEREAS,** This report shows the credit statement to the sum of \$1,418,582.08 to be distributed to the various towns, cities and villages pursuant to Section 261 of the Tax Law, now, therefore, be it hereby

**RESOLVED,** That the Oneida County Commissioner of Finance be and is authorized and directed to remit payments in the amount shown in said semi-annual report on the Mortgage Tax Receipts.

APPROVED: Internal Affairs Committee (April 27, 2011)  
Ways & Means Committee (May 11, 2011)

DATED: May 25, 2011

Adopted by the following v.v. vote:  
AYES 27 NAYS 0 ABSENT 2 (Wilcox, Kernan)

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### *RESOLUTION NO. 136*

*INTRODUCED BY: Messrs. Flisnik, Porter*

*2<sup>ND</sup> BY: Mr. Caruso*

**RE: APPROVAL OF A CONTRACT BETWEEN THE ONEIDA COUNTY SHERIFF'S  
DEPARTMENT AND KINNEY DRUGS**

**WHEREAS,** Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Sheriff Robert M. Maciol requesting approval of an Agreement between Oneida County and Kinney Drugs for the provision of pharmacy services to inmates in custody at Oneida County Correctional Facility, and

**WHEREAS,** In accordance with Local Law #1 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 an Agreement between Oneida County and Kinney Drugs for the provision of pharmacy services to inmates in custody at Oneida County Correctional Facility commencing April 1, 2011 through April 2012.

APPROVED: Public Safety Committee (May 3, 2011)  
Ways & Means Committee (May 11, 2011)

DATED: May 25, 2011

Adopted by the following v.v. vote:  
AYES 27 NAYS 0 ABSENT 2 (Wilcox, Kernan)

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### **RESOLUTION NO. 137**

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY WORKFORCE  
DEVELOPMENT AND THE WORKFORCE INVESTMENT BOARD OF HERKIMER,  
MADISON AND ONEIDA COUNTIES**

**WHEREAS,** Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from David Mathis, Director of Oneida County Workforce Development, requesting approval of an Agreement between Oneida County and the Workforce Investment Board of Herkimer, Madison and Oneida Counties to continue to assist Oneida County Workforce Development in the provision of services to recipients of TANF assistance, and

**WHEREAS,** As proposed, said 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 and directed to execute an Agreement between Oneida County and the Workforce Investment Board of Herkimer, Madison and Oneida Counties to continue to assist Oneida County Workforce Development in the provision of services to recipients of TANF assistance for a term commencing April 1, 2011 to December 31, 2011.

APPROVED: Human Resources Committee (May 3, 2011)  
Ways & Means Committee (May 11, 2011)

DATED: May 25, 2011

Adopted by the following v.v. vote:  
AYES 27 NAYS 0 ABSENT 2 (Wilcox, Kernan)

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### ***RESOLUTION NO. 138***

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN THE ONEIDA COUNTY HEALTH DEPARTMENT, EDUCATION AND TRANSPORTATION OF HANDICAPPED CHILDREN PROGRAM AND THE ROME CITY SCHOOL DISTRICT**

**WHEREAS,** This Board is in receipt of an Agreement between the Oneida County Department of Public Health, Education and Transportation of Handicapped Children program and the Rome City School District to provide payment for tuition, SEIT and evaluation rendered to eligible preschool aged children with disabilities, 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 an Agreement between the Oneida County Public Health Department, Education and Transportation of Handicapped Children program and the Rome City School District to provide payment for tuition, SEIT and evaluation rendered to eligible preschool aged children with disabilities for a term commencing July 1, 2011 and ending June 30, 2014.

APPROVED: Public Health Committee (May 3, 2011)  
                  Ways & Means Committee (May 11, 2011)

DATED:       May 25, 2011

Adopted by the following v.v.vote:  
AYES 27 NAYS 0 ABSENT 2 (Wilcox, Kernan)

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### ***RESOLUTION NO. 139***

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN THE ONEIDA COUNTY HEALTH DEPARTMENT AND ROCCO GARRO, II FOR THE PROVISION OF SERVICES AS A HEARING OFFICER**

**WHEREAS,** This Board is in receipt of an Agreement between the Oneida County Health Department and Rocco Garro, II for the provision of services as a hearing officer, and

**WHEREAS,** In accordance with Local Law #3 of 1991, 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 Health Department and Rocco Garro, II for the provision of services as a hearing officer during a term commencing September 1, 2011 through August 31, 2014. Reimbursement for services will be in the amount of \$35 per docket for hearings.

APPROVED: Public Health Committee (May 3, 2011)  
Ways & Means Committee (May 11, 2011)

DATED: May 25, 2011

Adopted by the following v.v. vote:  
AYES 27 NAYS 0 ABSENT 2 (Wilcox, Kernan)

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### ***RESOLUTION NO. 140***

***INTRODUCED BY: Messrs. Mandryck, Porter***

***2ND BY: Mr. Wood***

**RE: SUPPLEMENTAL APPROPRIATION OF \$2,500 TO AA#A4010.0, VARIOUS  
PUBLIC HEALTH 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 \$2,500 to AA#A4010.0 various Public Health accounts, and

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

RA#A3401.01, State Aid-Public Health Admin.	.	.	.	.	.	.	.	\$2,500
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now, therefore, be it hereby

**RESOLVED,** That a supplemental appropriation, from 2011 funds, as hereinafter set forth, be and the same is hereby approved:

TO:								
AA#A4010.295, Other Equipment.	.	.	.	.	.	.	.	\$ 800
AA#A4010.495, Other Expense	.	.	.	.	.	.	.	<u>\$1,700</u>
TOTAL	.	.	.	.	.	.	.	\$2,500

APPROVED: Public Health Committee (May 3, 2011)  
                  Ways & Means Committee (May 11, 2011)

DATED:       May 25, 2011

Adopted by the following v.v. vote:  
AYES 27 NAYS 0 ABSENT 2 (Wilcox, Kernan)

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### *RESOLUTION NO. 141*

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

**RE: APPROVAL TO CREATE ONE REGISTERED NURSE, GRADE 16N, STEP 1 \$30,126  
AND ONE WIC NUTRITION TECHNICIAN, GRADE 19W, STEP 1 \$23,806**

**WHEREAS,** Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from the Commissioner of Personnel requesting authorization to create one Registered Nurse position and one WIC Nutrition Technician position in the Public Health Department, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby authorizes and approves the creation of one Registered Nurse position, grade 16N, Step 1 \$30,126 and one WIC Nutrition Technician position, Grade 19W, Step 1, \$23,806 in the Public Health Department. Both positions are fully funded through a WIC Grant.

APPROVED: Public Health Committee (May 3, 2011)  
Ways & Means Committee (May 11, 2011)

DATED: May 25, 2011

Adopted by the following v.v. vote:

AYES: 27 NAYS: 0 ABSENT: 2 (Wilcox, Kernan)

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### *RESOLUTION NO. 142*

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN THE ONEIDA COUNTY OFFICE FOR THE AGING AND CONTINUING CARE AND THE ALBANY COUNTY OFFICE FOR THE AGING**

**WHEREAS,** This Board is in receipt of an Agreement between the Oneida County Office for the Aging/Office of Continuing Care and the Albany County Office for the Aging to provide revenue and reimbursement to Oneida County for technical assistance provided to AOA project grantees by the Oneida County OFA Director, 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 accepts an Agreement between the Oneida County Office for the Aging/Office of Continuing Care and the Albany County Office for the Aging to provide revenue and reimbursement to Oneida County for technical assistance provided to AOA project grantees by the Oneida County OFA Director commencing October 1, 2010 and ending September 30, 2011. The County will be reimbursed \$3,750.00.

APPROVED: Public Health Committee (May 3, 2011)  
                  Ways & Means Committee (May 11, 2011)

DATED:       May 25, 2011

Adopted by the following v.v. vote:  
AYES 27 NAYS 0 ABSENT 2 (Wilcox, Kernan)

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### *RESOLUTION NO. 143*

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

### **RE: APPROVAL OF A CONTRACT BETWEEN THE ONEIDA COUNTY DEPARTMENT OF PUBLIC WORKS AND AND BONACCI ARCHITECTS**

**WHEREAS,** Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Dennis S. Davis, Commissioner of Public Works, requesting approval of a Professional Consultant Agreement between the County and Bonacci Architects to provide architectural design services for rehabilitation of the Oneida County Office Building Parking Garage, 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 Professional Consultant Agreement between the County and Bonacci Architects to provide architectural design services for rehabilitation of the Oneida County Office Building Parking Garage at a proposed cost of \$132,370, supported by Capital Account #H-454.

APPROVED: Public Works Committee (May 3, 2011)  
Ways & Means Committee (May 11, 2011)

DATED: May 25, 2011

Adopted by the following v.v. vote:  
AYES 27 NAYS 0 ABSENT 2 (Wilcox, Kernan)

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### *RESOLUTION NO. 144*

*INTRODUCED BY: Messrs. Miller, Porter, Flisnik, Brennan, Sadallah, Waterman, Davis, Mrs. Hudak  
2ND BY: Mr. Clancy*

### **RE: APPROVAL OF ROADSIDE DITCHING AGREEMENTS WITH VARIOUS MUNICIPALITIES**

**WHEREAS,** County Executive Anthony J. Picente, Jr. is in receipt of correspondence from the Commissioner of Public Works requesting approval of Roadside Ditching Agreements scheduled for the 2011 construction season between Oneida County and various towns therein, and

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

**RESOLVED,** That the Oneida County Board of Legislators authorizes and directs the County Executive to execute Roadside Ditching Agreements, on behalf of the County of Oneida, with the Towns of Annsville, Augusta, Ava, Bridgewater, Deerfield, Florence, Floyd, Kirkland, Lee, Marcy, Marshall, New Hartford, Paris, Rome, Sangerfield, Steuben, Vernon, Verona, Vienna, Western, Westmoreland and Whitestown, for the 2011 construction season, at designated rates more specifically set forth in said documents on file with the Clerk of this Board.

APPROVED: Public Works Committee (May 3, 2011)  
Ways & Means Committee (May 11, 2011)

DATED: May 25, 2011

Adopted by the following v.v. vote:

AYES: 27 NAYS: 0 ABSENT: 2 (Wilcox, Kernan)

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### *RESOLUTION NO. 145*

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

### **RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY AND C&S ENGINEERS FOR BRIDGE CONSTRUCTION INSPECTION SERVICES**

**WHEREAS,** Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Dennis S. Davis, Commissioner of Public Works, requesting approval of a proposal between the County and C&S Engineers, to provide Construction Inspection Services for Bridge construction inspection services, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves and authorizes acceptance of an agreement between the County and C&S Engineers, to provide Construction Inspection Services for Bridge construction inspection services for bridge reconstruction projects at Sanger Hill Road Bridge over Oriskany Creek, Town of Marshall and Tannery Road Bridge over Canada Creek, City of Rome. Total cost of the projects are estimated not to exceed \$103, 104 Capital Project Account # H-374.

APPROVED: Public Works Committee (May 3, 2011)  
Ways and Means Committee (May 11, 2011)

DATED: May 25, 2011

Adopted by the following v.v. vote:  
AYES 27 NAYS 0 ABSENT 2 (Wilcox, Kernan)

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

***RESOLUTION NO. 146***

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

**RE: MEMORIALIZING A REQUEST TO THE STATE LEGISLATORS REPRESENTING ONEIDA COUNTY TO SECURE THE PASSAGE OF SENATE BILL NO. S4867 AND ASSEMBLY BILL NO. A07499 WHICH WOULD EXTEND AUTHORIZATION FOR ONEIDA COUNTY TO IMPOSE ADDITIONAL SALES AND COMPENSATING USE TAXES AND PROVIDE FOR ALLOCATION AND DISTRIBUTION OF A PORTION OF NET COLLECTIONS FROM SUCH ADDITIONAL RATES.**

**WHEREAS**, the County of Oneida continues to face shortfalls in its annual budgets attributable to recent state mandated payments and accounting procedures and despite a state imposed cap on Medicaid costs, which contained, but did not decrease, the Medicaid burden on counties, and

**WHEREAS**, the County wishes to protect its credit rating and promote the stability and viability of future annual budgets while continuing to impose spending restrictions, consolidate services and reduce the workforce in areas that the loss of workers will not compromise or endanger the delivery of necessary County services, now, therefore , be it hereby

**RESOLVED**, that the Oneida County Board of Legislators sends a Home Rule Request to our local representatives in the New York State Senate and the New York State Assembly urging the passage of Senate Bill No. S4867 and Assembly Bill No. A07499 permitting Oneida County to extend the additional one per cent tax on sales and compensating uses and the additional three quarters of one per cent tax on sales and compensating uses and to provide for the allocation and distribution of a portion of net collections from such additional rates and, be it further

**RESOLVED**, that the Oneida County Board of Legislators urges Senators Joseph A. Griffo and David J. Valesky to enact Senate Bill No. S4867 and urges Assemblywomen Claudia Tenney and Assemblyman William D. Magee to enact Assembly Bill No. A07499 that would permit Oneida County to extend the additional one per cent tax on sales and compensating uses and the additional three quarters of one per cent tax on sales and compensating uses and to provide for the allocation and distribution of a portion of net collections from such additional rates and, be it further

**RESOLVED**, that the Clerk of the Board of Legislators is hereby authorized and directed to forward a certified copy of this resolution and a Home Rule Request in the appropriate form to Senators Joseph A. Griffo and David J. Valesky and Assemblywoman Claudia Tenney and Assemblyman William D. Magee and to the Home Rule Counsel for the New York State Senate and Assembly.

APPROVED: Ways & Means Committee ( May 25, 2011)  
DATED: May 25, 2011

Adopted by the following roll call vote:  
AYES 27 NAYS 0 ABSENT 2 (Wilcox, Kernan)

ROLL CALL

DIST MEMBERS AYES NAYS

DATE May 25, 2011

SESSION Regular

MEMBERS PRESENT: 27

MEMBERS ABSENT 2

AYES: 27 NAYS: 0

INTRODUCTORY NO. 146

RESOLUTION NO. 146

DIST	MEMBERS	AYES	NAYS
D-1	PUMA	X	
D-2	HENNESSY	X	
R-3	BRENNAN	X	
R-4	LEACH	X	
R-5	WATERMAN	X	
R-6	PORTER	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
R-9	WILCOX	ABS	
R-10	JOSEPH	X	
D-11	KERNAN	ABS	
D-12	CLANCY	X	
D-13	GOODMAN	X	
R-14	SADALLAH	X	
R-15	D'ONOFRIO	X	
R-16	MILLER	X	
R-17	MANDRYCK	X	
D-18	DAVIS	X	
R-19	ROEFARO	X	
R-20	FIORINI	X	
R-21	WELSH	X	
R-22	WELCH	X	
D-23	CONVERTINO	X	
R-24	PAPARELLA	X	
R-25	HENDRICKS	X	
D-26	CARUSO	X	
D-27	FURGOL	X	
R-28	WOOD	X	
D-29	HUDAK	X	