



## 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

James M. D'Onofrio  
Majority Leader

Michael J. Hennessy  
Minority Leader

ATTACHED FOR YOUR INFORMATION ARE RESOLUTIONS  
NUMBERED 391 THROUGH 395 THAT WERE ACTED UPON BY THE  
BOARD OF COUNTY LEGISLATORS AT THEIR REGULAR SESSION  
HELD OCTOBER 29, 2008.

**ONEIDA COUNTY BOARD OF LEGISLATORS**

**RESOLUTION NO.391**

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

**RE: SUPPLEMENTAL APPROPRIATION OF \$35,000 TO AA#A4012.447, PUBLIC HEALTH-CLINIC, OTHER EXPENSES**

**WHEREAS,** In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$35,000 to AA#A4012.447, Public Health-Clinic, Other Expenses, and

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

A2280, Refugee Testing.....	\$15,000
A2288, Medicaid-Health Promotion.....	\$20,000
TOTAL	\$35,000

now, therefore, be it hereby

**RESOLVED,** That a supplemental appropriation, from 2008 funds, in the amount of \$35,000, as hereinafter set forth, be and the same is hereby made:

TO:	
A4012.447, Other Expenses.....	\$35,000

APPROVED: Public Health Committee (October 22, 2008)  
                  Ways & Means Committee (October 29, 2008)

DATED:       October 29, 2008

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

# ONEIDA COUNTY BOARD OF LEGISLATORS

## RESOLUTION NO. 392

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

**RE: TRANSFER \$85,000 TO AA#A6011.0, SOCIAL SERVICES, CHILDREN AND ADULT SERVICES**

**WHEREAS,** There is a need for additional funds in AA#A6011.0, Social Services, Children and Adult Services, 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 \$85,000 from 2008 funds, as hereinafter set forth, be and the same is hereby approved:

**FROM:**

AA#A6011.101, Children and Adult Services-Salaries..... \$85,000

**TO:**

AA#A6011.102, Children and Adult Services-Temp. Help..... \$25,000

AA#A6011.103, Children and Adult Services-Overtime..... \$60,000

**TOTAL** \$85,000

**APPROVED:** Human Resources Committee (September 24, 2008)  
Ways & Means Committee (October 15, 2008)

**DATED:** October 29, 2008

Adopted by the following v.v. vote:

AYES 28 NAYS 0 ABSENT 1 (Mr. Wilcox)

## ONEIDA COUNTY BOARD OF LEGISLATORS

### RESOLUTION NO. 393

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

**RE: APPROVAL OF FEDERAL AID AND STATE AID AGREEMENT BETWEEN THE PUBLIC WORKS DEPARTMENT AND NYSDOT FOR RECONSTRUCTION OF JUDD ROAD, PHASE I**

**WHEREAS,** A Project for the Judd Road (County Route 40); Halsey Road to Interstate 90, Town of Whitestown, Oneida County, P.I.N. 2754.21 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

**WHEREAS,** The County of Oneida desires to advance the above Project by making a commitment of 100% of the non-Federal share of the total Project cost if Marchiselli funding (State Aid) is not made available in the NYS 2009-2010 Budget, now, therefore, be it hereby

**RESOLVED,** That the Board of Legislators authorizes the County of Oneida to pay in the first instance 100% of the Federal and non-Federal share of the cost of the Project or portions thereof to be borne as follows:

	<u>Total Cost</u>	<u>Federal (80%)</u>	<u>State (15%)*</u>	<u>Local Deposit</u>
Construction	\$1,581,324.65	\$1,265,059.72	\$79,066.23	\$ 0.00
Construction Inspection	\$195,500.00	\$ 156,400.00	\$29,325.00	\$ 39,100.00

\*Marchiselli Funds (State Aid) currently secured for Construction but not guaranteed for Construction Inspection,

and it is further

**RESOLVED,** That the sum of \$1,776,824.65 is hereby apportioned from Capital Account H-298 and made available to cover the cost of participation in the above phase of the Project, and it is further

**RESOLVED,** That in the event the full Federal and non-Federal share of the Project exceeds the amount appropriated above, the Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Department thereof, and it is further

**RESOLVED,** That Oneida County Executive Anthony J. Picente, Jr., is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Oneida with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of the Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

**RESOLVED**, That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

APPROVED: Public Works Committee (September 24, 2008)  
Ways & Means Committee (October 15, 2008)

DATED: October 29, 2008

Adopted by the following v.v. vote:

AYES 28 NAYS 0 ABSENT 1 (Mr. Wilcox)

**ONEIDA COUNTY BOARD OF LEGISLATORS**

**RESOLUTION NO. 394**

**INTRODUCED BY: Messrs. Joseph, Porter**

**2ND BY: Mr. Porter**

**RE: ESTABLISHMENT OF CAPITAL PROJECT H-432, AIRPORT BULK FUEL FARM**

**WHEREAS,** On August 27, 2008, under Resolution #330, this Board approved an Agreement between Oneida County and Freeman Holdings of New York, LLC, for management of the Fixed Base Operation at the Griffiss International Airport which included increasing the Airport's fuel storage capacity by an additional 100,000 gallons, and

**WHEREAS,** To satisfactorily meet such contractual obligation, the County Department of Aviation is requesting establishment of Capital Project H-432, Airport Bulk Fuel Farm, in the amount of \$900,000, to support design and construction of a new 100,000 gallon fuel farm at the Griffiss Airfield, and

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

**RESOLVED,** That the Oneida County Board of Legislators authorizes and approves the establishment of Capital Project H-432, Airport Bulk Fuel Farm, as follows:

Acct #A889-889/19, Direct Appropriation (General Fund). . . . .	\$ 40,500
H-432, Bonds . . . . .	<u>\$859,500</u>
TOTAL . . . . .	\$900,000

**APPROVED:** Airport Committee (September 30, 2008)  
Ways & Means Committee (October 15, 2008)

**DATED:** October 29, 2008

Adopted by the following roll call vote:  
**AYES 26 NAYS 2 (Messrs. Tanoury, Kernan) ABSENT 1 (Mr. Wilcox)**

**ROLL CALL**

**DATE:** October 29, 2008

**SESSION** Regular

**MEMBERS PRESENT:** 28

**MEMBERS ABSENT :** 1

**AYES:** 26 **NAYS:** 2 **ABSENT:** 1

**INTRODUCTORY NO.** 392

**RESOLUTION NO.** 394

DIST	MEMBERS	AYES	NAYS
D-1	PUMA	X	
D-2	HENNESSY	X	
D-3	STEPHENSON	X	
R-4	LEACH	X	
R-5	WATERMAN	X	
R-6	PORTER	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
R-9	WILCOX	ABS	
R-10	JOSEPH	X	
D-11	KERNAN		X
D-12	CLANCY	X	
D-13	GOODMAN	X	
R-14	DAMSKY	X	
R-15	D'ONOFRIO	X	
R-16	MILLER	X	
R-17	MANDRYCK	X	
D-18	DAVIS	X	
R-19	ROEFARO	X	
R-20	FIORINI	X	
R-21	WELSH	X	
D-22	SCOTT	X	
D-23	CONVERTINO	X	
R-24	PAPARELLA	X	
D-25	TANOURY		X
D-26	LABELLA	X	
D-27	FURGOL	X	
R-28	WOOD	X	
D-29	HUDAK	X	

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### ***RESOLUTION NO. 395***

***INTRODUCED BY: Mr. Porter***

***2ND BY: Mr. Wood***

**RE: RESOLUTION REPEALING RESOLUTION NO. 193 OF 2006 WHICH ENACTED A CAP ON MOTOR FUEL AND DIESEL MOTOR FUEL SALES TAXES**

RESOLUTION of the County of Oneida, repealing its cents per gallon rate of sales and compensating use taxes on motor fuel and diesel motor fuel, thus restoring its percentage rate of such taxes, pursuant to the authority of Article 29 of the Tax Law of the State of New York.

Be it enacted by the Legislature of the County of Oneida as follows:

SECTION 1. Section 4-B of Resolution No. 202 of 1990 is hereby repealed.

SECTION 2. This resolution shall take effect on December 1, 2008.

APPROVED: Ways & Means Committee (October 29, 2008)

DATED: October 29, 2008

Adopted by the following roll call vote:

AYES: 28 NAYS: 0 ABSENT: 1 (Mr. Wilcox)



**ROLL CALL**

**DIST MEMBERS AYES NAYS**

**DATE** October 29, 2008

**SESSION** REGULAR

**MEMBERS PRESENT** 28

**MEMBERS ABSENT** 1

**VACANT** 0

**AYES** 28 **NAYS** 0

**INTRODUCTORY NO.** 393

**RESOLUTION NO.** 395

DIST	MEMBERS	AYES	NAYS
D-1	PUMA	X	
D-2	HENNESSY	X	
D-3	STEPHENSON	X	
R-4	LEACH	X	
R-5	WATERMAN	X	
R-6	PORTER	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
R-9	WILCOX	ABS	
R-10	JOSEPH	X	
D-11	KERNAN	X	
D-12	CLANCY	X	
D-13	GOODMAN	X	
R-14	DAMSKY	X	
R-15	D'ONOFRIO	X	
R-16	MILLER	X	
R-17	MANDRYCK	X	
D-18	DAVIS	X	
R-19	ROEFARO	X	
R-20	FIORINI	X	
R-21	WELSH	X	
D-22	SCOTT	X	
D-23	CONVERTINO	X	
R-24	PAPARELLA	X	
D-25	TANOURY	X	
D-26	LABELLA	X	
D-27	FURGOL	X	
R-28	WOOD	X	
D-29	HUDAK	X	