



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Mikale Billard
Clerk
(315) 798-5901

David J. Wood
Majority Leader

Patricia A. Hudak
Minority Leader

**ATTACHED FOR YOUR INFORMATION ARE RESOLUTIONS
NUMBERED 124 THROUGH 134 THAT WERE ACTED UPON BY THE
BOARD OF COUNTY LEGISLATORS AT THEIR REGULAR SESSION
HELD ON MAY 11, 2011.**

ONEIDA BOARD OF LEGISLATORS

RESOLUTION NO. 124

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

**RE: PURCHASE OF SERVICE AGREEMENT BETWEEN THE ONEIDA COUNTY
HEALTH DEPARTMENT AND THE NYS DEPARTMENT OF HEALTH FOR
THE CHILD LEAD POISONING PREVENTION PROGRAM**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from Director of Health Gayle D. Jones, PhD., requesting approval of an Agreement between Oneida County and the NYS Department of Health, for the Childhood Lead Poisoning Prevention Program, and

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

RESOLVED, That the Oneida County Board of Legislators approves and accepts a Purchase of Service Agreement between Oneida County and the NYS Department of Health for the Childhood Lead Poisoning Prevention Program during a one year term commencing October 1, 2010 and ending September 30, 2011 at a proposed cost of \$146,087 supported, in full, by State funds.

APPROVED: Public Health Committee (April 13, 2011)
Ways & Means Committee (April 27, 2011)

DATED: May 11, 2011

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 125

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

**RE: AMENDMENT TO CONTRACT BETWEEN THE ONEIDA COUNTY HEALTH
DEPARTMENT AND THE NYSDOH-IMMUNIZATION ACTION PLAN**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from Public Health Director Gayle D. Jones, PhD., requesting approval of an Amendment to an agreement between Oneida County and the NYS Department of Health, Immunization Action Plan for a cost of living adjustment in the amount of \$9,379, and

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

RESOLVED, That the Oneida County Board of Legislators approves and accepts an Amendment to an agreement between Oneida County and the NYS Department of Health, Immunization Action Plan for a cost of living adjustment in the amount of \$9,379 during the April 1, 2010 through March 31, 2011 term.

APPROVED: Public Health Committee (April 13, 2011)
Ways & Means Committee (April 27, 2011)

DATED: May 11, 2011

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 126

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

**RE: APPROVAL OF A GRANT BETWEEN THE ONEIDA COUNTY HEALTH
DEPARTMENT AND THE NYSDOH FOR THE INTEGRATED CANCER
SERVICES**

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between the Oneida County Department of Health and the New York State Department of Health (NYSDOH) to provide cancer screening services for eligible residents of Oneida, Madison and Herkimer Counties, and

WHEREAS, In accordance with Local Law #3 of 2001, aid Agreement must be approved by this Board, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves a Purchase of Service Agreement between the Oneida County Department of Health and the New York State Department of Health (NYSDOH), to provide cancer screening services for eligible residents of Oneida, Madison and Herkimer Counties during a one year term commencing April 1, 2011 and ending March 31, 2012 in the amount of \$239,721 supported, in full, by the NYS Department of Health.

APPROVED: Public Health Committee (April 13, 2011)
Ways & Means Committee (April 27, 2011)

DATED: May 11, 2011

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 127

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

RE: PURCHASE OF SERVICE AGREEMENT BETWEEN THE ONEIDA COUNTY HEALTH DEPARTMENT AND THE ARC OF ONEIDA AND LEWIS COUNTIES

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between the Oneida County Department of Mental Health and the ARC of Oneida and Lewis Counties, Utica, NY, to provide services according to Section 4410 of Education Law, Part 200, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and accepts a Purchase of Service Agreement between the Oneida County Department of Health and the ARC of Oneida and Lewis Counties to provide services according to Section 4410 of Education Law, Part 200 during a term commencing July 1, 2011 through June 30, 2014 at a proposed cost of \$50,000.

APPROVED: Public Health Committee (April 13, 2011)
Ways & Means Committee (April 27, 2011)

DATED: May 11, 2011

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 128

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

**RE: AMENDMENT TO CONTRACT BETWEEN THE ONEIDA COUNTY HEALTH
DEPARTMENT AND THE NYSDOH-ADOLESCENT TOBACCO ENFORCEMENT**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from Public Health Director Gayle D. Jones, PhD., requesting approval of an Amendment to an agreement between Oneida County and the NYS Department of Health, Adolescent Tobacco Enforcement for a cost of living adjustment in the amount of \$5,621, and

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

RESOLVED, That the Oneida County Board of Legislators approves and accepts an Amendment to an agreement between Oneida County and the NYS Department of Health, Adolescent Tobacco Enforcement for a cost of living adjustment in the amount of \$5,621 during the April 1, 2010 through March 31, 2011 term.

APPROVED: Public Health Committee (April 13, 2011)
Ways & Means Committee (April 27, 2011)

DATED: May 11, 2011

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 129

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

RE: APPROVAL OF ONE REFUND AND FORTY CORRECTIONS OF ERRONEOUS TAX ASSESSMENTS

WHEREAS, The Commissioner of Finance has forwarded one application for a refund totaling \$297.35 in the Town of Vienna and forty corrections of erroneous tax assessments in the Towns of Forestport, Sangerfield, Steuben, Vienna, Western Whitestown, Utica, Bridgewater, Kirkland, New Hartford, Westmoreland, Trenton, an Lee totaling \$113,829.65, and

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

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

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

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

APPROVED: Internal Affairs Committee (April 13, 2011)
Ways & Means Committee (April 27, 2011)

DATED: May 11, 2011

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 130

INTRODUCED BY: Messrs. Waterman, Porter

2ND BY: Mr. Wood

RE: APPROVAL OF A STANDARDIZATION OF EQUIPMENT FROM THE Q-MATIC CORPORATION FOR THE ONEIDA COUNTY DMV Q-MATIC SYSTEM

WHEREAS, This Board is in receipt of a request by County Clerk Sandra J. DePerno for standardization of equipment from the vendor, Q-Matic Corporation for use by and with the Oneida County DMV Q-Matic System, and

WHEREAS, The Q-Matic Software is in need of an upgrade and in order to safeguard the warranty on said hardware, it is recommended that the equipment to upgrade be purchased through Q-Matic Corporation, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators authorizes and approves the standardization of equipment from the vendor, Q-Matic Corporation for use by and with the Oneida County DMV Q-Matic System.

APPROVED: Internal Affairs Committee (April 13, 2011)
Ways & Means Committee (April 27, 2011)

DATED: May 11, 2011

Adopted by the following v.v. vote:

AYES 28 NAYS 0 ABSENT 1 (Mr. Hennessy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 131

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

RE: FINAL APPROVAL OF THE “OPEN ENROLLMENT” PERIOD FOR AGRICULTURAL DISTRICTS

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

WHEREAS, Applications for inclusion in existing Agricultural Districts having been received by the Farmland Protection Board for consideration and having been reviewed with 51 landowners owning 5,231 acres, 4,330.5 acres of which shall be added to the properties currently included in the agricultural districts, and such applications have been found to be in accordance with the qualifications for inclusion within an agricultural district, and a public hearing having been duly held on March 30, 2011, now therefore, be it hereby

RESOLVED, That the Board of Legislators approves of the inclusion of 5,231 acres to the existing Agricultural Districts as applied for during Oneida County’s “Open Enrollment” period of January 1 through January 31, 2011, and, be it further

RESOLVED, That the Clerk of the Oneida County Board of Legislators be, and hereby is, authorized and directed to submit the list of landowners to the State of New York for final approval.

APPROVED: Agricultural and Rural Development Committee (April 27, 2011)
Ways and Means Committee (May 11, 2011)

DATED: May 11, 2011

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 132

*INTRODUCED BY: Messrs. Porter, Clancy, Brennan, Mandryck
2ND BY: Mr. Joseph*

RE: APPROVAL OF THE APPOINTMENT OF RUSSELL GRITSCH, CLIFFORD KITCHEN, ROGER CRARY, TROY FINN AND BENJAMIN SIMMONS TO THE BOARD OF DIRECTORS OF THE SOIL AND WATER CONSERVATION DISTRICT FOR A TERM TO EXPIRE ON DECEMBER 2013

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. has recommended the appointment of Russell Gritsch, Clifford Kitchen, Roger Crary, Troy Finn and Benjamin Simmons to serve on the Board of Directors of the Soil and Water Conservation Board for terms to expire in December 2013, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and approves the appointment of Russell Gritsch, Clifford Kitchen, Roger Crary, Troy Finn and Benjamin Simmons to serve on the Board of Directors of the Soil and Water Conservation Board for terms to expire in December 2013.

APPROVED: Ways & Means Committee (April 27, 2011)

DATED: May 11, 2011

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 133

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Wood

RE: TRANSFER SPECIFIED AMOUNTS TO VARIOUS DEPARTMENTAL APPROPRIATION ACCOUNTS AS REQUIRED UNDER GAAP

WHEREAS, There is a need for additional funds in specified accounts to various departmental appropriation accounts as required under GAAP, and

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

RESOLVED, That a transfer of the total sum of \$704,204 from 2010 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:

AA# A1165.4951- - - District Attorney Office, Other Expenses.....	\$	9,898.
AA# A1165.495124 - District Attorney Office, Impact I Grant Expenditures		9,093.
AA# A1170.1951 - - -Public Defender-Criminal, Other Fees & Services		2,928.
AA# A1185.4951- - - Coroner Office, Other Expenses.....		2,373.
AA# A1312.103- - - Finance-Real Property Tax Services, Overtime		1,453.
AA# A1430.425 - - - Personnel, Training & Special Schools		6,339.
AA# A1451.295 - - - Board of Elections-HAVA, Other Equipment.....		34,606.
AA# A1620.414 - - - Buildings & Grounds, Utilities.....		45,180.
AA# A1620.416 - - - Buildings & Grounds, Telephone.....		2,111.
AA# A1930.420 - - - Judgments & Claims, Other Expenses		76,287.
AA# A2970.246 - - - Early Intervention Services, Medical Equipment.....		430.
AA# A3150.411 - - - Sheriff-Jail Inmates, Office Supplies.....		816.
AA# A3430.102 - - - Drug Enforcement Task Force, Temporary Help.....		1,168.
AA# A4012.447- - - Public Health Nurses, Pharmaceuticals		6,045.
AA# A4018.109 - - - Environmental Health, Other Salaries		14,645.
AA# A4082.211 - - - WIC Program, Office Equipment.....		2,738.
AA# A4310.4951- - - Mental Health Administration, Other Expenses.....		7,368.
AA# A4310.49517 - - Mental Health Administration, Cerebral Palsy.....		222,646.
AA# A5620.491 - - - Department of Aviation, Other Materials & Supplies.....		35,302.
AA# A6010.49534 - - DSS Administration, General Contract Expenses		60,102.
AA# A6010.49535 - - DSS Administration, Inter Agency Contracts		161,859.
AA# A8830.4951- - - Youth Services Programs, Other Expenses		817.
“A” Fund Total:	\$	704,204.

TO:

AA# A1165.109 - - - District Attorney Office, Other Salaries	\$	1,708.
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AA# A1165.455 - - - District Attorney Office, Travel & Subsistence	5,296.
AA# A1165.491 - - - District Attorney Office, Other Materials & Supplies.....	240.
AA# A1165.496 - - - District Attorney Office, Prosecution Expenses.....	10,412.
AA# A1170.4163 - - Public Defender-Criminal, Cellular Telephone.....	774.
AA# A1170.451 - - - Public Defender-Criminal, Auto Supplies.....	66.
AA# A1170.452 - - - Public Defender-Criminal, Auto Repairs	112.
AA# A1170.456 - - - Public Defender-Criminal, Gas & Oil	320.
AA# A1170.491 - - - Public Defender-Criminal, Other Materials & Supplies	308.
AA# A1170.4951 - - Public Defender-Criminal, Other Expenses	1,348.
AA# A1171.1951- - - Legal Defense-Assigned Council, Other Fees & Services	238,146.
AA# A1185.1951 - - Coroner Office, Other Fees & Services.....	39,728.
AA# A1185.1952 - - Coroner Office, Transport/Lab Fees.....	7,717.
AA# A1185.197 - - - Coroner Office, Medical Services	108.
AA# A1190.1951 - - Grand Jury, Other Fees & Services	1,335.
AA# A1312.1951 - - Finance-Real Property Tax Services, Other Fees & Services	1,212.
AA# A1314.109 - - - Finance-Consolidated Tax Collection, Other Salaries	41.
AA# A1314.495 - - - Finance-Consolidated Tax Collection, Other Expenses	200.
AA# A1430.492 - - - Personnel, Computer Software	6,339.
AA# A1450.418 - - - Board of Elections, Meter Postage	10,464.
AA# A1451.491 - - - Board of Elections-HAVA, Other Materials & Supplies	24,142.
AA# A1620.101 - - - Buildings & Grounds, Salaries	1,031.
AA# A1620.417 - - - Buildings & Grounds, Rent/Lease Space	1,080.
AA# A2970.495116 - Early Intervention Program, Transportation.....	430.
AA# A3150.102 - - - Sheriff-Jail Inmates, Temporary Help	172.
AA# A3150.103 - - - Sheriff-Jail Inmates, Overtime	644.
AA# A3430.195 - - - Drug Enforcement Task Force, Other Fees & Services	1,168.
AA# A4012.417 - - - Public Health-Clinic, Rent/Lease Space.....	6,045.
AA# A4015.109 - - - Lead Screening Program, Other Salaries.....	14,131.
AA# A4018.495 - - - Environmental Health, Other Expenses.....	514.
AA# A4082.195 - - - WIC Program, Other Fees & Services.....	2,738.
AA# A4312.495 - - - Mental Health-Psych Exp in Criminal Acts	230,014.
AA# A5620.109 - - - Department of Aviation, Other Salaries	7,573.
AA# A5620.414 - - - Department of Aviation, Utilities	1,141.
AA# A5620.452 - - Department of Aviation, Auto Repairs.....	26,588.
AA# A6010.49536 - DSS Administration, NYS DSS Chargebacks.....	60,102.
AA# A7310.109 - - - Youth Bureau, Other Salaries.....	817.
"A" Fund Total:	\$ 704,204.

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

DATED: May 11, 2011

Adopted by the following v.v. vote:

AYES 28 NAYS 0 ABSENT 1 (Mr. Hennessy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 134

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Wood

RE: SUPPLEMENTAL APPROPRIATION OF SPECIFIED AMOUNTS TO VARIOUS DEPARTMENTAL APPROPRIATION ACCOUNTS AS REQUIRED UNDER GAAP

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$38,429,222 and \$504,251 to specified accounts to various departmental appropriation accounts as required under GAAP, and

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

RA# A1112 - - - - -	Sales Tax Receipts for Other Governments.....	\$	34,622,784.
RA# A3505 - - - - -	State Aid-Bus Line Operators		35,633.
RA# A3641 - - - - -	State Aid-Safety Net Part County		1,026,181.
RA# A4489 - - - - -	FMAP Medicaid Stimulus.....		1,387,337.
RA# A4608 - - - - -	Federal Aid-FFFS Funding		1,267,844.
RA# A3760 - - - - -	State Aid – Snowmobile Trails		89,443.
		\$	38,429,222.

RA# J3763 - - - - -	State Aid-Trade Adj Assistance	\$	118,244.
RA# J3764 - - - - -	State Aid-Local Re-entry Task Force		85,961.
RA# J4805 - - - - -	Federal Aid-WIA-Dislocated Worker.....		300,046.
		\$	504,251.

now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2010 funds, as hereinafter set forth, be and the same is hereby approved:

AA# A1985.4 - - -	Sales Tax Payments to Other Governments.....		34,622,784.
AA# A5630.495 - - -	Bus Lines in Oneida County, Other Expenses		35,633.
AA# A6109.495 - - -	DSS-Family Assistance, Other Expenses.....		1,581,560.
AA# A6129.595 - - -	DSS-Payments to State Training Schools, Other Expenses ..		1,783,913.
AA# A6141.495 - - -	DSS-Safety Net Part-County, Other Expenses.....		315,889.
AA# A6434.495 - - -	Economic Assistance & Opportunity, OC Snowmobile		89,443.
		\$	38,429,222.

AA# J6293.495 - - -	Summer Youth Employment Program, Temporary Help.....	\$	11,428.
AA# J6300.425 - - -	Workforce Development Administration, Training		161,797.
AA# J6300.495 - - -	Workforce Development Administration, Other Expenses...		161,984.

AA# J6300.495129- - Workforce Development Administration, Rome One Stop...	25,359.
AA# J6342.495 - - Local Re-entry Task Force Initiative, Other Expenses.....	<u>143,683.</u>
“J” Fund Total:	\$ 504,251.

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

DATED: May 11, 2011

Adopted by the following v.v. vote:

AYES 28 NAYS 0 ABSENT 1 (Mr. Hennessy)