



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Mikale Billard
Clerk
(315) 798-5404

George Joseph
Majority Leader

Frank D. Tallarino
Minority Leader

**ATTACHED FOR YOUR INFORMATION ARE RESOLUTIONS
NUMBERED 143 THROUGH 176 THAT WERE ACTED UPON
BY THE BOARD OF COUNTY LEGISLATORS AT THEIR REGULAR
SESSION HELD ON MAY 9, 2012**

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.143

INTRODUCED BY: ALL MEMBERS

2ND BY: *Mr. Joseph*

RE: RESOLUTION NAMING A BRIDGE IN THE TOWN OF PARIS TO HONOR FORMER PUBLIC WORKS COMMISSIONER JOHN J. WILLIAMS

WHEREAS, John J. Williams compiled an outstanding record of public service to the people of Oneida County through his service as a member of the Oneida County Board of Legislators from 1978 through 1996, including service as Board Chair from 1992 through 1996, and brought the force of his driving energy to make government a responsive, effective, efficient mechanism for solving the problems of county residents through dedicated service as Commissioner of Public Works from 1996 until 2009, and

WEREAS, John J. Williams was a leader who brought integrity, sincerity and vision to government, and who served as a catalyst for positive change so that the basic commitment of government to provide residents with a sound system of highways would be fulfilled with maximum effectiveness and minimum cost, and

WHEREAS, John J. Williams is fittingly honored by the dedication of Pinnacle Road Bridge in the Town of Paris, because in his career, “Jack” served as the living bridge who connected people, who brought communities together, and who made colleagues into lifelong friends, and

WHEREAS, John J. Williams was a community leader whose word was his bond, whose handshake was a commitment and whose public service career was always a shining example of integrity and selfless dedication, now, therefore, be it hereby

RESOLVED, That the Pinnacle Road Bridge in the Town of Paris is hereby dedicated to John J. Williams, former Commissioner of Public Works, and shall be named the “John J. Williams Memorial Bridge”.

APPROVED: Public Works Committee (April 11, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 144

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

**RE: LOCAL LAW INTRODUCTORY "B" of 2012 ABOLISHING THE OFFICE OF CORONER
WITHIN THE COUNTY OF ONEIDA AND CREATING THE OFFICE OF APPOINTED MEDICAL
EXAMINER**

Legislative Intent: The intent of this local law is replace the system of four elected Coroners within the County of Oneida with a system of one appointed Medical Examiner, in order to provide high-level expertise and the sophisticated level of forensics possible with current technology.

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

1. The office of Coroner within the County of Oneida is abolished pursuant to Oneida County Charter Article XIX and Oneida County Administrative Code Article XIX.
2. The terms of office of all Coroners holding office within Oneida County at the time this Local Law is adopted and filed shall expire on December 31, 2012, and thereafter no Coroner shall be elected for Oneida County.
3. The office of appointed Medical Examiner is created pursuant to Oneida County Charter Article XIX and Oneida County Administrative Code Article XIX.
4. The appointed Medical Examiner shall be authorized to appoint Deputy Medical Examiners and other professional staff and non-professional assistants and employees as may be required in the performance of the duties of the office, within the appropriations provided therefore.
5. Oneida County Charter Article XIX and Oneida County Administrative Code Article XIX shall become and be effective on and after January 1, 2013.

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

APPROVED: Health and Human Services Committee (April 17, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

Adopted by the following roll call vote:

AYES 16 NAYS 13 ABSENT 0

ROLL CALL**DATE** May 9, 2012**SESSION** Regular**MEMBERS PRESENT:** 29**MEMBERS ABSENT** 0**AYES:** 16 **NAYS:** 13**INTRODUCTORY NO.** 145**RESOLUTION NO.** 144**DIST MEMBERS AYES NAYS**

DIST	MEMBERS	AYES	NAYS
R-1	TOWNSEND	X	
R-2	REGNER	X	
R-3	BRENNAN	X	
R-4	LEACH	X	
R-5	WATERMAN	X	
R-6	PORTER	X	
D-7	TALLARINO		X
R-8	FLISNIK	X	
D-9	SACCO		X
R-10	JOSEPH	X	
R-11	KOENIG	X	
D-12	CLANCY		X
D-13	GOODMAN		X
D-14	GORDON		X
R-15	D'ONOFRIO	X	
R-16	MILLER	X	
R-17	MANDRYCK		X
D-18	C. DAVIS		X
D-19	TREVISANI		X
R-20	FIORINI	X	
R-21	WELSH	X	
D-22	SPECIALE		X
D-23	CONVERTINO	X	
R-24	PAPARELLA	X	
D-25	F. DAVIS		X
D-26	CARUSO		X
D-27	FURGOL		X
R-28	WOOD	X	
D-29	MURPHY		X

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 145

INTRODUCED BY: *Mr. Clancy, Mr. Caruso*

2ND BY: *Mr. Joseph*

RE: LOCAL LAW INTRODUCTORY "C" OF 2012 REGULATING DEALERS OF SECONDHAND ARTICLES

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

Section 1. Definitions

(A) "Secondhand Dealer"

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

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

- (a) The sale of secondhand goods where all of the following are present:
 - (1) The sale is held on property occupied as a dwelling by the seller or owner or rented or leased by a charitable or non-profit organization (i.e. – yard sale, moving sale, garage sale and the like); AND
 - (2) The items offered for sale are owned by the occupant or seller; AND
 - (3) That no sale exceeds a period of ninety-six (96) consecutive hours; AND
 - (4) That no more than three (3) sales are held in a any twelve (12) month period; AND
 - (5) That none of the items offered for sale shall have been purchased for resale or received on consignment for purpose of resale.
- (b) The sale of secondhand books or magazines.
- (c) The sale of goods at an auction held by a licensed auctioneer.

- (d) Goods sold as bona fide antique, used furniture, used clothing or used baby/children store (i.e. – a business in which at least seventy-five percent (75%) of the business’ revenue is derived through the sale of antiques, used furniture or used clothes or used baby/children’s (under the age of ten (10)) items-, such as rattles, dolls, trucks, playpens, bouncy seats, strollers, toys, etc.). Electronic items and games for electronic items are NOT part of this exemption.
- (e) Any transaction involving secondhand items regulated by state or federal law, or regulated by any city, town or village law.
- (f) Any not-for-profit or charitable organization that receives or sells secondhand articles.
- (g) Any junk dealer licensed pursuant to article 6 and/or article 6-C of the New York General Business Law.

(B) “Applicant”

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

(C) “Identification”

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

Section 2. Legislative Finding and Purpose

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

Section 3. Written Records

- (a) Information required.

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

- (1) The amount paid, advanced or loaned for the article;
- (2) A detailed, complete and accurate description of the article including identifying marks;
- (3) If applicable, the article’s serial number, make and model number;

- (4) In the case of precious metals, jewelry, gems or precious stones, a photograph of the article;
- (5) Identification information, as described in Section 3b, of the person offering the article for sale;
- (6) The date, time and place of the transaction;
- (7) A bill of sale and/or receipt MUST be given. Any bill of sale and/or receipt must be numbered in consecutive order and issued in the same order.

(b) Identification Information

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

(c) Records Retention/Inspections

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

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

Section 4. Application for Secondhand Dealers License

- (a) Every Secondhand Dealer as defined in Section 1 herein, shall apply for a Secondhand Dealer’s license with the Oneida County Sheriff’s Office. The fee for this application will be \$75.00 and is renewable on a calendar year basis. The application shall be made on a form supplied by the Sheriff of Oneida County and shall include but not be limited to the following information; the name, address and telephone number of the business owner, the name, address and telephone number of the operator of such business; if

different than the owner. The application shall also include the location and telephone number of the business and a statement of the days and hours during which such business shall be customarily open to the public. Any change in such information shall be immediately transmitted to the Sheriff of Oneida County in the same manner as the original application. The applicant shall also provide a certificate from the sealer of weights and measures of the County of Oneida certifying that all weighing and measuring devices have been examined and approved pursuant to law.

- (b) When an application is filed the applicant must submit to fingerprinting by the Oneida County Sheriff's Office for the purpose of obtaining a criminal history record check through the New York State Division of Criminal Justice Services/FBI. The OCSO is hereby authorized to require from such applicants fingerprint identification cards, signed waivers or consents permitting inquiry into the criminal history of applicants and fees required by the New York State Division of Criminal Justice Services.
- (c) Where such applicant(s) has been convicted of a crime that involves theft, larceny, burglary, robbery, and possession of stolen property or any other fraudulent dealing within the past ten (10) years, said application is subject to denial upon a review consistent with the provisions of article 23-A of the New York Corrections Law.
- (d) Any Secondhand Dealer license holder that is convicted for crimes as described in section 4, subparagraph (c) above is subject to forfeiture and revocation of such license upon a review consistent with the provisions of article 23-A of the New York Corrections Law.
- (e) The OCSO may deny an application, and any Secondhand Dealer license holder may have their license revoked, for any of the following reasons:
 - (i) Fraud, misrepresentation or false statements in the application for license;
 - (ii) Fraud, misrepresentation or false statements made in the course of carrying on the licensed business;
 - (iii) Any violation of this Local Law;
 - (iv) conviction of a crime that involves theft, larceny, burglary, robbery, and possession of stolen property or any other fraudulent dealing within the past ten (10) years, subject to a review consistent with the provisions of article 23-A of the New York Corrections Law.
 - (v) Conducting the licensed business in an unlawful manner, or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.
- (f) Upon a denial or revocation of a license, the application fee shall not be refunded. Any applicant refused a license, or any licensee whose license is revoked, may apply in writing within five (5) business days to the OCSO for a hearing before a hearing officer appointed by the Oneida County Sheriff. The hearing officer shall conduct a hearing and shall issue a written recommendation to the Sheriff within five (5) business days of the hearing. The Sheriff shall review the written decision of the hearing officer and inform the applicant or licensee in writing whether the initial decision of denial or revocation shall stand or shall be reversed.

- (g) Every person to whom a license has been granted pursuant to this Local Law, while exercising or utilizing his/her license, shall exhibit said license on request of any individual.
- (h) A license issued under this Local Law shall not be assignable. Any holder of such a license who permits it to be used by any other person, and any person who uses such license granted to any other person, shall be guilty of a violation of this Local Law and shall be subject to the penalties set forth here within.
- (i) No applicant to whom a license has been refused or who has had a license revoked shall make further application until a period of at least one (1) year shall have elapsed since the last previous revocation or rejection, unless the applicant can show that the reason for such revocation or rejection no longer exists.

Section 5. Disposal, Re-sale, Alteration

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

Section 6. Penalty

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

Section 7. Severability

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

Section 8. Effective Date

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

APPROVED: Ways & Means Committee (April 11, 2012)

DATED: May 9, 2012

Adopted by the following v.v. vote:

AYES 27 NAYS 2 (Messrs. D'Onofrio & Porter) ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 146

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Furgol

**RE: APPOINTMENT OF JOANNE GERACE TO THE UPPER MOHAWK
VALLEY MEMORIAL AUDITORIUM AUTHORITY**

WHEREAS, Pursuant to New York Public Authorities Law Section 1942, County Executive Anthony J. Picente, Jr., has recommended the appointment of Joanne Gerace to serve on the Upper Mohawk Valley Memorial Auditorium Authority Board, and

WHEREAS, Pursuant to Article XX, Section 2002 of the Oneida County Charter and Administrative Code, said appointment must be confirmed by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby confirms the appointment of Joanne Gerace to the Upper Mohawk Valley Memorial Auditorium Authority Board for a term of five years expiring December 31, 2016.

APPROVED: Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 147

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

**RE: APPROVAL OF SIXTY WORKING DAYS OF EXTENDED SICK LEAVE
FOR THOMAS MORREALE, JR.**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from the Commissioner of Personnel and Steven Devan, Commissioner of Water Quality and Water Pollution Control, recommending an extended sick leave of 60 working days, with pay, for Thomas Morreale, Jr. Water Resources Chemist, and

WHEREAS, In accordance with Section E, paragraph 8, of the Oneida County Personnel Rules, the County Executive and Commissioner of Personnel have approved this request, now, therefore, be it hereby

RESOLVED, That this Board hereby approves an extended sick leave of 60 working days, with pay, to Thomas Morreale, Jr., Water Resources Chemist, in accordance with Section E, paragraph 8, of the Oneida County Personnel Rules.

APPROVED: Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 148

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

**RE: SUPPLEMENTAL APPROPRIATION OF \$17,000 TO AA#K8220.2,
PLANNING-EQUIPMENT**

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$17,000 to AA#K8220.2, Planning-Equipment, and

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

RA#K2770, Planning-Other Unclassified Revenue. . . \$17,000
now, therefore, be it hereby

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

TO:
AA#K8220.2, Planning-Equipment . . . \$17,000

APPROVED: Economic Development and Tourism Committee (May 1, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 149

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

**RE: APPROVAL OF THE 2012 AGREEMENT FOR ROAD STRIPING BETWEEN
ONEIDA COUNTY AND VARIOUS TOWNS AND VILLAGES**

WHEREAS, This Board is in receipt of correspondence from County Executive Anthony J. Picente, Jr., and Dennis S. Davis, Commissioner of Public Works, requesting approval of the draft Agreement between Oneida County and certain of its cities, towns and villages to provide road striping applications in various locations during the 2012 season, and

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

RESOLVED, That County Executive Anthony J. Picente, Jr., is hereby authorized and directed to execute such Agreements between Oneida County and certain of its towns and villages to provide road striping applications in various locations during the 2012 season.

APPROVED: Public Works Committee (April 11, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 150

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

**RE: APPROVAL OF AN AMENDMENT TO AN AGREEMENT BETWEEN ONEIDA
COUNTY AND NEW YORK STATE THROUGH ITS DIVISION OF HOMELAND SECURITY
AND EMERGENCY SERVICES**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Director of the Office of Emergency Management Services requesting approval of an Amendment to an Agreement between Oneida County and New York State, through its Division of Homeland Security and Emergency Management, to allocate \$41,186 to the Oneida County Health Department for contractual services, and

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

RESOLVED, That County Executive Anthony J. Picente, Jr., is authorized and directed to execute any and all documents related to an Amendment to an Agreement between Oneida County and New York State, through its Division of Homeland Security and Emergency Management, to allocate \$41,186 to the Oneida County Health Department for contractual services. The term of this amendment is August 1, 2010 through July 31, 2013.

APPROVED: Public Safety Committee (April 23, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.151

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

**RE: APPROVAL OF AN AMENDMENT TO AN AGREEMENT BETWEEN ONEIDA COUNTY
THROUGH ITS PROBATION DEPARTMENT AND ONEIDA-HERKIMER-MADISON
BOCES**

WHEREAS, This Board is in receipt of an Amendment to a Purchase of Service Agreement between Oneida County through its Probation Department and Oneida-Herkimer-Madison BOCES to extend the date of a contract to fund two personnel positions in the IRT Program, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and approves an Amendment to a Purchase of Service Agreement between Oneida County through its Probation Department and Oneida-Herkimer-Madison BOCES to extend the date of a contract to fund two personnel positions in the IRT Program through June 30, 2012.

APPROVED: Public Safety Committee (April 23, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 152

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

**RE: APPROVAL OF A RENEWAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY,
THROUGH ITS SHERIFFS OFFICE, AND THE COUNTY OF ONONDAGA**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from Oneida County Sheriff Robert M. Maciol requesting approval of a renewal of an Agreement between the County of Oneida, through its Sheriff's Office, and the County of Onondaga, for inmate security services rendered by the Sheriff's Office at the Central New York Psychiatric Center, and

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

RESOLVED, That this Board hereby authorizes and approves the renewal of an Agreement between the County of Oneida, through its Sheriff's Office, and the County of Onondaga, for inmate security services rendered by the Sheriff's Office at the Central New York Psychiatric Center. The aforementioned county agrees to pay the Sheriff's Office \$165 per inmate, per day, for services rendered, for a term to commence January 1, 2012 and ending December 31, 2013.

APPROVED: Public Safety Committee (April 23, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 153

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Joseph

RE: TRANSFER \$5,000 TO AA#A1165.102, DISTRICT ATTORNEY, TEMPORARY HELP

WHEREAS, There is a need for additional funds in AA#A1165.102, District Attorney, Temporary Help, 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 \$5,000 from 2012 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:

AA#A1165.101, District Attorney, Salaries..... \$5,000

TO:

AA#A1165.102, District Attorney, Temp. Help..... \$5,000

APPROVED: Public Safety Committee (April 23, 2012)
 Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 154

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Joseph

RE: SUPPLEMENTAL APPROPRIATION OF \$8,539 TO AA#A1162.0, VARIOUS DISTRICT ATTORNEY ACCOUNTS

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$8,539 to AA#A1162.0, Various District Attorney Accounts, and

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

RA#A1207, Law Enforcement, Approp. F.B. Year Forfeitures. \$8,539
now, therefore, be it hereby

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

TO:
AA#A1162.492, Law Enforcement, Computer Software. . \$5,350
AA#A1162.212, Law Enforcement, Computer Hardware . \$3,189
TOTAL \$8,539

APPROVED: Public Safety Committee (April 23, 2012)
 Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 155

INTRODUCED BY: *Messrs. Flisnik and Porter*

2ND BY: *Mr. Joseph*

RE: APPOINTMENTS TO THE TRAFFIC SAFETY ADVISORY BOARD

WHEREAS, Pursuant to Article III, Section 308 of the Oneida County Administrative Code, County Executive Anthony J. Picente, Jr. has recommended appointments of the following persons to serve on the Oneida County Traffic Safety Advisory Board, and

WHEREAS, Pursuant to Article XX, Section 2002 of the Oneida County Charter and Administrative Code, said appointments must be confirmed by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That this Board hereby confirms the following appointments to the Oneida County Traffic Safety Advisory Board for one year term expiring December 31, 2012:

Robert M. Maciol
Oneida County Sheriff
Law Enforcement Building
6065 Judd Road
Oriskany, NY 13424

Scott D. McNamara
District Attorney
Oneida County Office Building
800 Park Ave
Utica, NY 13501

Captain Francis Coots
New York State Police
9017 State Rte. 49
Marcy, NY 13403

Chief Kevin Beach
Rome Police Department
301 North James Street
Rome, NY 13440

Donna M. Vitagliano, President
Chief Executive Officer
Insight House
500 Whitesboro Street
Utica, NY 13502

Cassandra Sheets
Executive Director
MVCA/A
502 Court Street, Suite 401
Utica, NY 13502

Chief Mark W. Williams
City of Utica Police Department
413 Oriskany Street West
Utica, NY 13501

David Tomidy, Probation Director
Oneida County Probation Department
Union Station 321 Main Street
Utica, NY 13501

Michael C. Austin
Vice President
Utica National Insurance
Box 530

Patricia Washburn, President
Oneida County MADD
911 Schuyler Street
Rome, NY 13440

Utica, NY 13503

Ex-Officio Member:
Honorable Richard A. Flisnik, R-8
Oneida County Legislator
800 Park Ave.
Utica, NY 13501

Ex-Officio Member:
Honorable William B. Goodman, D-13
Oneida County Legislator
800 Park Ave.
Utica, NY 13501

APPROVED: Public Safety Committee (April 23, 2012)
Ways and Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 156

INTRODUCED BY: Messrs. Paparella, Porter, and Ms. Convertino

2ND BY: Mr. Joseph

**RE: PURCHASE OF SERVICE AGREEMENT BETWEEN ONEIDA COUNTY THROUGH
ITS OFFICE FOR THE AGING/CONTINUING CARE AND FAMILY HOME CARE, INC.**

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between Oneida County through its Office for the Aging/Continuing Care and Family Home Care, Inc., 519 North Madison Street, Rome, NY, to provide personal care services through the Expanded In-Home Services for the Elderly Program (EISEP), and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and approves a Purchase of Service Agreement between Oneida County through its Office for the Aging and Family Home Care, Inc., to provide personal care services through the Expanded In-Home Services for the Elderly Program (EISEP) during a one year term commencing April 1, 2012 and ending March 31, 2013 at a proposed cost of \$75,000 which requires a County commitment of 25% (\$18,750).

APPROVED: Health and Human Services Committee (April 16, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 157

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

**RE: PURCHASE OF SERVICE AGREEMENT BETWEEN ONEIDA COUNTY
THROUGH ITS OFFICE FOR THE AGING/CONTINUING CARE AND
CATHIE LEE'S HOME HEALTH CARE PROVIDERS**

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between Oneida County through its Department for the Aging/Continuing Care and Cathie Lee's Home Health Care Providers, Sylvan Beach, NY, to provide homecare services for elderly individuals through the EISEP (Expanded In-Home Services for the Elderly Program), and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and approves a Purchase of Service Agreement between Oneida County through its Department for the Aging/Continuing Care and Cathie Lee's Home Health Care Providers, Sylvan Beach, NY, to provide homecare services for elderly individuals through the EISEP (Expanded In-Home Services for the Elderly Program) commencing April 1, 2012 and ending March 31, 2013 at a cost of \$58,000 which requires a County commitment of \$14,500 (25%).

APPROVED: Health and Human Services Committee (April 16, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 158

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

**RE: PURCHASE OF SERVICE AGREEMENT BETWEEN ONEIDA COUNTY THROUGH
ITS OFFICE FOR THE AGING /CONTINUING CARE AND U.S. CARE SYSTEM, INC.**

WHEREAS, This Board is in receipt of an Agreement between Oneida County through its Office for the Aging/Continuing Care and U.S. Care System, Inc., 2614 Genesee Street, Utica New York, 13501, to provide home health care services for elderly homebound individuals through the EISEP (Expanded In Home Services for the Elderly) Program, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and approves an Agreement between Oneida County through its Office for the Aging/Continuing Care and U. S. Care System, Inc., to provide home health care services for elderly homebound individuals through the EISEP (Expanded In Home Services for the Elderly) Program commencing April 1, 2012 and ending March 31, 2013 at a proposed cost of \$213,000 which requires a County share of \$53,250 (25%).

APPROVED: Health and Human Services Committee (April 16, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 159

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

**RE: PURCHASE OF SERVICE AGREEMENT BETWEEN ONEIDA COUNTY THROUGH
ITS OFFICE FOR THE AGING/CONTINUING CARE AND HOMEMAKERS
OF THE MOHAWK VALLEY, INC. DBA CAREGIVERS**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from the Director of the Office for the Aging/Continuing Care requesting approval of a Purchase of Service Agreement between Oneida County through its Office for the Aging/Continuing Care and Homemakers of the Mohawk Valley, Inc., dba Caregivers, to provide homecare services for elderly individuals through the EISEP (Expanded In-Home Services for the Elderly Program), and

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

RESOLVED, That this Board hereby authorizes and approves a Purchase of Service Agreement between Oneida County through its Office for the Aging/Continuing Care and Homemakers of the Mohawk Valley, Inc., dba Caregivers, to provide homecare services for elderly individuals through the EISEP (Expanded In-Home Services for the Elderly Program) commencing April 1, 2012 and ending March 31, 2013 at a cost of \$153,000 which requires a County commitment of \$38,250 (25%).

APPROVED: Health and Human Services Committee (April 16, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 160

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

**RE: SUPPLEMENTAL APPROPRIATION OF \$11,100 TO AA#A4062.195,
PUBLIC HEALTH –LEAD POISONING PREVENTION-OTHER FEES AND SERVICES**

WHEREAS, In accordance with Section 609 of the Oneida County Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$11,100 to AA#A4062.195, Public Health-Lead Poisoning Prevention-Other Fees and Services, and

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

RA#A3412, State Aid-Childhood Lead Poisoning. . . \$11,100
now, therefore, be it hereby

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

TO:
AA#A4062.195, Public Health-Lead Poisoning Prevention
 Other Fees and Services . . \$11,100

APPROVED: Health and Human Services Committee (April 16, 2012)
 Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 161

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

RE: AMENDMENT OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS HEALTH DEPARTMENT AND THE NEW YORK STATE THROUGH ITS DEPARTMENT OF HEALTH FOR THE INTEGRATED CANCER SERVICES PROGRAM

WHEREAS, This Board is in receipt of an Amendment to a Purchase of Service Agreement between Oneida County through its Health Department and New York State through its Department of Health (NYSDOH) to provide for an additional \$239,721 in funding for cancer screening services for eligible residents of Oneida, Madison and Herkimer Counties, age 40 and over, and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves an Amendment to a Purchase of Service Agreement between Oneida County through its Health Department and New York State through its Department of Health (NYSDOH) to provide for an additional \$239,721 in funding for cancer screening services for eligible residents of Oneida, Madison and Herkimer Counties, age 40 and over during a one year extended term commencing April 1, 2012 and ending March 31, 2013 for a new amended contract total amount of \$1,260,054 supported, in full, by the NYS Department of Health.

APPROVED: Health and Human Services Committee (April 16, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 162

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS
HEALTH DEPARTMENT AND NEW YORK STATE THROUGH ITS DEPARTMENT OF
HEALTH FOR THE EARLY INTERVENTION PROGRAM**

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between Oneida County through its Health Department and New York State through its Department of Health, to provide mandated services for eligible children with disabilities, ages 0-2, through the Health Department's Early Intervention Program, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and approves a Purchase of Service Agreement between Oneida County through its Health Department and New York State through its Department of Health, to provide mandated services for eligible children with disabilities, ages 0-2, through the Health Department's Early Intervention Program during a term commencing October 1, 2011 and ending September 30, 2012 at a proposed cost of \$146,933, funded in full by the New York State Department of Health.

APPROVED: Health and Human Services Committee (April 16, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 163

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

**RE: APPROVAL OF THE TRANSFER OF A PARCEL OF LAND LOCATED IN THE TOWN
OF FORESTPORT TO THE TOWN OF FORESTPORT**

WHEREAS, Certain real property located on State Route 28 in the Town of Forestport, identified as Tax Map #36.000-1-26, has been requested for remediation, and

WHEREAS, The Town of Forestport has expressed an interest in acquiring said parcel for remediation, and

WHEREAS, It is the recommendation of the Oneida County Commissioner of Finance that such conveyance be approved by this Board pursuant to Section 72-h of the General Municipal Law, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves the transfer of real property located on State Route 28 in the Town of Forestport, identified as Tax Map #36.000-1-26, from the County to the Town of Forestport for remediation, and

RESOLVED, That the Chairman of the Oneida County Board of Legislators is hereby authorized and directed to execute a quit claim deed, on behalf of the County of Oneida, to effect conveyance of such property to the Town of Forestport.

APPROVED: Government Operations Committee (April 18, 2012)
Ways & Means Committee (May 9, 2012)

DATED May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 164

INTRODUCED BY: Messrs. Waterman, Porter, Mr. Miller

2ND BY: Mr. Joseph

RE: APPROVAL OF A ONE YEAR EXTENSION OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF FINANCE AND THE VILLAGE OF BRIDGEWATER FOR TAX COLLECTION SERVICES

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from Anthony J. Carvelli, Commissioner of Finance, requesting approval of a proposed Extension Agreement between Oneida County and the Village of Bridgewater for tax collection services, and

WHEREAS, In accordance with terms set forth therein, the County shall provide to the village such assistance and services associated with the collection of 2012/2013 village taxes, and

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

RESOLVED, That this Board authorizes and approves an Extension Agreement between Oneida County and the Village of Bridgewater for tax collection services related to the collection of 2012/2013 village taxes, and it is further

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

APPROVED: Government Operations Committee (April 18, 2012)
 Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 165

INTRODUCED BY: Messrs. Waterman, Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF A ONE YEAR EXTENSION OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF FINANCE AND THE NEW YORK MILLS UNION FREE SCHOOL FOR TAX COLLECTION SERVICES

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from Anthony J. Carvelli, Commissioner of Finance, requesting approval of a proposed Extension Agreement between Oneida County and the New York Mills Union Free School for tax collection services, and

WHEREAS, In accordance with terms set forth therein, the County shall provide to the school district such assistance and services associated with the collection of 2012/2013 school taxes, and

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

RESOLVED, That this Board authorizes and approves an Extension Agreement between Oneida County and the New York Mills Union Free School for tax collection services related to the collection of 2012/2013 school taxes, and it is further

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

APPROVED: Government Operations Committee (April 18, 2012)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 166

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

**RE: TRANSFER \$8,100 TO AA#A1610.425, CENTRAL SERVICES, TRAINING AND
SPECIAL SCHOOLS**

WHEREAS, There is a need for additional funds in AA#A1610.425, Central Services, Training and Special Schools, 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 \$8,100 from 2012 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:

AA#A1998.850, Budget/Special Items: Contingent-Unemployment..... \$8,100

TO:

AA#A1610.425, Central Services, Training and Special Schools..... \$8,100

APPROVED: Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

Adopted by the following v.v. vote:

AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.167

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

**RE: ESTABLISHMENT OF CAPITAL PROJECT H-464-DOL SAUQUOIT
CREEK CLEAN UP**

WHEREAS, This Board is in receipt of a request to establish Capital Project H-464-Sauquoit Creek Clean Up,
and

WHEREAS, The New York State Department of Labor has awarded Oneida County a grant to clean up debris
within the Sauquoit Creek Basin which was left after Hurricane Irene and Tropical Storm Lee,
and

WHEREAS, The cleanup will occur in the Towns of New Hartford, Paris and Whitestown. The County will
receive all grant funds and with this funds contract for administrative services, provide materials
and equipment to the Towns, and reimburse the Towns eligible supervisory, transportation and
tipping expenses, now therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators authorizes the establishment of Capital Project H-
464-Sauquoit Creek Clean Up as follows:

	<u>PROPOSESD</u>	<u>CHANGE</u>	<u>PROPOSED</u>
State Aid	<u>\$405,728</u>	<u>0.</u>	<u>\$405,728</u>
TOTAL	\$405,728	\$ 0.	\$405,728

APPROVED: Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ROLL CALL

DIST	MEMBERS	AYES	NAYS
R-1	TOWNSEND	X	
R-2	REGNER	X	
R-3	BRENNAN	X	
R-4	LEACH	X	
R-5	WATERMAN	X	
R-6	PORTER	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
D-9	SACCO	X	
R-10	JOSEPH	X	
R-11	KOENIG	X	
D-12	CLANCY	X	
D-13	GOODMAN	X	
D-14	GORDON	X	
R-15	D'ONOFRIO	X	
R-16	MILLER	X	
R-17	MANDRYCK	X	
D-18	C. DAVIS	X	
D-19	TREVISANI	X	
R-20	FIORINI	X	
R-21	WELSH	X	
D-22	SPECIALE	X	
D-23	CONVERTINO	X	
R-24	PAPARELLA	X	
D-25	F. DAVIS	X	
D-26	CARUSO	X	
D-27	FURGOL	X	
R-28	WOOD	X	
D-29	MURPHY	X	

DATE May 9, 2012

SESSION Regular

MEMBERS PRESENT: 29

MEMBERS ABSENT 0

AYES: 29 NAYS: 0

INTRODUCTORY NO. 168

RESOLUTION NO. 167

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 168

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF THE COUNTY EXECUTIVE'S PROPOSED FINANCIAL PLAN

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. has proposed a financial plan for Oneida County to insure the County maintains its fiscal stability, secures a better credit rating and is prepared for the uncertainty of economic conditions, as well as any unanticipated unilateral changes in State and Federal mandates and,

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

RESOLVED, That the following allocations for unrestricted/unappropriated/undesignated funds are approved as follows:

	<u>FROM</u>	<u>TO</u>	<u>INCREASE</u>
Restricted for Fiscal Stability	\$10,000,000	\$12,000,000	<2,000,000>
Reserve Economic Development	\$ 780,000	\$ 1,250,000	< 470,000>
Reserve for Pay-As-You-Go Capital Projects	\$ 11,892	\$ 314,482	< 302,590>
Reserve for 2013 Retirement Costs	\$0	\$2,000,000	<\$2,000,000>

And be it further

RESOLVED, That all other Restricted Funds remain as is and that the remaining dollars stay in unrestricted fund balance for tax stabilization, now, therefore, be it hereby

APPROVED: Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 169

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF TEN REFUNDS FOR ERRONEOUS TAX ASSESSMENTS

WHEREAS, The Commissioner of Finance has forwarded ten refunds for erroneous tax assessments in the Towns of Annsville, Remsen, Vienna and Whitestown totaling \$3,626.07, 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 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: Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

Adopted by the following v.v. vote:

AYES 29 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 170

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF THE YEARLY EQUITABLE SHARING AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DISTRICT ATTORNEY'S OFFICE AND NEW YORK STATE, THROUGH ITS DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE DRUG ENFORCEMENT TASK FORCE

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from District Attorney Scott D. McNamara, requesting approval of an Agreement between Oneida County, through its District Attorney's Office, and New York State, through its Division of Criminal Justice Services, for a Federal Equitable Sharing Agreement to support the Drug Enforcement Task Force, and

WHEREAS, According to Oneida County Charter section 2202 said Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That County Executive Anthony J. Picente, Jr., is authorized and directed to execute any and all documents related to an Agreement between Oneida County, through its District Attorney's Office, and New York State, through its Division of Criminal Justice Services, for a Federal Equitable Sharing Agreement to support the Drug Enforcement Task Force for a term commencing January 1, 2011 through December 31, 2011.

APPROVED: Public Safety Committee (Bypass Committee)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 171

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Joseph

**RE: APPROVAL OF THE YEARLY EQUITABLE SHARING AGREEMENT
BETWEEN THE COUNTY OF ONEIDA, THROUGH ITS DISTRICT
ATTORNEY'S OFFICE, AND NEW YORK STATE, THROUGH ITS DIVISION
OF CRIMINAL JUSTICE SERVICES**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from District Attorney Scott D. McNamara, requesting approval of an Agreement between Oneida County, through its District Attorney's Office, and New York State, through its Division of Criminal Justice Services, for a Federal Equitable Sharing Agreement to support the District Attorney's Office, and

WHEREAS, According to Oneida County Charter section 2202 said Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That County Executive Anthony J. Picente, Jr., is authorized and directed to execute any and all documents related to an Agreement between Oneida County, through its District Attorney's Office, and New York State, through its Division of Criminal Justice Services, for a Federal Equitable Sharing Agreement to support the District Attorney's Office for a term commencing January 1, 2011 through December 31, 2011.

APPROVED: Public Safety Committee (Bypass Committee)
Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 172

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

**RE: APPROVAL TO CARRY OVER \$74,900 FOR THE ONEIDA COUNTY
SHERIFFS DEPARTMENT FROM FY2011 TO FY2012**

WHEREAS, On November 16, 2011 in accordance with Section 609 of the Administrative Code, the Oneida County Board of Legislators approved Resolution No.278, a Supplemental Appropriation in the amount of \$74,900, to AA#A3120, Sheriff-Law Enforcement, and

WHEREAS, Said supplemental appropriation was never spent in the 2011 budget year and is still available to be spent in the 2012 budget year, and

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

RA#A3038, State Aid Impact Grant \$74,900

now, therefore, be it hereby

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

TO:

AA#A3120.101, Salaries	\$51,538
AA#A3120.810, Retirement	\$ 9,587
AA#A3120.830, Social Security. . . .	\$ 3,943
AA#A3120.840, Workmen's Comp	\$ 1,134
AA#A3120.850, Unemployment Insurance. ..	\$ 129
AA#A3120.860, Health Insurance.	<u>\$ 8,569</u>
TOTAL	\$74,900

APPROVED: Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 173

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

**RE: APPROVAL TO CARRY OVER \$12,504 FOR THE DISTRICT ATTORNEY'S OFFICE FROM
FY2011 TO FY2012**

WHEREAS, On November 30, 2011 in accordance with Section 609 of the Administrative Code, the Oneida County Board of Legislators approved Resolution No. 282, a Supplemental Appropriation to be made in the amount of \$12,504 to AA#A1162, Various District Attorney accounts, and

WHEREAS, Said supplemental appropriation was never spent in the 2011 budget years and is still available to be spent in the 2012 budget year, and

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

A1207, Law Enforcement, Approp. F.B. Year Forfeitures . . . \$12,504

Now, therefore, be it hereby

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

TO:

AA#A1162.211, Law Enforcement, Office Furnishings/Equipment . . .	\$ 729
AA#A1161.212, Law Enforcement, Computer Hardware. . .	\$ 4,887
AA#A1162.295, Law Enforcement, Other Equipment . . .	\$ 3,900
AA#A1162.492, Law Enforcement, Computer Software . . .	\$ 988
AA#A1162.495, Law Enforcement, Other Expenses. . .	<u>\$ 2,000</u>
TOTAL	\$12,504

APPROVED: Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

Adopted by the following v.v. vote:

AYES 27 NAYS 2 (Messrs. Flisnik, Brennan) ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 174

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF AN AMENDMENT TO CAPITAL PROJECT H-456 – GRIFFISS AIRFIELD – BUILDING 45 RENOVATIONS

WHEREAS, Oneida County Executive Anthony J. Picente, Jr is requesting the amendment of Capital Project H-456, Griffiss Airfield-Building 45 Renovations, to convert and upgrade the heating system to gas, and

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

RESOLVED, That a transfer of the total sum of \$220,000 from 2012 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:

AA#A599, Appropriated Fund Balance..... \$220,000

TO:

AA#A9950.9, Transfer to Capital Fund..... \$220,000

and the same is hereby approved:

RESOLVED, That Capital Project H-456, Griffiss Airfield, Building 45 Renovations, is hereby amended and approved, as follows:

	<u>CURRENT</u>	<u>CHANGE</u>	<u>PROPOSED</u>
Direct Appropriation	\$ 250,000	\$+220,000	\$470,000
TOTAL	\$ 250,000	\$+220,000	\$470,000

APPROVED: Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

Adopted by the following roll call vote:

AYES 29 NAYS 0 ABSENT 0

ROLL CALL

DIST	MEMBERS	AYES	NAYS
R-1	TOWNSEND	X	
R-2	REGNER	X	
R-3	BRENNAN	X	
R-4	LEACH	X	
R-5	WATERMAN	X	
R-6	PORTER	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
D-9	SACCO	X	
R-10	JOSEPH	X	
R-11	KOENIG	X	
D-12	CLANCY	X	
D-13	GOODMAN	X	
D-14	GORDON	X	
R-15	D'ONOFRIO	X	
R-16	MILLER	X	
R-17	MANDRYCK	X	
D-18	C. DAVIS	X	
D-19	TREVISANI	X	
R-20	FIORINI	X	
R-21	WELSH	X	
D-22	SPECIALE	X	
D-23	CONVERTINO	X	
R-24	PAPARELLA	X	
D-25	F. DAVIS	X	
D-26	CARUSO	X	
D-27	FURGOL	X	
R-28	WOOD	X	
D-29	MURPHY	X	

DATE May 9, 2012

SESSION Regular

MEMBERS PRESENT: 29

MEMBERS ABSENT 0

AYES: 29 NAYS: 0

INTRODUCTORY NO. 175

RESOLUTION NO. 174

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 175

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

**RE: APPROVAL OF AGREEMENT WITH UTICA CITY SCHOOL DISTRICT AND
COUNTY OF ONEIDA THROUGH ITS BOARD OF ELECTIONS FOR USE OF
OPTICAL SCAN VOTING SYSTEMS**

WHEREAS, The City of Utica wishes to enter into an Agreement with the County of Oneida through its Board of Elections for use of the County's Optical Scan Voting Systems and materials for use in the upcoming school elections, and

WHEREAS, The County shall provide to the School District 27 Optical Scan Voting Systems, voting booths, 54 privacy booths, ballot marking devices and miscellaneous other materials necessary to conduct the school elections, and

WHEREAS, The School District has agreed to pay to the County a sum of \$4,525 for use of the equipment and supplies, 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 directs County Executive Anthony J. Picente, Jr., to execute an Agreement with the Utica City School District for use of the County's Optical Scan Voting Systems and materials for use in the upcoming school elections,

APPROVED: Ways & Means Committee (May 9, 2012)

DATED: May 9, 2012

Adopted by the following v.v. vote:

AYES: 29 NAYS: 0 ABSENT: 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 176

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

CORRECTED RESOLUTION

**RE: ESTABLISHMENT OF CAPITAL PROJECT H-463, GRIFFISS NOSE
DOCK HANGER REHAB**

WHEREAS, This Board is in receipt of correspondence from Oneida County Executive Anthony J. Picente, Jr. requesting establishment of a Capital Project H-463 in the amount of \$3,000,000 to fund the Nose Dock Hanger Rehabilitation Project located at Griffiss International Airport, 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-463, Nose Dock Hanger Rehab to be funded as follows:

	<u>Current</u>	<u>Change</u>	<u>Proposed</u>
Bonding	\$0	\$ 300,000	\$ 300,000
State	<u>\$0</u>	<u>\$2,700,000</u>	<u>\$2,700,000</u>
TOTAL	\$0	\$3,000,000	\$3,000,000

[BE IT FURTHER RESOLVED, the County Executive is authorized to accept and execute a Grant Offer from the State of New York identified for Rehabilitation of Hanger (CFA #6230)]

APPROVED: Airport Committee (February 1, 2012)
 Ways & Means Committee (February 8, 2012)

DATED: February 8, 2012
CORRECTED: May 9, 2012

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

ROLL CALL**DATE** May 9, 2012**SESSION** Regular**MEMBERS PRESENT:** 29**MEMBERS ABSENT** 0**AYES:** 29 **NAYS:** 0**INTRODUCTORY NO.** 177**RESOLUTION NO.** 176

DIST	MEMBERS	AYES	NAYS
R-1	TOWNSEND	X	
R-2	REGNER	X	
R-3	BRENNAN	X	
R-4	LEACH	X	
R-5	WATERMAN	X	
R-6	PORTER	X	
D-7	TALLARINO	X	
R-8	FLISNIK	X	
D-9	SACCO	X	
R-10	JOSEPH	X	
R-11	KOENIG	X	
D-12	CLANCY	X	
D-13	GOODMAN	X	
D-14	GORDON	X	
R-15	D'ONOFRIO	X	
R-16	MILLER	X	
R-17	MANDRYCK	X	
D-18	C. DAVIS	X	
D-19	TREVISANI	X	
R-20	FIORINI	X	
R-21	WELSH	X	
D-22	SPECIALE	X	
D-23	CONVERTINO	X	
R-24	PAPARELLA	X	
D-25	F. DAVIS	X	
D-26	CARUSO	X	
D-27	FURGOL	X	
R-28	WOOD	X	
D-29	MURPHY	X	