



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Susan L. Crabtree
Clerk
(315) 798-5901

David J. Wood
Majority Leader

Michael J. Hennessy
Minority Leader

COMMUNICATIONS FOR DISTRIBUTION MARCH 25, 2009 (Correspondence relating to upcoming legislation, appointments, petitions, etc)

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**PETITION BY ONEIDA COUNTY, N. Y., BOARD OF
LEGISLATORS
for
MEMORIALIZING PETITION**

3-11-09

F.N. 2009- 156

READ & FILED

SPONSOR(S): Mr. Hennessy, Ms. Hudak, Mr. Tallarino,

**RE: PETITION OPPOSING STATE BUDGET-RELATED LEGISLATION PROPOSED BY
GOVERNOR PATERSON THAT WOULD PERMIT SALES OF WINE IN GROCERY STORES**

- WHEREAS,** New York State has had a long tradition of allowing the sale of wine and spirits only in licensed liquor stores, and
- WHEREAS,** Most liquor stores in Oneida County are small businesses operated as what are traditionally called mom and pop stores, and
- WHEREAS,** Such stores constitute one of the last areas that small businesses can operate, despite existing State Laws and Regulations that tend to stifle enterprise, and one of the mitigating regulations has prohibited the sale of beer or any other non-alcoholic product since alcohol became legal following prohibition, and
- WHEREAS,** Studies have shown that the dollar amount that the public spends for alcohol consumption is finite and will not increase with the availability of wine in grocery stores, and therefore sales tax cannot be predicted to rise to any significant degree , and
- WHEREAS,** What can be predicted is that large grocery chains will purchase in large volume, thereby eliminating many New York State wineries from competition because they do not produce in large enough quantities, **THEREFORE BE IT**
- RESOLVED,** That the undersigned members of the Oneida County Board of Legislators wish to go on record in opposition to a budget related proposal that would permit sale of wine in grocery stores, **AND BE IT FURTHER**
- RESOLVED,** That the undersigned members of this Board of Legislators urge the Members of the New York State Legislature not to support this proposed reduction, and **BE IT FURTHER**
- RESOLVED,** That the Clerk of the Board shall transmit copies of this Resolution to New York State Assembly Representatives RoAnn M. Destito (D-116), David R. Townsend (R-115), and William Magee (D-111), New York State Senators Joseph Griffo (R-47), and David Valesky (D-49), Governor David Paterson, New York State Assembly Speaker Sheldon Silver and New York State Senate Majority Leader Malcom A. Smith

LEGISLATORS SUPPORTING PETITION

LEGISLATORS OPPOSING PETITION

William Goodman
Joseph Jozgal
Frank Hudak
Edison Stinson
Frank Beal
William Conner
W. B. Rife
Michael Curt

LEGISLATORS SUPPORTING PETITION

LEGISLATORS OPPOSING PETITION

Matthew J. Kung
Michael J. Kerecny
David Wood
Alan P. Wells
Tom Wica
Burr Mansby
Stephen C. Keefaw
Mark Horvath
Gerald J. Perry
Don Leach
Michael Demsky

The enclosed petition represents the opinion of those members of the Oneida County Board of Legislators who have signed the same regarding the contents and subject matter of the petition. Under the Rules of the Board, a Legislator may sign said petition or may, in the alternative, elect not to sign the petition. There are 29 members of the Oneida County Board of Legislators.

PETITION BY ONEIDA COUNTY, N. Y., BOARD OF LEGISLATORS

for

MEMORIALIZING PETITION

3-11-09

F.N. 2009-157

READ & FILED

SPONSOR(S): Messrs. Mandryck, Clancy, Waterman, Porter, Hudak

RE: MEMORIALIZING PETITION CALLING UPON GOVERNOR PATERSON AND THE NEW YORK STATE LEGISLATURE TO OPPOSE, PART NN, SECTIONS 26 THROUGH 28, OF S.56/A.156 (PUBLIC PROTECTION AND GENERAL GOVERNMENT ARTICLE VII BUDGET BILL) AND ASK THAT THESE SECTIONS BE STRICKEN FROM THE BILL

WHEREAS, Town Clerks are fundamental to the operation of local government and perform duties such as the management, storage and organization of all town records, including fiscal records; are responsible for meeting minutes of the Town Board; collection of licensing fees and taxes; and issuance and recordation of all marriage and death certificates, and

WHEREAS, Town Highway Superintendents are responsible for management and oversight of town highway maintenance, and elected Tax Collectors offer an independent forum for payment of taxes, and

WHEREAS, Sections 26 through 28 of Senate Bill 56 and Assembly Bill 156 will permit a Town Board to convert the office of Town Clerk, Highway Superintendent, and Receiver of Taxes and assessments from an elected to appointed position, subject to a permissive referendum, and

WHEREAS, This legislation would override Municipal Home Rule Law §23(e) which already provides a mechanism for a town to adopt a local law changing town offices from an elected to appointed position, in which Section 23 requires a mandatory referendum if a Town abolishes an elective office, or changes the method of nominating, electing or removing an elective officer, the term of an elective office, or reduces the salary of an elective officer during the term of office,

WHEREAS, the current process of electing Town Clerks, Highway Superintendents, and Tax Collectors brings accountability and a system of checks and balances to town government, NOW, THEREFORE BE IT

RESOLVED, That the Oneida County Board of Legislators opposes S. 56 and A. 156, and strongly encourages Governor Paterson and the State Legislature to defeat this proposal, and Be It Further

RESOLVED, That the Clerk of the Board shall transmit copies of this memorializing petition to New York State Governor David Paterson, New York State Assembly Speaker Sheldon Silver, New York State Majority Leader Malcolm Smith, New York State Assembly Representatives RoAnn M. Destito (D-116), David R. Townsend (R-115), and William Magee (D-111), New York State Senators Joseph A. Griffo (R-47) and David Valesky (D-49).

LEGISLATORS SUPPORTING PETITION

LEGISLATORS OPPOSING PETITION

Sam Mandryck
Michael R. Paparella
Edmund P. Walsch
Michael Destito
William Magee

4.

Len Porter
 William Goodson
 Joseph Jugal
 Frank Lurre
 Edward Stephenson
 Frank Tallarino
 L. J. L.
 Patricia DeHendel
 S. L. S. A.
 Ben D. Miller
 James P. Paff
 Len Porter

51

The enclosed petition represents the opinion of those members of the Oneida County Board of Legislators signing the same regarding the contents or subject matter of the petition. Under the Rules of the Board, a Legislator may sign said petition or may, in the alternative, elect not to sign the petition. There are 29 members of the Oneida County Board of Legislators.

Dated: _____

PETITION BY ONEIDA COUNTY, N. Y., BOARD OF LEGISLATORS

for

MEMORIALIZING PETITION

3-11-09

F.N. 2009-158

READ & FILED

SPONSOR(S): Mr. Porter, Leach, Waterman, Mandryck

RE: PETITION OPPOSING THE ADIRONDACK PARKS RULE REGARDING NON-CONFORMING SHORELINE STRUCTURES AND OFFERING SUPPORT TO THE LAWSUIT OPPOSING SUCH RULE

WHEREAS, The Adirondack Park Agency has promulgated rules to restrict expansion to existing non-conforming shoreline structures built prior to 1973, bringing increased control to the APA, and

WHEREAS, This rule severely impacts the ability for local communities to control zoning and growth within their boundaries, and

WHEREAS, The communities located within the Adirondack Park have filed a lawsuit challenging the Rule, and,

WHEREAS, this Rule could have serious adverse reactions for the Communities and property owners within the Adirondack Park, including reduced property values, reduced tax revenues, and reduced community growth, now therefore be it

RESOLVED, the Oneida County Board of Legislators hereby offers support to the lawsuit brought on by the local counties and towns in the Adirondack Park, and be it further

RESOLVED, this Board requests the Governor and State Legislature to do all they can within their authority to reverse the APA's Rule, and Be It Further

RESOLVED, That the Clerk of the Board shall transmit copies of this memorializing petition to New York State Governor David Paterson, New York State Assembly Speaker Sheldon Silver, New York State Majority Leader Malcolm Smith, New York State Assembly Representatives RoAnn M. Destito (D-116), David R. Townsend (R-115), and William Magee (D-111), New York State Senators Joseph A. Griffo (R-47) and David Valesky (D-49).

LEGISLATORS SUPPORTING PETITION

LEGISLATORS OPPOSING PETITION

Jim Leach
Bill Mandryck
Paul R. Paparella
John Waterman
Tom Porter
Frank D. Tellarone

Willie Goodman
 Janet Jorgal
 Frank Perry
 Roy Ann Carter
 Doug Ford
 Patricia A. Heald
 Sherrill S. S. S.
 Bruce Miller

71

The enclosed petition represents the opinion of those members of the Oneida County Board of Legislators signing the same regarding the contents or subject matter of the petition. Under the Rules of the Board, a Legislator may sign said petition or may, in the alternative, elect not to sign the petition. There are 29 members of the Oneida County Board of Legislators.

Dated: _____



Anthony J. Picente Jr. County Executive

Linda M. Nelson, Commissioner

Oneida County
dmm
Department of Mental Health
235 Elizabeth Street
Utica, New York 13501

Phone: (315) 798-5903
Fax: (315) 798-6445
E-mail: mentalhealth@ocgov.net
Web site: www.ocgov.net

7N2009-159

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 13 AM 8:36

March 2, 2009

PUBLIC HEALTH

WAYS & MEANS

Honorable Mr. Anthony J. Picente, Jr.
Oneida County Executive
800 Park Avenue
Utica, New York 13501

Dear Mr. Picente:

I am forwarding five (5) copies of a Purchase of Services Amendment between the Oneida County Department of Mental Health and Upstate Cerebral Palsy for your review and signature.

The purpose of this amendment is to revise the Appendices packet to include Appendix L: Comprehensive Outpatient Program Services Contract Provisions. All other terms and conditions of the previously approved contract shall remain in force

The gross amount of the Agreement is \$ 1,029,591.00. **There are no Oneida County generated tax dollars associated with this Agreement.**

Thank you very much for your time and consideration of this request. I would be pleased to respond to any questions or concerns you might have with regard to this Agreement.

Sincerely,

Linda M. Nelson
Commissioner

LMN/ser
Enc.

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

Anthony J. Picente, Jr.
County Executive

Date 3-11-09

8.

Contract Amendment Summary

Oneida County Department of Mental Health Account No: A4310.49517

Name of Proposing Organization: Upstate Cerebral Palsy

Type of Activity or Services: Clinic Treatment (MR\DD)
Information and Referral (MR\DD)
Psychosocial Club (MH)
Supported Housing (MH)
Advocacy Services (MH)
MICA Network
ACE (MH)
Ongoing Integ Emp(MH)

Proposed Dates of Operations: January 1, 2009 through December 31, 2009

Client Population to be Served: Individuals with a developmental disability or serious mental illness and their families.

Summary Statements:

1.) Narrative Description of Proposed Services:

Narrative Description of Proposed Services:

The purpose of this amendment is to revise the Appendices packet to include Appendix L: Comprehensive Outpatient Program Services Contract Provisions. All other terms and conditions of the previously approved contract shall remain in force

Service Units:

OMH Programs

MICA/Homeless	2,271
Psychosocial Clubhouse	3,200
Assisted Competitive Employment	800
Supported Housing	12,775
Supported Housing	480
Advocacy	3,300
Ongoing Integrated Employment	2,140
Article 31 Clinic	18,844
Children's Clinic Plus	659

OMRDD Programs

Specialty Clinic	11,628
Information and Referral	2,509

9.

Funding:

Total State Funds	\$1,029,591.00
OMH	\$ 919,549.00
OMRDD	\$ 110,042.00
County Funds	0

10.

Anthony J. Picente Jr.
County Executive

Lucille A. Soldato
Commissioner



Oneida County Department of Social Services
Office of Commissioner Lucille A. Soldato
County Office Building
800 Park Ave.
Utica, NY 13501

March 10, 2009

Mr. Anthony J. Picente, Jr.
Oneida County Executive
800 Park Ave
Utica, NY 13501

JN2009-160

WAYS & MEANS

2009 MAR 10 AM 8:33
RECEIVED
ONEIDA COUNTY LEGISLATURE

Dear Mr. Picente:

I am requesting to recreate Caseworker position #120. This position is in Child Protective Services, which is presently understaffed due to significant staff turnover.

The Caseworker position is a grade 25 with a starting salary step 1 of \$29,532 and is located in Account A6011, Children and Adult Services. This position receives a 79% reimbursement rate from the state and federal government. This position will be vacant as of March 13, 2009.

State recommended caseload levels for a Child Protective Caseworker is 8-10, our caseload levels are approximately 13-14.

The State mandated training for this position is six (6) months with additional on the job training. A full caseload is not assigned until 10-12 months after hire.

While this position remains vacant, additional cases are given to existing staff which places additional stress and acerbates the turnover rate.

Calls to the New York State hotline for Oneida County in 2008 were 3,667. This was an increase of 351 from our 2007 total of 3,316. Our workload is increasing and the positions are needed to handle this increasing need.

I am respectfully requesting that this matter be forwarded to the Board of Legislators for their consideration.

Respectfully,

Lucille Soldato, Commissioner

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

Anthony J. Picente, Jr.
County Executive

Date

3-12-09

11.

Anthony J. Picente Jr.
County Executive

Lucille A. Soldato
Commissioner



Oneida County Department of Social Services
Office of Commissioner Lucille A. Soldato
County Office Building
800 Park Ave.
Utica, NY 13501

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 19 AM 8:39

February 23, 2009

FN 2009-161

Mr. Anthony J. Picente, Jr.
Oneida County Executive
800 Park Ave.
Utica, NY 13501

WAYS & MEANS

Dear Mr. Picente:

I am requesting to recreate position # 241 Senior Support Investigator.

The Senior Support Investigator position is a grade 19, with a step 1 salary of \$23,571, under Account # A6010, Social Services – Administration. This position will be vacant on March 4, 2009.

The Senior Support Investigator position is located in the Child Support Division.

This position is responsible for interviewing custodial and non-custodial parents, establishing paternity, determining financial status and location of non-custodial parents.

The Senior Investigator files initial support petitions, prepares modification orders, determines income and property executions and cost of living adjustments. This position has frequent contact with Family Court, local Attorney's and is responsible for training and oversight of Support Investigator positions.

These positions have an average caseload of 750 cases.

The Department presently has nine (9) Senior Support Investigator positions.

I am respectfully requesting that this matter be forwarded to the Board of Legislators for their consideration.

Respectfully,

Lucille Soldato, Commissioner

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

Anthony J. Picente, Jr.
County Executive

Date: 3/12/09

12.

ANTHONY J. PICENTE JR., *County Executive*

JOHN R. KENT, Jr., *Commissioner*



Boehlert Center
at UNION STATION

(315) 798-5710

FAX (315) 798-5852

planning@cogov.net

Oneida County Department of Planning

Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501

March 9, 2009

Hon. Anthony J. Picente, Jr.
Oneida County Executive
800 Park Avenue
Utica, New York 13501

7N2009-162
**ECONOMIC DEVELOPMENT
& TOURISM**

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 13 AM 8:35

Re: **WAYS & MEANS** Job Access and Reverse Commute Program (JARC)
Grant Application – Authorizing Resolution

Dear Mr. Picente:

The attached resolution is for the authorization of the County to file the Job Access and Reverse Commute Program (JARC) Grant Application with the Federal Transit Administration through the TEAM application process on behalf of Birnie Bus Service. The JARC program is a competitive process, formula-based program to develop transportation services designed to transport welfare recipients and low income individuals to and from jobs (Job Access), and to develop transportation services for residents of urban centers and rural and suburban area to suburban employment opportunities (Reverse Commute). This will secure the JARC funding and enable the County to pass it through to Birnie Bus Service for the designated JARC project.

The Federal transportation legislation known as The Safe, Affordable, Flexible, and Efficient Transportation Equity Act – A Legacy for Users (SAFETEA-LU) requires a locally developed Coordinated Human Services Transportation Plan (HSTP) to focus on the coordination of transportation services, which includes Job Access and Reverse Commute (Section 5316).

Oneida County's FFY 2007 JARC allocation is \$113,070. After a local application process of the HOCTS Coordinated Human Services Transportation Committee, Birnie Bus Service, Inc. was selected for \$47,461 of the JARC allocation for three transportation projects. CENTRO of Oneida was selected for \$60,000 of the JARC allocation for a transportation project. The time period for the JARC Grant will be for one year, with an estimated start up date of April 1, 2009. The balance of \$5,609 is designated for HOCTS project administration.

Oneida County is the designated recipient for the program funds, which "pass through" the County to those receiving the funding, which will be Birnie Bus Service. CENTRO of Oneida will be applying directly to the Federal Transit Administration for their project amount.

There are **no Oneida County tax dollars** involved in this application process. Birnie Bus Service and CENTRO of Oneida will provide the required matching funds to this grant.

13.

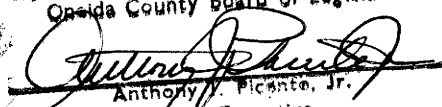
It is my recommendation that you approve the attached resolution authorizing the County to file the JARC Grant Application with the Federal Transit Administration through the TEAM application process on behalf of Birnie Bus Service. This will secure the JARC funding and enable the County to pass it through to Birnie Bus Service for the designated JARC project.

Sincerely,

John R. Kent, Jr.

John R. Kent, Jr., Commissioner
Planning Department

Attachments

Reviewed and approved for submittal to the
Osage County Board of Legislators by

Anthony J. Picante, Jr.
County Executive
Date 3-11-09

Cc: Harry J. Miller, Program Manager HOCTS

Department
Planning

Competing Proposal _____
Only Respondent _____
Sole Source RFP _____

Oneida County Board of Legislators Contract Summary

Name of Proposing Organization: Birnie Bus Service, Inc

Title of Activity or Service: This agreement is for the authorization of the County to file the Job Access and Reverse Commute Program (JARC) Grant Application with the Federal Transit Administration through the TEAM application process on behalf of Birnie Bus Service.

Proposed Dates of Operations: Effective upon approval and signature of County Executive for one year.

Client Population/Number to be Served: N/A

SUMMARY STATEMENTS

1) Narrative Description of Proposed Services

This agreement is for the authorization of the County to file the Job Access and Reverse Commute Program (JARC) Grant Application with the Federal Transit Administration through the TEAM application process on behalf of Birnie Bus Service.

2) Program/Service Objectives and Outcomes N/A

3) Program Design and Staffing Level N/A

Total Funding Requested: None

Oneida County Funding Recommendation: N/A

Proposed Funding Source (Federal \$ /State \$ /County \$):

Federal: \$47,461.00

Local Share: \$47,461.00 from Birnie Bus Service

-NO County dollars are involved-

Cost Per Client Served: N/A

Past Performance Served: N/A

O.C. Department Staff Comments: None

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY:

2nd BY:

RE: RESOLUTION AUTHORIZING THE FILING OF APPLICATION WITH THE FEDERAL TRANSIT ADMINISTRATION FOR THE 2007 JOB ACCESS AND REVERSE COMMUTE GRANT AWARDED FOR THE FEDERAL FISCAL YEAR 2009-2010 TO BIRNIE BUS SERVICE, INC.

Resolution authorizing the filing of an application with the Federal Transit Administration (FTA), an operating administration of the United States Department of Transportation, for Federal transportation assistance authorized by 49 U.S.C. chapter 53, title 23 United State Code, and other Federal statutes administered by the Federal Transit Administration.

WHEREAS, the Safe, Affordable, Flexible, and Efficient Transportation Equity Act- A Legacy for Users (SAFETEA-LU) signed into law on August 10, 2005 authorized the New Freedom Program (Section 5317), Job Access Reverse Commute Program (Section 5316), and Persons with Disabilities and Elderly Program (Section 5310); and requires the establishment of a locally developed, coordinated public transit-human services transportation plan for the three Federal Transit Administration (FTA) Programs; and

WHEREAS, the JARC Program relates to the development and maintenance of transportation services to transport welfare recipients and low-income individuals to and from employment; and

WHEREAS, the local application process of the HOCTS Coordinated Human Services Transportation Committee awarded \$47,461 of the JARC allocation to Birnie Bus Service, Inc. for three transportation projects, which are an Expanded Shuttle Service in Utica, an Expanded Fixed Routes in Utica, and a Marketing Program of these two projects.

WHEREAS, Birnie Bus Service will provide the required matching funds to this grant; and

WHEREAS, Birnie Bus Service has or will provide all annual certifications and assurances to the Federal Transit Administration required for the project; and

WHEREAS, the Oneida County Executive has forwarded a request of the Planning Department for the JARC grants under Safe, Affordable, Flexible, and Efficient Transportation Equity Act- A Legacy for Users (SAFETEA-LU) for the JARC Program as it relates to the development and maintenance of transportation services to transport welfare recipients and low-income individuals to and from employment; now, therefore be it

hereby

RESOLVED, by the Oneida County Board of Legislators:

1. That the Oneida County Executive is hereby authorized to execute and file an application for Federal assistance on behalf of Oneida County with the Federal Transit Administration to aid in the financing of operating costs for the local transit operators, human service agencies and related service providers pursuant to Safe, Affordable, Flexible, and Efficient Transportation Equity Act- A Legacy for Users (SAFETEA-LU), and
2. That the County Executive is authorized to execute and file with such application the an assurance or any other document required by the U.S. Department of Transportation, and
3. That the Oneida County Executive is authorized to execute the cooperative agreement insuring that New York State and transportation service providers will provide the required local matching funds, and
4. That the Oneida County Commissioner of Planning is authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the application for program of projects and budget, and
5. That the Oneida County Executive be, and hereby is, authorized and directed to file and execute all necessary grant agreements and contracts on behalf of Oneida County with the U.S. Department of Transportation, New York State and other relevant parties or delegate authority to the Oneida County Planning Department Commissioner for execution of a Federal Transit Administration agreement through Transportation Electronic Award and Management System (TEAM) for aid in the financing of the capital and /or operating assistance, program of projects and budget.

APPROVED: Economic Development & Tourism Committee ()
 Ways & Means Committee ()

DATED:

Adopted by the following vote:

AYES ___ NAYS ___

BoardResolution.07jarcgrant.2.09

Oneida County Department of Public Works

ANTHONY J. PICENTE JR.
County Executive

JOHN J. WILLIAMS
Commissioner

6000 Airport Road
Oriskany, New York 13424
Phone: (315) 793-6235
Fax: (315) 768-6299

DIVISIONS:
Buildings & Grounds
Engineering
Highways, Bridges & Structures
Reforestation

March 10, 2009

Anthony J. Picente Jr.
Oneida County Executive
800 Park Ave.
Utica, NY 13501

7N2009-163

PUBLIC WORKS

WAYS & MEANS

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 13 AM 8:39

Dear County Executive Picente,




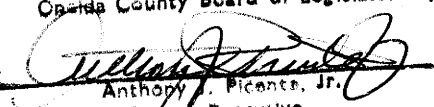
Niagara Mohawk Power Corporation (a.k.a. National Grid USA) is requesting a permanent easement through County owned property for the purpose of installing a public utility. The property is located in the Town of Verona and adjacent to Skinner Road as shown on the attached maps. The property was acquired in 1933 for the purpose of dedicating a State Highway that was never constructed.

The Department of Public Works has no objection to the proposed easement. If you concur, please forward to the Oneida County Board of Legislators for consideration.

Thank you for your support.

Sincerely,


John J. Williams
Commissioner

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

Anthony J. Picente, Jr.
County Executive
Date 3-12-09

cc: Mark E. Laramie, P.E.

GRANT OF EASEMENT

THE COUNTY OF ONEIDA of 6000 Airport Road, Oriskany, New York 13424 (hereinafter referred to as "Grantor"), for consideration of One Dollar (\$1.00), and other valuable considerations paid, the receipt and sufficiency of which are hereby acknowledged under seal, hereby grants to **NIAGARA MOHAWK POWER CORPORATION**, a New York corporation, having an address at 300 Erie Boulevard West, Syracuse, New York 13202 (hereinafter referred to as "Grantee"), for Grantee and its lessees, licensees, successors, and assigns, the perpetual right and easement as described in Section 1 below (the "Easement") in, under, through, over, across, and upon the Grantor's land, as described in Section 2 below (the "Grantor's Land").

Section 1 – Description of the Easement. The "Easement" granted by the Grantor to the Grantee consists of a perpetual easement and right-of-way, with the right, privilege, and authority to:

a. Construct, reconstruct, relocate, extend, repair, maintain, operate, inspect, patrol, and, at its pleasure, abandon or remove underground electric facilities including a line or lines of wires or cables (either direct-buried or installed in underground conduits), handholes, manholes, conduit, vaults, junction boxes, pad-mount transformers, housings, connectors, switches and switching equipment, pipes, pedestals, closures, ducts and duct work, markers, cables, connections to overhead and underground wires, any poles or lines of poles, supporting structures, cables, crossarms, overhead and underground wires, guys, guy stubs, insulators, transformers, braces, fittings, foundations, anchors, lateral service lines, communications facilities, and other fixtures and appurtenances (collectively, the "Facilities"), which the Grantee shall require now and from time to time, for the transmission and distribution of high and low voltage electric current and for the transmission of intelligence and communication purposes, by any means, whether now existing or hereafter devised, for public or private use, in, upon, over, under, and across that portion of the Grantor's Land described in Section 3 below (the "Easement Area"), and the highways abutting or running through the Grantor's Land, and to renew, replace, add to, and otherwise change the Facilities and each and every part thereof and the location thereof within the Easement Area, and utilize the Facilities within the Easement Area for the purpose of providing service to the Grantor and others;

b. From time to time, without further payment therefore, clear and keep cleared, by physical, chemical, or other means, the Easement Area of any and all trees, vegetation, roots, aboveground or belowground structures, improvements, or other obstructions and trim and/or remove other trees, roots and vegetation adjacent to the Easement Area that, in the opinion of the Grantee, may interfere with the construction, operation, and maintenance of the Facilities. The first clearing may be for less than the full width and may be widened from time to time to the full width;

c. Excavate or change the grade of the Grantor's Land as is reasonable, necessary, and proper for any and all purposes described in this Section 1; provided, however, that the Grantee will, upon completion of its work, backfill and restore any excavated areas to reasonably the same condition as existed prior to such excavation; and

d. Pass and repass along the Easement Area to and from the adjoining lands and pass and repass over, across, and upon the Grantor's Land to and from the Easement Area, and construct, reconstruct, relocate, use, and maintain such footbridges, causeways, and ways of access, if any, thereon, as is reasonable and necessary in order to exercise to the fullest extent the Easement.

Section 2 – Description of Grantor's Land. The "Grantor's Land" is described in a certain Deed recorded in the Oneida County Clerk's Office in Liber 939 of Deeds at Page 185 and consists of land described as being located on the northerly side of Skinner Road a/k/a Mitchell Road of the Town of Verona, County of Oneida.

Section 3 – Location of the Easement Area. The "Easement Area" shall consist of a portion of the Grantor's Land 20 feet in width throughout its extent, the centerline of the Easement Area being the centerline of the Facilities. The general location of the "Easement Area" is shown on the sketch entitled "20-08-4856885", which sketch is attached hereto as Exhibit A and recorded herewith, copies of which are in the possession of the Grantor and the Grantees. The final and definitive location(s) of the Easement Area shall become established by and upon the final installation and erection of the Facilities by the Grantees in substantial compliance with Exhibit A hereto.

Section 4 – Facilities Ownership. It is agreed that the Facilities shall remain the property of the Grantee, its successors and assigns.

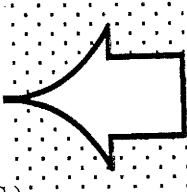
Section 5 – General Provisions. The Grantor, for itself, its heirs, legal representatives, successors, and assigns, hereby covenants and agrees with the Grantee that no act will be permitted within the Easement Area which is inconsistent with the Easement hereby granted; no buildings or structures, or replacements thereof or additions thereto, swimming pools, or obstructions will be erected or constructed above or below grade within the Easement Area; no trees shall be grown, cultivated, or harvested, and no excavating, mining, or blasting shall be undertaken within the Easement Area without the prior written consent of the Grantee, it being the intent that the Easement herein conveyed is intended to prohibit the longitudinal or parallel

use or occupancy of said Easement Area by surface or subsurface activities or structures which might damage or interfere with the Facilities; the Easement shall not be modified nor the Easement Area relocated by the Grantor without the Grantee's prior written consent; the present grade or ground level of the Easement Area will not be changed by excavation or filling; the Grantee shall quietly enjoy the Grantor's Land; and the Grantor will forever warrant title to the Grantor's Land.

The Grantee, its successors and assigns, are hereby expressly given and granted the right to assign this Easement, or any part thereof, or interest therein, and the same shall be divisible between or among two or more owners, as to any right or rights created hereunder, so that each assignee or owner shall have the full right, privilege, and authority herein granted, to be owned and enjoyed either in common or severally. This Grant of Easement shall at all times be deemed to be and shall be a continuing covenant running with the Grantor's Land and shall inure to and be binding upon the successors, heirs, legal representatives, and assigns of the parties named in this Grant of Easement.

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal this _____ day of _____, 2009.

THE COUNTY OF ONEIDA



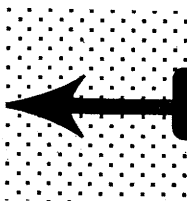
By: _____ (L.S.)
(official's name)

Its: _____
(print individual's name and title)

State of New York)
)
County of Oneida) ss:

On the ____ day of _____ in the year 2009, before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public



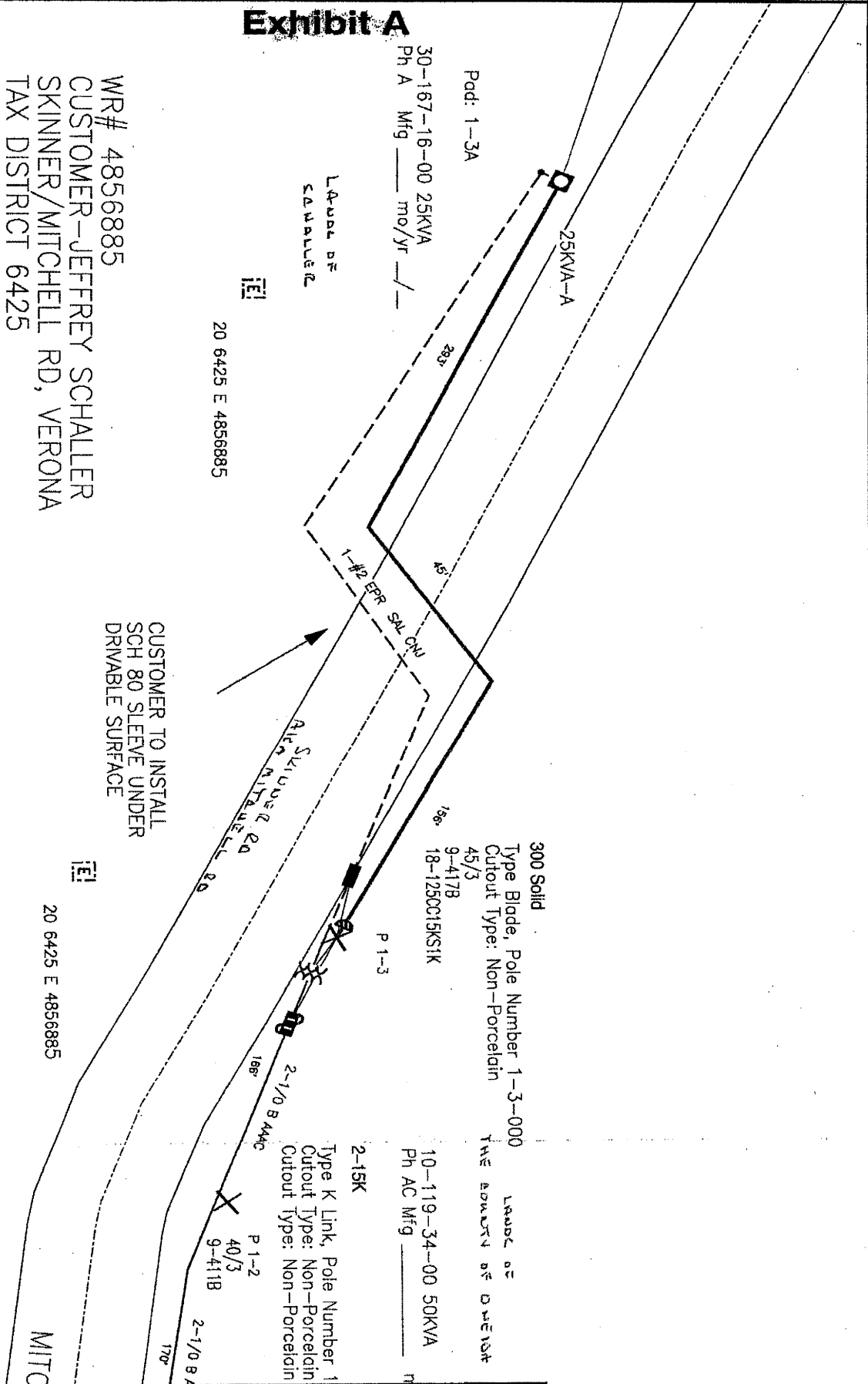
ATTENTION: COUNTY CLERK ONLY
Please Record & Return To:
National Grid
David C. Hatch, Esq.
300 Erie Boulevard West
Syracuse, NY 13202

20

Exhibit A

WR# 4856885
 CUSTOMER-JEFFREY SCHALLER
 SKINNER/MITCHELL RD, VERONA
 TAX DISTRICT 6425
 ELECTRIC LINE EXTENSION AND
 PRIMARY UNDERGROUND
 INSTALLATIONS

NY DIG SAFELY
 CALL BEFORE DIGGING
 1-800-962-7962



CUSTOMER TO INSTALL
 SCH 80 SLEEVE UNDER
 DRIVABLE SURFACE

300 Solid
 Type Blade, Pole Number 1-3-000
 Cutoff Type: Non-Porcelain
 45/3
 9-4178
 18-1250C15K51K

LAND OF DISTRICT
 10-119-34-00 50KVA
 Ph AC Mfg _____
 2-15K
 Type K Link, Pole Number 1
 Cutoff Type: Non-
 Cutoff Type: Non-
 Porcelain

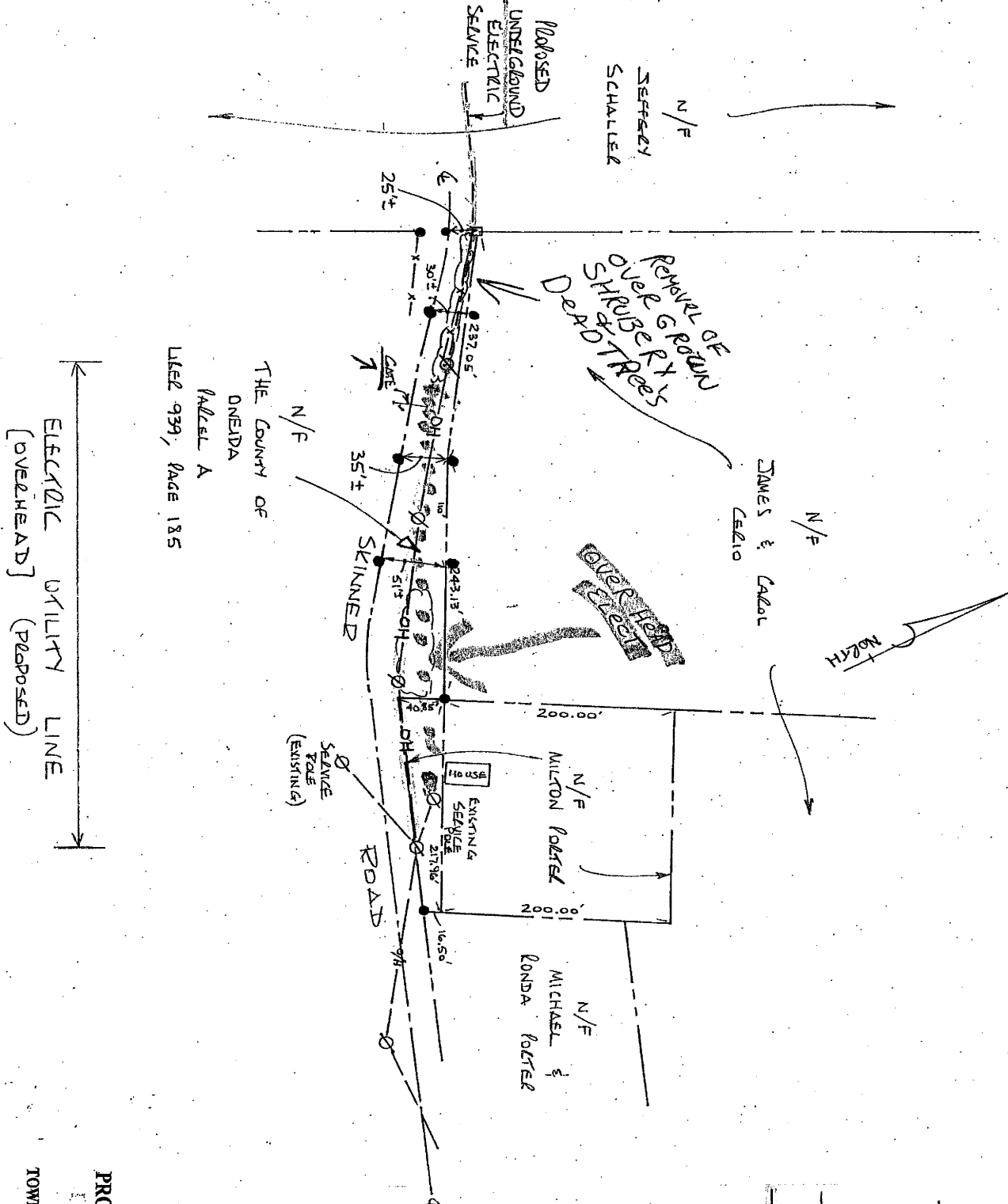
NATIONAL GRID USA 20-08-4856885_1 Oneida County

WORK REQUEST: 20-08-4856885
 STORMS ORDER: J.P.P.
 DESIGNER: mckerris DATE: 02/19/2009
 JOB TITLE: Mitchell Rd, Verona

DESCRIPTION:
 line ext
 Primary underground

WORK DONE AS SHOWN T.D./T.C. 6425
 NOTE CHANGES ON SKETCH FEEDER NO. 50165
 FOREMAN/DATE: SHEET 1 OF 1

0 50.0 100.0 FT
 FEEDER MAP UPDATE REQUIRED



THE COUNTY OF ONEIDA
 PARCEL A
 LILEL 939, PAGE 185

ELECTRIC UTILITY LINE
 [OVERHEAD] (PROPOSED)

SCALE: 1" = 100'

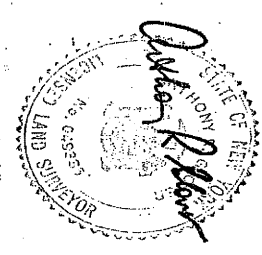
DATE: 24 JAN 2009
 LENSED 15 FEB 2009

LEGEND

- PROPERTY LINE
- IRON ROD/MILE
- CONCRETE MONUMENT
- FENCE
- OH --- EXISTING ELECTRIC UTILITY LINE
- OH --- PROPOSED ELECTRIC UTILITY LINE
- ☁ TREES

MAP REFERENCE

1. MAP OF PROPERTY LOCATED ON SKINNED ROAD. DATED 16 MARCH 1995 BY ANTHONY R. GLOVER P.E., L.S.
 2. LANDS TO BE CONVEYED TO MILTON FOSTER
- DATED 24 JULY 02 BY ANTHONY R. GLOVER P.E., L.S.



**PROPOSED ELECTRIC UTILITY LINE
 TO SCHALLER PROPERTY**
 SKINNER ROAD
 TOWN OF VERONA, ONEIDA COUNTY, NEW YORK

Anthony R. Glover, P.E., L.S.
 Consulting Engineer and Land Surveyor
 4124 Churton Road, Vernon, NY 13476, (315) 829-3757

old



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Susan L. Crabtree
Clerk
(315) 798-5901

David J. Wood
Majority Leader

Michael J. Hennessy
Minority Leader

March 13, 2009

FN2009-164

WAYS & MEANS

Oneida County
Board of Legislators
800 Park Avenue
Utica, New York 13501

Honorable Members:

I have received the attached request from Legislator Hudak asking to amend Resolution #27, File No. 2009-30, for the purpose of exempting the restriction of hiring positions of Caseworkers in the Department of Social Services and Corrections Officers in the Sheriff's Department.

I hereby refer the request on to the Ways & Means Committee and on to the full Board for consideration at the meeting of **March 25th, 2009.**

Respectfully submitted,

GERALD J. FIORINI
CHAIRMAN OF THE BOARD

GJF:pp

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 13 PM 12:57

23.



ONEIDA COUNTY BOARD OF LEGISLATORS

Patricia A. Hudak

103 Dwight Drive

Rome, New York 13440 Phone: 339-9960

March 5, 2009

Gerald Forini
Chairman of the Board of Legislators
800 Park Ave.
Utica, New York 13501

Re: Amendment to Resolution 2009-030

Dear Jerry:

I am forwarding to you an amendment I would like considered by the Board as soon as possible. As we are now aware, the New York State Commission of Corrections and Oneida County entered into an agreement to maintain a level of corrections officers that would ensure uninterrupted services at the jail as well as allow for ongoing recruitment.

The Agreement requires that the county maintain a definite number of slots. Failure to maintain that number could result in closure of units/beds. If that occurred, it is possible that the county would have to "board out" prisoners to other counties, potentially an expensive and undesired result. Oneida County has historically taken in inmates from other counties, as well as Federal prisoners. This has been financial gain for the County that partially offsets a very costly department.

I would also like to include in the amendment all essential personnel such as our much needed DSS caseworkers. We have an inordinate number of employees who leave DSS and those positions must be filled to ensure the appropriate number of workers for mandated programs we provide. Failure to comply with the mandates could result fines that can reach millions dollars.

While I am certain that the intent of Resolution 2009-030 was meant to save the county money, and to create checks and balances - a concept with which I heartily agree, I feel we should take a step back and make an effort to speed up this particular process eliminating some of the time-consuming steps required by the current Resolution

I feel that if we pass the attached amendment, we will avoid time-consuming debate and confusion regarding this issue.

Please forward this letter and the enclosed proposed amendment to the proper committees, if you feel that step is needed I am willing to discuss this proposed amendment with you and members of the Republican caucus at anytime.

Sincerely,

Paty Hudak

Cc: Michael Hennessy, Minority Leader
David Wood, Majority Leader
Daniel Middaugh, Sheriff
Lucille Soladato, Commissioner of Social Services
Anthony Picente, Jr. County Executive

RECEIVED
ONEIDA COUNTY CLERK
2009 MAR -5 AM 11:37

24.

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 27

INTRODUCED BY: ALL MEMBERS

2ND BY: Mr. Tanoury

RE: RESOLUTION IMPLEMENTING FISCAL RESTRICTIONS REGARDING VACANT POSITIONS FOR FISCAL YEAR 2009

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

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

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

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

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

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

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

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

APPROVED: Ways & Means Committee (January 29, 2009)

DATED: January 29, 2009

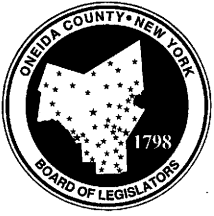
Adopted by the following v.v. vote:

AYES 26 NAYS 0 ABSENT 3 (Damsky, Miller, Hudak)

25.

AMENDMENT TO RESOLUTION NO. 27

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



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Susan L. Crabtree
Clerk
(315) 798-5901

David J. Wood
Majority Leader

Michael J. Hennessy
Minority Leader

March 13, 2009

FN 2009-165
READ & FILED

Board of Legislators
County of Oneida
800 Park Avenue
Utica, New York 13501

Honorable Members:

At this time, I am appointing David J. Wood, Majority Leader as Vice Chair of the Ways and Means Committee.

This change is effective immediately.

Respectfully submitted,

GERALD J. FIORINI
CHAIRMAN OF THE BOARD

GJF:pp

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 13 PM 2:34



ONEIDA COUNTY BOARD OF LEGISLATORS

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

STANDING COMMITTEES 2008-2009

3/13/09

AIRPORT (Oversees Airport Operations at County Airport and Griffiss)

GEORGE JOSEPH, CHAIR
DAVE WOOD, VICE CHAIR
FRANK TALLARINO, VICE CHAIR
Michael D. Damsky
James M. D'Onofrio
Michael B. Waterman
Joseph M. Furgol
Edward C. Stephenson
Martin J. Kernan

COURTS, LAWS & RULES (Includes all Courts Jurors, Department of Law, Rules of the Board of Legislators, County Charter and Administrative Code)

STEPHEN ROEFARO, CHAIR
BRIAN MILLER, VICE CHAIR
DAN LABELLA, VICE CHAIR
Emil R. Paparella
Michael B. Waterman
David K. Wilcox
Martin J. Kernan
Larry Tanoury, Jr.
Shannon L. Scott

ECONOMIC DEVELOPMENT & TOURISM
(Includes industrial, economic and related tourism Promotion and development, Union Station, Planning Department and related programs)

MICHAEL D. DAMSKY, CHAIR
EMIL R. PAPARELLA, VICE CHAIR
PATRICIA A. HUDAK, VICE CHAIR
Stephen Roefaro
Les Porter
James M. D'Onofrio
George Joseph
William B. Goodman
Edward C. Stephenson
Daniel N. Labella
Rose Ann Convertino

EDUCATION, YOUTH & AGRICULTURE
(Includes MVCC, youth programs, Cornell Cooperative Extension, Workforce Development)

EDWARD P. WELSH, CHAIR
BRIAN D. MILLER, VICE CHAIR
MICHAEL J. CLANCY, VICE CHAIR
Brian P. Mandryck
Stephen Roefaro
Richard A. Flisnik
Larry Tanoury, Jr.
Chad Davis
Shannon L. Scott

HUMAN RESOURCES (Includes Department of Social Services, Veterans' Affairs)

EMIL R. PAPARELLA, CHAIR
LES PORTER, VICE CHAIR
FRANK PUMA, VICE CHAIR
Norman Leach
Stephen Roefaro
Brian P. Mandryck
Rose Ann Convertino
Larry Tanoury, Jr.
Chad Davis

*Denotes Change

Appoint/comm assignments 3/13/09

28

3/13/09

INTERNAL AFFAIRS (Personnel, County Clerk, Board of Elections, Audit & Control, Finance Department, and all other county Departments not specifically covered by Another committee)

MICHAEL B. WATERMAN, CHAIR
EDWARD P. WELSH, VICE CHAIR
ROSE ANN CONVERTINO, VICE CHAIR
Les Porter
Norman Leach
Brian D. Miller
Michael J. Hennessy
Frank D. Tallarino
Martin J. Kernan

PUBLIC SAFETY (Includes District Attorney, Sheriff, Law Enforcement Building, Probation, Public Defenders, 911, STOP DWI, Traffic Safety, and related services)

RICHARD A. FLISNIK, CHAIR
BRIAN D. MILLER, VICE CHAIR
EDWARD C. STEPHENSON, VICE CHAIR
Michael B. Waterman
Norman Leach
David K. Wilcox
Joseph M. Furgol
Daniel N. LaBella
Michael J. Clancy

WAYS & MEANS (Acquisition & Contract, Salaries, Budget)

LES PORTER, CHAIR
*DAVID J. WOOD, VICE CHAIR
PATRICIA A. HUDAK, VICE CHAIR
Michael D. Damsky
James M. D'Onofrio
Emil R. Paparella
George Joseph
William B. Goodman
Michael J. Hennessy
Rose Ann Convertino
Edward P. Stephenson

PUBLIC HEALTH (Health Department, Mental Health Department, Office for the Aging, Coroners, environmental concerns)

DAVID K. WILCOX, CHAIR
EDWARD P. WELSH, VICE CHAIR
PATRICIA A. HUDAK, VICE CHAIR
Emil R. Paparella
Brian P. Mandryck
Stephen Roefaro
Frank Puma
Chad Davis
Michael J. Hennessy

PUBLIC WORKS (Department of Public Works, County Lands, Water Quality & Water Pollution Control, soil conservation)

BRIAN D. MILLER, CHAIR
GEORGE JOSEPH, VICE CHAIR
FRANK D. TALLARINO, VICE CHAIR
Michael B. Waterman
Edward P. Welsh
David J. Wood
Richard A. Flisnik
Edward C. Stephenson
Martin J. Kernan
Michael J. Clancy
Chad Davis

WORKERS' COMPENSATION (Oversees operation of Workers' Compensation Program)

NORMAN LEACH, CHAIR
LES PORTER, VICE CHAIR
FRANK PUMA, VICE CHAIR
Brian P. Mandryck
Richard A. Flisnik
Edward P. Welsh
William B. Goodman
Joseph M. Furgol
Chad Davis
Shannon L. Scott



OFFICE OF THE SHERIFF

DANIEL G. MIDDGAUGH
SHERIFF

COUNTY OF ONEIDA

M. PETER PARAVATI
UNDERSHERIFF

WILLIAM A. CHAPPLE
CHIEF DEPUTY

March 16, 2009

FN 2009-166

Honorable Gerald Fiorini, Chairman
Oneida County Board of Legislators
800 Parl Avenue
Utica, New York 13501

WAYS & MEANS

Re: Urgent **Reinstatement** of Vacant (Public Safety) Position: **Cook**

Dear Mr. Fiorini,

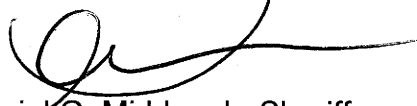
Please review position summary and reinstate the open position that was deleted from the budget.

The position is critical to the operation of the **Oneida County Correctional Facility** food service. We are also under a mandate by the New York State Commission of Correction to maintain essential services (NYCRR Minimum Standards section number 7009). We maintain an average inmate population of around 450 inmates that must be feed three meals a day. The cook does the preparation of meals and coordinates with correction supervisors to see that all the inmates receive meals in a timely and efficient manner
Vacant position requested for reinstatement: Cook

Department 3150: Position # 8. Grade C16 Step 01 Salary \$ 21,065 or \$ 10.12 hourly
Vacated on July 15, 2008

We are requesting Board Action on the proposal at the next scheduled meeting.
Your consideration and prompt action in this matter is appreciated.

Sincerely,


Daniel G. Middaugh, Sheriff

cc: Honorable Anthony Picente, County Executive
Honorable Les Porter
Honorable Richard Flisnik

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 18 AM 8:41

30.



OFFICE OF THE SHERIFF

COUNTY OF ONEIDA

**DANIEL G. MIDDGAUGH
SHERIFF**

**M. PETER PARAVATI
UNDERSHERIFF**

**WILLIAM A. CHAPPLE
CHIEF DEPUTY**

March 16, 2009

FN 2009-167

Honorable Gerald Fiorini, Chairman
Oneida County Board of Legislators
800 Parl Avenue
Utica, New York 13501

WAYS & MEANS

Re: Urgent – Reinstatement of Vacant (Public Safety) Position: **Correction Sergeant**

Dear Mr. Fiorini,

Please review position summary and reinstate the open position that was deleted from the budget.

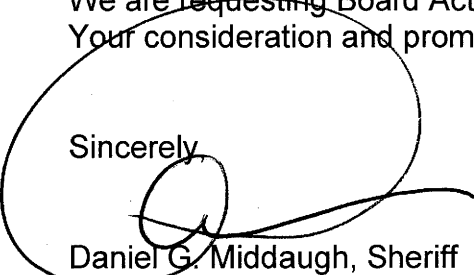
The position is critical to the safe and secure operation of the **Oneida County Correctional Facility**. We are also under a mandate by the New York State Commission of Correction to maintain minimum staffing levels (NYCRR Minimum Standards section 7041) required to supervise and cover supervisory posts 24 hours a day 7 days a week, to carry out the supervision of prisoner transports and facility support functions. We are below minimum staffing levels. The current shortage of filled positions creates risk factors and causes fatigue. Unfilled positions increase the County's liability and drives up overtime costs and leads to staff burnout and turnover.

Vacant position requested for reinstatement: **Correction Sergeant**

Department 3150: Position # 18 Grade J2 step 02 Salary \$ 35,950 or \$ 17.28 hourly
Vacated on February 15, 2009

We are requesting Board Action on the proposal at the next scheduled meeting. Your consideration and prompt action in this matter is appreciated.

Sincerely,


Daniel G. Middaugh, Sheriff

cc: Honorable Anthony Picente, County Executive
Honorable Les Porter
Honorable Richard Flisnik

ONEIDA COUNTY LEGISLATURE
2009 MAR 18 AM 8:41

3/1



OFFICE OF THE SHERIFF

DANIEL G. MIDDGAUGH
SHERIFF

COUNTY OF ONEIDA

M. PETER PARAVATI
UNDERSHERIFF

WILLIAM A. CHAPPLE
CHIEF DEPUTY

March 16, 2009

FN 2009-168

Honorable Gerald Fiorini, Chairman
Oneida County Board of Legislators
800 Parl Avenue
Utica, New York 13501

WAYS & MEANS

Re: Urgent – Reinstatement of Vacant (Public Safety) Position: **Correction Officer**

Dear Mr. Fiorini,

Please review position summary and reinstate the open position that was deleted from the budget.

The position is critical to the safe and secure operation of the **Oneida County Correctional Facility**. We are also under a mandate by the New York State Commission of Correction to maintain minimum staffing levels (NYCRR Minimum Standards section 7041) required to supervise and cover security posts 24 hours a day 7 days a week, to carry out prisoner transports and support functions. We are below minimum staffing levels. The current shortage of filled positions creates risk factors and causes fatigue. Unfilled positions increase the County's liability and drives up overtime costs and leads to staff burnout and turnover. This position was vacated on February 27, 2009.

Vacant position requested for reinstatement: **Correction Officer**

Department 3150: Position # 210. Grade J1 step 02 Salary \$ 27,503 or \$13.22 hourly
Vacated on February 27, 2009.

We are requesting Board Action on the proposal at the next scheduled meeting. Your consideration and prompt action in this matter is appreciated.

Sincerely,

Daniel G. Middaugh, Sheriff

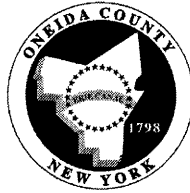
RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 18 AM 8:41

cc: Honorable Anthony Picente, County Executive
Honorable Les Porter
Honorable Richard Flisnik

32.

Anthony J. Picente Jr.
County Executive

Lucille A. Soldato
Commissioner



Oneida County Department of Social Services
Office of Commissioner Lucille A. Soldato
County Office Building
800 Park Ave.
Utica, NY 13501

March 18, 2009

Mr. Anthony J. Picente, Jr.
Oneida County Executive
800 Park Ave
Utica, NY 13501

7N2009-169

WAYS & MEANS

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 18 PM 3:23

Dear Mr. Picente:

I am requesting to recreate Caseworker position #95. This position is in Child Protective Services, which is presently understaffed due to significant staff turnover.

The Caseworker position is a grade 25 with a starting salary step 1 of \$29,532 and is located in Account A6011, Children and Adult Services. This position receives a 79% reimbursement rate from the state and federal government. This position will be vacant as of April 30, 2009.

State recommended caseload levels for a Child Protective Caseworker is 8-10, our caseload levels are approximately 13-14.

The State mandated training for this position is six (6) months with additional on the job training. A full caseload is not assigned until 10-12 months after hire.

While this position remains vacant, additional cases are given to existing staff which places additional stress and acerbates the turnover rate.

Calls to the New York State hotline for Oneida County in 2008 were 3,667. This was an increase of 351 from our 2007 total of 3,316. Our workload is increasing and the positions are needed to handle this increasing need.

I am respectfully requesting that this matter be forwarded to the Board of Legislators for their consideration.

Respectfully,

Lucille Soldato, Commissioner

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

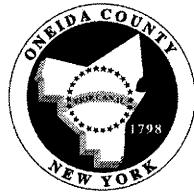
Anthony J. Picente, Jr.
County Executive

Date 3/18/09

33.

Anthony J. Picente Jr.
County Executive

Lucille A. Soldato
Commissioner



Oneida County Department of Social Services
Office of Commissioner Lucille A. Soldato
County Office Building
800 Park Ave.
Utica, NY 13501

March 18, 2009

Mr. Anthony J. Picente, Jr.
Oneida County Executive
800 Park Ave
Utica, NY 13501

7N2009-170

WAYS & MEANS

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 18 PM 3:23

Dear Mr. Picente:

I am requesting to recreate Caseworker position #133. This position is in Child Protective Services, which is presently understaffed due to significant staff turnover.

The Caseworker position is a grade 25 with a starting salary step 1 of \$29,532 and is located in Account A6011, Children and Adult Services. This position receives a 79% reimbursement rate from the state and federal government. This position will be vacant as of April 18, 2009.

State recommended caseload levels for a Child Protective Caseworker is 8-10, our caseload levels are approximately 13-14.

The State mandated training for this position is six (6) months with additional on the job training. A full caseload is not assigned until 10-12 months after hire.

While this position remains vacant, additional cases are given to existing staff which places additional stress and acerbates the turnover rate.

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I am respectfully requesting that this matter be forwarded to the Board of Legislators for their consideration.

Respectfully,

Lucille Soldato, Commissioner

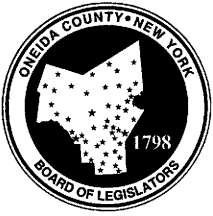
Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

Anthony J. Picente, Jr.
County Executive

Date

3/18/09

34.



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Susan L. Crabtree
Clerk
(315) 798-5901

David J. Wood
Majority Leader

Michael J. Hennessy
Minority Leader

March 18, 2009

JN2009-171

Oneida County
800 Park Avenue
Utica, New York 13501

Honorable Members:

Legislator Tanoury has submitted a resolution honoring the life and accomplishments of the former Mayor Edward A. Hanna. Mr. Tanoury would like to read the eulogy at the meeting of March 25, 2009.

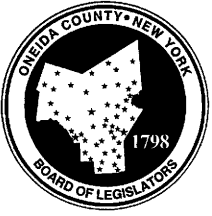
I hereby forward this resolution on to the full Board.

Respectfully submitted,

Gerald J. Fiorini
Chairman of the Board

2009 MAR 20 AM 8:42
RECEIVED
ONEIDA COUNTY LEGISLATURE

35



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Susan L. Crabtree
Clerk
(315) 798-5901

David J. Wood
Majority Leader

Michael J. Hennessy
Minority Leader

March 20, 2009

7/12009-172

Oneida County
Board of Legislators
800 Park Avenue
Utica, New York 13501

COURTS, LAWS & RULES

WAYS & MEANS

Honorable Members:

Legislator Tanoury has submitted a proposed Local Law pertaining to the size of the Board.

I hereby refer Mr. Tanoury's proposal to the Courts, Laws and Rules Committee for consideration.

Respectfully submitted,

GERALD J. FIORINI
CHAIRMAN OF THE BOARD

GJF:pp

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 20 AM 11:04

36.



ONEIDA COUNTY BOARD OF LEGISLATORS

Larry Tanoury, Jr., 1632 St. Jane Ave., Utica, New York 13501
Home Phone: (315) 792-6985

March 18, 2009

Honorable Gerald Fiorini
Chairman of the Board
Oneida County Legislature
800 Park Ave
Utica, NY 13501

Dear Jerry:

Enclosed is a Local Law I would like to have sent to committee for consideration and presentation to the full board as soon as possible.

I feel there is support in the county for this measure and believe this is the time to implement it. It is intended to save the county money and to streamline the legislative process.

Thank you for your speedy response to this request.

Sincerely,

Larry Tanoury
Oneida County Legislator
25th District

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 18 AM 10:33

**INTRODUCTORY
NO.**

F.N. 2009-

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

**INTRODUCED BY:
2ND BY:**

**LOCAL LAW INTRODUCTORY “ “ OF 2009
LOCAL LAW NO. OF 2009**

**A LOCAL LAW AMENDING THE ONEIDA COUNTY CHARTER AND
ONEIDA COUNTY ADMINISTRATIVE CODE TO PROVIDE FOR A
REDUCTION IN THE NUMBER OF COUNTY LEGISLATIVE DISTRICTS**

Legislative Intent: The intent of this local law is to provide for a reduction in the number of Oneida County legislative districts from twenty-nine to nineteen legislative districts. This local law is an enactment of a County-wide concern for a more efficient and cost effective county government which is representative of the current size of the County population.

Be it enacted by the Board of County Legislators of Oneida County as follows:

1. That Article II, Section 201(a) of the Oneida County Charter and the Oneida County Administrative Code, created pursuant to Local Law No. 2 of 1993, be amended to read as follows:

Section 201(a). Commencing on January 1, 2012, the Oneida County Board of Legislators shall be composed of nineteen legislative districts the form of which shall be timely determined prior thereto and in accordance with any relevant state, general, special or local laws relating to the apportionment of legislative districts.

This local law shall be subject to mandatory referendum and shall become effective on the first day of January next succeeding the date on which it shall have become law.

APPROVED: Courts, Laws and Rules Committee ()
 Ways & Means Committee ()

DATED:

Adopted by the following roll call vote:
 AYES ___ NAYS ___ ABSENT ___



Oneida County Department of Planning
Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501

March 18, 2009

Anthony J. Picente Jr.
Oneida County Executive
800 Park Avenue
Utica, NY 13501

JN 2009-173
**ECONOMIC DEVELOPMENT
& TOURISM**

WAYS & MEANS

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 20 AM 9:51

Re: Authorizing Resolution to file application for the
American Recovery and Reinvestment Act of 2009 funds

Dear Mr. Picente:

The Federal Transit Administration (FTA) appropriated \$2,651,396 under the American Recovery and Reinvestment Act of 2009 (ARRA) Urbanized Area Apportionments for the Utica Urbanized Area for transit capital assistance. The funds are to be used for eligible transit capital projects only. The projects are 100% federally funded, and does not require a local match. Oneida County has been designated by the FTA and the State of New York as an eligible recipient of the funds.

Based on Herkimer Oneida Counties Transportation Study's (HOCTS) 2008-12 Transportation Improvement Program CENTRO of Oneida and the Birnie Bus Service agreed to appropriate available funds based on size of the operations, and transportation data, a 75:25 percent allocation. Oneida County will apply for the Birnie Bus Tours Inc buses. CNYRTA will submit its own application to the FTA, for CENTRO of Oneida capital projects.

Using the appropriation formula, capital funds available for line haul service provided by BBT are \$662,849. The funds will be used to purchase one heavy duty large (35'- 45') replacement bus, estimated costs of \$425,000. The remaining balance of \$237,849 will be used to purchase a second replacement bus, of the same size and characteristics. The second bus will be funded by combining these remaining ARRA funds with the balance of the funds from previously approved FTA grant NY-03-0456.

Since the ARRA 2009 program is intended to stimulus the economy, the grant application will be submitted to the FTA immediately through the TEAM-Web. I therefore request that you recommend to the Board of Legislators consideration and approval of a resolution authorizing Oneida County to file a grant application to the FTA at their **April 15th, 2009** meeting. A draft resolution is attached for review and consideration.

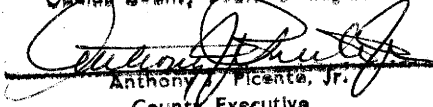
I would be pleased to discuss this FTA grant application with you and/or the Board at your convenience.

Sincerely,

John R. Kent Jr.

John R. Kent Jr.
Commissioner

Reviewed and approved for submittal to the
Osceola County Board of Legislators by


Anthony Picente, Jr.
County Executive

Date 3-20-09

INTRODUCTORY
NO.

F.N.

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY:
2ND BY:

RE: RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE FEDERAL TRANSIT ADMINISTRATION FOR CAPITAL INVESTMENT GRANT UNDER AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FOR THE PURCHASE OF BUSES AND TRANSIT ITEMS FOR THE ONEIDA COUNTY PUBLIC TRANSPORTATION PROVIDERS

WHEREAS, the American Recovery and Reinvestment Act of 2009 (ARRA) includes \$8.4 billion for transit capital improvements;

WHEREAS, The Federal Transit Administration has been delegated authority to award federal financial assistance for a capital transportation project, and

WHEREAS, The Federal Transit Administration Apportionment, Allocations and Grant Program Information, Table 2, Transit Capital Assistance and Section 5340 Urbanized Area Apportionments, allocated \$2,651,396 for the Utica urbanized area, and

WHEREAS, No local match funds are required for these federal funds, and

WHEREAS, Herkimer-Oneida Counties Transportation Study (HOCTS), Governmental Policy and Liaison Committee approved an amendment to the 2008-12 Transportation Improvement Program, which programmed available funds between CENTRO of Oneida and Birnie Bus Tours, and

WHEREAS, an amount of \$662,849 is appropriated for the purchase of line haul buses for Birnie Bus Tours, which provide public transportation service between Syracuse and Little Falls through Utica and Rome, and

WHEREAS, The grant or cooperative agreement for Federal financial assistance will impose certain obligations upon the County of Oneida related to the American with Disabilities Act (ADA), Equal Employment Opportunity Act (EEO), Title VI, and Disadvantaged Business Enterprise (DBE) Act, and

WHEREAS, The County of Oneida has provided 2009 annual certifications and assurances to the Federal Transit Administration required for the project, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby authorizes the County Executive, to execute and file an application for Federal assistance, on behalf of the



Oneida County Department of Planning
Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501

March 18, 2009

7N2009-174

Anthony J. Picente Jr.
Oneida County Executive
800 Park Avenue
Utica, NY 13501

**ECONOMIC DEVELOPMENT
& TOURISM**

WAYS & MEANS

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 20 AM 9:51

Re: Authorizing Resolution to create the Capital Account
H - 438 Transportation Modernization V

Dear Mr. Picente:

The Federal Transit Administration (FTA) appropriated \$2,651,396 under the American Recovery and Reinvestment Act of 2009 (ARRA) Urbanized Area Apportionments for the Utica Urbanized Area for transit capital assistance. The funds are to be used for eligible transit capital projects only. The projects are 100% federally funded, and does not require a local match. Oneida County has been designated by the FTA and the State of New York as an eligible recipient of the funds.

Based on Herkimer Oneida Counties Transportation Study's (HOCTS) 2008-12 Transportation Improvement Program CENTRO of Oneida and the Birnie Bus Service agreed to appropriate available funds based on size of the operations, and transportation data, a 75:25 percent allocation. Oneida County will apply for the Birnie Bus Tours Inc buses. CNYRTA will submit its own application to the FTA, for CENTRO of Oneida capital projects.

Using the appropriation formula, capital funds available for line haul service provided by BBT are \$662,849. The funds will be used to purchase one heavy duty large (35'- 45') replacement bus, estimated costs of \$425,000. The remaining balance of 237,849 will be used to purchase a second replacement bus, of the same size and characteristics. The second bus will be funded by combining these remaining funds with the balance of the funds from previously approved FTA grant NY-03-0456.

In order to properly follow funding of the project, I am requesting creation of a separate capital account H - 438 Transit Modernization V. This account should serve as the financial account for this and future public transportation capital projects in Oneida County, funded with FTA Section 5307, Section 5309 and Section 5311 funds.

43.

I therefore request that you recommend to the Board of Legislators consideration and approval of a resolution creating the Capital Account H - 438 Transit Modernization V at their **April 15th, 2009** meeting. A draft resolution is attached for review and consideration.

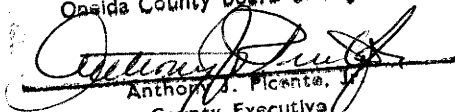
I would be pleased to discuss this FTA grant application with you and/or the Board at your convenience.

Sincerely,

John R. Kent Jr.

John R. Kent Jr.
Commissioner

Reviewed and Approved for submittal to the
Onsida County Board of Legislators by


Anthony J. Picante, Jr.
County Executive

Date 3-20-09

INTRODUCTORY
NO.

F.N.

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY:
2ND BY:

RE: APPROVAL TO ESTABLISH CAPITAL PROJECT H - 438 TRANSIT
MODERNIZATION PHASE V

WHEREAS, This Board is in receipt of correspondence from Oneida County Executive Anthony J. Picente Jr., requesting the establishment of Capital Project H-438 Transit Modernization Phase V, and

WHEREAS, The American Recovery and Reinvestment Act of 2009 (ARRA) includes \$2.6 million for transit capital improvements in Utica Urbanized Area, and

WHEREAS, Oneida County will purchase vehicles for public transportation service provided by the Birnie Bus Tours, Inc, and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves the establishment of Capital Project H - 438 Transit Modernization Phase V, as follows:

H - 438

Federal	\$ 662,849
NYSDOT	\$ 0.00
Miscellaneous	\$ 0.00

APPROVED: Economic Development & Tourism Committee
Ways & Means Committee

DATED

AYES _____ NAYS _____ ABSENT _____

45

2009

Anthony J. Picente, Jr.
County Executive

Lucille A. Soldato
Commissioner



ONEIDA COUNTY DEPARTMENT OF SOCIAL SERVICES
County Office Building 800 Park Avenue Utica, NY 13501

FN 2009-175

March 10, 2009

HUMAN RESOURCES

WAYS & MEANS

Mr. Anthony J. Picente, Jr.
Oneida County Executive
800 Park Avenue
Utica, New York 13501

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 17 AM 10:36

Dear Mr. Picente:

The Child Advocacy Center is requesting a transfer of \$9,000 from the Services temporary help account to the Services contract account. A part-time Senior Typist position was vacated, under the temporary help account. In order to provide the proper coverage, the Data Entry Clerk, which is a contracted position, will increase from two days to four days per week.

Therefore, we are asking for your approval and, subsequent Board approval of the following transfer:

To:	A6011.49537	Child Advocacy Center	\$9,000
From:	A6011.102	Services Temporary Help	\$9,000

Sincerely,

Lucille A. Soldato
Commissioner

Cc: T. Keeler

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

Anthony J. Picente, Jr.
County Executive

Date 3-16-09

46.



OFFICE OF THE SHERIFF

DANIEL G. MIDDAGH
SHERIFF

COUNTY OF ONEIDA

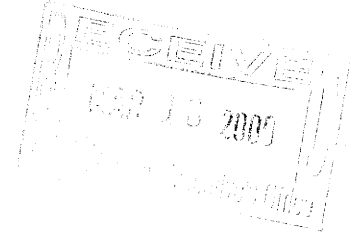
M. PETER PARAVATI
UNDERSHERIFF

FN 2009-176

March 9, 2009

PUBLIC SAFETY

WAYS & MEANS



Anthony Picente Jr.
Oneida County Executive
800 Park Avenue
Utica, New York 13501

RE: GTSC- Selective Traffic Enforcement -PT 3300301

Dear Mr. *Picente*

This Office is again participating in the statewide Selective Traffic Enforcement Program through agreement with the Governor's Traffic Safety Committee. These traffic law enforcement projects target speeding and aggressive driving, which includes failure to yield right of way, following too closely, unsafe passing or line changing, disregarding traffic control devices including red light and stop sign running. I am pleased to be involved in this program again.

I am requesting a Supplemental Appropriation to be approved by the Board of Legislators to pay for overtime costs incurred for Deputy Sheriff's that are assigned to these details. The request is as follows:

- A3120.103 Overtime \$24,000
- A3387 State Aid: Safety Traffic \$24,000

Please feel free to contact me if I can be of further assistance.

Sincerely,
[Signature]

Daniel G. Middaugh,
Sheriff

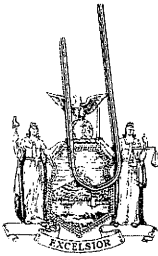
Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

[Signature]
Anthony J. Picente, Jr.
County Executive

Date 3-16-09

cc: Tom Keeler

47



DAVID A. PATERSON
Governor

STATE OF NEW YORK
GOVERNOR'S TRAFFIC SAFETY COMMITTEE
DEPARTMENT OF MOTOR VEHICLES



DAVID J. SWARTS
Chair

February 26, 2009

Captain Richard Antanavige
Oneida County Sheriff's Office
Law Enforcement Building
6065 Judd Road
Oriskany, New York 13424

Re: Grant Number – PT-3300301
Grant Name – Selective Traffic Enforcement Program
Contract Number – C-001844

Dear Captain Antanavige:

Enclosed for your records is a copy of the approved agreement between the Governor's Traffic Safety Committee and Oneida County. This has been assigned Comptroller's Contract Number C-001844.

Under this contract, the grantee (Party shown in Box 1 of the State-Local Agreement) may obtain reimbursement for costs incurred as outlined in the approved grant application attached to the agreement.

Fiscal forms are available on the Governor's Traffic Safety Committee website at <http://www.SafeNy.com/hsforms.htm#fiscal>. Vouchers should be submitted on a quarterly basis, to enable prompt reimbursement and should reference the above contract and project numbers. **Final vouchers for all activity and costs incurred through September 30, 2009 must be received no later than October 31, 2009. Vouchers received after this date cannot be paid.**

If you should need any further assistance, please contact Paul Overbaugh at (518) 486-5395.

Sincerely,

Kelly Reynolds
Principle Account Clerk

Enclosure

481



OFFICE OF THE SHERIFF

**DANIEL G. MIDDAUGH
SHERIFF**

COUNTY OF ONEIDA

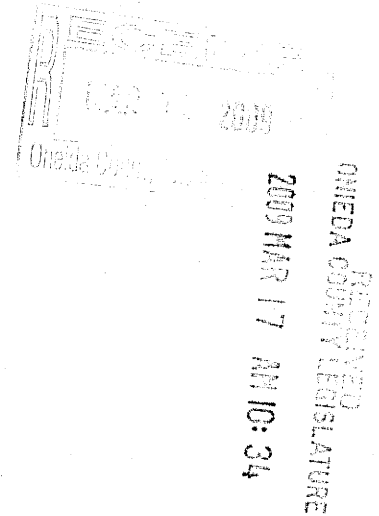
**M. PETER PARAVATI
UNDERSHERIFF**

March 9, 2009

FN 2009-177

PUBLIC SAFETY

WINDS & HEANS



Anthony Picente Jr.
Oneida County Executive
800 Park Avenue
Utica, New York 13501

RE: GTSC- Child Passenger Safety # CS 3300311

Dear Mr. Picente 

This Office will be participating in the Child Passenger Safety Program. This program reduces the risk of fatal injury when used correctly to restrain children in safety seats. Unfortunately, many child safety seats need replacement due to age, safety or recall. The goal is to increase the proper use and installation of child safety seats in New York State.

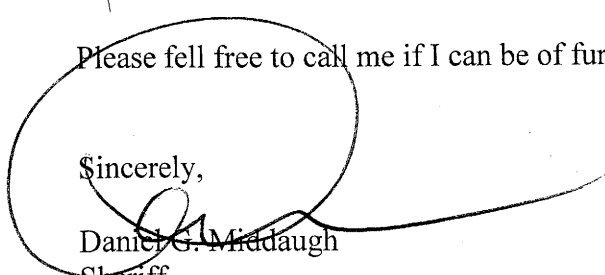
The funding through this grant will be used to purchase car seats. Therefore, a supplemental appropriation will be required to place funds in this account.

The Request is as follows:

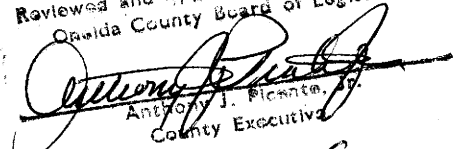
- A3120.295 Law Enforcement Equipment \$ 6,200
- A3387 State Aid – Traffic Safety \$ 6,200

Please feel free to call me if I can be of further assistance.

Sincerely,


Daniel G. Middaugh
Sheriff

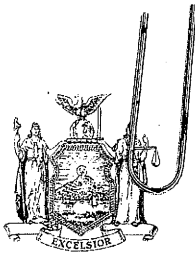
Reviewed and Approved for submittal to the
Oneida County Board of Legislators by


Anthony J. Picente, Jr.
County Executive

Date 3-16-09

49.

cc: Tom Keeler



DAVID A. PATERSON
Governor

STATE OF NEW YORK
GOVERNOR'S TRAFFIC SAFETY COMMITTEE
DEPARTMENT OF MOTOR VEHICLES



DAVID J. SWARTS
Chair

October 30, 2008

Captain Richard Antanavige
Oneida County Sheriff's Office
Law Enforcement Building
6065 Judd Road
Oriskany, New York 13424

Re: CS-3300311
Child Passenger Safety Program
EFFECTIVE DATE: October 1, 2008

Dear Captain Antanavige:

On behalf of Governor David A. Paterson, I am pleased to notify you that the Oneida County has been awarded \$6,200 to participate in the statewide "Child Passenger Safety" program. Our goal is to increase the proper use and installation of child safety seats in New York State.

Thank you for participating in this very important statewide program. I wish you success in your efforts. If you have any questions, please contact the Governor's Traffic Safety Committee at (518) 474-5111.

Sincerely,

David J. Swarts
Chair and
Commissioner of Motor Vehicles

DJS:et
Enclosure
cc: Anthony R. Carvelli

50.



OFFICE OF THE SHERIFF

COUNTY OF ONEIDA

DANIEL G. MIDDGAUGH
SHERIFF

M. PETER PARAVATI
UNDERSHERIFF

March 9, 2009

JN2009-178

Anthony Picente Jr.
Oneida County Executive
800 Park Avenue
Utica, New York 13501

PUBLIC SAFETY

TIANG & NEANS

RECEIVED
2009 MAR 17 AM 10:33
ONEIDA COUNTY LEGISLATURE

RE: Buckle Up Grant # PT-3300252

Dear Mr. Picente,

The Oneida County Sheriff's Office is again participating in "Buckle Up New York" being administered out of the State of New York Governor's Traffic Safety Committee. This is a statewide, high visibility campaign designed to save lives and reduce the severity of injuries by increasing seatbelt use.

Special details will be performed by Sheriff's Deputies on overtime assignments specifically committed for this purpose. A supplemental appropriation is needed to allocate funding into the Law Enforcement Budget for this purpose as follows:

A3120.103	Law Enforcement – Overtime	\$ 5,000
A3387	State Traffic Safety Grant	\$ 5,000

Please feel free to contact me, if I can be of further assistance.

Sincerely,

[Signature]

Daniel G. Middaugh, Sheriff

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

[Signature]
Anthony J. Picente, Jr.
County Executive

Date 3-16-09

cc: Tom Keeler

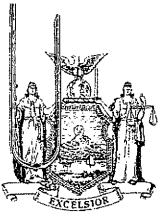
51.

Administrative Office
6065 Judd Road Oriskany, NY 13424
Voice (315) 736-8364
Fax (315) 765-2205

Law Enforcement Division
6065 Judd Road Oriskany, NY 13424
Voice (315) 736-0141
Fax (315) 736-7946

Correction Division
6075 Judd Road Oriskany, NY 13424
Voice (315) 768-7804
Fax (315) 765-2327

Civil Division
200 Elizabeth Street Utica, NY 13501
Voice (315) 798-5862
Fax (315) 798-6495



DAVID A. PATERSON
Governor

STATE OF NEW YORK
GOVERNOR'S TRAFFIC SAFETY COMMITTEE
DEPARTMENT OF MOTOR VEHICLES



DAVID J. SWARTS
Chair

September 29, 2008

Captain Richard Antanavige
Oneida County Sheriff's Office
Law Enforcement Building
6065 Judd Road
Oriskany, New York 13424

Re: PT-3300252
"BUCKLE UP NEW YORK!"
EFFECTIVE DATE: October 1, 2008

Dear Captain Antanavige:

On behalf of Governor David A. Paterson, I am pleased to notify you that the Oneida County has been awarded \$5,000 to participate in the statewide "BUCKLE UP NEW YORK!" campaign. Our goal is to increase seat belt usage in an effort to reduce serious injury or death from traffic crashes.

Thank you for participating in this very important statewide program. I wish you success in your efforts. If you have any questions, please contact the Governor's Traffic Safety Committee at (518) 474-5111.

Sincerely,

David J. Swarts
Chair and
Commissioner of Motor Vehicles

DJS:et

Enclosure

cc: Sgt. Ronald Townsend
Anthony R. Carvelli

52.



STATE OF NEW YORK
DEPARTMENT OF TRANSPORTATION
ALBANY, N.Y. 12232
www.nysdot.gov

ASTRID C. GLYNN
COMMISSIONER

DAVID A. PATERSON
GOVERNOR

7A12009-180

March 3, 2009

Susan L. Crabtree
Clerk of the County Board of Legislatures
Oneida County Office Building, 800 Park Ave.
Utica, NY 13501

READ & FILED

Dear Ms. Crabtree:

I, April Hotaling, Transportation Maintenance, Department of Transportation, State of New York, do HEREBY CERTIFY that the foregoing is a true copy of Official Order H2515 of the Department of Transportation and the same has been compared with the original thereof filed in my office on the 3rd day of March, 2009 and the same is a correct transcript therefrom and of the whole thereof. In witness whereof, I have thereunto set my hand and affixed the seal of the Department of Transportation of the State of New York, this 3rd day of March, 2009.


TRANSPORTATION MAINTENANCE
DEPARTMENT OF TRANSPORTATION

2009 MAR -6 PM 12:58
RECEIVED
ONEIDA COUNTY LEGISLATURE

53.

TO:	<p align="center">OFFICIAL ORDER</p> <p align="center">NEW YORK STATE DEPARTMENT OF TRANSPORTATION</p> <p align="center">SUBJECT: TRANSFER MAINTENANCE OF PORTIONS OF BIN 1077640 ONEIDA COUNTY ROAD 30 OVER SR 840 SH 2003-1 STANWIX-UTICA, PART I TOWN OF NEW HARTFORD, ONEIDA COUNTY</p>
Distribution: <input type="checkbox"/> Department-wide <input type="checkbox"/> Highways <input type="checkbox"/> Special <input type="checkbox"/> Waterways	Number <u> H2515 </u> Date <u> 3/3/2009 </u> Supersedes:

WHEREAS, ~~Subdivision 25 of Section 10~~ of the Highway Law authorizes the Commissioner of Transportation to provide for a suitable structure or structures across highways to accommodate at an adjusted grade the continuity of such highways, roads or streets by an under-pass or over-pass; and

WHEREAS, under Subdivision 25 of Section 10 of the Highway Law any frontage, marginal or service road or portion of intersecting highway, road or street upon which such work is completed shall, if not determined by the Commissioner of Transportation to be a part of the state highway system, be maintained by the municipality in which such frontage, marginal or service road or portion of intersecting highway, road or street is located; and

WHEREAS, BIN 1077640 was built as part of contract D259373 to carry Oneida County Road 30 over S. R. 840 known as S.H. 2003-1 Stanwix-Utica Part I and the contract was accepted on June 22, 2006.

NOW, THEREFORE, it is hereby

ORDERED: That BIN 1077640 built as part of contract D259373, which was accepted on June 22, 2006 and which provided for carrying Oneida County Road 30 over S.R. 840 known as S.H. 2003-1 Stanwix-Utica, Part I in the Town of New Hartford shall have shared maintenance as follows:

1. Oneida County shall have maintenance responsibility from Station 2+429± to Station 2+486± for the wearing surface, sidewalk, bridge rail and fencing.
2. New York State Department of Transportation shall have maintenance responsibility for the remainder of the structure including substructure, superstructure and structural deck.

All of the above as shown on the construction drawings for contract D259373 and filed in the Record Plans Unit of the New York State Department of Transportation in Utica, NY.

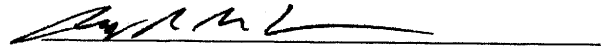
Manual OFFICIAL ORDER	Code	Date	Page 2
Subject: TRANSFER MAINTENANCE OF PORTIONS OF BIN 1077640 ONEIDA COUNTY ROAD 30 OVER SR 840 SH 2003-1 STANWIX-UTICA, PART I TOWN OF NEW HARTFORD, ONEIDA COUNTY			

And it is

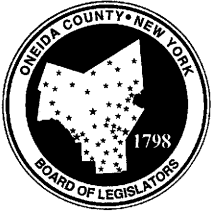
FURTHER ORDERED: That a certified copy this Official Order be filed with the Clerk of the Town of New Hartford, the Clerk of Oneida County, the Clerk of the Oneida County Board of Legislators, the Commissioner of Public Works of Oneida County and the Office of the State Comptroller.

This Official Order issued pursuant to the authorization delegated by Official Order No. 1660, dated August 15, 2008.

FOR THE COMMISSIONER:



GARY R. McVOY, Ph.D.
Operating Division



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Susan L. Crabtree
Clerk
(315) 798-5901

David J. Wood
Majority Leader

Michael J. Hennessy
Minority Leader

March 24, 2009

FN 2009-181

Oneida County
Board of Legislators
800 Park Avenue
Utica, New York 13501

READ & FILED

Honorable Members:

Pursuant to the recommendation of the Oneida County Agricultural & Farmland Protection Board and to Article 25AA, Section 302 of the Agriculture & Markets Law, I hereby appoint the following persons to the Farmland Protection Board:

Brymer Humphreys, Chair
8661 Tibbits Rd, New Hartford, NY 13413

Paul Kirk
7150 Quaker Hill Rd.
Ava, NY 13303

Thomas Cassidy
PO Box 353
Barneveld, NY 13304

Legislator Brian D. Miller
9245 Red Hill Rd., New Hartford, NY 13413

These appointments are all four (4) year terms with the exception of Legislator Brian Miller, whose term will run co-terminus with his term of office and will expire on December 31, 2009.

These appointments do not require Board approval.

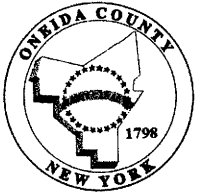
Respectfully submitted,

GERALD J. FIORINI
CHAIRMAN OF THE BOARD OF LEGISLATORS

GJF:pp

cc: Farmland Protection Board members
County Clerk

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 24 AM 9:41



COUNTY OF ONEIDA
OFFICE OF THE COUNTY EXECUTIVE

ANTHONY J. PICENTE JR.

County Executive

ce@ocgov.net

ONEIDA COUNTY OFFICE BUILDING
800 PARK AVENUE
UTICA, NEW YORK 13501
(315) 798-5800
FAX: (315) 798-2390
www.ocgov.net

7/1 2009-182

March 17, 2009

READ & FILED

Oneida County
Board of Legislators
800 Park Ave.
Utica, NY 13501

Honorable Members:

Pursuant to the By Laws of the Oneida County Fire Advisory Board, I submit to the Board of Legislators, for your approval, the appointment of the following to serve on the Fire Advisory Board:

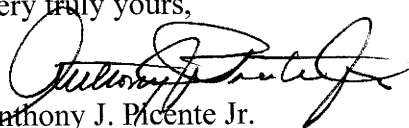
Hobart Dana	8434 Edwards Rd., Holland Patent
Ed Labayewski	P.O. Box 70, Clark Mills
Dave Carpenter	3202 Haskins Rd., Blossvale
Rick Barnes	9694 Holman City Rd., Sauquoit

The term for each appointment is two years and will expire on December 31, 2010.

I respectfully request that you approve of these appointments at your earliest convenience.

Thank you.

Very truly yours,


Anthony J. Picente Jr.
Oneida County Executive

Cc: Fred VanNamee, Emergency Services

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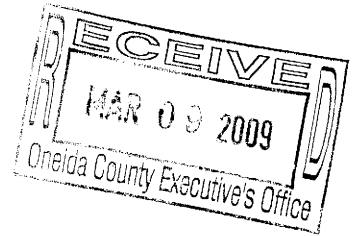
526.



Oneida County Volunteer Firemen's Association Inc
6042 Trenton Rd
Utica, NY 13502

March 5, 2009

Honorable Anthony J. Picente Jr.
Oneida County Executive
800 Park Ave
Utica NY 13501



Dear Mr. Picente,

The Oneida County Volunteer Firemen's Association is nominating the following for appointment to the Oneida County Fire Advisory Board for 2009-2010.

Hobart Dana
Ed Labayewski
Dave Carpenter
Rick Barnes

8434 Edwards Road Holland Patent
PO Box 70 Clark Mills

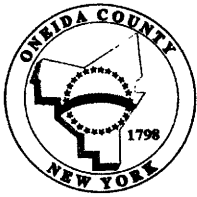
9694 Holman City Road Sauquoit

These terms are for two years expiring on December 31, 2010.

Please advise me when these appointments are confirmed.

Sincerely,

Andrew Frank
Secretary



COUNTY OF ONEIDA
OFFICE OF THE COUNTY EXECUTIVE

ANTHONY J. PICENTE JR.
County Executive
ce@ocgov.net

ONEIDA COUNTY OFFICE BUILDING
800 PARK AVENUE
UTICA, NEW YORK 13501
(315) 798-5800
FAX: (315) 798-2390
www.ocgov.net

FN 2009-183

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ONEIDA COUNTY LEGISLATURE
2009 MAR 24 AM 10:19

March 20, 2009

Oneida County
Board of Legislators
800 Park Avenue
Utica, New York 13501

WAYS & MEANS

Honorable Members:

During the process of preparing for the closing of the County's accounting records for 2008, deficit balances were identified in a number of employee fringe benefit accounts that will necessitate transfers of funds. The transfers are fully covered by surplus funds in the 2008 budgets of other related fringe accounts. In all but a few instances these transfers are made from unencumbered balances in other appropriation accounts within the respective departments.

The shortages in a small number of departmental Health Insurance accounts are the result of an evolving workforce, both with respect to the number of employees in each department and in the Health Insurance coverage that the employees elect.

Due to the need to close the accounting records for 2008, I ask that these transfers be acted upon at the **April 15th meeting**. I therefore request your Board approval for the following **2008** fund transfers:

TO:

AA# A1120.860 - Youth Court Program, Health Insurance.....	\$ 5,855.
AA# A1185.860 - Coroners Office, Health Insurance.....	11,391.
AA# A1430.850 - Personnel, Unemployment Insurance.....	5,924.
AA# A1450.860 - Board of Elections, Health Insurance.....	7,669.
AA# A3145.810 - Rome Safe School Program, Retirement	6,418.
AA# A3145.860 - Rome Safe School Program, Health Insurance	22,135.
AA# A4012.810 - Public Health Clinic, Retirement	6,860.
AA# A4015.860 - Lead Screening Program, Health Insurance	9,000.
AA# A4060.830 - Education Handicapped Children Administration, Social Security	13,640.
AA# A6012.850 - Temporary Assistance, Unemployment Insurance.....	7,868.
AA# A6774.810 - Office for Continuing Care, Retirement	8,737.
"A" Fund Total:	\$ 105,497.
 AA# J6296.830 - Workforce Development Administration, Social Security.....	 \$ 7,162.
"J" Fund Total:	\$ 7,162.

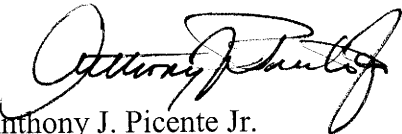
58.

FROM:

AA# A1165.850 - District Attorney Office, Unemployment Insurance	\$ 2,001.
AA# A1170.860 - Public Defender-Criminal, Health Insurance	11,391.
AA# A1420.860 - Law Department, Health Insurance.....	5,855.
AA# A1620.850 - Buildings & Grounds, Unemployment Insurance	3,923.
AA# A1620.860 - Buildings & Grounds, Health Insurance	7,669.
AA# A3140.810 - Probation Office, Retirement	6,418.
AA# A3140.860 - Probation Office, Health Insurance.....	22,135.
AA# A4010.860 - Public Health Administration, Health Insurance	6,860.
AA# A4012.860 - Public Health Clinic, Health Insurance.....	13,640.
AA# A4018.860 - Environmental Health, Health Insurance	9,000.
AA# A6012.810 - Temporary Assistance, Retirement	7,868.
AA# A6774.860 - Office for Continuing Care, Health Insurance	<u>8,737.</u>
"A" Fund Total: \$ 105,497.	

AA# J6300.830 - Workforce Development Administration, Social Security.....	\$ <u>7,162.</u>
"J" Fund Total: \$ 7,162.	

Respectfully submitted,



Anthony J. Picente Jr.
Oneida County Executive

AJP:gpb

CC: County Attorney
Comptroller
Budget Director
Affected Department Heads

FRINGE BENEFITS BOARD LETTER
DEPARTMENTS COPIED via BOARD PACKET

Mike Romano, Office for the Aging
Sandy DePerno, County Clerk
Scott McNamara, District Attorney Office
David Tomidy, Probation
Linda Dillon, County Attorney
Anthony Carvelli, Finance
Mike Colangelo, Stop D.W.I.
Susan Crabtree, Board of Legislators
Dennis Davis, Highways & Bridges
Steve Devan, Water Pollution Control
Kathleen Perez, Board of Elections
Daniel Gilmore, Public Health
Frank Furno, Public Defender - Civil
John Kent, Planning
Mark Laramie, Engineering
Pamela Mandryck, Board of Elections
David Mathis, Workforce Development
Dan Middaugh, Sheriff's Department
Tony Milograno, Central Services
Lucille Soldato, Social Services
Frank Nebush, Public Defender - Criminal
John Talerico, Personnel
Vernon Gray, Airport
Dan Sullivan, Pistol Permits
Mello Testa, Purchasing
Joe Timpano, Audit & Control
Fred VanNamee, Emergency Services
Jack Williams, Public Works



Anthony J. Picente Jr. County Executive

Linda M. Nelson, Commissioner

Oneida County
d m h
Department of Mental Health
235 Elizabeth Street
Utica, New York 13501

Phone: (315) 798-5903
Fax: (315) 798-6445
E-mail: mentalhealth@ocgov.net
Web site: www.ocgov.net

FN 2009-184

March 11, 2009

PUBLIC HEALTH

WAYS & MEANS

Honorable Mr. Anthony J. Picente, Jr.
Oneida County Executive
800 Park Avenue
Utica, New York 13501

Dear Mr. Picente:

I am forwarding five (5) copies of a Purchase of Services Amendment between the Oneida County Department of Mental Health and Human Technologies Corporation for your review and signature.

The purpose of this Amendment is to revise the Appendices packet to include Appendix L: Comprehensive Outpatient Program Services Contract Provisions.

Thank you very much for your time and consideration of this request. I would be pleased to respond to any questions or concerns you might have with regard to this Agreement.

Sincerely,

Linda M. Nelson
Commissioner

LMN/ser
Enc.

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 24 AM 10:47

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

Anthony J. Picente, Jr.
County Executive

Date 3-23-09

Col.

Contract Amendment Summary

Oneida County Department of Mental Health Account No: A4310.49518

Name of Proposing Organization: Human Technologies Corporation, Inc.

Type of Activity or Services: Advocacy Program
Vocational Employment
Integrated Supported Employment

Proposed Dates of Operations: Upon execution through December 31, 2009

Client Population: Adults with a serious and persistent mental illness

Summary Statements:

1.) Narrative Description of Proposed Services:

The purpose of this Amendment is to revise the Appendices packet to include Appendix L: Comprehensive Outpatient Program Services Contract Provisions. All other terms and conditions of the previously approved contract shall remain in force.

2.) Program:

All programs and services under this Agreement have been reviewed and approved by the Office of Mental Health and/or VESID.

Funding:

Gross Budget	\$ 332,160.00
--------------	---------------



Anthony J. Picente, Jr.
County Executive

Oneida County
Office for the Aging & Continuing Care
Website: www.ocgov.net



Michael J. Romano
Director

235 Elizabeth Street, Utica, NY 13501

Phone 315-798-5456

Fax 315-798-6444

E-mail: ofa@ocgov.net

JN2009-185

March 11, 2009

PUBLIC HEALTH

Honorable Anthony J. Picente, Jr.
Oneida County Executive
800 Park Avenue
Utica, New York 13501

WAYS & MEANS

RECEIVED
ONEIDA COUNTY LEGISLATURE
2009 MAR 24 AM 10:47

Dear Mr. Picente:

I am submitting the following Letter of Agreement between the Office for the Aging/Office of Continuing and the Research Foundation of SUNY for your review and approval.

Oneida County Office for the Aging/Continuing Care had been awarded a grant of federal funds under the Administration on Aging's Nursing Home Diversion Modernization Project. This project will provide Oneida County with the ability to develop a flexible consumer directed model of service delivery targeting those most at risk for Medicaid spend downs and Nursing Home Placement. The Research Foundation of SUNY will provide the research, development, technical assistance and evaluation of this AOA Nursing Home Demonstration Project. This program is funded with Federal dollars with no county dollars involved.

This contract will commence upon execution and terminate March 31, 2010.

I am available at your convenience to answer any questions you may have regarding this agreement.

Sincerely,

Michael J. Romano
Director

MJR/grb
Enc.

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

Anthony J. Picente, Jr.
County Executive

Date 3-23-09

63.

Oneida County Department: **Office for the Aging**

Competing Proposal _____

Only Respondent _____

Sole Source RFP _____

**Oneida County Board of Legislators
Contract Summary**

Name of Proposing Organization: The Research Foundation of SUNY.

Title of Activity or Service: **Nursing Home Diversion Grant-** To provide the research, development, technical assistance and evaluation of the AOA Nursing Home Demonstration Project.

Proposed Dates of Operation: Upon execution – March 31, 2010

Client Population/Number to be Served: the elderly and disabled individuals most at risk for Medicaid spend down and Nursing Home Placement

Summary Statements:

- 1) **Narrative Description of Proposed Services.** To provide work on consumer directed intervention, management of evaluations and quality assurance activities, and development of protocols and related training for assessing consumer satisfaction.
- 2) **Program/Service Objectives and Outcomes.** To measure consumer satisfaction and the success of the program in numbers of the reduction or delay of nursing home placement and Medicaid spend-down among the at-risk population
- 3) **Program Design and Staffing Level.** N/A

Total Funding Requested: \$200,000.00

Oneida County Department Funding Recommendation:

Proposed funding Source (Federal/State/County): Account # A6772.495
Federal 100% (\$ 200,000.00)

Cost per Client Served: NA

Past Performance Data:

Oneida County Department Staff Comments:

Oneida County Department of Public Works

ANTHONY J. PICENTE JR.
County Executive

JOHN J. WILLIAMS
Commissioner

6000 Airport Road
Oriskany, New York 13424
Phone: (315) 793-6235
Fax: (315) 768-6299

DIVISIONS:
Buildings & Grounds
Engineering
Highways, Bridges & Structures
Reforestation

March 10, 2009

Anthony J. Picente Jr.
Oneida County Executive
800 Park Ave.
Utica, NY 13501

FN 2009-186

PUBLIC WORKS

WAYS & MEANS

Dear County Executive Picente,



Proposals were received from consultants to provide Professional Consulting Services related to preparation of plans and specifications for asbestos abatement and reconstruction of the second floor in the Oneida County Office Building. Funding would be provided via H-305, County Office Building Asbestos Abatement, and proposed fee results are as follows.

Bonacci Architets \$118,600.00 + project monitoring fees
Utica, NY

March Associates \$132,000.00 + project monitoring fees
Utica, NY

Alesia & Crewell Architects \$137,000.00 + project monitoring fees
New Hartford, NY

On January 14, 2009 the Oneida County Board of Acquisition and Contract accepted the proposal from Bonacci Architects for \$118,600.00 plus project monitoring fees.

Please review the enclosed contract for the above mentioned services and if acceptable forward to the Oneida County Board of Legislators for consideration.

Thank you for your support.

Sincerely,


John J. Williams
Commissioner

cc: Mark E. Laramie, P.E., Deputy Commissioner

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ONEIDA COUNTY LEGISLATURE
2009 MAR 24 AM 10:46

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

Anthony J. Picente, Jr.
County Executive
Date 3-23-09

65

Oneida County Department: Public Works

Competing Proposal X
Only Respondent _____
Sole Source RFP _____

Oneida County Board of Legislators Contract Summary

Name of Proposing Organization: **Bonacci Architects, Utica, NY**
Title of Activity or Service: **Professional Consulting Services**
Client Population/Number to be Served: **N/A**

Summary Statements:

1) Narrative Description of Proposed Services:

Prepare bid documents and provide project monitoring for Asbestos Abatement and Interior Renovations at the Oneida County Office Building.

2) Program/Service Objectives and Outcomes:

Abate and renovate the 2nd floor of the Oneida County Office Building.

3) Program Design and Staffing Level:

N/A

Total Funding Requested: **\$118,600.00** + project monitoring fees

Oneida County Department Funding Recommendation: **\$118,600.00 +** Account # **H-305**

Proposed Funding Source: Federal 0% State 0% County 100%

Cost Per Client Served: **N/A**

Past Performance Data: **N/A**

Oneida County Department Staff Comments

66

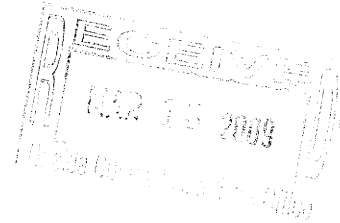


ECONOMIC DEVELOPMENT GROWTH ENTERPRISES CORPORATION
153 Brooks Road • Rome, New York 13441-4105
315-338-0393 • 800-765-4990 • FAX 315-338-5694
E-Mail: info@mvedge.org • www.mvedge.org

March 12, 2009

Anthony Picente
Oneida County Executive
Oneida County Office Building
800 Park Avenue
Utica, NY 13501

JN 2009-187
**ECONOMIC DEVELOPMENT
& TOURISM**
WAYS & MEANS



RE: 2009 Mohawk Valley EDGE – Oneida County Contract

Dear Tony:

Attached are four copies of the proposed 2009 contract between Mohawk Valley EDGE and Oneida County. The proposed agreement includes the funds authorized in the current Oneida County Budget (\$375,279.00), which includes the county share for the Empire Zone Program (\$49,674).

The proposed agreement is materially consistent with the current EDGE-Oneida County Agreement. The changes in this year's proposed contract reflect more current specifics on various EDGE initiatives. These changes include the following:

- **Section 5.1.1:**

This section includes a possible collaborative effort between EDGE and key community stakeholders (e.g., Community Foundation and United Way) on a regional visioning effort that would also include benchmarking of key community indicators across a number of areas: (education, environment, health, transportation, civic vitality, arts and culture, work force development, economic development, public safety and a few others). This community indicators effort would be the focal point for the development of strategies that the collective region could get behind to enhance the vibrancy of the region's community and economic position. The current dialogue among EDGE and the other regional stakeholders is in the formative stages and we anticipate that a going forward effort will get underway in 2009.

- **Section 5.1.9:**

The proposed change in this section reflects the effort that is underway to consolidate the Oneida County and Rome Empire Zones into a consolidated Empire Zone. This is in accordance with a directive from Empire State Development that is looking to consolidate both zone administrative boards into a single board given the fact that EDGE is currently staff to both zone programs.

- **Section 5.1.14:**

This is a new section and reflects that EDGE would have a staff services agreement with Utica Industrial Development Corporation and continue to work with the City of Utica and its public

01.

benefits corporations. EDGE has an operating agreement with UIDC and handles their loan portfolio and provides other administrative support services.

- **Section 5.1.15:**

Marcy NanoCenter at SUNYIT is referenced in this section and identifies the project elements that will be implemented this year (e.g., global marketing effort, finalize Project Development Agreement, oversee engineering-design services and construction of the Edic Road Bypass, and water and sewer improvement. Other components of the project include: implementation of the wetlands mitigation work, relocation and reconfiguration of power lines, property acquisition (including acquisition of easements and rights of ways), and other site improvements.

- **Section 5.1.17:**

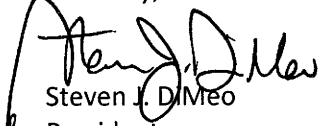
This section addresses EDGE's role with Oneida County and Griffiss Local Development Corporation on the continued development of the Griffiss International Airport. This includes the collaborative marketing effort to elevate the position of Griffiss to attract and develop additional aviation activity.

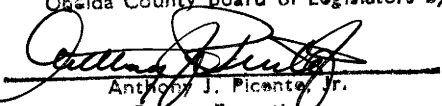
- **Section 5.1.18:**

Completion of the reuse plan for the Oneida County Business Park is the focus of this section. This section was modified to reflect the fact that a final reuse plan will be completed this year and presented to the County and other key stakeholders. The prior agreement proposed this as an activity when in fact we expect the reuse plan to be completed and a going forward strategy considered during this calendar year.

EDGE looks forward to working with you and the leadership on the County Board to strengthen the region's economy. Please do not hesitate to contact me if you have any further questions.

Sincerely,


Steven J. DiMeo
President
Mohawk Valley EDGE

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by

Anthony J. Picante, Jr.
County Executive

Date 3-24-09

CC: Lawrence T. Gilroy III
Linda Dillon, County Attorney
Jef Saunders, EDGE Counsel

2009 MAR 24 AM 11:53
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ONEIDA COUNTY LEGISLATURE
68.

Oneida Co. Department: Law

Competing Proposal _____
Only Respondent _____
Sole Source RFP _____

**ONEIDA COUNTY BOARD
OF LEGISLATORS**

Name of Proposing Organization: Mohawk Valley EDGE
Title of Activity or Service: Economic Development
Proposed Dates of Operation: January 1, 2009 – December 31, 2009
Client Population/Number to be Served: Oneida County

Summary Statements:

1) Narrative Description of Proposed Services: Including, but not limited to, provision of economic development services including promotion and marketing of Oneida County businesses and industries, staffing of GLDC and assistance in the development of the Griffiss Airfield, staff support for the OCIDA and other economic development agencies located in Oneida County.

2) Program/Service Objectives and Outcomes:

3) Program Design and Staffing:

Total Funding Requested: \$375,279 Account # A6432.495

Oneida County Department Funding Recommendation:

Proposed Funding Sources (Federal \$/State \$/ County \$):

Cost Per Client Served:

Past Performance Data: EDGE, formerly OCIDC, has functioned as the County economic development, marketing and business promotion agent for over two decades.

AGREEMENT

THIS AGREEMENT (the "Agreement"), dated as of the _____ day of _____, 2009, is by and between the **COUNTY OF ONEIDA**, a municipal corporation organized and existing under the laws of the State of New York, with its principal office and place of business located at 800 Park Avenue, Utica, New York 13501, hereinafter referred to as the "**County**", and

ECONOMIC DEVELOPMENT GROWTH ENTERPRISES CORPORATION (doing business as Mohawk Valley Edge), a not - for - profit corporation organized and existing under the laws of the State of New York, with its principal office and place of business located at 153 Brooks Road, Griffiss Business & Technology Park, Rome, New York 13441, hereinafter referred to as "**EDGE**".

WITNESSETH:

WHEREAS, EDGE is a New York not-for-profit corporation located within Oneida County and formed for the objects and the purposes, among others, of publicizing the advantages of Oneida County and the region by developing and promoting general economic and industrial development within Oneida County; and

WHEREAS, the Oneida County Board of Legislators (the "Board of Legislators"), by **Resolution No. __ of 2009 (the "Resolution")** has authorized the expenditure of certain monies to pay for services rendered by EDGE to the County in promoting general economic development, providing staff and funding support to Griffiss Local Development Corporation (GLDC) for the development of Griffiss Business & Technology Park, Griffiss International Airport, and staff support by EDGE to the Oneida County Industrial Development Agency (OCIDA) and other economic development organizations within the Mohawk Valley; and,

WHEREAS, the County Executive and Board of Legislators, as the policy making branches of the County government, desire that the services described herein be consolidated under the aegis of a single economic development organization that will facilitate the growth and development of Oneida County and represent the interests of all residents of Oneida County.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, and in accordance with the provisions of Section 224 of the County Law, it is agreed by and between the parties hereto as follows:

1. The term of this Agreement shall be for one (1) year beginning on **January 1, 2009 and ending December 31, 2009**. The County reserves the right to terminate this Agreement upon thirty (30) days' written notice in the event that EDGE shall fail to perform any of its obligations set forth herein, and such failure shall not have been rectified by EDGE within said thirty (30) day period.
2. Pursuant to this Agreement, EDGE shall act as a contractor providing services to the County, from which EDGE receives part of its total revenue to fulfill its role as the lead economic development organization in Oneida County. To that end, EDGE's goals in providing the herein described services to the County shall be to support economic development policies that will help the region retain population and attract people to the region, increase the number of jobs, particularly jobs that are career opportunities, and increase, by improving general economic conditions, the standard of living for residents of Oneida County. The parties acknowledge that EDGE shall have broad discretion to make

EDGE-Oneida County Contract V.2 02-05-09

and implement economic development decisions designed to achieve the aforesaid goals provided, however, that EDGE shall recognize the strong interest and role of the County Executive and the Board of Legislators in making policy with regard to general economic development in Oneida County and shall consult with the County Executive and the Board of Legislators in the formulation of such policy.

3. EDGE shall, upon the request of the Board of Legislators or Economic Development Committee thereof provide periodic updates in writing and/or in person to the Board of Legislators Economic Development Committee on its activities pursuant to this Agreement, excepting information it reasonably deems confidential concerning prospective and existing projects. EDGE's President shall also participate fully in economic and community development meetings with the County Executive, the Director of Work Force Development, the Commissioner of Planning and others invited by the County Executive, which said meetings shall occur on a weekly or bi-weekly basis. The Economic Development Committee of the County Board of Legislators and the County Executive shall monitor EDGE's performance under the terms of this Agreement and make recommendations with regard to such performance.
4. EDGE shall provide, on request, reports on its activities to the County Executive, members of the Board of Legislators, or any duly appointed committee thereof, excepting information it reasonably deems confidential concerning prospective or existing projects. At least once each quarter, EDGE shall report to the County Executive on the companies that received financial assistance through EDGE. Specifically, EDGE shall provide a report on the total employment among these companies and whether these companies are in compliance with any job creation and job retention requirements. EDGE shall also report to the County Executive on other major changes in business activities in the County.
5. Pursuant to this Agreement, EDGE shall, as part of its duties to publicize the advantages of Oneida County and the region by overseeing and facilitating overall general economic development:

5.1.1 Implement and update as deemed necessary, the Regional Economic Development Strategy that was prepared in 1997 by Deloitte Touche & Fantus Consulting, and continue appropriate outreach to focus on the development and implementation of local strategies for restoring the region's population and addressing the region's local work force development needs. Building on past efforts, EDGE, with community stakeholders such as the Community Foundation, and others, may develop a Vision 2020 effort to identify key community indicators and develop regional strategies and shared community vision that will provide a comprehensive approach to improving the region's community development (e.g., education, culture and arts, health, work force development, transportation, and community development initiatives) as an integral component of an overarching economic development strategy.

5.1.2 Publicize the advantages of Oneida County and the Mohawk Valley as a desirable area for businesses to locate and expand by targeting marketing efforts and other efforts, such efforts to be coordinated with the County Executive. Through its marketing and promotional activities, attract and encourage industry and businesses to locate or expand in Oneida County and thus facilitate the general economic growth and development of the County. EDGE shall provide to the County Executive and the Board of Legislators, no later than February 1,

2009, a targeted marketing and promotion plan regarding how EDGE intends to publicize and promote Oneida County and the Mohawk Valley as a location for business expansions within key industry clusters being targeted by EDGE.

5.1.3 Maintain a systematic program for visiting area businesses and firms and communicating with them on (i) the available programs and services offered by and through conduits of Oneida County, (ii) the identification of issues or problems that may adversely impact a business' or firm's economic well-being and the maintenance of its operations and continued presence within Oneida County, and (iii) the opportunities for growth and expansion within Oneida County and/or Mohawk Valley that may occur as a result of assistance provided through EDGE, other economic development agencies, and/or state and/or local government support. EDGE shall make the County Executive aware of key business outreach visits that would warrant his participation and, to the extent possible or required, attempt to coordinate a business outreach visit that would allow the County Executive to attend.

5.1.4 Coordinate its business outreach activities, visits, and business development projects with the Regional Office of the Empire State Development Corporation, the Workforce Investment Board, other economic development and educational partners, and with the County Executive's office.

5.1.5 Inform, in writing, except where expressly prohibited by a business prospect or existing employer, County and affected local government officials at the earliest possible instance of potential economic development projects in their respective communities, and notify the County and affected local government officials at the earliest possible time that an existing employer in their respective communities may relocate elsewhere in or outside of Oneida County. Both Parties agree to comply with the EDGE Inter-municipal Relocation Policy as revised on May 2, 2000.

5.1.6 Provide prompt attention to, and follow up on, leads regarding new economic development, businesses or industries and participate with the County in an outreach to existing businesses and industries in Oneida County and maintain a record of all leads, contacts and follow-up efforts with existing businesses and prospects and, upon request, provide County officials, except for confidential information on clients or leads, reports on potential economic development projects.

5.1.7 Administer and oversee management of the EDGE Job Development Loan Fund, and other revolving loan fund accounts under its control or management. Within such funding made available and so identified, EDGE shall institute a targeted Small Business Development Loan Program capitalized with funding secured from the U.S. Department of Housing and Urban Development under the HUD Small Cities Program and the NYS Small Cities Program to specifically address unique small business financing needs.

5.1.8 Prepare financing assistance and economic development incentives packages for businesses that are looking to expand or locate within Oneida County, and develop funding strategies for special economic development projects and initiatives.

5.1.9 Administer the Oneida County Empire Zone Program approved by New York State for specific sites in Oneida County in cooperation with the County Executive's Office and work with Rome Industrial Development Corporation ("RIDC") and the City of Rome to complete the consolidation of the Rome Empire Zone with the Oneida County Empire Zone.

5.1.10 Administer various grants obtained by the County, including County funds appropriated to EDGE by the Board of Legislators, for general economic development projects and activities.

5.1.11 Enter into an Annual Staff Services Agreement with GLDC, upon terms and conditions mutually agreeable to EDGE and GLDC, for the provision by EDGE of staff support services for marketing, economic development support, leasing and real estate management, capital improvements programming, and other services and technical assistance necessary to enhance the development of Griffiss Business & Technology Park, and to support the retention and growth of the Air Force Research Laboratory at the Rome Research Site as well as other military and federal functions currently located at Griffiss.

5.1.12 Enter into an Annual Staff Services Agreement with OCIDA, upon terms and conditions mutually agreeable to EDGE and OCIDA, for the provision by EDGE of staff support services so that OCIDA can issue tax-exempt and taxable bonds for eligible economic development projects and provide other incentives that will benefit and assist businesses and eligible not-for-profit and civic groups that are locating or expanding within Oneida County in accordance with provisions contained in federal and state law.

5.1.13 Enter into an Annual Staff Services Agreement with RIDC, upon terms and conditions mutually agreeable to EDGE and RIDC, for the provision by EDGE of staff support services to assist RIDC with its economic development activities and programs. .

5.1.14 Enter into an Annual Staff Services Agreement with Utica Industrial Development Corporation ("UIDC"), upon terms and conditions mutually agreeable to EDGE and UIDC, for the provision by EDGE of staff support to assist UIDC with its economic development activities and programs. Also, EDGE shall continue to work with the City of Utica and its public benefit corporations to seek similar staff services agreements to strengthen and enhance the delivery of economic development services within the City of Utica so that the City can undertake key economic development initiatives.

5.1.15 Oversee marketing and development of Marcy NanoCenter at SUNYIT. EDGE will finalize the Project Development Agreement (PDA) with the State University of New York ("SUNY"), the State University of New York Institute of Technology at Utica/Rome ("SUNYIT"), the Research Foundation of SUNY ("Research Foundation"), and New York State Urban Development Corporation d/b/a Empire State Development Corporation ("ESDC") for site control and: (i.) complete other required acquisition of property and purchase of easements necessary for this project; (ii.) finalize remaining permitting for the project site; (iii.) develop plans and specifications for road, site, wetlands mitigation, relocation/reconfiguration of National Grid Power Lines, and infrastructure improvements; and, (iv.) oversee the implementation of the capital improvements

programming for the site. EDGE will also continue the global marketing of this site as New York's premier development site in Upstate New York for semiconductor, nanoelectronics, and nanotechnology manufacturing and build necessary state partnerships necessary to realize transformational economic development of this site.

5.1.16 Provide necessary technical support for other designated Build Now sites and/or key development sites in Oneida County and Herkimer County, and provide technical assistance and necessary staff support for pre-permit approval and development of other key development sites and vacant/underutilized facilities.

5.1.17 Provide marketing and staff assistance for aviation related economic development opportunities at Griffiss International Airport. Specifically, EDGE will: (i.) work cooperatively with Oneida County, the County's Aviation Department, and GLDC on the development and funding of a marketing program to attract new and expanded aviation related uses at Griffiss International Airport (i.e., EDGE, with the concurrence of GLDC, will earmark funds from the GLDC marketing budget contingent on an appropriate funding match from Oneida County for marketing of the Griffiss International Airport for aviation economic development opportunities); (ii.) Provide economic development services to the County and the County's Aviation Department on identifying and handling of aviation leads, develop financing and incentives proposals required for new and expanding aviation development opportunities, coordinate lease negotiations for existing buildings at Griffiss International Airport or development of new aviation facilities that would be built, and provide other economic development support that will enable the County to expand aviation activity at the new County Airport. Costs for outward marketing (trade shows, sales calls, development of marketing materials) are not an obligation of EDGE and would require appropriation of funds by GLDC and Oneida County at Griffiss.

It is further understood and agreed that the County will be solely responsible for all decisions related to the operation of the airport, complying with FAA requirements, appropriations for capital projects at the new County Airport at Griffiss and providing funding for annual Airport O&M costs required to operate the new County airport at Griffiss. Pursuant to state and local law, any prime leases of property at the new County Airport at Griffiss will be subject to approval by the Oneida County Board of Legislators and the Federal Aviation Administration (FAA).

5.1.18 EDGE shall continue to work with Oneida County on the completion of a reuse master plan for the former Oneida County Airport and Oneida County Airport Business Park in Oriskany, New York (the "Oneida County Airport Business Park") to address opportunities to reuse the vacant lands for long term economic development and address concerns by the current businesses within the Oneida County Airport Business Park on ongoing needs for maintenance and repairs to the Oneida County Airport Business Park infrastructure (e.g., roads, drainage ditches, and utilities), the plan will also strive to rebrand and rename the Oneida County Airport Business Park. The reuse strategy will seek to integrate the existing business park with any potential plans to expand the Business Park by redeveloping the lands that the County owns and which is now vacant or underutilized as a result of the relocation of the Oneida County Airport to Griffiss.

5.1.19 Maintain implementation of a community relations program that conveys information to the general public on EDGE projects and activities. EDGE's community relations program (i) disseminates information by publishing quarterly newsletters, (ii) prepares collateral marketing materials and other reports that inform the community on EDGE sponsored or EDGE supported projects and activities, (iii) provide regular presentations and updates to community and civic organizations, and governmental officials on economic development matters, (iv), arranges for the issuance of press releases as directed by EDGE, GLDC, OCIDA and other economic development organizations and elected officials (v) responds to inquiries from the media regarding economic development projects and activities.

5.1.20 Develop and implement a targeted marketing program for industry clusters identified by EDGE as offering economic development opportunities for the region.

5.1.21 Undertake special projects, enter into technical assistance contracts with local governments, develop and administer community and economic development initiatives, and complete or cause to be completed studies that will further the economic growth and development of the Mohawk Valley. In addition, facilitate the reaching out to and development of contacts with various community groups, Chambers of Commerce and other strategic publics in the region on the regional effort to encourage economic development.

5.1.22 Assist Oneida County in conducting its inter-municipal relocation policy as approved in the FY2000 contract.

5.1.23 Provide staff support and help coordinate activities by the Griffiss Institute to provide training, establish a business accelerator program, and other business assistance to companies and businesses involved in information technology and cyber-operations.

5.1.24 Assist Oneida County, Cornell Cooperative Extension, and other federal and state government agencies on implementing the County's Agricultural and Rural economic development programs.

6. EDGE shall use its best faith efforts to raise private sector monies or lending commitments in an amount equal to or in excess of funds appropriated by the County for economic development purposes in 2009 with a goal that each party hereto shall raise and/or commit appropriate funds for an incentive effort for economic development. Any and all economic development incentive funds shall be administered by EDGE pursuant to a written protocol that shall include loan and grant criteria and conflict of interest provisions. The County may contribute to the fund-raising effort as indicated.
7. For the services actually provided by the EDGE pursuant to the terms of this Agreement, the County agrees to pay the EDGE the sum of **Three Hundred Seventy Five Thousand Two Hundred Seventy Nine and 00/100ths Dollars (\$375,279.00)** in semi-annual payments of **One Hundred Eighty Seven Thousand Six Hundred Thirty Nine and 50/100ths Dollars (\$187,639.50)**¹. Anything to the contrary contained in this Agreement notwithstanding, no

County money shall be paid to EDGE hereunder until a memorandum receipt, signed by EDGE's principal officer and disbursing officer, to wit: its President and Vice President of Finance, respectively, agreeing to comply with the terms of the Resolution, is delivered to the County Treasurer.

8. The EDGE shall file an annual report and budget of its expenditures and receipts with the Clerk to the Board of Legislators.
9. EDGE shall indemnify and hold harmless the County and its officers, agents, and employees from any claims, demands, causes of action and judgments arising out of injuries to person or property of whatever kind or nature caused by the negligence of EDGE, its employees or agents, in the performance of its duties under the terms of this Agreement.
10. Whenever EDGE shall use the funding provided herein for the procurement of goods and services, EDGE shall be governed by the EDGE Procurement Policies set forth in Exhibit "A", attached herewith and made a part of this agreement.

IN WITNESS WHEREOF, this Agreement has been executed by the duly authorized officers of the respective parties hereto as of the day and year first above written.

COUNTY OF ONEIDA:

By: _____
Anthony J. Picente, Jr
County Executive

Date: _____

ECONOMIC DEVELOPMENT GROWTH ENTERPRISES CORPORATION:

By: _____
Lawrence T. Gilroy, III
Chairman

Date: _____

1. Contract includes County Appropriation of \$325,605 to Mohawk Valley EDGE and Appropriation of \$49,674 as the Oneida County Share for Empire Zone Program.

Attachment:

EDGE Procurement Policy

Oneida County Department of Public Works

ANTHONY J. PICENTE JR.
County Executive

JOHN J. WILLIAMS
Commissioner

6000 Airport Road
Oriskany, New York 13424
Phone: (315) 793-6235
Fax: (315) 768-6299

DIVISIONS:
Buildings & Grounds
Engineering
Highways, Bridges & Structures
Reforestation

March 10, 2009

7N2009-188

Anthony J. Picente Jr.
Oneida County Executive
800 Park Ave.
Utica, NY 13501

PUBLIC WORKS

WAYS & MEANS

Dear County Executive Picente,

Proposals were received from consultants to provide Construction Management Services related to asbestos abatement and reconstruction of the second floor in the Oneida County Office Building. Funding would be provided via H-305, County Office Building Asbestos Abatement, and proposed fee results are as follows.

GRG Construction Services, LLC New Hartford, NY	\$129,000.00
H.R. Beebe, Inc. Utica, NY	\$151,310.00
Park City Builders of NY, Inc.	\$178,115.00
Charles A. Gaetano Cons. Corp. Utica, NY	\$205,522.00

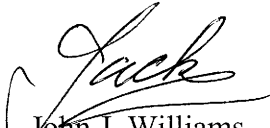
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Please note that fee proposals were normalized. Every attempt was made to generate an equal and fair comparison. On January 29, 2009 the Oneida County Board of Acquisition and Contract accepted the proposal from GRG Construction Services, LLC for \$129,000.00.


Please review the enclosed contract for the above mentioned services and if acceptable forward to the Oneida County Board of Legislators for consideration.

Thank you for your support.

Sincerely,


John J. Williams
Commissioner

Reviewed and Approved for submittal to the
Oneida County Board of Legislators by


Anthony J. Picente, Jr.
County Executive

Date 3-24-09

cc: Mark E. Laramie, P.E., Deputy Commissioner

781

Oneida County Department: Public Works

Competing Proposal X
Only Respondent _____
Sole Source RFP _____

Oneida County Board of Legislators Contract Summary

Name of Proposing Organization: **GRG Construction Services, New Hartford, NY**

Title of Activity or Service: **Professional Consulting Services**

Client Population/Number to be Served: **N/A**

Summary Statements:

1) Narrative Description of Proposed Services:

Provide construction management and contract administration services for asbestos abatement and interior renovations at the Oneida County Office Building.

2) Program/Service Objectives and Outcomes:

Asbestos abatement and reconstruction of the 2th floor of the Oneida County Office Building.

3) Program Design and Staffing Level:

N/A

Total Funding Requested: **\$129,000.00**

Oneida County Department Funding Recommendation: **\$129,000.00** Account # **H-305**

Proposed Funding Source: Federal 0% State 0% County 100%

Cost Per Client Served: **N/A**

Past Performance Data: **N/A**

Oneida County Department Staff Comments



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Susan L. Crabtree
Clerk
(315) 798-5901

David J. Wood
Majority Leader

Michael J. Hennessy
Minority Leader

RE: FN 2009-143

March 24, 2009

Oneida County Board of Legislators
800 Park Ave
Utica, New York 13501

Honorable Members:

I have been advised by Legislator Martin Kernan to withdraw his proposal (FN2009-143) regarding a resolution to discontinue wage increases as provided for in the 2009 county budget of all P (Professional), M (Management Confidential) and H (Department Heads) non-union employees.

Therefore, FN2009-143 has been withdrawn pending resubmission.

Sincerely,

GERALD J. FIORINI
CHAIRMAN OF THE BOARD

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Parry, Phyllis

From: Tosti, Joseph
Sent: Tuesday, March 24, 2009 12:48 PM
To: Fiorini, Gerald
Cc: Parry, Phyllis
Subject: FW: Resolution to Discontinue Wage Increases as provided for in the 2009 County Budget - File Number 2009-143

From: Martin Kernan [mailto:mjk@kernanllp.com]
Sent: Tuesday, March 24, 2009 11:32 AM
To: Fiorini, Gerald
Cc: Tosti, Joseph
Subject: Resolution to Discontinue Wage Increases as provided for in the 2009 County Budget - File Number 2009-143

Gerry,

I am writing on behalf of the proponents of the above-referenced Resolution. Our subcommittee is considering resubmitting an amended version of it based on discussions we had with the District Attorney and Public Defender. I would respectfully request, therefore, that the Resolution be withdrawn from the Ways and Means Agenda until such time as the proponents thereof notify you of their intentions to proceed with this version or an amended version of the Resolution.

At your earliest convenience, please confirm that the Resolution has been withdrawn.

Regards,

--

Martin J. Kernan
Partner
Kernan Professional Group, LLP
1310 Utica Street, Box 750
Oriskany, New York 13424
tel. (315) 736-0816
fax (315) 736-8731

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