



ONEIDA COUNTY BOARD OF LEGISLATORS

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

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Chairman
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George Joseph
Majority Leader

Frank D. Tallarino
Minority Leader

**ATTACHED FOR YOUR INFORMATION ARE RESOLUTIONS
NUMBERED 82 THROUGH 114 THAT WERE ACTED UPON BY THE BOARD
OF COUNTY LEGISLATORS AT THEIR REGULAR SESSION HELD ON
APRIL 10, 2013.**

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 82

INTRODUCED BY: WATERMAN, PORTER

2ND BY: Mr. Joseph

RE: LOCAL LAW INTRODUCTORY “ B ” OF 2013 AMENDING RESOLUTION NO. 74-446 OF 1975 PROMULGATING RULES AND REGULATIONS PURSUANT TO THE FREEDOM OF INFORMATION LAW

Legislative Intent: To update the rules and regulations of the County of Oneida pursuant to the Freedom of Information Law, in order to comply with all amendments to Article 6 of the Public Officers Law since 1975

BE ENACTED BY THE COUNTY LEGISLATURE OF ONEIDA COUNTY AS FOLLOWS:

That Resolution No. 74-446 of 1975 shall be amended by replacing the rules and regulations pursuant to the Freedom of Information Law with the following rules and regulations set forth below, and the amended law, in its entirety, shall now read as set forth below:

Rules and Regulation for the Freedom of Information Law

WHEREAS, Article 6 of the Public Officers Law, known as the Freedom of Information Law of the State of New York, has provided for regulations and rules which prescribes that certain records, documents and papers of municipalities, and their information, shall be available to the public, and,

WHEREAS, the County of Oneida must adopt rules and regulations to provide this information to the public, therefore,

In accordance with the provisions of Article 6 of the Public Officers Law, known as the Freedom of Information Law of the State of New York, and rules and regulations promulgated by the Committee on Open Government, the County of Oneida promulgates the following regulation:

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- Section 1. Purpose**
 - 2. Definitions**
 - 3. Procedure for Obtaining Records**
 - 4. Subject Matter List of Records**
 - 5. Fees**
 - 6. Prevention of the Unwarranted Invasion of Personal Privacy**
 - 7. Grant or Denial of Access to Records**
 - 8. Appeals**
 - 9. Effective Date**

Section 1. Purpose.

The purpose of this regulation is to set forth the methods and procedures governing the availability, location and nature of those records of the County of Oneida subject to the provisions of Article 6 of the Public Officers Law, known as the Freedom of Information Law.

Section 2. Definitions.

For the purposes of this regulation:

- a. "County" means the County of Oneida, New York.
- b. "Record" or "records" means any information kept, held, filed, produced or reproduced by, with or for the County, in any physical form whatsoever, constituting:
 - i. final opinions and orders made in the adjudication of cases;
 - ii. statements of policy and interpretations which have been adopted by the County and any statistical or factual tabulations which led to the formation thereof;
 - iii. minutes of public hearing held by the County;
 - iv. external audits and statistical or factual tabulations made for the County;
 - v. administrative staff manuals and instructions to staff that affect members of the public;
 - vi. the payroll record; and
 - vii. any other information required by any provision of law to be made available for public inspection.
- c. As used in this subdivision, "statistical tabulation" means a collection or orderly presentation of numerical data logically arranged in columns and rows or graphically, and "factual tabulation" means a collection of statements of objective information logically arranged and reflecting objective reality, actual existence, or an actual occurrence. Opinions, policy options and recommendations do not constitute statistical or factual tabulations.
- d. "Payroll record" means an itemized record setting forth the name, business address, title and salary of every officer and employee of the County.
- e. "Workday" means any day except Saturday, Sunday, a public holiday or a day on which the Oneida County Office Building is otherwise closed for general business.
- f. "Regular working hours" means the hours between 9:00 a.m. and 5:00 p.m., or such other hours as may be established by the County as workday hours.
- g. "Clerk" means the Oneida County Clerk, or any of his or her assistants or any employee of the County designated by the Clerk to perform any or all of his or her functions hereunder.
- h. "Commissioner of Personnel" means the Oneida County Commissioner of Personnel, or any of his or her assistants or any employee of the County designated by the Commissioner of Personnel to perform any or all of his or her functions hereunder.
- i. "Fiscal Officer" means the officer or employee of the County responsible for certifying the Oneida County payroll.

Section 3. Procedure for Obtaining Records

a. The Clerk shall be the custodian of the records of the County, other than the payroll record. Any person wishing to inspect and/or obtain a copy of any such record, other than the payroll record, may make an application to the Clerk. Such application shall be in writing. Blank application forms may be obtained from the Clerk either: (a) personally on any workday during regular working hours at the office of the Clerk at the Oneida County Office Building in Utica, New York; (b) by mail, addressed to such office; or (c) on the County website: <http://ocgov.net/countyclerk>. Completed forms may be submitted to the Clerk either: (a) personally at such office on any workday during regular working hours; (c) by mail, addressed to such office or to such other office as the Clerk may specify on the application form; or (d) by electronic mail, addressed to countyclerk@ocgov.net or to such other address as the Clerk may specify on the application form. Within five (5) business days of the receipt of an application, in the proper form and at the appropriate time, the Clerk shall: (a) inform applicant that the request or portion of the request does not reasonably describe the records sought, including direction, to the extent possible, that would enable such applicant to request the records reasonably described; (b) make the record available; (c) deny the request in whole or in part, in writing, as provided in section 7 of this regulation; or (d) furnish a written acknowledgement of the receipt of the application and a statement of the approximate date, reasonable under the circumstances, when the request will be granted or denied in whole or in part. If a request is granted in whole or in part, but circumstances prevent disclosure to the person requesting the record within twenty (20) business days from the date of the acknowledgement of the receipt of the application, the Clerk shall state in writing the reason for the inability to grant the request within twenty (20) business days and a date certain within a reasonable period when the request will be granted in whole or in part. If an request is granted in whole or in part, upon payment of or offer to pay the prescribed fee, if applicable, the Clerk shall: (a) provide a copy of the record and certify to the correctness of the copy if so requested; or (b) certify that he or she does not have possession of the record, or the record cannot be found after a diligent search. The Clerk, in his or her discretion, may waive compliance with any formality prescribed by this subdivision, including the use of application forms prescribed by the Clerk.

b. The Fiscal Officer shall be the custodian of the payroll record of the County. Any person wishing to inspect and/or obtain a copy of such payroll record may make an application to the Fiscal Officer in writing. Blank application forms may be obtained either: (a) personally on any workday during regular working hours at the office of the Fiscal Officer at the Oneida County Office Building in Utica, New York; (b) by mail, addressed to such office; or (c) on the County website: <http://ocgov.net/countyclerk>. Applications to inspect and/or obtain a copy of such payroll record shall be made: (a) personally on any workday during regular working hours at such office, or such other place as he or she may direct; (b) by mail, addressed to such office or to such other office as the Fiscal Officer may specify on the application form; or (c) by electronic mail, addressed to comptroller@ocgov.net or to such other address as the Fiscal Officer may specify on the application form. Within five (5) business days of the receipt of such an application, in the proper form and at the appropriate time, the Fiscal Officer shall search for and produce for inspection the payroll record, and/or a copy shall be provided to the applicant if one is requested.

Section 4. Subject Matter List of Records.

On behalf of the County, the Clerk shall maintain and make available for inspection and copying at his or her office a current list, reasonably detailed by subject matter, of all the types of records in the County's possession, whether or not subject to disclosure pursuant to subdivision 2 of section 87 of the Public Officers Law. Such list shall be updated annually by the Clerk, with the date of the most current update indicated on such list, and shall be in conformity with such regulations as may be promulgated by the Committee on Open Government. Any person desiring a copy of such list may request a copy thereof personally, by mail or by electronic mail as provided for in section 3 of this regulation, and one shall be supplied to him or her.

Section 5. Fees.

The fee for photocopies of records shall be such reasonable amounts as the Clerk shall establish, not in excess of twenty-five cents per photocopy. The fees for other types of records shall be such reasonable amounts as the Clerk shall also establish in accordance with subdivision c of subdivision 1 of Section 87 of the Public Officers Law. The applicant shall be informed of the estimated cost of preparing a copy if more than two hours of the Clerk's time is needed, or an outside professional service would be retained, to prepare a copy of the record. The fee for copies of records involving electronic information shall be such reasonable amounts as the Clerk shall establish based on the actual cost of reproduction. Notwithstanding the above, the Clerk may, in his or her discretion, waive all or any portion of the fees authorized by this section for copies of records.

Section 6. Prevention of Unwarranted Invasions of Personal Privacy.

In accordance with the provisions of subdivision 2 of Section 89 of the Public Officers Law and in conformity with such guidelines as may be promulgated by the Committee on Open Government regarding the prevention of unwarranted invasions of personal privacy, the Clerk may deny access to records or portions of records that would result in an unwarranted invasion of personal privacy prior to making such record available for inspection and/or copying. Disclosures of records made in accordance with provisions of subdivision c of subdivision 2 of Section 89 of the Public Officers Law will not constitute an unwarranted invasion of personal privacy. In the event that the record is such that the personal matters cannot be fully deleted without substantially affecting the record or the identifying details cannot be effectively deleted, the Clerk shall deny access to such record or portions thereof, which will represent a denial of the request, as provided in section 7 of this regulation.

Section 7. Grant or Denial of Access to Records.

If the Clerk determines that an application to inspect and/or copy records pertains to information required to be disclosed under the Freedom of Information Law or other law, and is not exempt from disclosure as an unwarranted invasion of personal privacy or otherwise pursuant to subdivision 2 of section 87, subdivision 2 of section 89, of the Public Officers Law, or any other law, he or she shall grant the application. The Clerk shall deny an application to inspect and/or copy records if it pertains to information specifically exempt from disclosure by subdivision 2 of Section 87 of the Public Officers Law or under section 6 of this regulation pursuant to the provisions of subdivision 2 of Section 89 of the Public Officers Law, or any other law. In denying any application to inspect and/copy records the Clerk shall indicate, in writing, his or her reasons for such denial and shall advise the applicant of his right to appeal such denial to the Commissioner of Personnel.

Section 8. Appeals.

Any person whose applicant to inspect and/or copy records has been denied pursuant to section 7 of this regulation may appeal such denial to the Commissioner of Personnel at his/her office at the Oneida County Office Building, Utica, New York, telephone number: (315) 798-5725, within thirty (30) days of the denial. Such appeal must be in writing and must set forth: (a) the name and address of the applicant; (b) a description of the records denied; and (c) the date and location of the denial. The Commissioner of Personnel, within ten (10) business days of receipt of a written appeal, shall review the matter, and affirm, modify or reverse the denial. If the Commissioner of Personnel affirms or modifies the denial, he shall: (a) communicate in writing his or her reasons for such affirmation or modification to the person making the appeal; and (b) inform such person of his or her right to appeal such affirmation or modification under Article 78 of the Civil Practice Law and Rules.

Section 9. Effective Date.

Whereas the Freedom of Information Law became effective on September 1, 1974, and there have been numerous amendments thereof, and whereas this regulation is essential to the effective implementation of such law as it regards the records of the County, this updated regulation is hereby adopted by the County and shall take effect on the ____ day of _____, 2013.

APPROVED: Government Operations (February 27, 2013)
Ways & Means Committee (March 13, 2013)

DATED: April 10, 2013

Adopted by the following vote:

YES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 83

*INTRODUCED BY: MILLER, PORTER
2ND BY: Mr. Goodman*

RE: LOCAL LAW INTRODUCTORY "C" OF 2013 PROVIDING FOR A TEMPORARY REVOCABLE ACCESS PERMIT SYSTEM FOR PUBLIC ACCESS TO AND USE OF LAND OWNED BY THE COUNTY OF ONEIDA.

Legislative Intent: The County of Oneida does, from time to time, receive requests from public and private individuals and entities to access and use land owned by the County. In recognition of these requests, and the need to balance the desire of the County to allow for appropriate use of its lands by others with the duty of the County to protect its land interests, the County wishes to create a permit system allowing for such access. The intent of this Local Law is to create a uniform and controlled permit system to allow public and private individuals and entities access to and use of land owned by the County of Oneida; to ensure that any access to and use of land owned by the County of Oneida is done in accordance with all applicable Federal, State and Local laws, rules and regulations; to ensure that any access to and use of land owned by the County of Oneida does not unreasonably interfere with the enjoyment of the public land by other users; and to provide conditions and restrictions thereon to ensure that any such use is in the best interests of the County of Oneida.

BE IT ENACTED by the Board of County Legislators of the County of Oneida, State of New York, as follows:

Section 1. Definitions.

As used in this Local Law, the following words, phrases, terms and their derivations shall have the meanings set forth below:

Access shall mean the authority to pass over property without unreasonable obstruction, and does not carry with it any rights of possession or ownership.

Public land means any property or open space owned, leased or controlled by the County of Oneida, which area is generally accessible and open to the public.

Section 2. Application for Temporary Revocable Access Permit.

Any person or business that wants to use any public land for access shall apply to the Commissioner of Public Works for a Temporary Revocable Access Permit at least thirty (30) days in advance of the proposed access. The application for such Permit shall be made in writing on a form approved by the County Attorney. The application for an Access Permit shall include but not necessarily be limited to the following:

- (a) The name, address, telephone number, facsimile number and e-mail address of the Applicant.
- (b) The necessity for the proposed access, the exact location within the public land to be used for the proposed access including a location map of sufficient detail and accuracy to depict the location and extent of the proposed access, and the dates, times and duration of the proposed access.
- (c) A non-refundable application fee, to compensate the County for its time in investigating and processing the application, the amount of said fee to be set by the Commissioner of Public Works.
- (d) A sum of money to be held in escrow by the Commissioner of Public Works, to insure that the public land is left in a clean and proper condition without damage and in the same condition as it existed prior to the date of such access. Said sum of money will be in an amount acceptable to the Commissioner of Public Works. Said sum of money shall be refundable upon certification of the Commissioner of Public Works that the public land has been left in proper condition.
- (e) An access fee in an amount set by the Commissioner of Public Works, to compensate the County for any additional costs incurred by the County because of the use of the public land for access, plus a charge of five percent (5%) for administrative costs.
- (f) A proper liability insurance policy, with proof of full premiums paid to date, naming the County of Oneida as an additional insured, or other policy as deemed appropriate at the sole discretion of the County Attorney, holding the County harmless from any and all liability arising out of the use of the public land for access, in an amount acceptable to the Commissioner of Public Works.
- (g) A written acknowledgement and agreement to the following terms:
 - (1) The County does not relinquish the right to control the management of its public lands, and is entitled to enforce all necessary and proper rules for the management and operation of same.
 - (2) The Applicant is responsible for any maintenance or upkeep required for the Applicant's use of the public lands for access, including but not limited to snow plowing, shoveling and routine maintenance, and is solely liable for any damages caused to the property as a result of said routine maintenance performed by the Applicant.
 - (3) The public land will not be used for any political activity or any unlawful activity, pursuant to local, state and federal laws, rules and regulations or ordinances.
 - (4) If the public land, or any portion thereof, shall be damaged by the act, default, negligence or willful misconduct of the Applicant or of the Applicant's agents, employees, business invitees and guests, the Applicant shall pay to the County such sum as necessary to restore the public land to its previous condition and to make the County whole.
 - (5) The County is to be exempt from any and all liability for damage, injury or death to person or property of the Applicant, including the Applicant's agents, employees, business invitees and guests.

- (6) The Applicant shall defend, indemnify and hold the County harmless from and against all liability, damages, expenses, costs, causes of actions, suits, claims or judgments arising from property damage, personal injuries or death to persons arising from or out of the use and/or maintenance of the public land by the Applicant and the Applicant's agents, employees, business invitees and guests.

Section 3. Issuance or denial of permit and revocation.

- (a) The Commissioner of Public Works shall issue a Temporary Revocable Access Permit conditioned on the Applicant providing all the above requested information and materials, and upon the Applicant's written agreement to comply with the above terms of the Permit, unless the Commissioner of Public Works finds that:
 - (1) The proposed use of the public land for access will interfere with another use of the public land by the County, or will interfere with another use of the public land for access for which a permit has already been issued.
 - (2) The proposed public land is deemed by the Commissioner of Public Works to be legally, physically or functionally unsuitable for the access, or is not compatible with the purpose for which the public land was acquired or is managed.
 - (3) The proposed used could compromise Oneida County's title to the land or change the mandated use of the land.
 - (4) The proposed use requires construction or installation of permanent facilities such as roads, bridges, trails, structures, towers or utility lines not authorized by law, deeded right or easement.
 - (5) The proposed use is for motor vehicle access across public land as a permanent route of ingress and egress, except where an easement or other legal encumbrance to Oneida County's title exists which authorizes such use.
 - (6) The proposed use is for use or establishment of trails that lead from private land and extend onto public land for the sole benefit of the private landowner(s) or their invitee(s).
 - (7) The information contained in the application is found to be false or nonexistent in any material detail.
 - (8) The Applicant refuses to agree by or comply with all conditions of the Permit.
 - (9) The access is deemed by the Commissioner of Public Works to be of size and nature to unreasonably interfere with the enjoyment of the public land by other users.
 - (10) The access is deemed to be in violation of any Federal, State or Local law, rule or regulation.
 - (11) A reasonable determination is made by the Commissioner of Public Works and/or the

County Attorney that the access is not in the best interest of the County.

- (b) Any denial of a Temporary Revocable Access Permit for any of the above reasons will not occur until the Commissioner of Public Works affords the Applicant notice and an opportunity to be heard in regards to the denial.
- (c) A Temporary Revocable Access Permit may be revoked for any of the above reasons set forth in subdivision (a) of this article, after the Commissioner of Public Works affords the Permit Holder notice and an opportunity to be heard in regards to the revocation. All monies paid to the County, with the exception of the escrowed monies referred to in Section 2(d) above, shall be forfeited by the Applicant in the event of a revocation of the Temporary Revocable Access Permit.
- (d) The Commissioner of Public Works is authorized to place reasonable conditions on the Temporary Revocable Access Permit, in order to ensure the safe use of the public land.
- (e) Any Temporary Revocable Access Permit issued is invalid and revoked unless the permittee has a valid and current insurance certificate at the time of actual access onto public land.

Section 4. Temporary Revocable Access Permit Expiration.

- (a) Upon expiration or completion of activities authorized by a Temporary Revocable Access Permit and as deemed necessary, the Commissioner of Public Works or designee shall inspect the public land subject to the Permit, in order to ensure that the permittee has complied with all terms of the Permit.
- (b) Temporary Revocable Access Permits shall be issued for a period not to exceed one (1) year, including Temporary Revocable Access Permit renewals.

Section 5. Temporary Revocable Access Permit Renewals.

- (a) Temporary Revocable Access Permits shall be renewed only in the case of extenuating circumstances or if the Commissioner of Public Works determines that continuance of the temporary use is in the public interest and is otherwise not legally, physically or functionally unsuitable for the access, or is not compatible with the purpose for which the public land was acquired or is managed.
- (b) Any renewal of a Temporary Revocable Access Permit is under the same terms and conditions as the original Permit.
- (c) A non-refundable renewal application fee will be charged to compensate the County for its time in investigating and processing the application in the amount of said fee to be set by the Commissioner of Public Works.
- (d) Additional fees as detailed in the original Permit application may also be charged as set by the Commissioner of Public Works.
- (e) Applications for renewals must be made no less than sixty (60) days prior to the expiration date of a Permit. Requests made for renewals less than sixty (60) days prior to the expiration date

shall be considered as a new application and handled accordingly.

Section 6. Severability.

If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication shall not affect, impair or invalidate the remainder thereof, but shall be confined in its effect to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

Section 7. Effective Date

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

APPROVED: Public Works Committee (March 6, 2013)
Ways & Means Committee (March 13, 2013)

DATED: April 10, 2013

Adopted by the following vote:
AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 84

INTRODUCED BY: Messrs. Miller, Porter

2ND BY: Mr. Joseph

**RE: APPROVAL OF WORK ORDER WITH GHD CONSULTING SERVICES INC. #24,
SOLIDS HANDLING EXPANSION AND UPGRADES PRELIMINARY DESIGN**

WHEREAS, On March 29, 2013, the Master Agreement to provide engineering services in compliance with a Consent Order issued by the NYS Department of Environmental Conservation and to resolve permit issues affecting the Oneida County Water Pollution Control Facility was assigned to GHD Consulting Services Inc., and

WHEREAS, County Executive Anthony J. Picente, Jr., is in receipt of correspondence from the Commissioner of Water Quality & Water Pollution Control requesting approval of Work Order #24 Solids Handling Expansion and Upgrades Preliminary Design to cover the preliminary design of solids handling expansion and upgrades at the Oneida County Water Pollution Control Plant as required by plans submitted under NYSDEC Consent order #R620060823-67 with an estimated cost of \$487,000.00 and

WHEREAS, Funding for this Work Order is provided by bonds through the New York State Environmental Facilities Corporation and tracked through Capital Project HG482, 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 authorizes and approves acceptance of Work Order #24, Solids Handling Expansion and Upgrades Preliminary Design in the amount of \$487,000.00 submitted by GHD Consulting Services, Inc.

APPROVED: Public Works Committee (April 8, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 25 NAYS 1 (Brennan) ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 85

INTRODUCED BY: *Messrs. Miller, Porter*

2ND BY: *Mr. Joseph*

**RE: APPROVAL OF WORK ORDER WITH GHD CONSULTING SERVICES INC. #25
SEWER REHABILITATION, FY 2013 ENGINEERING SERVICES (HG-448)**

WHEREAS, On March 29, 2013, the Master Agreement to provide engineering services in compliance with a Consent Order issued by the NYS Department of Environmental Conservation and to resolve permit issues affecting the Oneida County Water Pollution Control Facility was assigned to GHD Consulting Services Inc., and

WHEREAS, County Executive Anthony J. Picente, Jr., is in receipt of correspondence from the Commissioner of Water Quality & Water Pollution Control requesting approval of Work Order #25 for sewer rehabilitation which covers engineering services associated with engineering design, regulatory coordination, bid phase services and project support with an estimated cost of \$698,000.00 and

WHEREAS, Funding for this Work Order is provided by bonds through the New York State Environmental Facilities Corporation and tracked through Capital Project HG482, 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 authorizes and approves acceptance of Work Order #25, in the amount of \$698,000 submitted by GHD Consulting Services Inc. for sewer rehabilitation at an estimated cost of \$698,000.00.

APPROVED: Public Works Committee (April 8, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 25 NAYS 1 (Brennan) ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 86

INTRODUCED BY: *Messrs. Miller, Porter*

2ND BY: *Mr. Joseph*

RE: **APPROVAL OF WORK ORDER WITH GHD CONSULTING SERVICES INC. #26,
SAUQUOIT CREEK PUMPING STATION UPGRADE AND NEW FORCEMAIN
PRELIMINARY DESIGN**

WHEREAS, On March 29, 2013, the Master Agreement to provide engineering services in compliance with a Consent Order issued by the NYS Department of Environmental Conservation and to resolve permit issues affecting the Oneida County Water Pollution Control Facility was assigned to GHD Consulting Services Inc., and

WHEREAS, County Executive Anthony J. Picente, Jr., is in receipt of correspondence from the Commissioner of Water Quality & Water Pollution Control requesting approval of Work Order #26 Sauquoit Creek Pumping Station Upgrade and New Forcemain Preliminary Design which covers preliminary design work for the Sauquoit Creek Pumping Station upgrades and New Forcemain between it and the Oneida County Water Pollution Control Plant with an estimated cost of \$737,000.00 and

WHEREAS, Funding for this Work Order is provided by bonds through the New York State Environmental Facilities Corporation and tracked through Capital Project HG482, 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 authorizes and approves acceptance of Work Order #26 Sauquoit Creek Pumping Station Upgrade and New Forcemain Preliminary Design in the amount of \$737, 000.00 submitted by GHD Consulting Services, Inc..

APPROVED: Public Works Committee (April 8, 2013)
 Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 25 NAYS 1 (Brennan) ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 87

INTRODUCED BY: *Messrs. Miller, Porter*

2ND BY: *Mr. Townsend*

RE: **APPROVAL OF WORK ORDER WITH GHD CONSULTING SERVICES INC. #27, CMOM PROGRAM IMPLEMENTATION-PHASE I**

WHEREAS, On March 29, 2013, the Master Agreement to provide engineering services in compliance with a Consent Order issued by the NYS Department of Environmental Conservation and to resolve permit issues affecting the Oneida County Water Pollution Control Facility was assigned to GHD Consulting Services Inc., and

WHEREAS, County Executive Anthony J. Picente, Jr., is in receipt of correspondence from the Commissioner of Water Quality & Water Pollution Control requesting approval of Work Order #27 CMOM Program Implementation-Phase I which covers the implementation of Phase I of a Capacity Management, Operation and Maintenance Program (CMOM) for the Oneida County Sewer District with an estimated cost of \$108,000.00 and

WHEREAS, Funding for this Work Order is provided by bonds through the New York State Environmental Facilities Corporation and tracked through Capital Project HG482, 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 authorizes and approves acceptance of Work Order #27, CMOM Program Implementation-Phase I in the amount of \$108,000.00 submitted by GHD Consulting Services, Inc.

APPROVED: Public Works Committee (April 8, 2013)
 Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 25 NAYS 1 (Brennan) ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 88

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

**RE: APPROVAL OF WORK ORDER WITH GHD CONSULTING SERVICES INC. #28
COMMUNITY OUTREACH**

WHEREAS, On March 29, 2013, the Master Agreement to provide engineering services in compliance with a Consent Order issued by the NYS Department of Environmental Conservation and to resolve permit issues affecting the Oneida County Water Pollution Control Facility was assigned to GHD Consulting Services Inc., and

WHEREAS, County Executive Anthony J. Picente, Jr., is in receipt of correspondence from the Commissioner of Water Quality & Water Pollution Control requesting approval of Work Order #28 for Community Outreach to provide steering committee facilitation, public education and intercommunity collaboration in support of compliance with increasingly stringent state and federal wastewater standards and

WHEREAS, Funding for this Work Order is provided by bonds through the New York State Environmental Facilities Corporation and tracked through Capital Project HG482, 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 authorizes and approves acceptance of Work Order #28, in the amount of \$40,000.00 submitted by GHD Consulting Services Inc. for Community Outreach.

APPROVED: Public Works Committee (April 8, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 25 NAYS 1 (Mr. Brennan) ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 89

INTRODUCED BY: Messrs. Miller, Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF WORK ORDER WITH GHD CONSULTING SERVICES INC. #29 PRIVATE PROPERTY I/I REDUCTION PROGRAM IMPLEMENTATION-PHASE I

WHEREAS, On March 29, 2013, the Master Agreement to provide engineering services in compliance with a Consent Order issued by the NYS Department of Environmental Conservation and to resolve permit issues affecting the Oneida County Water Pollution Control Facility was assigned to GHD Consulting Services Inc., and

WHEREAS, County Executive Anthony J. Picente, Jr., is in receipt of correspondence from the Commissioner of Water Quality & Water Pollution Control requesting approval of Work Order #29 Private Property I/I reduction program implementation-Phase I, to advance implementation of initial program elements, data collection support, program implementation, and community education and information with an estimated cost of \$98,000.00 and

WHEREAS, Funding for this Work Order is provided by bonds through the New York State Environmental Facilities Corporation and tracked through Capital Project HG482, 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 authorizes and approves acceptance of Work Order #29, Private Property I/I reduction program implementation-Phase I to advance implementation of initial program elements, data collection support, program implementation and community education and information in the amount of \$98,000 submitted by GHD Consulting Services Inc.

APPROVED: Public Works Committee (April 8, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 25 NAYS 1 (Brennan) ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 90

INTRODUCED BY: Messrs. Miller, Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF WORK ORDER WITH GHD CONSULTING SERVICES, INC. #30 PROGRAM ADMINISTRATION-FY2013

WHEREAS, On March 29, 2013, the Master Agreement to provide engineering services in compliance with a Consent Order issued by the NYS Department of Environmental Conservation and to resolve permit issues affecting the Oneida County Water Pollution Control Facility was assigned to GHD Consulting Services Inc., and

WHEREAS, County Executive Anthony J. Picente, Jr., is in receipt of correspondence from the Commissioner of Water Quality & Water Pollution Control requesting approval of Work Order #30 Program Administration to cover program administration costs resulting from NYSDEC Consent Order # R6200060823-67 for FY2013 and

WHEREAS, Funding for this Work Order is provided by bonds through the New York State Environmental Facilities Corporation and tracked through Capital Project HG482, 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 authorizes and approves acceptance of Work Order #30, Program Administration-FY2013 in the amount of \$72,000 submitted by GHD Consulting Services Inc. to cover program administration costs resulting from NYSDEC Consent Order # R620060823-67 for FY2013.

APPROVED: Public Works Committee (April 8, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 25 NAYS 1 (Brennan) ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.91

INTRODUCED BY: Messrs. Welsh, Porter, Caruso

2ND BY: Mr. Joseph

RE: TRANSFER OF \$50,000 TO AA6414.495, ONEIDA COUNTY REGIONAL ASSISTANCE

WHEREAS, There is a need for additional funds in AA6414.495 Oneida County Regional Assistance to publicize the advantages of the City of Utica by advancing, fostering and promoting general economic and industrial development within the City of Utica, including clean energy projects, 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 \$50,000 from 2013 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:

AA#A889-889/10, Appropriated Fund Balance-Economic Development..... \$50,000

TO:

AA#A6414.495, Oneida County Regional Assistance.....\$50,000

And be it further

RESOLVED, That the County Executive is hereby authorized to execute an agreement with Mohawk Valley Economic Development Growth Enterprises Corporation in order to utilize the funds to publicize the advantages of the City of Utica by advancing, fostering and promoting general economic and industrial development within the City of Utica, including clean energy projects

APPROVED: Economic Development and Tourism Committee (April 8, 2013)
Ways and Means (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 92

INTRODUCED BY: Messrs. Wood, Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF A CONSULTANT AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF AVIATION AND CHA CONSULTING, INC. FOR PHASE 1 TAXIWAY DESIGN

WHEREAS, This Board is in receipt of correspondence from Michael C. Lawrence, Jr., Superintendent of Airport Maintenance, requesting approval of a Consultant Agreement between Oneida County and CHA Consulting, Inc., for additional design service for Phase 1 Taxiway, 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 authorizes and approve a Consultant Agreement between Oneida County and CHA Consulting, Inc. to provide professional consultation for additional design service. CHA Consulting will prepare plans and specifications in accordance with FAA requirements, including FAA Advisory Circular AC 150/5300-13, Airport design at a cost of \$105,018.81, conditional upon Federal Aviation Administration (FAA) concurrence and grant offer. The FAA Airport Improvement Program will provide 95% Federal Funding (\$99,767.87). The State funding match will be at least 2.5% (\$2,625.47) and the County share is 2.5% (\$2,625.47) from Capital Account H-339, and it is further

RESOLVED, That Oneida County Executive Anthony J. Picente, Jr., is hereby authorized to execute said agreement on behalf of the County of Oneida.

APPROVED: Airport Committee (April 1, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 93

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Goodman

RE: APPROVAL OF A GRANT APPLICATION AND CONTRACT BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE OF EMERGENCY SERVICES, AND NEW YORK STATE, THROUGH ITS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR EQUIPMENT RELATED TO THE ONEIDA-HERKIMER HAZ MAT

WHEREAS, This board is in receipt of correspondence from Kevin W. Revere, Director of Emergency Services, requesting approval of a Grant Application and Contract, between Oneida County, through its Office of Emergency Services, and New York State, through its Division of Homeland Security and Emergency Services for equipment related to the Oneida-Herkimer HAZ MAT, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said application and contract 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 any and all documents related to a Grant Application and contract between Oneida County, through its Office of Emergency Services, and New York State, through its Division of Homeland Security and Emergency Services, for equipment related to the Oneida-Herkimer HAZ MAT in the amount of \$32,000 under Capital Account H484-HAZ Mat 2012 for a term commencing October 24, 2012 through August 31, 2014.

APPROVED: Public Safety Committee (March 26, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES: 26 NAYS: 0 ABSENT: 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 94

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

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS PROBATION DEPARTMENT AND NEW YORK STATE THROUGH ITS DEPARTMENT OF CRIMINAL JUSTICE SERVICES-IGNITION INTERLOCK

WHEREAS, This Board is in receipt of an agreement between Oneida County, through its Probation Department and New York State, through its Department of Criminal Justice Services-Ignition Interlock for reimbursement of expenses for installation of interlock devices in DWI offenders vehicles, 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 authorizes and accepts an agreement between Oneida County, through its Probation Department and New York State, through its Department of Criminal Justice Services-Ignition Interlock for reimbursement of expenses incurred by the Domicile Restriction Program in the amount of \$54,333.00. The program is an alternative to incarceration for installation of interlock devices in DWI offenders vehicles to commence October 1, 2012 through September 30, 2013.

APPROVED: Public Safety Committee (March, 26, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:
AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 95

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

**RE: CERTIFICATION OF EXPENSES IN RELATION TO SECTION 606 OF THE
NEW YORK STATE CORRECTION LAW 2011**

WHEREAS, Certain inmates in the custody of the New York State Department of Correctional Services were charged with crimes while residing in a New York State Correctional Facility located in the County of Oneida and, while incarcerated therein, required the services of the Oneida County Probation Department, to conduct pre-sentence investigations, and

WHEREAS, Section 606 of the Correction Law of the State of New York mandates reimbursement for such services provided by the County of Oneida, and

WHEREAS, The Oneida County Probation Department, has certified to the Oneida County Board of Legislators that the expenses incurred while undertaking said pre-sentence investigations amounted to \$5,699.73 for inmates in the State Prison System, and

WHEREAS, This Board has examined the documents provided by the Oneida County Probation Department, and found them to be a true and accurate account of expenses concerning these matters, now, therefore, be it hereby

RESOLVED, That the Clerk of the Oneida County Board of Legislators is directed to submit a certified copy of this Resolution, with attached vouchers, documents and affidavits of the Oneida County Probation Department to the Budget and Finance Office of the NYS Department of Correctional Services as required under Section 606 of the Correction Law and Title 7, Part 410 of the New York Code of Rules and Regulations for reimbursement.

APPROVED: Public Safety Committee (March, 26, 2013)
 Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:
AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 96

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS PROBATION DEPARTMENT AND NEW YORK STATE THROUGH ITS DEPARTMENT OF CRIMINAL JUSTICE SERVICES-DOMICILE RESTRICTION PROGRAM

WHEREAS, This Board is in receipt of an agreement between Oneida County, through its Probation Department and New York State, through its Department of Criminal Justice Services-Domicile Restriction Program for reimbursement of expenses incurred by the County's Domicile Restriction Program 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 authorizes and accepts an agreement between Oneida County, through its Probation Department and New York State, through its Department of Criminal Justice Services Domicile Restriction Program for reimbursement of expenses incurred by the Domicile Restriction Program. The program is an alternative to incarceration for both Pre-Trial and Pre-Sentencing stages of the legal process and also allows home sobriety checks and Sex Offender movement surveillance to commence July 1, 2012 through June 30, 2013.

APPROVED: Public Safety Committee (March, 26, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 97

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

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF PUBLIC WORKS AND C&S ENGINEERS, INC., FOR BRIDGE REPLACEMENT/RECONSTRUCTION

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Dennis S. Davis, Commissioner of Public Works, requesting approval of an agreement between Oneida County, through its Department of Public Works and C&S Engineers, Inc., to prepare plans and specification for bridge replacement and reconstruction projects, 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 approves and authorizes an agreement between Oneida County, through its Department of Public Works and C&S Engineers, Inc., to prepare plans and specifications for the following bridge replacement or reconstruction projects:

Rehabilitation of BIN 3311060, Fox road over Nine Mile Creek, Town of Trenton
Replacement of BIN 3310720, Lee center-West Lee road over Canada Creek,
Town of Westmoreland
Replacement of Structure C1-41, Dix Road over Wheeler Creek, Town of Westmoreland

The agreement shall be at a cost of \$59,000.00 from Capital Account H-374.

APPROVED: Public Works Committee (April 8, 2013)
Ways and Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the vote:

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 98

INTRODUCED BY: Miller, Porter, Davis, Paparella, Welsh, Sacco, Goodman, Gordon, Speciale
2ND BY: Ms. Speciale

RE: RESOLUTION DECLARING IT A POLICY OF ONEIDA COUNTY NOT TO ALLOW SHALE GAS EXTRACTION ON COUNTY OWNED PROPERTY UNTIL SUCH TIME AS ANY POTENTIAL LONG TERM IMPACTS OF SHALE GAS EXTRACTION ARE IDENTIFIED AND ADDRESSED

WHEREAS, shale gas extraction are various technologies, including but not limited to horizontal drilling, vertical drilling and high volume hydraulic fracturing, that allow for the extraction of natural gas from areas of shale formation, including areas in the Central New York region, and

WHEREAS, shale gas extraction involves drilling deep wells and pumping large quantities of fluid mixed with sand and chemicals into underground shale to release the natural gas, and

WHEREAS, while there exists the potential for these technologies to have positive impacts, questions have been raised regarding the need for further study to evaluate any potential long term environmental and community impacts of shale gas extraction, particularly with respect to water and land use and management and the composition of the fluids used to fracture the shale, and

WHEREAS, the New York State Department of Environmental Conservation has released an environmental study (Draft Generic Environmental Impact Statement) on shale gas extraction and various interested parties have responded with comments and concerns, and further public comment is expected and the Board shall await the receipt of such further public comment, and

WHEREAS, the New York State Water Utility Council, while supporting the development of natural gas resources, has raised concerns about potential water quality impacts, including possible contamination of ground water and surface water during the shale gas extraction process, and has urged New York State to impose environmentally responsible safeguards to protect our water resources, the environment and public health, and

WHEREAS, the Environmental Protection Agency (“EPA”) has stated that the State needs to further address the cumulative and indirect impacts of shale gas extraction, needs to place greater emphasis on the potential health impacts that may be associated with shale gas extraction, and needs to provide further mitigation from potential adverse environmental impacts associated with the withdrawal of surface or ground water, and

WHEREAS, additional issues raised with respect to shale gas extraction include the potential financial burden on local taxpayers for monitoring and tracking water quality and flowback water, the cumulative impacts on greenhouse gas emissions, the impacts on local roads from increased traffic and hauling of heavy machinery, the potential impact on the local landscape and the possible adverse impact on personal property rights, and

WHEREAS, it is necessary to balance environmental and public health concerns with the desire for adequate energy resources and economic development, and to take appropriate measures to protect the long term viability of our natural resources, and

WHEREAS, until such time as any potential long term, cumulative and indirect environmental and public health impacts are adequately identified and addressed and appropriate mitigation measures are identified and put into place, it shall be the policy of Oneida County that no shale gas extraction will be permitted on property owned by the County of Oneida, now, therefore, be it hereby

RESOLVED, that the Oneida County Board of Legislators declares it a policy of Oneida County that the processes known and identified as shale gas extraction shall not be allowed on property owned by Oneida County until any and all potential environmental and public health impacts have been identified and addressed, and, be it further

RESOLVED, that the Clerk of the Oneida County Board of Legislators is hereby directed to transmit a certified copy of this Resolution to the New York State Commissioner of the Department of Environmental Conservation.

APPROVED: Public Works Committee (April 8, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted on a roll call vote:

AYES 21 NAYS 5 (Brennan, Waterman, Joseph, Mandryck, Wood) ABSENT 3 (Porter, Flisnik, Trevisani)

ROLL CALL

DATE April 10, 2013

SESSION Regular

MEMBERS PRESENT: 26

MEMBERS ABSENT 3

AYES: 21 **NAYS:** 5

INTRODUCTORY NO. 95

RESOLUTION NO. 98

DIST	MEMBERS	AYES NAYS	
R-1	TOWNSEND	X	
R-2	REGNER	X	
R-3	BRENNAN		X
R-4	LEACH	X	
R-5	WATERMAN		X
R-6	PORTER <u>ABSENT</u>		
D-7	TALLARINO	X	
R-8	FLISNIK <u>ABSENT</u>		
D-9	SACCO	X	
R-10	JOSEPH		X
R-11	KOENIG	X	
D-12	CLANCY	X	
D-13	GOODMAN	X	
D-14	GORDON	X	
R-15	D'ONOFRIO	X	
R-16	MILLER	X	
R-17	MANDRYCK		X
D-18	C. DAVIS	X	
D-19	TREVISANI <u>ABSENT</u>		
R-20	FIORINI	X	
R-21	WELSH	X	
D-22	SPECIALE	X	
D-23	CONVERTINO	X	
R-24	PAPARELLA	X	
D-25	F. DAVIS	X	
D-26	CARUSO	X	
D-27	FURGOL	X	
R-28	WOOD		X
D-29	MURPHY	X	

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 99

INTRODUCED BY: Messrs. Miller, Porter
2ND BY: Mr. Jospheh

**RE: A RESOLUTION AMENDING A RESOLUTION ADOPTED ON JANUARY 9, 2013
RELATING TO THE NORTH UTICA INTERCEPTOR SEWER PROJECT.**

WHEREAS, on January 9, 2013 the County legislature of the County of Oneida approved, pursuant to Section 268 of the County Law, an increase and improvement of the facilities of the Oneida County Sewer District consisting of the North Utica Interceptor sewer improvements at a maximum estimated cost of \$11,630,000; and

WHEREAS, such resolution indicated that the estimated cost of such project to the typical property in the District was \$6.70 and that the expenditures for such purpose requires the consent of the State Comptroller; and

WHEREAS, after further discussions with the County's financial advisor and bond counsel it is now the plan to initially finance such improvements by the issuance of bond anticipation notes such that the amount of debt service payable in the first year in which both principal and interest is payable reduces the cost to the typical property to \$4.03 which amount is below the threshold requiring State Comptroller consent; NOW, THEREFORE,

BE IT RESOLVED, by the County Legislature of the County of Oneida, New York, as follows:

Section 1. The resolution referred to in the preambles hereof is hereby amended to reflect the reduced estimated cost to the typical property from \$6.70 to \$4.03 and to delete Section 2 of such resolution so as to remove the requirement for State Comptroller consent for expenditures and contracts let for such project.

Section 2. This resolution takes effect immediately.

APPROVED: Public Works Committee (April 8, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following Roll Call vote:
AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ROLL CALL

DATE April 10, 2013

SESSION Regular

MEMBERS PRESENT: 26

MEMBERS ABSENT 3

AYES: 26 **NAYS:** 0

INTRODUCTORY NO. 96

RESOLUTION NO. 99

DIST	MEMBERS	AYES	NAYS
R-1	TOWNSEND	X	
R-2	REGNER	X	
R-3	BRENNAN	X	
R-4	LEACH	X	
R-5	WATERMAN	X	
R-6	PORTER <u>ABSENT</u>		
D-7	TALLARINO	X	
R-8	FLISNIK <u>ABSENT</u>		
D-9	SACCO	X	
R-10	JOSEPH	X	
R-11	KOENIG	X	
D-12	CLANCY	X	
D-13	GOODMAN	X	
D-14	GORDON	X	
R-15	D'ONOFRIO	X	
R-16	MILLER	X	
R-17	MANDRYCK	X	
D-18	C. DAVIS	X	
D-19	TREVISANI <u>ABSENT</u>		
R-20	FIORINI	X	
R-21	WELSH	X	
D-22	SPECIALE	X	
D-23	CONVERTINO	X	
R-24	PAPARELLA	X	
D-25	F. DAVIS	X	
D-26	CARUSO	X	
D-27	FURGOL	X	
R-28	WOOD	X	
D-29	MURPHY	X	

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 100

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

**RE: A RESOLUTION APPROVING AN APPLICATION TO THE STATE
COMPTROLLER'S OFFICE IN CONNECTION WITH PROPOSED EXPENDITURES
FOR THE COUNTY SEWER DISTRICT**

WHEREAS, after all proceedings were duly had and taken the County Legislature of the County of Oneida has duly approved the increase and improvement of the County Sewer District and the upgrades and improvements to the solids handling and incineration facilities at the Water Pollution Control Plant, subject to State Comptroller's approval as to the expenditures therefore; NOW, THEREFORE, BE IT

RESOLVED, by the County Legislature of the County of Oneida, New York, as follows:

Section 1. The application to the State Comptroller's office attached hereto as Exhibit A has been prepared at the direction of the County Legislature and the County Legislature believes the contents of such application to be accurate.

Section 2. The County Legislature has determined that the improvements for the District are in the public interest and will not constitute an undue burden on the property which will bear the cost thereof and that all real property to be so assessed will be benefited by the proposed improvements and no benefited property has been excluded from the boundaries of the District.

Section 3. This resolution shall take effect immediately.

APPROVED: Public Works Committee (April 8, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following Roll Call Vote

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ROLL CALL

DIST MEMBERS AYES NAYS

DATE April 10, 2013

SESSION Regular

MEMBERS PRESENT: 26

MEMBERS ABSENT 3

AYES: 26 NAYS: 0

INTRODUCTORY NO. 97

RESOLUTION NO. 100

DIST	MEMBERS	AYES	NAYS
R-1	TOWNSEND	X	
R-2	REGNER	X	
R-3	BRENNAN	X	
R-4	LEACH	X	
R-5	WATERMAN	X	
R-6	PORTER <u>ABSENT</u>		
D-7	TALLARINO	X	
R-8	FLISNIK <u>ABSENT</u>		
D-9	SACCO	X	
R-10	JOSEPH	X	
R-11	KOENIG	X	
D-12	CLANCY	X	
D-13	GOODMAN	X	
D-14	GORDON	X	
R-15	D'ONOFRIO	X	
R-16	MILLER	X	
R-17	MANDRYCK	X	
D-18	C. DAVIS	X	
D-19	TREVISANI <u>ABSENT</u>		
R-20	FIORINI	X	
R-21	WELSH	X	
D-22	SPECIALE	X	
D-23	CONVERTINO	X	
R-24	PAPARELLA	X	
D-25	F. DAVIS	X	
D-26	CARUSO	X	
D-27	FURGOL	X	
R-28	WOOD	X	
D-29	MURPHY	X	

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 101

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

**RE: APPROVAL OF AN AMENDMENT TO AN AGREEMENT BETWEEN
ONEIDA COUNTY THROUGH ITS HEALTH DEPARTMENT AND HEALTH
RESEARCH, INC.**

WHEREAS, This Board is in receipt of an amendment to an Agreement between Oneida County through its Department of Health and Health Research, Inc., to provide funding for cancer screening services, including patient education, screening and diagnostic services and assistance to those diagnosed with cancer to obtain prompt treatment, and

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

RESOLVED, That this Board hereby authorizes and approves an amendment to an Agreement between Oneida County Department through its Department of Health and Health Research, Inc. to provide funding for cancer screening services, including patient education, screening and diagnostic services and assistance to those diagnosed with cancer to obtain prompt treatment. Said amendment will increase the funding received by Oneida County from \$52,824.00 to \$57,695.00.

APPROVED: Health and Human Services (March 20, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES: 26 NAYS: 0 ABSENT: 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 102

INTRODUCED BY: Messrs. Paparella, Porter
2ND BY: Ms. Speciale

RE: SUPPLEMENTAL APPROPRIATION OF \$30,085 TO AA#A4062.0, HEALTH DEPARTMENT, LEAD PRIMARY PREVENTION PROGRAM, VARIOUS ACCOUNTS

WHEREAS, In accordance with Section 609 of the Oneida County Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$30,185 to AA#A4062.0, Health Department, Lead Primary Prevention Program, Various Accounts, and

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

RA#A3412, State Aid-Childhood Lead Poisoning \$30,185
now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2013 funds, as hereinafter set forth, be and the same is hereby approved:

TO:	
A4062.195- Other Fees & Services.....	\$ 8,612
A4062.212, -Computer Hardware.....	\$10,915
A4062.4163-Celluar Telephone Charges.....	796
A4062.425-Training and Special Schools	2,860
A4062-491-Other Materials and Supplies.....	750
A4062-492-Computer Software & Licenses.....	6,252
TOTAL:	\$30,185

APPROVED: Health and Human Services Committee (March 20, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:
AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 103

INTRODUCED BY: Messrs. Paparella, Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF AN EXTENSION TO A CONTRACT BETWEEN ONEIDA COUNTY THROUGH ITS HEALTH DEPARTMENT, AND NEW YORK STATE THROUGH ITS DEPARTMENT OF HEALTH-COMMUNITY HEALTH WORKER PROGRAM

WHEREAS, This Board is in receipt of an extension to an agreement between Oneida County, through its Health Department and New York State, through its Department of Health-Community Health Worker Program to assist families to access services to low income, pregnant woman, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said extension 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 extension to a contract between Oneida County, through its Health Department, and New York State, through its Department of Health-Community Health Worker Program to assist families to access services for low income pregnant woman. The term of the extension is for the period of January 1, 2013 through September 30, 2013 with reimbursement in the amount of \$149,486. This will result in a new amended contract of \$1,475,541 from July 1, 2006 through September 30, 2013.

APPROVED: Health and Human Services Committee (March 20, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 104

***INTRODUCED BY: Messrs. Paparella, Porter, Ms. Convertino
2ND BY: Mr. Joseph***

**RE: APPROVAL OF LETTER OF AGREEMENT BETWEEN ONEIDA COUNTY,
THROUGH ITS OFFICE FOR THE AGING/CONTINUING CARE AND THE
UNIVERSITY AT ALBANY FOUNDATION**

WHEREAS, This Board is in receipt of correspondence from Michael Romano, Director of the Office for the Aging/Continuing Care, requesting approval of a Letter of Agreement between Oneida County through its Office for the Aging/Continuing Care and the University at Albany Foundation for the provision of Technical and Quality Assurance Assistance, and

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

RESOLVED, That this Board hereby authorizes and approves a Letter of Agreement between Oneida County, through its Office for the Aging/Continuing Care, and the University at Albany Foundation for the provision of Technical and Quality Assurance Assistance. This Agreement shall commence April 1, 2012 and terminate September 30, 2015 and will provide for the development of an online infrastructure to support project work groups. The total amount of this agreement is \$232,500.00 supported 100% by Federal funds.

APPROVED: Health and Human Services Committee (March 20, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:
AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 105

INTRODUCED BY: Messrs. Paparella, Porter, Ms. Convertino

2ND BY: Mr. Goodman

**RE: APPROVAL OF LETTER OF AGREEMENT BETWEEN ONEIDA COUNTY,
THROUGH ITS OFFICE FOR THE AGING/CONTINUING CARE AND THE
UNIVERSITY AT ALBANY SCHOOL OF SOCIAL WELFARE**

WHEREAS, This Board is in receipt of correspondence from Michael Romano, Director of the Office for the Aging/Continuing Care, requesting approval of a Letter of Agreement between Oneida County through its Office for the Aging/Continuing Care and the University at Albany School of Social Welfare for the provision of Technical and Quality Assurance Assistance, and

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

RESOLVED, That this Board hereby authorizes and approves a letter of Agreement between Oneida County, through its Office for the Aging/Continuing Care, and the University at Albany School of Social Welfare for the provision of Technical and Quality Assurance Assistance. This Agreement will commence on April 1, 2012 and terminate on September 30, 2015, and will provide for the development of an online infrastructure to support project work groups. The total amount of this agreement is \$82,500.00 supported 100% by Federal funds.

APPROVED: Health and Human Services Committee (March 20, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 106

INTRODUCED BY: Messrs. Paparella, Porter

2ND BY: Mr. F. Davis

RE: APPROVAL TO AMEND AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF SOCIAL SERVICES AND NEW YORK STATE THROUGH ITS OFFICE OF CHILDREN AND FAMILY SERVICES FOR THE CHILD FATALITY REVIEW TEAM

WHEREAS, This Board is in receipt of an amendment to an agreement between Oneida County through its Department of Social Services and New York State through its Office of Children and Family Services for the Child Fatality Review Team to extend the current grant and provide additional funds, and

WHEREAS, In accordance with Oneida County Charter section 2202, said amendment to an agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That Oneida County Board of Legislators authorizes and approve an amended agreement by and between Oneida County through its Department of Social Services and New York State through its Office of Children and Family Services for Child Fatality Review Team for an additional \$25,297 bringing the current total to \$75,891.00 to be used for the Child Fatality review team, commencing February 1, 2012 through July 31, 2013.

APPROVED: Health and Human Services Committee (March 20, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 21013

Adopted by the following vote:

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 107

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS SHERIFF'S DEPARTMENT AND WESTMORELAND CENTRAL SCHOOL

WHEREAS, This Board is in receipt of an agreement between Oneida County, through its Sheriff's Department, and Westmoreland Central School, for one Deputy Sheriff to be assigned as a School Resource Officer, 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 authorizes and accepts an agreement between Oneida County, through its Sheriff's Department, and Westmoreland Central School, for one Deputy Sheriff to be assigned as a School Resource Officer, with the Westmoreland School District compensating Oneida County in the amount of \$64,500.00, said agreement to commence September 1, 2012 through June 30, 2013.

APPROVED: Public Safety Committee (March 26, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 108

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Townsend

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS SHERIFF'S DEPARTMENT AND ONEIDA-HERKIMER-MADISON BOCES

WHEREAS, This Board is in receipt of an agreement between Oneida County, through its Sheriff's Department, and Oneida-Herkimer-Madison BOCES, for two Deputies to be assigned as School Resource Officers, for shared services between Holland Patent, Remsen Central, New York Mills Union Free Schools and Whitesboro Central School Districts 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 authorizes and accepts an agreement between Oneida County, through its Sheriff's Department, and Oneida-Herkimer-Madison BOCES, for two Deputies to be assigned as a School Resource Officers for shared services between Holland Patent, Remsen Central, New York Mills Union Free Schools and Whitesboro Central School Districts, with Oneida-Herkimer-Madison BOCES compensating Oneida County in the amount of \$150,000.00, said agreement to commence September 1, 2012 through June 30, 2013

APPROVED: Public Safety Committee (March 26, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 109

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS PROBATION DEPARTMENT AND THE NEW YORK STATE UNIFIED COURT SYSTEM

WHEREAS, This Board is in receipt of an agreement between Oneida County, through its Probation Department and the New York State Unified Court System for a grant awarded for re-imbusement for supervising offenders in Utica City Court's Drug Court, 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 authorizes and accepts an agreement between Oneida County, through its Probation Department and the New York State Unified Court System for re-imbusement in the amount of \$144,622.00, for supervising offenders in Utica City Court's Drug Court, including supervising offenders through home and office visits, court attendance, and arranging for and monitoring Community Service, to commence October 1, 2012 through September 30, 2014.

APPROVED: Public Safety Committee (March 26, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 110

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

RE: APPROVAL OF AGREEMENTS BETWEEN ONEIDA COUNTY THROUGH ITS OFFICE OF TRAFFIC SAFETY/STOP-DWI PROGRAM AND VARIOUS SCHOOL DISTRICTS FOR THE SADD PROGRAM

WHEREAS, This Board is in receipt of an agreement between Oneida County through its Office of Traffic Safety/STOP DWI Program and various school districts to provide funding for each school's S.A.D.D. organization, and

WHEREAS, No county dollars are being used as this contract funding is 100% reimbursable to Oneida County from DWI funds generated in Oneida County, and

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 this Board hereby authorizes and approves Agreements between Oneida County through its Office of Traffic Safety/STOP DWI program and Camden Central School, Clinton Central School, Oriskany Central School, and Sauquoit Valley High School, in the amounts of \$400.00 to each school district, to provide funding for each school district's S.A.D.D. organization for a term commencing February 15, 2013 and ending May 31, 2013.

APPROVED: Public Safety Committee (March 26, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:
AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 111

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

RE: APPROVAL OF AGREEMENTS BETWEEN ONEIDA COUNTY THROUGH ITS OFFICE OF TRAFFIC SAFETY/STOP DWI PROGRAM, AND VARIOUS MUNICIPALITIES, THROUGH THEIR POLICE DEPARTMENTS

WHEREAS, This Board is in receipt of Agreements between Oneida County, through its Office of Traffic Safety/STOP DWI Program and various municipalities, through their police departments, for conducting DWI selective enforcement patrols and to purchase related equipment, and

WHEREAS, The Agreements are between Oneida County, through its Office of Traffic Safety/STOP DWI Program, and the following municipalities: The Village of Boonville, through its police department; The Village of Camden, through its police department; The Town of Kirkland , through its police department; The Town of New Hartford, through its police department; The Village of New York Mills, through its police department; The Village of Oriskany, through its police department; The City of Rome, through its police department; The City of Sherrill, through its police department; The City of Utica, through its police department; The Town of Vernon, through its police department; The Village of Whitesboro, through its police department; The Town of Whitestown, through its police department; and The Village of Yorkville, through its police department; and

WHEREAS, No County dollars are being used for these Agreements, as funding is 100% reimbursable to Oneida County from DWI funds generated in Oneida County, and

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 Oneida County Board of Legislators approves Agreements between Oneida County, through its Office of Traffic Safety/STOP DWI Program, and the following municipalities, through their police departments, for DWI selective enforcement patrols and to purchase related equipment, for a term of one year from January 1, 2013 to December 31, 2013, in the following amounts:

- The Village of Boonville, through its police department (\$5,500.00)
- The Village of Camden, through its police department (\$5,500.00)
- The Town of Kirkland , through its police department (16,500.00)
- The Town of New Hartford, through its police department (\$44,000.00)
- The Village of New York Mills, through its police department (\$13,200.00)
- The Village of Oriskany, through its police department (\$2,750.00)
- The City of Rome, through its police department (\$22,000.00)
- The City of Sherrill, through its police department (\$2,750.00)
- The City of Utica, through its police department (\$39,600.00)
- The Town of Vernon, through its police department (\$5,500.00)
- The Village of Whitesboro, through its police department (\$13,200.00)

- The Town of Whitestown, through its police department (\$2,750.00)
- The Village of Yorkville, through its police department (\$2,750.00)

APPROVED: Public Safety Committee (March 26, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.112

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF A SUCCESSOR COLLECTIVE BARGAINING AGREEMENT BETWEEN ONEIDA COUNTY AND THE ONEIDA COUNTY NURSES UNIT OF THE CIVIL SERVICE EMPLOYEES ASSOCIATION, INC., LOCAL 1000 AFSCME, AFL-CIO

WHEREAS, County Executive Anthony J. Picente, Jr., is in receipt of correspondence from County Attorney Gregory J. Amoroso requesting approval of a successor collective bargaining agreement between Oneida County and the Oneida County Nurses Unit of the Civil Service Employees Association, Inc., Local 1000 AFSCME, AFL-CIO, and

WHEREAS, Said successor collective bargaining agreement was ratified by Union membership on February 14, 2013, and

WHEREAS, Said Agreement must be approved by this Board, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators approves a successor collective bargaining agreement between Oneida County, and the Oneida County Nurses Unit of the Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO for a term commencing January 1, 2013 through December 31, 2013 in accordance with terms and conditions more fully set forth in the Tentative Agreement on file with the Clerk of this Board.

APPROVED: Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following. vote:

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 113

INTRODUCED BY: *Messrs. Welsh, Porter*

2ND BY: *Mr. Goodman*

RE: AUTHORIZATION FOR ONEIDA COUNTY TO MAKE APPLICATION TO THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL (OCR) FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING TOTALING \$1,575,000 TO SUPPORT ECONOMIC DEVELOPMENT AND HOUSING EFFORTS IN ONEIDA COUNTY

WHEREAS, This board is in receipt of correspondence from John R. Kent, Jr., Commissioner of Planning, requesting submittal of applications by Oneida County to the State of New York Office of Community Renewal (OCR) for Community Development Block Grant (CDBG) direct grants totaling \$1,575,000, and

WHEREAS, The Community Development Block Grant funds will provide funding assistance for the following:

- \$200,000 - Microenterprise Grant Program in the County of Oneida that will result in the creation of 8 new jobs,
- \$500,000 – Marcy Nanocenter Project, in the Town of Marcy, that will result in the creation of 35 jobs,
- \$75,000 – JDLR Enterprises, LLC, in the City of Sherrill, that will result in the creation of 3 jobs,
- \$100,000 – Vino Verona, LLC, in the Town of Verona, that will result in the creation of 4 jobs,
- \$100,000 – Pumilia’s Pizza Shells, and Dough Co., LLC in the Village of Waterville, that will result in the creation of 5 jobs,
- \$600,000 – Housing Rehabilitation Program in the County of Oneida that will provide housing rehabilitation/manufactured home replacement services for low income, frail elderly and/or disabled households; and

WHEREAS, The CDBG program requires the holding of two public hearings by the County, a minimum of one prior to the submission of said application to obtain the views of citizens regarding the proposed application, and one following the award to report on project accomplishments, and

WHEREAS, The CDBG program requires that the Community Development Block Grant application must comply with the program requirements set forth in 24 CFR Part 570, as amended, now, therefore, be it hereby

RESOLVED, That Oneida County Executive Anthony J. Picente, Jr., is authorized to submit the applications and amendments thereto and all understandings and assurances contained therein, and is further authorized to act in connection with the applications to provide such additional information as may be required to request and implement said funds, and it is further

RESOLVED, That the Oneida County Executive is authorized and directed to hold any required public hearings and execute all documents and certifications required as part of the submission of the applications, and it is further

RESOLVED, That the County Executive is hereby authorized to execute such documents as may be required in order to implement the programs and hold the required public hearing if the applications are approved and enter into agreements with beneficiaries of the funds.

APPROVED: Economic Development (April 8, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 2013

Adopted by the following vote:

AYES 25 NAYS 1 (Wood) ABSENT 3 (Porter, Flisnik, Trevisani)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 114

INTRODUCED BY: *Messrs. Miller, Porter*

2ND BY: *Mr. Joseph*

RE: **APPROVAL TO ASSIGN ACTIVE WORK ORDERS TO GHD CONSULTING SERVICES, INC. WORK ORDER NUMBERS: 12, 12-2, 17, 18, 19, 20, 21, 21-1, 22, 22-1, 23 C7**

WHEREAS, This Board is in receipt of a letter from Commissioner Steven Devan requesting the assignment of active work orders to GHD Consulting Services, Inc. in connection with the assignment of the Master Agreement to GHD Consulting Inc., and

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

RESOLVED, That Oneida County Board of Legislators authorizes and approves the assignment of the following work orders to GHD Consulting, Inc.

1. Work Order #12 between Shumaker Consulting Engineering & Land Surveying, P.C. and Oneida County, NY, entitled "WPCP and SCPS Evaluation".
2. Amendment of Work Order #12 between Shumaker Consulting Engineering & Land Surveying, P.C. and Oneida County, NY entitled "Amendment #2 – Sludge Processing Alternatives".
3. Work Order #17 between Shumaker Consulting Engineering & Land Surveying, P.C. and Oneida County, NY, entitled "Private Property I/I Program".
4. Work Order #18 between Shumaker Consulting Engineering & Land Surveying, P.C. and Oneida County, NY, entitled "Wetland Permitting".
5. Work Order #19 between Shumaker Consulting Engineering & Land Surveying, P.C. and Oneida County, NY, entitled "Phase 3 Physical Survey-Sewer Televising".
6. Work Order #20 between Shumaker Consulting Engineering & Land Surveying, P.C. and Oneida County, NY, entitled "Phase 4 Physical Survey-Manhole Inspections".
7. Work Order #21 between Shumaker Consulting Engineering & Land Surveying, P.C. and Oneida County, NY, entitled "Sanitary Sewer Rehabilitation-FY 2011".
8. Amendment of Work Order #21 between Shumaker Consulting Engineering & Land Surveying, P.C. and Oneida County, NY entitled "Amendment #1 –Sewer Rehabilitation".
9. Work Order #22 between Shumaker Consulting Engineering & Land Surveying, P.C. and Oneida County, NY, entitled "Manhole Rehabilitation-FY 2011".
10. Amendment of Work Order #22 between Shumaker Consulting Engineering & Land Surveying, P.C. and Oneida County, NY entitled "Amendment #1 – Manhole Rehabilitation".
11. Work Order #23 between Shumaker Consulting Engineering & Land Surveying, P.C. and Oneida County, NY, entitled "Flow Monitoring Program-FY 2012".

12. Work Order #C7 between Shumaker Consulting Engineering & Land Surveying, P.C. and Oneida County, NY, entitled "Program Administration-FY 2012".

APPROVED: Public Works (April 8, 2013)
Ways & Means Committee (April 10, 2013)

DATED: April 10, 21013

Adopted by the following vote:

AYES 26 NAYS 0 ABSENT 3 (Porter, Flisnik, Trevisani)