



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

Frank D. Tallarino
Minority Leader

**ATTACHED FOR YOUR INFORMATION ARE RESOLUTIONS
NUMBERED 345 THROUGH 380 THAT WERE ACTED UPON
BY THE BOARD OF COUNTY LEGISLATORS AT THEIR REGULAR
SESSION HELD ON NOVEMBER 14, 2012.**

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 345

INTRODUCED BY: Mr. Porter
2ND BY: Mr. Gordon

RE: LOCAL LAW INTRODUCTORY "G" CURING LOCAL LAW NO. 1 OF 2000, WHICH PROVIDES FOR CLEARLY DISPLAYED PRICING OF GOODS OFFERED FOR SALE AT RETAIL IN ONEIDA COUNTY, AND SCANNER ACCURACY CERTIFICATION

Legislative Intent: Local Law No. 1 of 2000, which provides for clearly displayed pricing of goods offered for sale at retail in Oneida County and for Scanner Accuracy Certifications, inadvertently expired on September 1, 2002. The intent of this curative local law is to retroactively correct and cure the inadvertent expiration. This curative local law will not impair any vested property rights, as all affected establishments have complied with Local Law No. 1 of 2000 during the time period in question.

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

That Section 14 of Local Law No. 1 of 2000 shall be amended by the deletion of all matters that are in italics and *(parenthesis)* and the addition of all matters in bold and **underlined** as set forth below:

Section 14. 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 and shall remain in effect until the first day of September, *(2002)* **2013**.

This curative Local Law shall take effect in accordance with Sections 20, 21 and 27 of the Municipal Home Rule Law

APPROVED: Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 346

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

**RE: APPOINTMENT OF CAMILLE TAURONEY KAHLER TO THE MOHAWK VALLEY
COMMUNITY COLLEGE BOARD OF TRUSTEES**

WHEREAS, Pursuant to Article XX, Section 2002, of the Oneida County Charter and Administrative Code, and Section 6306 of the New York State Education Law, County Executive Anthony J. Picente, Jr., has recommended the appointment of Camille Tauroney Kahler to serve on the Board of Trustees of Mohawk Valley Community College, and

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

RESOLVED, That the Oneida County Board of Legislators hereby approves and confirms the appointment of Camille Tauroney Kahler to serve on the Board of Trustees of Mohawk Valley Community College for a term ending June 30, 2019, effective immediately.

APPROVED: Economic Development & Tourism Committee (11/5/2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 347

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

RE: A RESOLUTION CALLING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING PROPOSED IMPROVEMENTS FOR THE ONEIDA COUNTY SEWER DISTRICT

WHEREAS, It is proposed that the County establish improvements to the Oneida County Sewer District to fix various problems concerned with the wet weather overflows from the Sauquoit Creek Pumping Station in order to comply with a Consent Order issued by the State of New York Department of Environmental Conservation; and

WHEREAS, It is now proposed to authorize force main-planning and design, at a maximum estimated cost of \$3,000,000; and

WHEREAS, It is now desired to call a public hearing thereon; now therefore, BE IT

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

Section 1. A meeting of the County Legislature, the County of Oneida, New York, to be held at the County Office Building, in Utica, New York, in said County, on the 28th day of November, 2012, at 12:00 o'clock P.M., prevailing time, for the purpose of conducting a Public Hearing upon the aforesaid matter. The Clerk of said County Legislature is hereby authorized and directed to cause a notice of such public hearing to be published and posted in the manner provided by law.

Section 2. The Clerk of the Legislature is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in the official newspaper not less than ten, nor more than twenty, days before the date designated for the hearing.

Section 3. The notice of public hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the County Legislature of the County of Oneida, New York, will meet at the County Office Building, in Utica, New York, in Oneida, New York, on 28th day of November, 2012, at 12:00 o'clock PM, prevailing time, for the purpose of conducting a public hearing in relation to the proposed increase and improvement of the facilities of the Oneida County Sewer District in said County, consisting of forcemain-planning and design for improvements to the Oneida County Sewer District to fix various problems concerned with the wet weather overflows from the Sauquoit Creek Pumping Station at a maximum estimated cost of \$3,000,000. The estimated annual cost to the typical property owner in said Sewer District as a result thereof is \$3 for a single family home and \$5 for a two family home.

Dated: Utica, New York,
_____, 2012.

BY ORDER OF THE COUNTY
LEGISLATURE OF THE COUNTY

OF ONEIDA, NEW YORK

Clerk, County Legislature

BE IT RESOLVED, This resolution shall take effect immediately.

APPROVED: Public Works Committee (October 25, 2012)
Ways and Means, (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 348

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

**RE: APPROVAL OF THE CONTRACT BETWEEN ONEIDA COUNTY
AND THE CONVENTION & VISITORS BUREAU, DBA ONEIDA COUNTY TOURISM**

WHEREAS, Section 12 of Local Law #3 of 1990, said Local Law having been most recently extended until December 31, 2014 by Local Law #2 of 2012, provides that net revenues resulting from the Oneida County Hotel Occupancy Tax are to be allocated by the Board of Legislators for the purpose of promoting tourism within Oneida County by a not-for-profit corporation under contract with the County, and

WHEREAS, County Executive Anthony J. Picente, Jr., is in receipt of a proposed Agreement between the County and the Convention & Visitors Bureau for Oneida County, Inc., authorizing the allocation of net revenues received from the Oneida County Hotel Occupancy Tax to the Bureau for the period of October 1, 2012 through September 30, 2013, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators authorizes allocation of net revenues received from the Oneida County Hotel Occupancy Tax to the Convention & Visitors Bureau for Oneida County, Inc., for the period of October 1, 2012 through September 30, 2013, and it is further

RESOLVED, That Oneida County Executive Anthony J. Picente, Jr., be and hereby is authorized to enter into an Agreement, on behalf of the County, with the Convention & Visitors Bureau for Oneida County, Inc., for the allocation of net revenues from the Hotel Occupancy Tax for the purpose of promoting tourism within Oneida County for the period of October 1, 2012 through September 30, 2013.

APPROVED: Economic Development & Tourism Committee (11/5/12)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 349

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

RE: RESOLUTION DESIGNATING THE CONVENTION AND VISITOR'S BUREAU FOR ONEIDA COUNTY, INC. AS THE OFFICIAL TOURISM PROMOTION AGENCY(TPA) FOR ONEIDA COUNTY

WHEREAS, County Executive Anthony J. Picente, Jr. is in receipt of correspondence from the Convention & Visitors Bureau for Oneida County, Inc., requesting that the County designate the Bureau as the County's official Tourism Promotional Agency, and

WHEREAS, The Convention and Visitor's Bureau for Oneida County, Inc., wishes to apply for the Matching Funds Program of the New York State Department of Economic Development, Division of Tourism, and needs to be designated as the County's official Tourism Promotional Agency to do so, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby designates the Convention and Visitor's Bureau for Oneida County, Inc. as the official Tourism Promotional Agency for Oneida County, with authority to make application for and receive grants for the purposes specific in New York Economic Development Law.

APPROVED: Economic Development & Tourism Committee (11/5/12)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 350

INTRODUCED BY: Messrs. Waterman, Porter

2ND BY: Mr. Joseph

RE: EIGHT REFUNDS AND SIX CORRECTIONS FOR ERRONEOUS TAX ASSESSMENTS

WHEREAS, The Commissioner of Finance has forwarded eight applications for refunds totaling \$4,042.01 in the Towns of Kirkland, Remsen and Vernon and six corrections for erroneous tax assessments in the Towns of Camden, Remsen and Vernon totaling \$5,800.47, and

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

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

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

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

APPROVED: Government Operations Committee (November 5, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:

AYES: 29 NAYS: 0 ABSENT: 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 351

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

**RE: ACCEPTANCE OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY THROUGH
ITS OFFICE OF EMERGENCY SERVICES AND THE NEW YORK STATE DIVISION OF
HOMELAND SECURITY AND EMERGENCY SERVICES IN THE AMOUNT OF \$160,500**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Director of Emergency Services Kevin Revere requesting approval of an Agreement between Oneida County and the New York State Division of Homeland Security and Emergency Services for receipt of grant funds in the amount of \$160,500 to cover the cost of radio equipment, continuation of the “iamresponding” program used by fire departments in Oneida County and a MPLS computer system for law enforcement, 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 Oneida County Executive Anthony J. Picente, Jr., is authorized and directed to execute any and all documents related to a Grant Agreement between Oneida County and the New York State Division of Homeland Security and Emergency Services for receipt of grant funds in the amount of \$160,500 to cover the cost of radio equipment, continuation of the “iamresponding” program used by fire departments in Oneida County and a MPLS computer system for law enforcement during a term commencing September 1, 2012 and expiring August 31, 2014

APPROVED: Public Safety Committee (October 25, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 352

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

**RE: ESTABLISHMENT OF CAPITAL PROJECT H-469, FOR THE ONEIDA COUNTY
OFFICE OF EMERGENCY SERVICES PORTION OF THE 2012 NEW
YORK STATE DEPARTMENT OF HOMELAND SECURITY GRANT**

WHEREAS, This Board is in receipt of correspondence from County Executive Anthony J. Picente, Jr., requesting establishment of Capital Project H-469, for the Oneida County Office of Emergency Services portion of the 2012 New York State Department of Homeland Security Grant, and

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

RESOLVED, That Capital Project H-469, Emergency Services-System Upgrades, is hereby established and approved, as follows:

H-469, State Aid.	.	.	.	.	.	.	.	\$160,500
TOTAL	.	.	.	.	.	.	.	\$160,500

APPROVED: Public Safety Committee (October 25, 2012)
 Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following roll call vote:
AYES 29 NAYS 0 ABSENT 0

ROLL CALL**DATE** November 14, 2012**SESSION** Regular**MEMBERS PRESENT:** 29**MEMBERS ABSENT** 0**AYES:** 29 **NAYS:** 0**INTRODUCTORY NO.** 356**RESOLUTION NO.** 352

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	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
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	X	
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. 353

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

**RE: ACCEPTANCE OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY THROUGH
ITS SHERIFF'S DEPARTMENT AND THE NEW YORK STATE DIVISION OF HOMELAND
SECURITY AND EMERGENCY SERVICES IN THE AMOUNT OF \$53,500**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Sheriff Robert M. Maciol requesting approval of an Agreement between Oneida County and the New York State Division of Homeland Security and Emergency Services for receipt of Grant funds in the amount of \$53,500 to sustain and expand the Automatic Vehicle Locator (AVL) Project, continuation of the Records Management System and purchase of response equipment, 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 Oneida County Executive Anthony J. Picente, Jr., is authorized and directed to execute any and all documents related to a Grant Agreement between Oneida County and the New York State Division of Homeland Security and Emergency Services for receipt of Grant funds in the amount of \$53,500 to be used for continuation of the Automatic Vehicle Locator (AVL) Project, continuation of the Records Management System and purchase of response equipment, during a term commencing September 1, 2012 and expiring August 31, 2014

APPROVED: Public Safety Committee (October 25, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 354

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

**RE: ESTABLISHMENT OF CAPITAL PROJECT H-467, FOR THE ONEIDA COUNTY
SHERIFF DEPARTMENT PORTION OF THE 2012 NEW YORK STATE
DEPARTMENT OF HOMELAND SECURITY GRANT**

WHEREAS, This Board is in receipt of correspondence from County Executive Anthony J. Picente, Jr., requesting establishment of Capital Project H-467, for the Oneida County Sheriff's Departments portion of the 2012 New York State Department of Homeland Security Grant, and

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

RESOLVED, That Capital Project H-467, Sheriff-State Law Enforcement Terrorism Prevention be hereby established and approved, as follows:

H-467, State Aid.	.	.	.	.	.	.	.	\$53,500
TOTAL	.	.	.	.	.	.	.	\$53,500

APPROVED: Public Safety Committee (October 25, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following roll call vote:
AYES 29 NAYS 0 ABSENT 0

ROLL CALL

DATE November 14, 2012

SESSION Regular

MEMBERS PRESENT: 29

MEMBERS ABSENT 0

AYES: 29 **NAYS: 0**

INTRODUCTORY NO. 358

RESOLUTION NO. 354

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	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
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	X	
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. 355

INTRODUCED BY: *Messrs. Flisnik, Porter*

2ND BY: *Mr. Joseph*

RE: APPROVAL OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS PROBATION DEPARTMENT AND THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE- EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

WHEREAS, This Board is in receipt of a grant agreement between Oneida County, through its Probation Department, and the United States Department of Justice, Bureau of Justice Assistance through the Edward Byrne Memorial Justice Assistant Grant, for funding to be used to pay for overtime salaries and fringe benefits for Probation Officers to conduct domestic violence related home visits in conjunction with the Rome Police Department, 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 authorizes and approves the acceptance of a grant agreement between Oneida County, through its Probation Department, and the United States Department of Justice, Bureau of Justice Assistance through the Edward Byrne Memorial Justice Assistant Grant, for funding to be used to pay for overtime salaries and fringe benefits for Probation Officers to conduct domestic violence related home visits in conjunction with the Rome Police Department during a term commencing April 1, 2012 and ending February 28, 2013 in the amount of \$4,291.

APPROVED: Public Safety Committee (October 25, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 356

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

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF AVIATION AND CHA CONSULTING, INC. FOR CONSTRUCTION ADMINISTRATION AND ADDITIONAL DESIGN WORK FOR THE PHASE ONE TAXIWAY PROJECT

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Michael C. Lawrence, Jr., Superintendent of Airport Maintenance, requesting approval of an Agreement between Oneida County and CHA Consulting, Inc. to provide professional construction administration services with additional survey and design for the Taxiway Rehabilitation, Phase/Contract I-Construction, 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 of an Agreement between Oneida County and CHA Consulting, Inc. to provide professional construction administration services with additional survey and design for the Taxiway Rehabilitation, Phase/Contract I-Construction, at a cost of \$93,781.21, conditional upon Federal Aviation Administration (FAA) concurrence and grant offer. The FAA Airport Improvement Program will provide 90% Federal Funding (\$84,403.09). The State funding match is \$4,689.06(5%) and the County share is \$4,689.06 (5%) 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 (November 1, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 357

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

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

WHEREAS, This Board is in receipt of a grant agreement between Oneida County through its Health Department and Health Research, Inc., a contractor for the New York State Department of Health Cancer Services Program, to provide patient education and screening and diagnostic services and to assist those diagnosed with cancer to obtain prompt treatment, 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 authorizes and approves a grant agreement between Oneida County through its Health Department and Health Research, Inc., a contractor for the New York State Department of Health Cancer Services Program, to provide patient education and screening and diagnostic services and to assist those diagnosed with cancer to obtain prompt treatment during a one year term commencing June 30, 2012 and ending June 29, 2013 at a cost of \$52,824 funded in full by the federal government.

APPROVED: Health and Human Services Committee (October 22, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 358

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

RE: APPROVAL OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS HEALTH DEPARTMENT AND THE CENTRAL NEW YORK AFFILIATE OF THE SUSAN G. KOMEN FOUNDATION

WHEREAS, This Board is in receipt of a Grant Agreement between Oneida County through its Health Department and the Central New York Affiliate of the Susan G. Komen Foundation to provide funding for services which include clinical breast examinations, mammography screening and diagnostic services to underserved women in Oneida, Herkimer and Madison Counties, 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 a Grant Agreement between Oneida County through its Health Department and the Central New York Affiliate of the Susan G. Komen Foundation to provide funding for services which include clinical breast examinations, mammography screening and diagnostic services to underserved women in Oneida, Herkimer and Madison Counties commencing April 1, 2012 through March 31, 2013 in the amount of \$30,000.

APPROVED: Public Health Committee (October 22, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 359

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

RE: APPROVAL OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF SOCIAL SERVICES AND THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES TO BE USED BY THE ONEIDA COUNTY CHILD ADVOCACY CENTER

WHEREAS, This Board is in receipt of an grant agreement between Oneida County through its Department of Social Services and the New York State Office of Children and Family Services for receipt of grant funds in the amount of \$199,464 to be used for the Oneida County Child Advocacy Center , 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 Oneida County Executive Anthony J. Picente, Jr., is authorized and directed to execute any and all documents related to an grant agreement by and between Oneida County through its Department of Social Services and the New York State Office of Children and Family Services for receipt of grant funds in the amount of \$199,464 to be used for the Oneida County Child Advocacy Center, during a term commencing October 1, 2012 and expiring September 30, 2013.

APPROVED: Health and Human Services Committee (October 22, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 360

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN THE ONEIDA COUNTY THROUGH ITS
OFFICE OF WORKFORCE DEVELOPMENT AND THE MOHAWK VALLEY COMMUNITY
ACTION AGENCY**

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between Oneida County through its Office of Workforce Development and Mohawk Valley Community Action Agency to provide case management and counseling services for up to 50 Workforce Investment Act (WIA) eligible ex-offender older youth, 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 a Purchase of Service Agreement between Oneida County through its Office of Workforce Development and Mohawk Valley Community Action Agency to provide case management and counseling services for up to 50 WIA eligible ex-offender older youth commencing October 1, 2012 through June 30, 2013 at a proposed cost of \$86,845 funded in full by the Workforce Investment Act.

APPROVED: Health and Human Services Committee (October 22, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 361

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

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS OFFICE OF WORKFORCE DEVELOPMENT AND THE BOCES CONSORTIUM OF CONTINUING EDUCATION

WHEREAS, This Board is in receipt of a Purchase of Services Agreement between Oneida County, through its Office of Workforce Development, and the BOCES Consortium of Continuing Education to provide a portion of the job placement and job search training program known as Pride in Work, 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 a Purchase of Services Agreement between Oneida County, through its Department of Workforce Development, and the BOCES Consortium of Continuing Education to provide a portion of the job placement and job search training program known as Pride in Work during a one year term commencing July 1, 2012 and ending June 30, 2013 at a cost of \$163,194.

APPROVED: Health and Human Services Committee (October 22, 2012)
Ways & Means Committee: (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 362

INTRODUCED BY: *Messrs. Wood, Porter*

2ND BY: *Mr. Joseph*

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF AVIATION AND C&S ENGINEERS, INC. FOR SERVICES RELATED TO THE REHABILITATION OF NOSE DOCKS #785 AND #786

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Michael C. Lawrence, Jr., Superintendent of Airport Maintenance, requesting approval of an Agreement between Oneida County and C&S Engineers, Inc. to provide professional design services for the Rehabilitation of Nose Docks #785 and #786-Design, 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 the acceptance of an Agreement between Oneida County and C&S Engineers, Inc. to provide professional design services for the Rehabilitation of Nose Docks #785 and #786-Design at a cost of \$300,000, conditional upon Federal Aviation Administration (FAA) concurrence. The FAA Airport Improvement Program will provide 90% Federal Funding (\$261,856.80). The State funding match is \$14,547.60 (5%) and the County share is \$14,547.60 (5%) from Capital Account H-339, and be it further

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

APPROVED: Airport Committee (November 1, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 363

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH
ITS PUBLIC WORKS DEPARTMENT AND C&S ENGINEERS, INC., TO
PREPARE PLANS AND SPECIFICATIONS FOR RECONSTRUCTION OF
VARIOUS BRIDGES AND STRUCTURES IN ONEIDA COUNTY**

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 and C & S Engineers, Inc., to provide professional design services for reconstruction of various bridges and structures in Oneida County, 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 and C & S Engineers, Inc., to provide professional design services at a cost of \$98,3000 for the following projects:

Replace Structure C1-70, Redfield Road over Perry Brook
Replace Structure C2-70, Redfield Road over Spellicy Brook
Replace BIN 3311020, Steuben Valley Road over Branch Steuben Creek
Replace Structure C1-18A, Doolittle Road over Sauquoit Creek
Rehabilitation of BIN 3311400, South Street over Branch Oriskany Creek

and it is further

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

APPROVED: Public Works Committee (October 25, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 364

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH
ITS PUBLIC WORKS DEPARTMENT AND C&S ENGINEERS, INC. TO
PROVIDE AN UPDATED REUSE PLAN AND ENVIRONMENTAL ASSESSMENT**

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 and C&S Engineers, Inc., to provide an updated reuse plan and environmental assessment for the former Oriskany Airfield, and

WHEREAS, A completed reuse plan, an environmental assessment based on this plan and possibly an updated property value appraisal will be required to obtain a land release from the Federal Aviation Administration, 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 and C&S Engineers, Inc., to provide an updated reuse plan and environmental assessment for the former Oriskany Airfield at a cost of \$86,237.

APPROVED: Public Works Committee (October 25, 2012)
Ways and Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 365

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

RE: APPROVAL OF A RENEWAL OF A LEASE AGREEMENT BETWEEN ONEIDA COUNTY AND NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID FOR AN EXISTING TOWER ON SKYLINE DRIVE IN THE TOWN OF KIRKLAND

WHEREAS, This Board is in receipt of a renewal of a Lease Agreement between Oneida County and Niagara Mohawk Power Corporation d/b/a National Grid for tower space and real estate at the County owned Skyline Drive tower site in Kirkland, NY, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes Oneida County Executive Anthony J. Picente, Jr., to execute a renewal of a Lease Agreement between Oneida County and Niagara Mohawk Power Corporation d/b/a National Grid for tower space and real estate at the County owned Skyline Drive tower site in Kirkland, NY commencing upon June 30, 2012 and ending June 30, 2017, at an initial annual rate of \$7,300.08 with a four-percent (4%) increase each year.

APPROVED: Public Works Committee (October 25, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 366

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH
ITS DEPARTMENT OF AVIATION AND C&S ENGINEERS, INC. FOR
SERVICES RELATED TO THE REHABILITATION OF TAXIWAYS
(PHASE/CONTRACT II, DESIGN)**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Michael C. Lawrence, Jr., Superintendent of Airport Maintenance, requesting approval of an Agreement between Oneida County and C&S Engineers, Inc. to provide professional design services for the Taxiway Rehabilitation, Phase II, 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 the acceptance of an Agreement between Oneida County and C&S Engineers, Inc. to provide professional design services for the Taxiway Rehabilitation, Phase II at a cost of \$200,000, conditional upon Federal Aviation Administration (FAA) concurrence and grant offer. The FAA Airport Improvement Program will provide 90% Federal Funding (\$180,000). The State funding match is \$10,000 (5%) and the County share is \$10,000 (5%) from Capital Account H-339, and be it further

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

APPROVED: Airport Committee (November 1, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 367

INTRODUCED BY: Messrs. Wood, Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF AVIATION AND C&S ENGINEERS, INC. FOR SERVICES RELATED TO THE REHABILITATION OF TAXIWAYS (PHASE/CONTRACT I, CONSTRUCTION)

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Michael C. Lawrence, Jr., Superintendent of Airport Maintenance, requesting approval of an Agreement between Oneida County and C&S Engineers, Inc. to provide professional construction observation and administration services for the Taxiway Rehabilitation, Phase/Contract I-Construction, 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 the acceptance of an Agreement between Oneida County and C&S Engineers, Inc. to provide professional construction observation and administration services for the Taxiway Rehabilitation, Phase/Contract I-Construction, at a cost of \$429,076.00 conditional upon Federal Aviation Administration (FAA) concurrence and grant offer. The FAA Airport Improvement Program will provide 90% Federal Funding (\$386,168.40). The State funding match is \$21,453.80 (5%) and the County share is \$21,453.80 (5%) from Capital Account H-339, and be it further

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

APPROVED: Airport Committee (November 1, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 368

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

**RE: ESTABLISHMENT OF CAPITAL PROJECT H-468, DPW-UNION STATION
ELECTRONIC SURVEILLANCE**

WHEREAS, This Board is in receipt of correspondence from County Executive Anthony J. Picente, Jr., requesting establishment of Capital Project H-468, for the Oneida County Public Work's Department for Union Station Electronic Surveillance Equipment, and

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

RESOLVED, That Capital Project H-468, DPW-Union Station Electronic Surveillance be hereby established and approved, as follows:

H-468, State Aid. \$72,000

APPROVED: Public Safety Committee (October 25, 2012)
 Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following roll call vote:
AYES 29 NAYS 0 ABSENT 0

ROLL CALL

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	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
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	X	
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	

DATE November 14, 2012

SESSION Regular

MEMBERS PRESENT: 29

MEMBERS ABSENT 0

AYES: 29 NAYS: 0

INTRODUCTORY NO. 372

RESOLUTION NO. 368

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 369

INTRODUCED BY: Messrs. Flisnik, Wood

2ND BY: Mr. Joseph

**RE: SUPPLEMENTAL APPROPRIATION OF \$4,850 TO AA#A3120.4915, SHERIFF'S
DEPARTMENT, OTHER MATERIALS AND SUPPLIES-PROJECT LIFESAVER**

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$4,850 to AA#A3120.4915, Sheriff's Department, Other Materials and Supplies-Project Lifesaver, and

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

RA#A2711, Project Lifesaver-Miscellaneous Revenue . \$4,850
now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2012 funds, as hereinafter set forth, be and the same is hereby approved:

TO:
AA#A3120.4915, Other Materials/Supplies-Project Lifesaver \$4,850

APPROVED: Public Safety Committee (October 25, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 370

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Joseph

RE: APPROVAL TO CREATE ONE POSITION OF ASSISTANT PUBLIC DEFENDER III, GRADE 36P, STEP 1 (\$44,777)

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Public Defender-Criminal Division Frank J. Nebush, Jr., Esq. and Director of Personnel John P. Talerico requesting the creation of one position of Assistant Public Defender III, Grade 36P, Step 1 (\$44,777), to be posted to Utica City Court, and

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

RESOLVED, That one position of Assistant Public Defender III, Grade 36P, Step 1 (\$44,777), is hereby created to be posted to Utica City Court for the Oneida County Public Defender-Criminal Division.

APPROVED: Public Safety Committee (October 25, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:

AYES 28 NAYS 1 (Mr. Brennan) ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 371

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

**RE: APPROVAL TO CREATE ONE POSITION OF PARALEGAL ASSISTANT, GRADE
25W, STEP 1 (\$29,827)**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Public Defender-Criminal Division Frank J. Nebush, Jr., Esq. and Director of Personnel John P. Talerico requesting the creation of one position of Paralegal Assistant, Grade 25W, Step 1 (\$29,827), to assist in handling the increased caseload in both the Appellate Section and Parole Revocation Sections, and

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

RESOLVED, That one position of Paralegal Assistant, Grade 25W, Step 1 (\$29,827), be created to assist in handling the increased caseload in both the Appellate Section and Parole Revocation Sections.

APPROVED: Public Safety Committee (October 25, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 28 NAYS 1 (Mr. Brennan) ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 372

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

**RE: APPROVAL OF AN AMENDMENT TO CAPITAL PROJECT H-458 –SHERIFF
COMPREHENSIVE CORRECTIONAL FACILITY IMPROVEMENTS**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is requesting the amendment of Capital Project H-458, Sheriff-Comprehensive Correctional Facility Improvements, to do some overdue repairs at the jail, and

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

RESOLVED, That Capital Project H-458, Sheriff-Comprehensive Correctional Facility Improvements, is hereby amended and approved, as follows:

	<u>CURRENT</u>	<u>CHANGE</u>	<u>PROPOSED</u>
Direct Approp..	\$ 75,000	+\$334,000	\$409,000
Bonding	<u>\$ 332,311</u>	<u>-0-</u>	<u>\$332,311</u>
TOTAL	\$ 407,311	+\$334,000	\$741,311

APPROVED: Public Safety Committee (October 25, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following roll call vote:
AYES 29 NAYS 0 ABSENT 0

ROLL CALL**DATE** November 14, 2012**SESSION** Regular**MEMBERS PRESENT:** 29**MEMBERS ABSENT** 0**AYES: 29** **NAYS: 0****INTRODUCTORY NO.** 376**RESOLUTION NO.** 372

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	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
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	X	
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. 373

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH
ITS PUBLIC WORKS DEPARTMENT AND INTELLIGENT ENERGY**

WHEREAS, County Executive Anthony J. Picente, Jr., is in receipt of correspondence from the Commissioner of Public Works requesting approval of an Agreement between Oneida County and Intelligent Energy to provide natural gas supply to four County facilities, and

WHEREAS, The facilities receiving service are structures not covered through a New York State Office of General Services contract. These include:

6065 Judd Road
Oriskany, NY

120 Base Road
Oriskany, NY

0 Whitesboro Street
Yorkville, NY

51 LeLand Ave (Waste Water Treatment)
Utica, NY

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 acceptance of an Agreement between Oneida County and Intelligent Energy to provide a natural gas supply to four County facilities, for a term of one year to expire on November 30, 2013, and it is further

RESOLVED, That, pursuant to the Agreement, the fixed rate for natural gas supply shall be \$0.55 per therm and payment will be funded through various accounts.

APPROVED: Public Works Committee (October 25, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 374

INTRODUCED BY: Messrs. Waterman, Porter

2ND BY: Mr. Joseph

**RE: APPROVAL TO CREATE ONE (1) NEW ASSISTANT COUNTY ATTORNEY III
POSITION, GRADE 36P, STEP 1 (\$44,777)**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from County Attorney Gregory J. Amoroso and Director of Personnel John P. Talerico requesting the creation of one position of Assistant County Attorney III, Grade 36P, Step 1 (\$44,777), to replace the position of Assistant County Attorney (Health), and

WHEREAS, Said new full time position will perform various duties for the Law Department including legal work for the Health Department and work pursuant to the Memorandum of Understanding between Oneida County and Mohawk Valley Community College, and

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

RESOLVED, That one position of Assistant Public Defender III, Grade 36P, Step 1 (\$44,777), is hereby created to replace the position of Assistant County Attorney (Health) for the Oneida County Department of Law.

APPROVED: Government Operations Committee (November 5, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:

AYES 28 NAYS 1 (Mr. Brennan) ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 375

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

RE: APPROVAL OF A MEMORANDUM OF UNDERSTANDING BETWEEN ONEIDA COUNTY THROUGH ITS LAW DEPARTMENT AND MOHAWK VALLEY COMMUNITY COLLEGE

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from the County Attorney Gregory J. Amoroso requesting approval of a Memorandum of Understanding between Oneida County through its Law Department and Mohawk Valley Community College to provide legal services to the College, and

WHEREAS, Mohawk Valley Community College will pay Oneida County \$75,000 to reimburse the County for a portion of the costs of the Department of Law, and

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

RESOLVED, This Board approves a Memorandum of Understanding for Oneida County Department of Law to provide legal services to Mohawk Valley Community College for a term commencing September 1, 2012 through August 31, 2012. The College will reimburse the County \$75,000 for a portion of the costs of the Department of Law.

APPROVED: Government Operations Committee (November 5, 2012)
Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following v.v. vote:
AYES: 29 NAYS: 0 ABSENT: 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 376

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

RE: APPOINTMENT OF WILLIAM S. CALLI, JR. TO THE MOHAWK VALLEY COMMUNITY COLLEGE BOARD OF TRUSTEES

WHEREAS, Pursuant to Article XX, Section 2002, of the Oneida County Charter and Administrative Code, and Section 6306 of the New York State Education Law, County Executive Anthony J. Picente, Jr., has recommended the appointment of William S. Calli, Jr. to serve on the Board of Trustees of Mohawk Valley Community College, and

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

RESOLVED, That the Oneida County Board of Legislators hereby approves and confirms the appointment of William S. Calli, Jr. to serve on the Board of Trustees of Mohawk Valley Community College for a term ending June 30, 2017, effective immediately.

APPROVED: Ways & Means Committee (November 14, 2012)

DATED: November 14, 2012

Adopted by the following vote:
AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 377

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

RE: LOCAL LAW INTRODUCTORY “F” AMENDING LOCAL LAW NO. 5 OF 2012 REGULATING DEALERS OF SECONDHAND ARTICLES

Legislative Intent: To allow for electronic filing of required reports, per the recommendation of the Oneida County Sheriff. Also, to allow the Oneida County Sheriff to charge a fee for the required criminal background checks, per the recommendation of the Oneida County Sheriff. The amendments will make the regulations more effective and more cost efficient.

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

That sections 3(c)(2) and 4(b) of Local Law No. 5 of 2012 shall be amended by the deletion of all matters that are in italics and (*parenthesis*) and the addition of all matters in bold and underlined as set forth below, and the amended law, in its entirety, shall now read as set forth below:

Section 1. Definitions

(A) “Secondhand Dealer”

Means any person, corporation, partnership, unincorporated association and the agents or employees or such entities, engaged in the commercial exchange, purchase and/or sale of secondhand articles for any purpose and of whatever nature, including but not limited to any person dealing in the purchase or sale of any secondhand radios, televisions, household appliances, either electric or mechanical, automobile accessories or parts, including tires, office furniture, business machines and secondhand articles of whatsoever nature, or dealing in the purchase or sale of any secondhand manufactured article composed wholly or in part of gold, silver, platinum or other metal, or in the purchase or sale of old gold, silver or platinum, or dealing in the purchase of articles or things comprised of gold, silver or platinum for the purpose of melting or refining, or engaged in melting precious metals for the purpose of selling, or in the purchase or sale of pawnbrokers' tickets or other evidence of pledged articles or, not being a pawnbroker, who deals in the redemption or sale of pledged articles.

Exemption: This ordinance shall not apply to or include the following:

- (a) The sale of secondhand goods where all of the following are present:
 - (1) The sale is held on property occupied as a dwelling by the seller or owner or rented or leased by a charitable or non-profit organization (i.e. – yard sale, moving sale, garage sale and the like); AND

- (2) The items offered for sale are owned by the occupant or seller; AND
- (3) That no sale exceeds a period of ninety-six (96) consecutive hours; AND
- (4) That no more than three (3) sales are held in a any twelve (12) month period; AND
- (5) That none of the items offered for sale shall have been purchased for resale or received on consignment for purpose of resale.

(b) The sale of secondhand books or magazines.

(c) The sale of goods at an auction held by a licensed auctioneer.

(d) Goods sold as bona fide antique, used furniture, used clothing or used baby/children store (i.e. – a business in which at least seventy-five percent (75%) of the business’ revenue is derived through the sale of antiques, used furniture or used clothes or used baby/children’s (under the age of ten (10)) items-, such as rattles, dolls, trucks, playpens, bouncy seats, strollers, toys, etc.). Electronic items and games for electronic items are NOT part of this exemption.

(e) Any transaction involving secondhand items regulated by state or federal law, or regulated by any city, town or village law.

(f) Any not-for-profit or charitable organization that receives or sells secondhand articles.

(g) Any junk dealer licensed pursuant to article 6 and/or article 6-C of the New York General Business Law.

(B) “Applicant”

Mean any owner(s) of the secondhand dealer business.

(C) “Identification”

Means an official document issued by the United States government, any state, county, municipality or any public agency of department thereof or any public employer, which contains a photographic image of said person.

Section 2. Legislative Finding and Purpose

The residents of the County of Oneida have a significant interest in discouraging theft and the sale of secondhand stolen articles. There has been an increase in incidents of property theft and with the increase in price of precious metals and gems and the ease with which some secondhand dealers buy and sell precious metals or gems without requiring identification or proof of ownership, there is significant opportunity for persons involved in property theft to dispose of stolen property to these secondhand dealers. Since secondhand dealers, while serving a legitimate function, are often used by persons to dispose of stolen goods, there must be controls and regulations placed on the purchase of such articles in order to protect the property rights for the residents of Oneida County and aid law enforcement in their efforts to recover stolen property and identify suspects. It the intent of this Local Law to regulate these commercial outlets by requiring these individuals to register their businesses and to keep records of transactions relating to the merchandise herein specified. These requirements would assist in the recovery of stolen items, the detection and apprehensions of persons involved in various crimes and discourage secondhand dealers from accepting property they suspect to be stolen; thereby greatly reducing the market for stolen goods and discouraging theft.

Section 3. Written Records

(a) Information required.

Except as otherwise provided in Section 4, no Secondhand Dealer may acquire an item specified herein, whether within the physical place of business or off site, within Oneida County, unless such Secondhand Dealer has requested, obtained and recorded the following information in English:

- (1) The amount paid, advanced or loaned for the article;
- (2) A detailed, complete and accurate description of the article including identifying marks;
- (3) If applicable, the article's serial number, make and model number;
- (4) In the case of precious metals, jewelry, gems or precious stones, a photograph of the article;
- (5) Identification information, as described in Section 3b, of the person offering the article for sale;
- (6) The date, time and place of the transaction;
- (7) A bill of sale and/or receipt MUST be given. Any bill of sale and/or receipt must be numbered in consecutive order and issued in the same order.

(b) Identification Information

Every Secondhand Dealer MUST request identification from the seller and compare the photographic image to the seller to verify the identity when acquiring an item specified herein. The Secondhand Dealer shall record the name, date of birth, address or current address (if different than that on the identification) and the identification number (i.e. – motorist identification number on a driver's license) of the seller. For all acquisitions the Secondhand Dealer, whether on or off premises, MUST make a photocopy of the front of the identification. However; if the acquisition is made from another Secondhand Dealer, then the Secondhand Dealer purchasing the item shall record the date, time, business name and address of the Secondhand Dealer selling the item and the number of days the item was held prior to the acquisition. Purchases between Secondhand Dealers do not require photographic identification as stated above.

(c) Records Retention/Inspections

- (1) Every Secondhand Dealer shall maintain the information required pursuant to this section in a secure location for minimum period of five (5) years. Every Secondhand Dealer shall allow any records kept pursuant to this Local Law and all article of secondhand merchandise therein, to be examined during normal business hours by any member of the Oneida County Sheriff's Office (OCSO) or other police agency. Computerized records can be used to satisfy the requirements of this Local Law provided that such records include the information herein and are available for inspection in printed format upon request.
- (2) Additionally, every Secondhand Dealer shall **electronically report each article purchased using a computer program approved by the OCSO. Such reporting will include the required information described in subsections (a) and (b) of this section of this Local Law. In the absence of an approved real time reporting system, the reporting shall occur** every Friday, before the hour of 10:00 AM, on electronic forms provided by the OCSO, forward a correct copy of records as detailed by Section 3, subparagraphs (a) and (b), of all articles purchased within the preceding seven (7) day time period and MUST deliver this form via e-mail to an address designated by the OCSO. Photographs, jewelry, gems and precious stones are NOT to be transmitted with these records. Further, nothing in this section shall be construed as to prevent the OCSO from requesting the form required hereunder to be filed on such other date or at such other times and frequency as exigency or law enforcement need may require. **The Sheriff shall establish by rule the format and requirements of the**

transmission of data and may restrict the scope of the items that are to be electronically reported.

A Secondhand Dealer, when notified by the OCSO or other law enforcement agency that property in his/her possession is stolen or alleged to be stolen, shall take immediate steps to secure that property and such item shall be marked "POLICE STOP". Thereafter, such property shall not be sold or removed from the premises until notification is made to the dealer in writing by the OCSO or other law enforcement agency allowing such removal or sale.

Section 4. Application for Secondhand Dealers License

- (a) Every Secondhand Dealer as defined in Section 1 herein, shall apply for a Secondhand Dealer's license with the Oneida County Sheriff's Office. The fee for this application will be \$75.00 and is renewable on a calendar year basis. The application shall be made on a form supplied by the Sheriff of Oneida County and shall include but not be limited to the following information; the name, address and telephone number of the business owner, the name, address and telephone number of the operator of such business; if different than the owner. The application shall also include the location and telephone number of the business and a statement of the days and hours during which such business shall be customarily open to the public. Any change in such information shall be immediately transmitted to the Sheriff of Oneida County in the same manner as the original application. The applicant shall also provide a certificate from the sealer of weights and measures of the County of Oneida certifying that all weighing and measuring devices have been examined and approved pursuant to law.
- (b) When an application is filed the applicant must submit to fingerprinting by the Oneida County Sheriff's Office for the purpose of obtaining a criminal history record check through the New York State Division of Criminal Justice Services/FBI. The OCSO is hereby authorized to require from such applicants fingerprint identification cards, signed waivers or consents permitting inquiry into the criminal history of applicants and fees required by **both** the New York State Division of Criminal Justice Services **and the OCSO.**
- (c) Where such applicant(s) has been convicted of a crime that involves theft, larceny, burglary, robbery, and possession of stolen property or any other fraudulent dealing within the past ten (10) years, said application is subject to denial upon a review consistent with the provisions of article 23-A of the New York Corrections Law.
- (d) Any Secondhand Dealer license holder that is convicted for crimes as described in section 4, subparagraph (c) above is subject to forfeiture and revocation of such license upon a review consistent with the provisions of article 23-A of the New York Corrections Law.
- (e) The OCSO may deny an application, and any Secondhand Dealer license holder may have their license revoked, for any of the following reasons:
 - (i) Fraud, misrepresentation or false statements in the application for license;
 - (ii) Fraud, misrepresentation or false statements made in the course of carrying on the licensed business;
 - (iii) Any violation of this Local Law;

- (iv) conviction of a crime that involves theft, larceny, burglary, robbery, and possession of stolen property or any other fraudulent dealing within the past ten (10) years, subject to a review consistent with the provisions of article 23-A of the New York Corrections Law.
- (v) Conducting the licensed business in an unlawful manner, or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.

- (f) Upon a denial or revocation of a license, the application fee shall not be refunded. Any applicant refused a license, or any licensee whose license is revoked, may apply in writing within five (5) business days to the OCSO for a hearing before a hearing officer appointed by the Oneida County Sheriff. The hearing officer shall conduct a hearing and shall issue a written recommendation to the Sheriff within five (5) business days of the hearing. The Sheriff shall review the written decision of the hearing officer and inform the applicant or licensee in writing whether the initial decision of denial or revocation shall stand or shall be reversed.

- (g) Every person to whom a license has been granted pursuant to this Local Law, while exercising or utilizing his/her license, shall exhibit said license on request of any individual.

- (h) A license issued under this Local Law shall not be assignable. Any holder of such a license who permits it to be used by any other person, and any person who uses such license granted to any other person, shall be guilty of a violation of this Local Law and shall be subject to the penalties set forth here within.

- (i) No applicant to whom a license has been refused or who has had a license revoked shall make further application until a period of at least one (1) year shall have elapsed since the last previous revocation or rejection, unless the applicant can show that the reason for such revocation or rejection no longer exists.

Section 5. Disposal, Re-sale, Alteration

Until the seventh (7th) day next following its acquisition, no Secondhand Dealer shall; (a) sell, trade, transfer, remove from the local business premises or otherwise dispose of any item specified herein; (b) alter in any fashion any item specified herein, or (c) commingle any such item with similar items, but shall maintain all such items in a manner so as to be easily identified as to the transaction in which is was acquired.

Section 6. Penalty

A Secondhand Dealer who willfully fails to comply with the provisions of Section 3, 4, or 5 shall be guilty of a Class A misdemeanor and subject to a penalty as set forth in the applicable provisions of New York State Penal Law. Any business licensed as a Secondhand Dealer business that has a repeat conviction of this law by anybody working for such business, including the applicant(s) themselves and any employees or associates will be grounds to revoke the license of the individual, association, corporation or business that is licensed as a Secondhand Dealer. In addition to the above-provided penalties, the OCSO may maintain an action or proceeding in a court of competent jurisdiction to compel compliance with the provisions of this Local Law or to restrain by injunction any offense against the provisions of this Local Law.

Section 7. Severability

If any provision, sentence or clause of the local law is held unconstitutional, illegal or invalid, such findings shall not affect or impair any the remaining provisions, sentences or clauses or their application to persons and circumstances.

Section 8. Effective Date

The local law shall become effective immediately pursuant to the provisions of the Municipal Home Rule.

APPROVED: Ways & Means Committee (October 10, 2012)

DATED: November 14, 2012

Adopted by the following roll call vote:
AYES 29 NAYS 0 ABSENT 0

ROLL CALL**DATE** November 14, 2012**SESSION** Regular**MEMBERS PRESENT:** 29**MEMBERS ABSENT** 0**AYES:** 29 **NAYS:** 0**INTRODUCTORY NO.** 348**RESOLUTION NO.** 377

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	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
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	X	
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. 378

INTRODUCED BY: Mr. Porter
2ND BY: Joseph

RE: APPROVAL OF 2013 CAPITAL BUDGET –AS AMENDED

WHEREAS, A proposed Capital Budget for the year 2013 has been submitted to the Oneida County Board of Legislators by County Executive Anthony J. Picente, Jr. and reviewed by the Ways & Means Committee of this Board, and

WHEREAS, The Ways & Means Committee has filed its report with regard to the proposed Capital Budget for the year 2013, now, therefore, be it hereby

RESOLVED, That the proposed Capital Budget for the year 2013, as set forth in the proposed Budget, be and hereby is, adopted at a total cost of \$37,148,200.00, of which the direct appropriation of the County would be \$0.

APPROVED: Ways & Means Committee (November 7, 2012)

DATED: November 14, 2012

Adopted by the following roll call vote; as amended

AYES 29 NAYS 0 ABSENT 0

ROLL CALL

DIST MEMBERS AYES NAYS

DATE November 14, 2012

SESSION Regular

MEMBERS PRESENT: 29

MEMBERS ABSENT 0

AYES: 29 NAYS: 0

INTRODUCTORY NO. 382

RESOLUTION NO. 378

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	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
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	X	
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	

Sponsor: Wood
 2nd: Joseph

AMENDMENT # 2 To the Capital Budget
 RECOMMENDED BY THE LEGISLATORS
 TO WAYS AND MEANS AMENDED 2013 ONEIDA COUNTY BUDGET

WAYS & MEANS
 RECOMMENDED
 BUDGET
 INCREASE DECREASE
 2013
 LEGISLATORS
 BUDGET

AMENDMENT #1 # ____ (A) TO INCREASE ENTERPRISE CONTENT MANAGEMENT (CS-1-13)
 (B)
 (C)

"H" CAPITAL FUND APPROPRIATIONS:

ACCT#	COST CENTER NAME	DESCRIPTION	W&M BUDGET	INCREASE	DECREASE	LEG BUDGET
1			\$0	\$0	\$0	\$0
2	H	ENTERPRISE CONTENT MANAGEMENT	\$200,000	205,000	\$0	\$405,000
3			0	0	0	0
4			0	0	0	0
5			0	0	0	0
6			0	0	0	0
7			0	0	0	0
			\$200,000	\$205,000	\$0	\$405,000

"H" CAPITAL FUND REVENUES:

ACCT#	COST CENTER NAME	DESCRIPTION	W&M BUDGET	INCREASE	DECREASE	LEG BUDGET
1			\$0	\$0	\$0	\$0
2	H	ENTERPRISE CONTENT MANAGEMENT	\$200,000	205,000	\$0	\$405,000
3		BONDING	0	0	0	0
4			0	0	0	0
5			0	0	0	0
6			0	0	0	0
7			0	0	0	0
			\$200,000	\$205,000	\$0	\$405,000

NET IMPACT ON PROPERTY TAX LEVY:
 \$0

ADOPTED BY T- FOLLOWING VOTE
 Date: 11/14/2012
 Yea 29
 Absent 0
 Nay 0

ROLL CALL

DIST MEMBERS AYES NAYS

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	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
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	X	
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	

DATE November 14, 2012

SESSION Regular

MEMBERS PRESENT: 29

MEMBERS ABSENT 0

AYES: 29 NAYS: 0

INTRODUCTORY NO. 382

Amendment 2 to the Capital Budget

RESOLUTION NO. 378

Sponsor: Wood
 2nd: Joseph

AMENDMENT # 1 to Amendment #1 of the Capital Budget
 RECOMMENDED BY THE LEGISLATORS
 TO WAYS AND MEANS AMENDED 2013 ONEIDA COUNTY BUDGET

WAYS & MEANS
 RECOMMENDED
 BUDGET

2013
 LEGISLATORS
 BUDGET

AMENDMENT #1 # 1 (A) TO INCREASE COMPREHENSIVE BUILDING IMPROVEMENT - PHASE 4 (DPW-2-10-13)
 (B)
 (C)

"H" CAPITAL FUND APPROPRIATIONS:

ACCT#	COST CENTER NAME	DESCRIPTION	W&M BUDGET	INCREASE	DECREASE	LEG BUDGET
1			\$0	\$0	\$0	\$0
2	H	COMPREHENSIVE BUILDING IMPROVEMENT PHASE 4	\$1,100,000	200,000	\$0	\$1,300,000
3			0	0	0	0
4			0	0	0	0
5			0	0	0	0
6			0	0	0	0
7			\$1,100,000	\$200,000	\$0	\$1,300,000

"H" CAPITAL FUND REVENUES:

ACCT#	COST CENTER NAME	DESCRIPTION	W&M BUDGET	INCREASE	DECREASE	LEG BUDGET
1			\$0	\$0	\$0	\$0
2	H	COMP BUILDING IMPROV PH 4	\$1,100,000	200,000	\$0	\$1,300,000
3		BONDING	0	0	0	0
4			0	0	0	0
5			0	0	0	0
6			0	0	0	0
7			\$1,100,000	\$200,000	\$0	\$1,300,000

NET IMPACT ON PROPERTY TAX LEVY: \$0

ADOPTED BY THE FOLLOWING VOTE

Yea	29	Nay	0	Absent	0
-----	----	-----	---	--------	---

Date: 11/14/2012

ROLL CALL

DATE November 14, 2012

SESSION Regular

MEMBERS PRESENT: 29

MEMBERS ABSENT 0

AYES: 29 NAYS: 0

INTRODUCTORY NO. 382

Amendment 1 to Amendment 1 to the Capital Budget

RESOLUTION NO. 378

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	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
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	X	
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	

Sponsor: Wood
Paparella
Second: Joseph

AMENDMENT # _____ # 1 to The Capital Budget
RECOMMENDED BY WAYS & MEANS COMMITTEE
TO PROPOSED 2013 ONEIDA COUNTY BUDGET

ACCOUNT NUMBER	ITEM	2013 PROPOSED BUDGET	INCREASE	DECREASE	WAYS & MEANS RECOMMENDED BUDGET
----------------	------	----------------------	----------	----------	---------------------------------

- AMENDMENT #1 # _____
- (A) TO DECREASE THE FUNDING FOR THE "GRIFFISS AIRFIELD CUSTOMS FED INSPECTION" (AVIAT 3-8-13)
 - (B) TO DECREASE THE FUNDING FOR "COB - PARKING LOT IMPROVEMENTS" (DPW-4-8-13)
 - (C) TO DECREASE THE FUNDING FOR "COMPREHENSIVE BUILDING IMPROVEMENT PHASE 4" (DPW-2-13)
 - (D) TO DECREASE THE FUNDING FOR "JUDD ROAD / SUTCLIFF ROAD RECONSTRUCTION" (DPW-3-10-13)
 - (E) TO DECREASE THE FUNDING FOR "CONSOLIDATED COUNTY ROAD PHASE 4" (DPW-3-1-13)

"H" CAPITAL FUND APPROPRIATIONS:

ACCT#	COST CENTER NAME	DESCRIPTION	PROPOSED	INCREASE	DECREASE	W&M BUDGET
1			\$0	\$0	\$0	\$0
2	H	GRIFFISS AIRFIELD - CUSTOMS FED INSPECTION SERVICES	\$1,907,400	0	\$400,000	\$1,507,400
3			0	0	0	0
4	H-402	COB- PARKING LOT IMPROVEMENTS	1,020,000	0	200,000	820,000
5			0	0	0	0
6	H	COMPREHENSIVE BUILDING IMPROVEMENTS PHASE 4	1,500,000	0	400,000	1,100,000
7			0	0	0	0
8	H-462	JUDD ROAD / SUTCLIFF	637,500	0	637,500	0
9			0	0	0	0
10	H	CONSOLIDATED COUNTY ROAD PHASE 4	4,590,000	0	700,000	3,890,000
11			\$9,654,900	\$0	\$2,337,500	\$7,317,400

"H" CAPITAL FUND REVENUES:

ACCT#	COST CENTER NAME	DESCRIPTION	PROPOSED	INCREASE	DECREASE	W&M BUDGET
1			\$0	\$0	\$0	\$0
2	H	G. AIRFIELD - CUSTOMS FED INS.	\$1,907,400	0	\$400,000	\$1,507,400
3			0	0	0	0
4	H-402	COB- PARKING LOT IMPROVEMENTS BONDING	1,020,000	0	200,000	820,000
5			0	0	0	0
6	H	COMPREHENSIVE BUILDING IMPROVEMENTS PH BONDING	1,500,000	0	400,000	1,100,000
7			0	0	0	0
8	H-462	JUDD ROAD / SUTCLIFF BONDING	637,500	0	637,500	0
9			0	0	0	0
10	H	CONS. COUNTY ROAD PHASE 4 BONDING	4,590,000	0	700,000	3,890,000
11			\$9,654,900	\$0	\$2,337,500	\$7,317,400

NET IMPACT ON PROPERTY TAX LEVY: \$0

ADOPTED BY THE FOLLOWING VOTE: Ways and Means
ADOPTED BY THE FOLLOWING VOTE: BOL
Date: Ways and Means 11/17/2012
BOL 11/14/2012

Year:	11	Nov: 1 (Converting)	Absent
Year:	28	Nov: 1 (Converting)	Absent

ROLL CALL

DIST MEMBERS AYES NAYS

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	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
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	X	
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	

DATE November 14, 2012

SESSION Regular

MEMBERS PRESENT: 29

MEMBERS ABSENT 0

AYES: 28 NAYS: 1

INTRODUCTORY NO. 382

Amendment 1 to the Capital Budget

RESOLUTION NO. 378

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 379

INTRODUCED BY: Mr. Porter

2ND BY: Joseph

RE: APPROVAL OF SIX YEAR CAPITAL PROGRAM

WHEREAS, A proposed Six Year Capital Program for the years 2013-2018 has been submitted to the Oneida County Board of Legislators by County Executive Anthony J. Picente, Jr. and reviewed by the Ways & Means Committee, and

WHEREAS, The Ways & Means Committee has filed its report with regard to the proposed Six Year Capital Program, now, therefore, be it hereby

RESOLVED, That the Six Year Program, as set forth in the proposed Budget for the years 2013-2018 be and the same is hereby adopted at a total cost of \$151,179,121.00, of which the direct appropriation of the County would be \$0.

APPROVED: Ways & Means Committee (November 7, 2012)

DATED: November 14, 2012

Adopted by the following roll call vote:

AYES 29 NAYS 0 ABSENT 0

ROLL CALL

DIST MEMBERS AYES NAYS

DATE November 14, 2012

SESSION Regular

MEMBERS PRESENT: 29

MEMBERS ABSENT 0

AYES: 29 NAYS: 0

INTRODUCTORY NO. 383

RESOLUTION NO. 379

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	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
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	X	
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. 380

INTRODUCED BY: Mr. Porter

2ND BY: Joseph

RE: APPROVAL OF 2013 OPERATING BUDGET

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., has submitted a proposed Operating Budget for the year 2013 to the Board of Legislators as required by Article VI, Section 603 of the Oneida County Charter, and

WHEREAS, The Ways and Means Committee of this Board has reviewed the proposed 2013 Operating Budget and filed its report with the Clerk of this Board as required by Article VI, Section 605 of the Oneida County Charter, and

WHEREAS, Public Hearings have been held as required by Article VI, Section 606 of the Oneida County Charter, now, therefore, be it hereby

RESOLVED, That no payments shall be made in excess of the amounts appropriated, and it is further

RESOLVED, That there shall be levied and assessed upon the property of the County of Oneida, taxable therefore, for State and County purposes and for highway purposes, the sum of \$67,115,248.00, which represents the County's share of the total 2013 operations and maintenance Budget in the amount of \$371,806,197.00.

APPROVED: Ways & Means Committee (November 7, 2012)

DATED: November 14, 2012

Adopted by the following roll call vote as amended:

AYES: 28 NAYS: 1 (Gordon) ABSENT: 0

ROLL CALL

DATE November 14, 2012

SESSION Regular

MEMBERS PRESENT: 29

MEMBERS ABSENT 0

AYES: 28 NAYS: 1

INTRODUCTORY NO. 384

RESOLUTION NO. 380

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	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
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	X	
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	

Sponsor: Wood

AMENDMENT # 2

RECOMMENDED BY THE LEGISLATORS
TO WAYS AND MEANS AMENDED 2013 ONEIDA COUNTY BUDGET

2nd: Gordon
ACCOUNT NUMBER ITEM
WAYS & MEANS RECOMMENDED BUDGET
INCREASE DECREASE
LEGISLATORS 2013 BUDGET

- AMENDMENT #1 # (A) TO INCREASE TRANSFER TO "D" FUND
- DESCRIPTION (B) TO INCREASE APPROPRIATION IN THE "D" FUND
- (C) TO INCREASE SALES TAX REVENUE
- (D) TO INCREASE FUNDING FROM GENERAL FUND

"A" & "D" FUND APPROPRIATIONS:

ACCT#	COST CENTER NAME	DESCRIPTION	W&M BUDGET	INCREASE	DECREASE	LEG BUDGET
1			\$0	\$0	\$0	\$0
2	A9922.9	BUDGET - TRANSFER TO OTHER FUNDS	5,595,222	100,000	0	\$5,695,222
3		TRANSFER TO COUNTY ROAD	0	0	0	0
4			0	0	0	0
5	D5110.491	MAINTENANCE OF HIGHWAYS & BRIDGES	1,100,000	100,000	0	\$1,200,000
6		OTHER MATERIALS & SUPPLIES	0	0	0	0
7			0	0	0	0
8			0	0	0	0
9			0	0	0	0
10			0	0	0	0
11			0	0	0	0
			\$6,695,222	\$200,000	\$0	\$6,895,222

"A" & "D" GENERAL FUND REVENUES:

ACCT#	COST CENTER NAME	DESCRIPTION	W&M BUDGET	INCREASE	DECREASE	LEG BUDGET
1			\$0	\$0	\$0	\$0
2	A1110	FINANCE - TREASURY	\$70,100,000	\$100,000	0	70,200,000
3		COUNTY SALES TAX	0	0	0	0
4			0	0	0	0
5	D5031-5031	HIGHWAY & BRIDGES ADMINISTRATION	\$5,595,222	\$100,000	0	5,695,222
6		GENERAL FUND TRANSFER	0	0	0	0
7			0	0	0	0
			\$75,695,222	\$200,000	\$0	\$75,895,222

NET IMPACT ON PROPERTY TAX LEVY: \$0

ADOPTED BY THE FOLLOWING VOTE: Yea 29, Nay 0, Absent 0

Date: 11/14/2012

ROLL CALL

DIST MEMBERS AYES NAYS

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	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
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	X	
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	

DATE November 14, 2012

SESSION Regular

MEMBERS PRESENT: 29

MEMBERS ABSENT 0

AYES: 29 NAYS: 0

INTRODUCTORY NO. 384

Amendment 2 to the Operating Budget

RESOLUTION NO. 380

**AMENDMENT #1 AS RECOMMENDED BY THE WAYS AND MEANS COMMITTEE
TO THE 2013 ONEIDA COUNTY OPERTING BUDGET**

INTRODUCED BY: Porter

2ND BY: Townsend

County Executive Proposed

County Executive Proposed	\$67,115,248	\$67,115,248
Amendment		
AMENDMENT #1A (attached)	\$0	
AMENDMENT #1B (attached)	\$0	
AMENDMENT #1C (attached)	\$0	
AMENDMENT #1D (attached)	\$0	
Total Amendment Adjustments	\$ -	
Ways and Means PROPOSED TAXES	\$67,115,248	\$67,115,248
Taxes 2012	\$ 65,593,479	\$ 65,593,479
Tax Increase	2.32%	2.32%

APPROVED: WAYS AND MEANS COMMITTEE (NOVEMBER 7, 2012)

ADOPTED BY THE FOLLOWING ROLL CALL VOTE OF THE BOARD OF LEGISLATORS:

AYES: 25 NAYS: 4 ABSENT 0
(Joseph, Brennan, Flisnik, Convertino)

DATED: NOVEMBER 14, 2012

Sponsor:	D'Onofrio	AMENDMENT #	# 1C	WAYS & MEANS RECOMMENDED BUDGET
	Davis	RECOMMENDED BY WAYS & MEANS COMMITTEE TO PROPOSED 2013 ONEIDA COUNTY BUDGET		
Second:	Wood	2013 PROPOSED BUDGET		
ACCOUNT NUMBER	ITEM	INCREASE	DECREASE	WAYS & MEANS RECOMMENDED BUDGET
AMENDMENT #1#	(A) TO INCREASE THE FUNDING TO INSIGHT HOUSE FOR 2013			
DESCRIPTION	(B)			
	(C)			
	(D)			
"A" GENERAL FUND APPROPRIATIONS:				
ACCT#	COST CENTER NAME	DESCRIPTION	PROPOSED	W&M BUDGET
1			\$0	\$0
2	A431049515	MENTAL HEALTH ADMINISTRATION	1,476,612	1,512,612
3		INSIGHT HOUSE - ALCOHOL	0	0
4	A1995.9	BUDGET - SPECIAL ITEMS	634,315	598,315
5		CONTINGENT - INS & FUEL	0	36,000
6			0	0
7			0	0
8			0	0
9			0	0
10			0	0
			\$2,110,927	\$2,110,927
"A" GENERAL FUND REVENUES:				
ACCT#	COST CENTER NAME	DESCRIPTION	PROPOSED	W&M BUDGET
1			\$0	\$0
2			0	0
3			0	0
4			0	0
5			0	0
6			0	0
7			0	0
8			0	0
9			0	0
10			0	0
			\$0	\$0
NET IMPACT ON PROPERTY TAX LEVY:				
				\$0
ADOPTED BY THE FOLLOWING VOTE	Yes: 9	Nay: 2	Absent	1
Date:	7-Nov-12	(Joseph, Flisnik)	(Miller)	

Sponsor:	Clancy	Amendment #	#1D	Ways & Means Recommended Budget
	Davis			
	Porter	RECOMMENDED BY WAYS & MEANS COMMITTEE TO PROPOSED 2013 ONEIDA COUNTY BUDGET		
Second:	Wood			
ACCOUNT NUMBER	ITEM		2013 PROPOSED BUDGET	INCREASE DECREASE
AMENDMENT #1#	(A) TO FUND NOCCOG			
DESCRIPTION	(B) TO INCREASE MINOR SALES FOREST PRODUCTS REVENUE			
	(C)			
	(D)			
"A" GENERAL FUND APPROPRIATIONS:				
ACCT#	COST CENTER NAME	DESCRIPTION	PROPOSED	INCREASE DECREASE W&M BUDGET
1			\$0	\$0
2	PLANNING - ECONOMIC ASSIST	NORTHERN OC COUNCIL	0	5,000 0
3			0	0 0
4			0	0 0
5			0	0 0
6			0	0 0
7			0	0 0
8			0	0 0
9			0	0 0
10			0	0 0
			\$0	5,000 \$5,000
"A" GENERAL FUND REVENUES:				
ACCT#	COST CENTER NAME	DESCRIPTION	PROPOSED	INCREASE DECREASE W&M BUDGET
1			\$0	\$0
2	DPW - PUBLIC WORKS - REFORESTATION	MINOR SALES FOREST PROD	81,160	5,000 0
3			0	0 0
4			0	0 0
5			0	0 0
6			0	0 0
7			0	0 0
8			0	0 0
9			0	0 0
10			0	0 0
			\$81,160	5,000 \$86,160
NET IMPACT ON PROPERTY TAX LEVY:				
				\$0
ADOPTED BY THE FOLLOWING VOTE	Yea 8	Nay 3	Absent 1	(Miller)
Date:	7-Nov-12			

ROLL CALL

DATE November 14, 2012

SESSION Regular

MEMBERS PRESENT: 29

MEMBERS ABSENT 0

AYES: 25 NAYS: 4

INTRODUCTORY NO. 384

Amendment 1 to the Operating Budget

RESOLUTION NO. 380

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	X	
D-7	TALLARINO	X	
R-8	FLISNIK		X
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	X	
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	