



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Mikale Billard
Clerk
(315) 798-5404

George Joseph
Majority Leader

Philip M. Sacco
Minority Leader

**ATTACHED FOR YOUR INFORMATION ARE RESOLUTIONS
NUMBERED 87 THROUGH 115 THAT WERE ACTED UPON BY
THE BOARD OF COUNTY LEGISLATORS AT THEIR
REGULAR SESSION HELD ON MARCH 9, 2016.**

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 87

INTRODUCED BY: Mr. Sacco

2ND BY: Ms. Calandra

**RE: APPOINTMENT OF LORI WASHBURN TO THE ONEIDA COUNTY BOARD OF
LEGISLATORS REPRESENTING THE 21ST LEGISLATIVE DISTRICT**

WHEREAS, In concurrence with a recommendation made by the Oneida County Democratic Party Chair, Mitchell Ford, and in accordance with Article XXII, Section 2206, of the Oneida County Charter, County Executive Anthony J. Picente, Jr., is requesting approval of the appointment of Lori Washburn as Oneida County Legislator to fill the statutorily created vacancy in the 21st Legislative District, and

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

RESOLVED, That the appointment of Lori Washburn to serve as the Oneida County Legislator for the 21st Legislative District is approved and confirmed, effective immediately.

DATED: March 9, 2016

Adopted by the following vote:

AYES 22 NAYS 0 ABSENT 0 District 21 (Vacant)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 89

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Schiebel

**RE: REAPPOINTMENT OF RICHARD FLISNIK TO THE ONEIDA COUNTY
ALTERNATIVES TO INCARCERATION BOARD FOR A TERM TO EXPIRE
DECEMBER 31, 2017**

WHEREAS, Pursuant to Article XX, Section 2002 of the Oneida County Charter and Executive Law Section 261, County Executive Anthony J. Picente, Jr., has recommended the reappointment of Richard A. Flisnik, 6669 Fox Road, Marcy, New York, 13403, to serve on the Oneida County Alternatives to Incarceration Advisory Board, and

WHEREAS, Said appointment must be confirmed by this Board, now, therefore, be it hereby

RESOLVED, That this Board hereby confirms the reappointment of Richard A. Flisnik to serve on the Oneida County Alternatives to Incarceration Advisory Board for a term to expire December 31, 2017.

APPROVED: Ways and Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 90

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

RE: APPOINTMENTS TO THE ONEIDA COUNTY FIRE ADVISORY BOARD

WHEREAS, Pursuant to County Law Section 225-a and Article XX, Section 2002, of the Oneida County Charter, County Executive Anthony J. Picente, Jr. has recommended appointments of the following persons to the Oneida County Fire Advisory Board for two year terms that will expire December 31, 2017, and

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

RESOLVED, That the following appointments to the Oneida County Fire Advisory Board are hereby confirmed pursuant to County Law Section 225-a and Article XX, Section 2002 of the Oneida County Charter, effective immediately and for a term of two years to expire on December 31, 2017:

Les Porter	9692 Main Street, Remsen, NY 13438
Brian D. Miller	9195 Red Hill Road, New Hartford, NY 13413
Richard A. Flisnik	6669 Fox Road, Marcy, NY 13403
Brian P. Mandryck	9245 Sly Hill Road, Ava, NY 13303
Robert Koenig	7982 Postal Road, Oriskany, NY 13424
Michael J. Clancy	4932 Old Oneida Road, Verona, NY 13478

APPROVED: Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 91

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Goodman

RE: REAPPOINTMENT OF JAMES D'ONOFRIO TO THE INSIGHT HOUSE BOARD OF DIRECTORS FOR A TERM TO EXPIRE DECEMBER 31, 2017

WHEREAS, Oneida County Board of Legislators Chairman Gerald J. Fiorini has recommended the reappointment of James M. D'Onofrio, to serve on the Insight House Board of Directors for a two year term, and

WHEREAS, Said appointment 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 reappointment of James M. D'Onofrio to the Insight House Board of Directors, effective immediately, for a term expiring December 31, 2017.

APPROVED: Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 92

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY AND THE ONEIDA CITY SCHOOL DISTRICT

WHEREAS, This Board is in receipt of a Revenue Sharing Agreement between Oneida County and the Oneida City School District, and

WHEREAS, The Revenue Sharing Agreement will provides for a payment by the County to the Oneida City School District of a part of the revenue received by the County from the Settlement Agreement between the County and the Oneida Nation, and

WHEREAS, Oneida County will pay the Oneida City School District the amount of \$83,383.37 per year or as calculated pursuant to the Revenue Sharing Agreement as long as the Settlement Agreement in is effect, and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves an Agreement between Oneida County and the Oneida City School District commencing upon execution and continuing in effect as long as the Oneida Indian Nation Settlement Agreement is in effect.

APPROVED: Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:

AYES 22 NAYS 1 (Mr. Davis) ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 93

INTRODUCED BY: Messrs. Leach, Porter

2ND BY: Mr. Joseph

RE: REAPPOINTMENT OF MICHAEL L. LALLY TO THE POSITION OF DIRECTOR OF WORKERS' COMPENSATION

WHEREAS, The Workers' Compensation Committee of the Board of County Legislators is requesting approval of the reappointment of Michael L. Lally for the position of Director of Workers' Compensation, now, therefore be it hereby

RESOLVED, That the Oneida County Board of Legislators authorizes and approves the reappointment of Michael L. Lally for the position of Director of Workers' Compensation. Said appointment shall commence upon passage of this resolution.

APPROVED: Workers' Compensation Committee (February 10, 2016)
Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 94

**INTRODUCED BY: Messrs. D’Onofrio, Porter
2ND BY: Mr. Joseph**

RE: TRANSFER \$9,300.00 TO AA#A9950.9 –TRANSFER TO CAPITAL FUND - BUDGET

WHEREAS, There is a need for additional funds in AA#A9950.9 – Transfer to Capital Fund - Budget, and

WHEREAS, In accordance with Section 610 of the Administrative Code, the County Executive has requested approval by this Board to transfer funds sufficient to cover the present shortage, now, therefore, be it hereby

RESOLVED, That a transfer from 2015 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:		
A5620.456	Gasoline & Oil – Department of Aviation	\$9,300.00
TO:		
A9950.9	Transfer to Capital Fund - Budget	\$9,300.00

APPROVED: Airport Committee (February 17, 2016)
Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 95

INTRODUCED BY: Messrs. Waterman, Porter

2ND BY: Mr. Goodman

RE: APPROVAL OF UPDATED VERSION OF THE ONEIDA COUNTY PROCUREMENT POLICY FOR 2016

WHEREAS, In compliance with NYS General Municipal Law and/or any other applicable federal or state laws, rules, or regulations governing procurement, Oneida County has an established Procurement Policy for the purpose of providing fair and equitable treatment of all persons involved in public purchasing with the County of Oneida to maximize the purchasing value of public funds in procurement, and to provide safeguards for maintaining a procurement system of quality and integrity, and

WHEREAS, Said Policy applies to contracts for the procurement of all supplies, services, materials and equipment and for professional service contracts entered into by the County of Oneida which shall apply to every expenditure of public funds by the County for public purchasing regardless of the source of funds, and

WHEREAS, Modifications and updates have been made and incorporated into Oneida County's procedural policies regarding its system of procurement and, prior to implementation thereof, such proposed changes must be approved by this Board, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators authorizes and approves revisions incorporated into Oneida County's Procurement Policy in accordance with terms and conditions more fully set forth in said document on file with the Clerk of this Board and further authorizes the adoption of same in its entirety.

APPROVED: Government Operations Committee (February 17, 2016)
Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 96

INTRODUCED BY: Messrs. Waterman, Porter

2ND BY: Mr. Joseph

RE: RESOLUTION APPROVING AN INCREASE IN THE EXPENSES NECESSARY TO COLLECT THE MORTGAGE TAX RECEIPTS

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

WHEREAS, In correspondence dated January 14, 2016, Oneida County Clerk Sandra J. DePerno advised County Executive Anthony J. Picente, Jr., that allowances presently received by the County Clerk's Office do not adequately compensate for the collection of such tax receipts, and

WHEREAS, Current costs associated with the collection of mortgage tax receipts are estimated to be \$446,634.00 and the County Clerk is, therefore, requesting authorization to receive such amount from anticipated mortgage tax receipts for 2016, now, therefore, be it hereby

RESOLVED, That the Oneida County Clerk is entitled to retain the sum of \$446,634.00 from the collection of the 2016 mortgage tax receipts for the County of Oneida, and it is further

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

APPROVED: Government Operations Committee (February 17, 2016)
Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 97

INTRODUCED BY: Messrs. Miller, Porter

2ND BY: Mr. Joseph

RE: SUPPLEMENTAL APPROPRIATION OF \$32,574.00 TO AA#A4062.495 – OTHER EXPENSES – PUBLIC HEALTH DEPARTMENT

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$32,574.00 to AA#A4062.495 – Other Expenses – Public Health Department, and

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

A3412	State Aid – Childhood Lead Poisoning Prevention	\$32,574.00
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now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2016 funds, as hereinafter set forth, be and the same is hereby approved:

TO:

AA#A4062.495	Other Expenses – Public Health Department	\$32,574.00
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APPROVED: Health & Human Services Committee (February 17, 2016)
Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 98

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

RE: TRANSFER \$10,200.00 TO AA#A3121.4365 – SHERIFF – BODY ARMOR

WHEREAS, There is a need for additional funds in AA#A3121.4365 – Sheriff – Body Armor, and

WHEREAS, In accordance with Section 610 of the Administrative Code, the County Executive has requested approval by this Board to transfer funds sufficient to cover the present shortage, now, therefore, be it hereby

RESOLVED, That a transfer from 2016 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:		
A3121.436	Uniforms and Clothing	\$10,200.00
TO:		
A3121.4365	Body Armor	\$10,200.00

APPROVED: Public Safety Committee (March 3, 2016)
Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 100

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

RE: CERTIFICATION OF EXPENSES INCURRED BY THE ONEIDA COUNTY DISTRICT ATTORNEY'S OFFICE FOR THE PROSECUTION OF STATE OF NEW YORK INMATES

WHEREAS, Certain inmates incarcerated in the Central New York Psychiatric Center, Mid-State Correctional Facility, Marcy Correctional Facility and Mohawk Correctional Facility, said inmates being in the custody of the New York State Department of Corrections, all institutions being located in the County of Oneida, have been the subject of investigations and prosecutions for the commission of various crimes while incarcerated in the aforementioned facilities, and

WHEREAS, The Oneida County District Attorney has made investigations of said crimes occurring in Oneida County and has prosecuted said inmates, and

WHEREAS, Section 606 of the Correction Law mandates payment of State funds to the County for expenses incurred in the investigation of said crimes and the prosecution of State inmates, and

WHEREAS, The Oneida County District Attorney has certified to this Board that the expenses associated in the investigation of alleged crimes committed by: Dalon Blunt; Shady Bolton; Lucian Bryan; Jose Colon; Eric Conklin; Nestor Cruz; Ariel Echavarría; Rogelio Figueroa; Kamel Gause; Joquan Grady; David Hanna; Alexander Hernandez; Alvaro Hernandez; Leshawn Kittle; Alexander Lermineau; Anthony Maldonado; David Martinez; Shannon McLennan; Manuel Mosley; Christopher Novak; Johaziha Pough; Andy Quezada; Alonzo Reed; Richard Robinson; Ricardo Solano; Miguel Sotomoyer; Anthony Spearman; William Tirado; Jamel Valentine; and Faisal Zeeshan, amount to \$11,739.65, now, therefore, be it

RESOLVED, That the Clerk of the Oneida County Board of Legislators be and hereby is directed to submit a certified copy of this resolution, with attached statement of expenses of the Oneida County District Attorney to the New York State Department of Corrections as required under Section 606 of the Corrections Law for reimbursement in accordance with the above referenced mandate.

APPROVED: Public Safety Committee (March 3, 2016)
 Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 101

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

RE: APPROVAL OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS PUBLIC DEFENDER'S OFFICE AND NEW YORK STATE THROUGH ITS OFFICE OF INDIGENT LEGAL SERVICES AND A SUPPLEMENTAL APPROPRIATION OF \$360,151.00 TO AA#A1170.0 – VARIOUS PUBLIC DEFENDER ACCOUNTS

WHEREAS, This Board is in receipt of a Grant Agreement between Oneida County, through its Public Defender's Office, and New York State, through its Office of Indigent Legal Services, in the amount of \$1,350,000.00, fully State funded, to improve the services provided under Article 18-B of the County Law and the development of partnerships with various region wide providers of services to the immigrant population, and

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

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$360,151.00 to AA#A1170.0 – Various Public Defender Accounts, and

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

RA#A3021.03 Public Defender – State Aid-Indigent Legal Services \$360,151.00

now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves a Grant Agreement between Oneida County, through its Public Defender's Office, and New York State, through its Office of Indigent Legal Services, commencing November 1, 2015 and terminating on October 31, 2018, and be it further

RESOLVED, That a supplemental appropriation, from 2016 funds, as hereinafter set forth, be and the same is hereby approved:

TO:

AA#A1170.101	Public Defender – Salaries	\$151,077.00
AA#A1170.211	Public Defender – Office Equipment	\$ 5,000.00
AA#A1170.212	Public Defender – Computer Hardware	\$ 10,000.00
AA#A1170.4163	Public Defender – Cellular Telephone Charges	\$ 4,500.00
AA#A1170.455	Public Defender – Travel & Subsistence	\$ 15,000.00
AA#A1170.4951	Public Defender – Other Expenses	\$ 99,246.00

AA#A1170.810	Public Defender – Retirement	\$ 29,913.00
AA#A1170.830	Public Defender – Social Security	\$ 11,557.00
AA#A1170.840	Public Defender – Workers Compensation	\$ 4,230.00
AA#A1170.850	Public Defender – Unemployment Insurance	\$ 378.00
AA#A1170.860	Public Defender – Health Insurance	<u>\$ 29,250.00</u>
	TOTAL	\$360,151.00

APPROVED: Public Safety Committee (March 3, 2016)
Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote, as amended:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 104

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF PROBATION AND THE ROME CITY SCHOOL DISTRICT

WHEREAS, This Board is in receipt of an Agreement between Oneida County through its Department of Probation and the Rome School District for the provision of early intervention services by Oneida County Probation Department Officers to students to prevent behavioral problems and to divert at risk youth from the Court system, and

WHEREAS, The program inserts two officers of the Oneida County Probation Department in the Rome City School facilities at a total projected cost of \$124,532.42 with \$62,266.21 or 50% to be reimbursed by the Rome City School District for salaries, fringe benefits and travel expenses for the two full-time Probation Officers, 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 approves an Agreement between Oneida County through its Department of Probation and the Rome City School District. The term is for the period of July 1, 2015 through June 30, 2016.

APPROVED: Public Safety (March 3, 2016)
 Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:
AYES: 23 NAYS: 0 ABSENT: 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 105

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

RE: A RESOLUTION APPROVING, PURSUANT TO SECTION 268 OF THE COUNTY LAW, AN AMENDED MAP, PLAN AND ESTIMATE OF COST IN CONNECTION WITH THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE ONEIDA COUNTY SEWER DISTRICT IN AND FOR SAID COUNTY.

WHEREAS, an increase and improvement of the facilities of the Oneida County Sewer District in and for said County pursuant to Section 268 of the County Law, was previously approved consisting of (i) upgrades to the Sauquoit Creek Pump Station and new forcemain system, and (ii) upgrades to the solids handling facilities at the Water Pollution Control Plant; as part of improvements necessary to address sanitary sewer overflow problems, all in connection with a Consent Order with the New York State Department of Environmental Conservation, at a maximum estimated cost of \$117,000,000; and

WHEREAS, an amended map, plan and estimate of cost was prepared and dated February 4, 2016 which sets forth the full scope of projects currently contemplated to comply with the Consent Order and includes the improvements previously authorized, as well as other improvements at the Water Pollution Control Plant; and

WHEREAS, said County Legislature duly adopted a resolution calling a public hearing to consider the aforesaid amended map, plan and estimate of cost in accordance with the provisions of Section 268 of the County Law, said public hearing to be held at the County Office Building, in Utica, New York, on the 9th day of March, 2016, at 1:30 o'clock P.M., Prevailing Time; and

WHEREAS, notice of said public hearing was duly published in the manner provided by law and proof thereof has been submitted to said County Legislature; and

WHEREAS, said County Legislature has duly considered the evidence given at said public hearing;
NOW, THEREFORE,

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

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to approve the amended map, plan and estimate of cost, as described in the preambles hereof.

Section 2. This resolution shall take effect immediately.

APPROVED: Ways and Means Committee

DATED: March 9, 2016

Adopted by the following roll call vote:
YES 23 NAYS 0 ABSENT 0

ROLL CALL SHEET

DATE: March 9, 2016

SESSION: Regular

MEMBERS PRESENT: 23

MEMBERS ABSENT: 0

AYES: 23 NAYS: 0 ABSENT: 0

INTRODUCTORY NO. 108

RESOLUTION NO. 105

DIST	MEMBERS		
R-1	SCHIEBEL	X	
R-2	IDZI	X	
R-3	LEACH	X	
D-4	CLANCY	X	
R-5	WATERMAN	X	
R-6	PORTER	X	
R-7	FIORINI	X	
R-8	FLISNIK	X	
D-9	SACC0	X	
R-10	JOSEPH	X	
R-11	KOENIG	X	
D-12	CALANDRA	X	
D-13	GOODMAN	X	
D-14	DAVIS	X	
R-15	D'ONOFRIO	X	
R-16	MILLER	X	
R-17	MANDRYCK	X	
R-18	DANIELS	X	
R-19	WELSH	X	
D-20	HENDRICKS	X	
D-21	WASHBURN	X	
D-22	CONVERTINO	X	
R-23	PAPARELLA	X	

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 106

INTRODUCED BY: Messrs. Miller, Porter

2ND BY: Mr. Joseph

AMENDATORY BOND RESOLUTION DATED MARCH 9, 2016.

RE: A RESOLUTION AMENDING A BOND RESOLUTION ADOPTED ON JANUARY 14, 2015 AUTHORIZING \$117,000,000 BONDS OF THE COUNTY OF ONEIDA, NEW YORK, TO PAY COSTS OF CERTAIN UPGRADES AND IMPROVEMENTS TO FACILITIES AT THE SAUQUOIT CREEK PUMP STATION AND NEW FORCE MAINS SYSTEM AND THE WATER POLLUTION CONTROL PLANT OF THE ONEIDA COUNTY SEWER DISTRICT IN AND FOR SAID COUNTY.

WHEREAS, the County Legislature of the County of Oneida, New York, has heretofore, pursuant to Section 268 of the County Law, found it to be in the public interest to amend the map, plan and estimate of cost relating to the increase and improve the facilities of the Oneida County Sewer District in said County to account for all contemplated improvements in order to comply with the DEC Consent Order relating to sanitary sewer overflow problems; and

WHEREAS, it is now desired to amend the bond resolution adopted on January 14, 2015 providing for the financing of such increase and improvement to provide the flexibility to finance any of the components of the project up to the \$117,000,000 amount previously authorized; NOW, THEREFORE,

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

Section 1. The January 14, 2015 bond resolution adopted by the County Legislature is hereby amended to permit financing for any of the components set forth in the amended map, plan and estimate of cost up to the \$117,000,000 amount previously approved.

Section 2. This resolution, which takes effect immediately, shall be published in the official newspaper of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED: Ways and Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following roll call vote:

AYES 23 NAYS 0 ABSENT 0

ROLL CALL SHEET

DATE: March 9, 2016

SESSION: Regular

MEMBERS PRESENT: 23

MEMBERS ABSENT: 0

AYES: 23 **NAYS:** 0 **ABSENT:** 0

INTRODUCTORY NO. 109

RESOLUTION NO. 106

DIST	MEMBERS		
R-1	SCHIEBEL	X	
R-2	IDZI	X	
R-3	LEACH	X	
D-4	CLANCY	X	
R-5	WATERMAN	X	
R-6	PORTER	X	
R-7	FIORINI	X	
R-8	FLISNIK	X	
D-9	SACC0	X	
R-10	JOSEPH	X	
R-11	KOENIG	X	
D-12	CALANDRA	X	
D-13	GOODMAN	X	
D-14	DAVIS	X	
R-15	D'ONOFRIO	X	
R-16	MILLER	X	
R-17	MANDRYCK	X	
R-18	DANIELS	X	
R-19	WELSH	X	
D-20	HENDRICKS	X	
D-21	WASHBURN	X	
D-22	CONVERTINO	X	
R-23	PAPARELLA	X	

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 107

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF THE BIDS OFFERED AT THE FEBRUARY 4, 2016 PROPERTY AUCTION

WHEREAS, On February 4, 2016, the County held an auction of properties identified as tax delinquent by the Oneida County Department of Finance, and

WHEREAS, The Commissioner of Finance received offers for the sale of said properties described in the attached documents and duly approved same, and,

WHEREAS, The Commissioner of Finance has certified to this Board that his office is in receipt of down payments for those properties in various towns/cities within Oneida County sold at auction by the Department of Finance on February 4, 2016, and

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

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

APPROVED: Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:

AYES 22 NAYS 0 ABSTAINED 1 (Mr. Porter) ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 108

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Miller

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY, MOHAWK VALLEY COMMUNITY COLLEGE AND THE UNITED PUBLIC SERVICE EMPLOYEES UNION, WHITE COLLAR UNIT

WHEREAS, County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Commissioner of Personnel, John P. Talerico, requesting approval of a successor collective bargaining agreement between Oneida County, Mohawk Valley Community College and the United Public Service Employees Union, White Collar Unit, and

WHEREAS, Said Agreement was ratified by Union membership on February 24, 2016, and

WHEREAS, Said Agreement was ratified by Mohawk Valley Community College on March 7, 2016, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes a successor collective bargaining agreement between Oneida County, Mohawk Valley Community College and the United Public Service Employees Union, White Collar Unit for a term commencing January 1, 2016 through December 31, 2017 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 (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 109

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Schiebel

RE: EXTENSION OF SALARY INCREASES AND SALARY RELATED BENEFITS OF THE 2016-2017 WHITE COLLAR AGREEMENT TO NON-UNION ONEIDA COUNTY EMPLOYEES ON THE “M,” “P” AND “H” SALARY SCHEDULE

WHEREAS, This Board has approved a successor collective bargaining agreement between Oneida County, Mohawk Valley Community College and the United Public Service Employees Union (UPSEU) White Collar Union for the years 2016-2017, and

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from Oneida County Commissioner of Personnel John P. Talerico requesting an extension of salary related benefits of the ratified UPSEU White Collar collective bargaining agreement to the employees on the “M,” “P” and “H” schedules for the years 2016-2017 and continuing until legislative approval of a successor collective bargaining agreement, now therefor be it hereby

RESOLVED, that this Board hereby authorizes and approves the salary increases for employees on the “M,” “P” and “H” schedules for the years 2016-2017, and it is further

RESOLVED, that this Board hereby authorizes and approves the extension of salary related benefits of the ratified UPSEU White Collar collective bargaining agreement to employees on the “M,” “P” and “H” schedules for the years 2016-2017 and continuing until legislative approval of a successor collective bargaining agreement, and it is further

RESOLVED, that the extension of such salary related benefits shall not include overtime compensation as previously eliminated by the Board in Resolution #450 of 1996 and as amended by Resolution #49 of 2002, and it is further

RESOLVED, that the extension of such salary related benefits shall not include group health and hospitalization benefits for any part-time employees on the “M,” “P” and “H” schedules.

APPROVED: Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 110

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Mandryck

RE: APPROVAL TO SCHEDULE A PUBLIC HEARING FOR THE FARMLAND PROTECTION BOARD ON WEDNESDAY, MAY 4, 2016 AT 1:00 PM AT CORNELL COOPERATIVE EXTENSION

WHEREAS, On December 10, 2003, the Oneida County Board of Legislators adopted Resolution #365 designating an "Open Enrollment" period (January 1 through January 31) to consider the inclusion of any viable agricultural land in an Agricultural District prior to its established review period, and

WHEREAS, One or more requests for inclusion of predominately viable agricultural land within existing certified agricultural district have been filed with the Oneida County Board of Legislators, and said requests have been received by the Farmland Protection Board for consideration and recommended for inclusion, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators shall conduct a public hearing on said requests, and it is further

RESOLVED, That the Clerk of the Oneida County Board of Legislators be, and hereby is, authorized and directed to cause a notice to be published in the Utica Observer Dispatch and Rome Sentinel in which will be stated the following: 1) A statement that one or more requests for inclusion of predominately viable agricultural land within existing certified agricultural district have been filed with the Oneida County Board of Legislators; 2) General identification of the land proposed to be included; 3) The time, place, and date of such Public Hearing; and 4) A statement that the Public Hearing shall be held to consider the request or requests and recommendations of the Farmland Protection Board; and it is further

RESOLVED, That said Public Hearing shall be held on Tuesday, May 4, 2016 at 1:00 p.m. at Cornell Cooperative Extension.

APPROVED: Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 111

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

**RE: APPROVAL OF VARIOUS TRANSFERS IN REGARDS TO FRINGE BENEFIT
ACCOUNTS FOR 2015**

WHEREAS, There is a need for additional funds in various 2015 Fringe Benefit Accounts, and

WHEREAS, In accordance with Section 610 of the Administrative Code, the County Executive has requested approval by this Board to transfer funds sufficient to cover the present shortage, now, therefore, be it hereby

RESOLVED, That a transfer from 2015 funds, as hereinafter set forth, be and the same is hereby approved:

TO:

AA# A1170.860 - Public Defender-Criminal, Health Insurance	\$ 6,249.
AA# A1411.860 - Motor Vehicle Bureau, Health Insurance	5,078.
AA# A1450.850 - Board of Elections, Unemployment Insurance	12,701.
AA# A3020.850 - Emergency Communications, Unemployment Insurance	20,904.
AA# A3110.860 - Sheriff-Administration, Health Insurance	8,124.
AA# A3113.850 - Sheriff-Special Initiatives, Unemployment Insurance.....	10,775.
AA# A3120.840 - Sheriff-Law Enforcement, Workers Compensation	27,466.
AA# A3120.860 - Sheriff-Law Enforcement, Health Insurance	50,975.
AA# A4018.860 - Environmental Health, Health Insurance.....	7,069.
AA# A4059.860 - Early Intervention Administration, Health Insurance.....	10,186.
AA# A4082.850 - WIC Program, Unemployment Insurance	14,450.
AA# A6011.860 - Children & Adult Services, Health Insurance	3,394.
AA# A6012.850 - Temporary Assistance, Unemployment Insurance	7,871.
AA# A6012.860 - Temporary Assistance, Health Insurance	<u>34,043.</u>

"A" Fund Total: \$ 219,285.

AA# D3310.810 - Traffic Control, Retirement	\$ 49,330.
AA# D5010.810 - Highways & Bridges Administration, Retirement.....	34,779.
AA# D5020.810 - Engineering, Retirement	98,631.
AA# D5020.860 - Engineering, Health Insurance.....	2,429.
AA# D5110.810 - Maintenance of Highways & Bridges, Retirement.....	<u>508,517.</u>

"D" Fund Total: \$ 693,686.

AA# G8110.810 - W.P.C. - Administration, Retirement	\$ 46,178.
AA# G8120.810 - W.P.C. - Sanitary Sewers, Retirement.....	9,017.

AA# G8130.810 - W.P.C. - Sewage Treatment, Retirement.....	246,839.
AA# G8140.810 - W.P.C. - Industrial Program, Retirement	<u>9,101.</u>
"G" Fund Total:\$	311,135.

AA# J6300.810 - Workforce Development Administration, Retirement.....	\$ 38,956.
AA# J6303.830 - College Student Corps, Social Security	<u>14,002.</u>
"J" Fund Total:\$	52,958.

AA#K8220.800 - Joint Activity/Planning, Employee Benefits.....	\$ <u>96,351.</u>
"K" Fund Total:\$	96,351.

FROM:

AA# A1170.830 - Public Defender-Criminal, Social Security	\$ 4,378.
AA# A1170.850 - Public Defender-Criminal, Unemployment Insurance	1,871.
AA# A1410.860 - County Clerk-Registrar, Health Insurance	5,078.
AA# A1450.418 - Board of Elections, Postage	5,794.
AA# A1450.860 - Board of Elections, Health Insurance	6,907.
AA# A3020.830 - Emergency Communications, Social Security	15,711.
AA# A3111.860 - Sheriff-Stop D.W.I., Health Insurance	8,124.
AA# A3120.830 - Sheriff-Law Enforcement, Social Security	20,327.
AA# A3120.850 - Sheriff-Law Enforcement, Unemployment Insurance.....	10,854.
AA# A3150.830 - Sheriff-Jail Inmates, Social Security	63,228.
AA# A4012.860 - Public Health Clinic, Health Insurance	7,069.
AA# A4082.860 - WIC Program, Health Insurance.....	24,636.
AA# A6010.860 - Social Services Administration, Health Insurance	3,394.
AA# A6012.830 - Temporary Assistance, Social Security	<u>41,914.</u>
"A" Fund Total: \$	219,285.

AA# D5010.860 - Highways & Bridges Administration, Health Insurance	\$ 28,616.
AA# D5110.101 - Maintenance of Highways & Bridges, Salaries	64,513.
AA# D5110.102 - Maintenance of Highways & Bridges, Temporary Help	67,665.
AA# D5110.103 - Maintenance of Highways & Bridges, Overtime	106,789.
AA# D5110.495 - Maintenance of Highways & Bridges, Other Expenses	324,398.
AA# D5110.830 - Maintenance of Highways & Bridges, Social Security	17,024.
AA# D5110.860 - Maintenance of Highways & Bridges, Health Insurance	<u>84,681.</u>
"D" Fund Total: \$	693,686.

AA# G8130.101 - W.P.C. - Sewage Treatment, Salaries.....	\$ 188,540.
AA# G8130.414 - W.P.C. - Sewage Treatment, Utilities.....	<u>122,595.</u>
"G" Fund Total: \$	311,135.

AA# J6300.495 - Workforce Development Administration, Other Expenses	\$ <u>52,958.</u>
"J" Fund Total: \$	52,958.

AA# K8220.1 - Joint Activity/Planning, Personal Services..... \$ 96,351.
"K" Fund Total: \$ 96,351.

APPROVED: Ways & Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 112

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

**RE: APPROVAL OF A PERMANENT EASMENT ON COUNTY OWNED PROPERTY IN
THE CITY OF ROME TO NIAGARA MOHAWK POWER CORPORATION**

WHEREAS, This Board is in receipt of correspondence from the Commissioner of Public Works, Dennis Davis, requesting approval of a Grant of Easement to Niagara Mohawk Power Corporation, on County owned property located at the MVCC Rome Campus in the City of Rome to allow Niagara Mohawk Power Corporation to install a new electric and natural gas utility service, and

WHEREAS, The reconstruction of the MVCC Campus includes a new electric utility service for the Plumley Building, which requires the installation by Niagara Mohawk Power Corporation of new electric service at the site, now, therefore, be it hereby

RESOLVED, That the Board of Legislators hereby approves a permanent easement to Niagara Mohawk Power Corporation, through County owned property located at the MVCC Rome Campus in the City of Rome, as set forth on the "Grant of Easement" document and attached map on file with the Clerk of the Board of Legislators, and be it further

RESOLVED, That the Chairman of the Oneida County Board of Legislators is hereby authorized to execute any and all documents necessary to effectuate the granting of said easement.

APPROVED: Ways and Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 113

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

**RE: APPROVAL OF A PERMANENT EASMENT ON COUNTY OWNED PROPERTY IN
THE CITY OF ROME TO NIAGARA MOHAWK POWER CORPORATION**

WHEREAS, This Board is in receipt of correspondence from the Commissioner of Public Works, Dennis Davis, requesting approval of a Grant of Easement to Niagara Mohawk Power Corporation, on County owned property located at the MVCC Rome Campus in the City of Rome to allow Niagara Mohawk Power Corporation to provide electric and gas utility service to the Plumley Complex, and

WHEREAS, Such grant of an Easement must be approved by this Board, now, therefore, be it hereby

RESOLVED, That the Board of Legislators hereby approves a permanent easement to Niagara Mohawk Power Corporation, through County owned property located at the MVCC Rome Campus in the City of Rome, as set forth on the "Grant of Easement" document and attached map on file with the Clerk of the Board of Legislators, and be it further

RESOLVED, That the Chairman of the Oneida County Board of Legislators is hereby authorized to execute any and all documents necessary to effectuate the granting of said easement.

APPROVED: Ways and Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 114

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

**RE: APPROVAL TO DRAFT AND SIGN AN INTERMUNICIPAL AGREEMENT
MEMORIALIZING THE TOWN OF MARCY'S ABANDONMENT OF THE SEGMENT
OF RIVER ROAD BEGINNING AT THE RIVER ROAD/CAVANAUGH ROAD
INTERSECTION AND ENDING AT THE RIVER ROAD/CO. RT. 34-NYS RT. 49 RAMP
TO THE COUNTY OF ONEIDA**

WHEREAS, with the intent of progressing construction of the AMS chip fabrication plant, the County Executive, by letter dated February 10, 2016, did request of the Town of Marcy that the Town of Marcy abandon to the County of Oneida the maintenance responsibility of the highway right-of-way for a segment of River Road in the Town of Marcy, and

WHEREAS, the segment of River Road to be abandoned begins at the River Road/Cavanaugh Road intersection and ends at the River Road/Co. Rt. 34-NYS Rt. 49 Ramp intersection, and

WHEREAS, maintenance responsibility for utilities, street lighting, sidewalks and any other easement not required for highway maintenance is excluded from this abandonment and retained by the Town, and

WHEREAS, On February 25, 2016, the Marcy Town Board did meet and take up consideration of the County Executive's request and did adopt a resolution abandoning maintenance responsibility of the highway right-of-way for that segment of River Road, a copy of which is on file with Clerk of this Board, now therefore, be it

RESOLVED, That the County of Oneida agrees to assume maintenance responsibility of that portion of River Road, and be it further

RESOLVED, That the County Executive and the County Attorney, in cooperation with the Commissioner of Public Works, are authorized to draft and sign an inter-municipal agreement memorializing the directives of this Resolution.

APPROVED: Ways and Means Committee (March 9, 2016)

DATED: March 9, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 115

INTRODUCED BY: Ms. Convertino

2ND BY: All Members

RE: RESOLUTION EXTENDING THE BOARD'S SYMPATHY TO THE FAMILY OF THE LATE ALBERT J. ALBERICO

WHEREAS, In the death of Albert J. Alberico on Tuesday, February 16, 2016, the City of Utica and the County of Oneida have suffered the loss of a valued citizen and great friend who held the respect and esteem of the citizens of the entire County of Oneida and the members of this Board of Legislators; and

WHEREAS, Mr. Alberico was very involved in City and County government, serving as a member of the Board of Legislators from 1968 through 1987 representing East Utica; and

WHEREAS, Mr. Alberico was appointed Commissioner of Parks and Recreation under the Pawling Administration and was elected Chairman of the Utica Democratic Party; and

WHEREAS, Mr. Alberico was self-employed as the owner of the A-Z Paving Company; and

WHEREAS, Mr. Alberico, is survived by his wife of 60 years, the former Claudine Poma, his sons Albert, III, Vincent and John, grandchildren and great grandchildren; and

WHEREAS, Mr. Alberico was an avid outdoorsman who appreciated the beauty and serenity of the woods and water, while hunting and fishing in upstate New York. Now, therefore, be it hereby

RESOLVED, That the members of this Board, speaking for the citizens of their respective communities extend to the family of the late Albert J. Alberico their sincere sympathy, their appreciation of the value of his services to all of Oneida County, and their respect for his worth as a man.

Seconded and adopted viva voce by all members present, standing for a moment of silence in respect to the memory of Albert J. Alberico.

DATED: March 9, 2016