



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Mikale Billard
Clerk
(315) 798-5404

David J. Wood
Majority Leader

Patricia A. Hudak
Minority Leader

**ATTACHED FOR YOUR INFORMATION ARE RESOLUTIONS
NUMBERED 201 THROUGH 207 THAT WERE ACTED UPON BY THE
BOARD OF COUNTY LEGISLATORS AT THEIR REGULAR SESSION
HELD ON AUGUST 10, 2011.**

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 201

INTRODUCED BY: *Messrs. Leach, Porter*

2ND BY: *Mr. Wood*

RE: PROPOSED WORKERS' COMPENSATION BUDGET FOR 2012

WHEREAS, The Oneida County Workers' Compensation Committee has filed a budget estimate for the operation of the Oneida County Self- Insurance Plan as hereinafter set forth for the year 2012, and

WHEREAS, It is desirable to authorize the County Comptroller and the Commissioner of Finance to establish in their accounts a budget estimate for the operation of the Oneida County Self-Insurance Plan, now, therefore, be it hereby

RESOLVED, That the following budget estimate for 2012 is hereby ordered to be placed upon the books of the County Comptroller and the Commissioner of Finance, and that the County Comptroller be, and hereby is, authorized to make payments from the respective accounts as hereinafter set forth upon inspection and examination by the Workers' Compensation Committee.

SUPPORT SCHEDULES

ASSESSMENTS TO COMPENSATION BOARD

IDP Section 151	\$ 18,230
Section 151	\$ 79,055
Section F60 VFD	\$ 19,050
Section 15-8 Second Injury	\$ 333,892
Section 25A Fund for Reopened Cases	\$ 97,712
Special Funds Conservation Committee	<u>\$ 9,428</u>
Total Assessments	\$ 557,367

COMPENSATION INDEMNITY AND MEDICAL CLAIMS EXPENSE

Estimated Indemnity and Medical Costs	\$4,049,127
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BUDGET APPROPRIATIONS

PROGRAM ADMINISTRATION AND SUPPORT

S1710.109	Salaries & Fringes	\$	66,479
S1710.195	Other Fees & Services	\$	236,950
S1710.416	Telephone	\$	531
S1710.418	Meter Postage	\$	150
S1710.454	Travel	\$	1,125
S1710.491	Other Materials & Supplies	\$	25
S1710.495	Other Expenses	\$	45
S1990.9	Contingent Account	\$	40,000
	Total Administrative Expense	\$	345,305

S1720.410	Indemnity & Medical	\$	4,049,127
S1720.412	Insurance & Bonding	\$	698
S1720.495	Other Expenses	\$	557,367
	Total Claims Expense	\$	4,607,192

TOTAL ADMINISTRATIVE & CLAIMS EXPENSES **\$ 4,952,497**

ESTIMATED REVENUES

S2222	Participant Assessments	\$	4,091,780
S2401	Interest Earnings	\$	16,600
S2701	Refund of Prior Years - Expenditures	\$	34,826
S2705	Revenues	\$	809,291

TOTAL ESTIMATED REVENUES **\$ 4,952,497**

RESOLVED, That the Oneida County Board of Legislators hereby approves and accepts the aforementioned Workers' Compensation Budget for 2012.

APPROVED: Workers' Compensation Committee (July 13, 2011)
 Ways & Means Committee (July 27, 2011)

DATED: August 10, 2011

Adopted by the following roll call vote:

AYES 27 NAYS 0 ABSENT 2 (Mandryck,
 Paparella)

ROLL CALL

DATE August 10, 2011

SESSION Regular

MEMBERS PRESENT: 27

MEMBERS ABSENT 2

AYES: 27 **NAYS:** 0

INTRODUCTORY NO. 200

RESOLUTION NO. 201

DIST MEMBERS AYES NAYS

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 202

***INTRODUCED BY: Messrs. Mandryck, Porter and Ms. Convertino, Mr. Roefaro, Hendricks, Welsh
2ND BY: Mr. Wood***

**RE: APPOINTMENT OF KELLY WALTERS TO THE ONEIDA COUNTY OFFICE FOR THE
AGING/CONTINUING CARE LONG TERM ADVISORY COUNCIL**

WHEREAS, Pursuant to Resolution #291 of 1977 and the Oneida County Charter and Administrative Code, County Executive Anthony J. Picente, Jr., is recommending approval of the Appointment of Kelly Walters, Utica, NY, to the Oneida County Office for the Aging and Continuing Care Advisory-Long Term Care Council, and

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

RESOLVED, That the Oneida County Board of Legislators approves and confirms the appointment of Kelly Walters to serve on the Oneida County Office for the Aging and Continuing Care Advisory - Long Term Care Council, effective September 1, 2011 through August 31, 2014.

APPROVED: Public Health Committee (July 13, 2011)
Ways and Means (July 27, 2011)

DATED: August 10, 2011

Adopted by the following v.v. vote:

AYES 27 NAYS 0 ABSENT 2 (Mandryck, Paparella)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 203

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

RE: APPROVAL OF FIVE REFUNDS AND SEVENTEEN CORRECTIONS OF ERRONEOUS TAX ASSESSMENTS

WHEREAS, The Commissioner of Finance has forwarded five applications for refunds totaling \$2,734.24 in the Towns of Ava, Forestport, Vernon and Westmoreland and seventeen corrections for erroneous tax assessments in the Towns of Floyd, Lee, New Hartford, Paris, Remsen, Vienna, Westmoreland and Whitestown totaling \$37,756.95, and

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

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

RESOLVED, That this Board concurs with the recommendations of the Oneida County Commissioner of Finance and directs 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 (July 13, 2011)
 Ways & Means Committee (July 27, 2011)

DATED: August 10, 2011

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Mandryck, Paparella)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.204

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

**RE: APPROVAL OF CERTIFICATION OF SECTION 606 EXPENSES FOR THE PUBLIC
DEFENDER'S OFFICE**

WHEREAS, Certain inmates in the custody of the New York State Department of Correctional Services were charged with crimes while residing in a New York State Correctional Facility located in the County of Oneida and, while incarcerated therein, required the services of the Oneida County Public Defender, Criminal Division, to represent them before the various courts in Oneida County, and

WHEREAS, The Oneida County Public Defender, Criminal Division, duly represented said inmates, and

WHEREAS, Section 606 of the Correction Law and Title 7, Part 410 of the New York Code of Rules and Regulations (NYCRR) provides for reimbursement to counties when legal defense is provided by public funds, and

WHEREAS, The Oneida County Public Defender, Criminal Division, has certified to the Oneida County Board of Legislators that the expense incurred by him while undertaking said legal representation amounted to \$22,861.80 for the defense of Jermaine A. Bailey, Victor S. Beldres, Timothy Broadbent, Thomas Bryant, Eric Conklin, William J. Napolitano, Theodore Philson, Raphael Rivera, Cody A. Rolfe, Anthony Smith, Rahmir Williams and Floyd Youmans being inmates of the State of New York, now, therefore, be it hereby

RESOLVED, That the Clerk of the Oneida County Board of Legislators be and hereby is directed to submit a certified copy of this Resolution with attached vouchers, documents, and affidavit of the Oneida County Public Defender to the Budget and Finance Office of the NYS Department of Correctional Services as required by Section 606 of the Correction Law and Title 7, Part 410 of the New York Code of Rules and Regulations (NYCRR) for payment.

APPROVED: Public Safety Committee (July 13, 2011)
Ways & Means Committee (July 27, 2011)

DATED: August 10, 2011

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Mandryck, Paparella)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 205

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

**RE: ESTABLISHMENT OF CAPITAL PROJECT H-457, FOR THE 2010 STATE LAW
ENFORCEMENT TERRORISM PREVENTION PROGRAM**

WHEREAS, This Board is in receipt of correspondence from County Executive Anthony J. Picente, Jr., requesting establishment of Capital Project H-457, for the 2010 Law Enforcement Terrorism Prevention Program, and

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

RESOLVED, That Capital Project H-457, New York State Office of Homeland Security Grant, is hereby established and approved, as follows:

State Law Enforcement Terrorism Prevention Program.	.	.	\$138,713
TOTAL	.	.	\$138,713

APPROVED: Public Safety Committee (August 3, 2011)
Ways & Means Committee (August 10, 2011)

DATED: August 10, 2011

Adopted by the following roll call vote:
AYES 27 NAYS 0 ABSENT 2 (Mandryck, Paparella)

ROLL CALL

DATE August 10, 2011

SESSION Regular

MEMBERS PRESENT: 27

MEMBERS ABSENT 2

AYES: 27 **NAYS:** 0

INTRODUCTORY NO. 204

RESOLUTION NO. 205

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 206

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

**RE: RE-APPOINTMENT OF JOSEPH JOHNSON TO THE ONEIDA COUNTY SPORTS FACILITY
AUTHORITY FOR A TERM TO EXPIRE DECEMBER 31, 2015**

WHEREAS, Pursuant to the provisions of Resolution No.270 of 1992, Gerald J. Fiorini, Chairman of the Oneida County Board of Legislators, has recommended the appointment of Joseph Johnson to serve on the Oneida County Sports Facility Authority, and

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

RESOLVED, That the appointment of Joseph Johnson to the Oneida County Sports Facility Authority is hereby approved and confirmed in accordance with Resolution No.270 of 1992 for a term to expire December 31, 2015.

APPROVED: Ways & Means Committee: (August 10, 2011)

DATED: August 10, 2011

Adopted by the following v.v. vote:
AYES 27 NAYS 0 ABSENT 2 (Paparella, Mandryck)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 207

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

RE: APPROVAL OF AN AGREEMENT BETWEEN THE ONEIDA COUNTY DEPARTMENT OF AVIATION AND CLOUGH HARBOUR AND ASSOCIATES, LLP FOR ENGINEERING, DESIGN AND BID PHASE SERVICES

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from W. Vernon Gray, III, Commissioner of Aviation, requesting approval of an Agreement between Oneida County and Clough Harbour and Associates, of Syracuse, NY, to provide engineering, design and bid phase services to allow for immediate and necessary building repairs (partial roof repair and heating system replacement), 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 hereby authorizes and approves acceptance of an Agreement between Oneida County and Clough Harbour and Associates, to provide engineering, design and bid phase services to allow for immediate and necessary building repairs (partial roof repair and heating system replacement), at the Griffiss Airfield at a cost not to exceed \$65,720.

APPROVED:

Ways & Means Committee (August 10, 2011)

DATED: August 10, 2011

Adopted by the following v.v. vote:

AYES 27 NAYS 0 ABSENT 2 (Paparella, Mandryck)