



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 118 THROUGH 150 THAT WERE ACTED UPON BY
THE BOARD OF COUNTY LEGISLATORS AT THEIR
REGULAR SESSION HELD ON May 14, 2014.**

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 118

INTRODUCED BY: Messrs. Miller, Porter, Welsh, Sacco, Furgol, Flisnik, Clancy, Tallarino, Idzi, Paparella, Davis
2ND BY: Mr. Joseph

RE: LOCAL LAW INTRODUCTORY "A" ADOPTING A RULE THAT THAT ANY NEW OR AMENDED SCHEDULE OF CHARGES FOR ANY CONSUMERS WITHIN THE ONEIDA COUNTY SEWER DISTRICT SHALL ONLY HAVE A PROSPECTIVE EFFECT

Legislative Intent: The intent of this local law is to prohibit retroactive effect of any schedule of charges for any consumers within the Oneida County Sewer District, so that any future schedule of charges shall only apply to usage occurring on or after the effective date of said schedule.

WHEREAS, New York County Law Section 264 gives the Oneida County Board of Legislators the power to adopt rules and regulations for the operation of the Oneida County Sewer District,

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

It shall hereinafter be a rule in the Oneida County Sewer District that any new or amended schedule of charges for any consumers within the Oneida County Sewer District shall be effective as of January 1 of the year such rate is enacted and shall only apply to bills that reflect consumption occurring subsequent to the enacted date of such rate.

This local law shall take effect upon filing of the Secretary of State in accordance with Section 20, 21 and 27 of the New York State Municipal Home Rule Law

APPROVED: Public Works Committee (April 7, 2014)
 Ways & Means Committee (April 9, 2014- As Amended)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 119

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

2ND BY: Mr. Joseph

**RE: PURCHASE OF SERVICES 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 Services Agreement between Oneida County through its Office for the Aging/Continuing Care and Family Home Care, Inc., for a cost not to exceed \$77,000, and

WHEREAS, The services to be provided by Family Home Care, Inc. consist of home care for elderly homebound individuals through New York State's Expanded In-Home Services for the Elderly Program (EISEP) which provides for State funding for the program equal to seventy five percent of the program costs (\$57,750.00), 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., for a one year term commencing April 1, 2014 and ending March 31, 2015 at a cost not to exceed \$77,000.00

APPROVED: Health and Human Services Committee (April 23, 2014)
 Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 120

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

RE: PURCHASE OF SERVICE AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS OFFICE FOR THE AGING /CONTINUING CARE AND U.S. CARE SYSTEMS, 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 Systems, Inc., for a cost no to exceed \$224,000.00, and

WHEREAS, The services to be provided by U.S. Care Systems, Inc. consist of home care for elderly homebound individuals through New York State's Expanded In-Home Services for the Elderly Program (EISEP) which provides for State funding for the program equal to seventy five percent of the program costs (\$168,000.00), 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 Systems, Inc., commencing April 1, 2014 and ending March 31, 2015 at a cost not to exceed \$224,000.00.

APPROVED: Health and Human Services Committee (April 23, 2014)
 Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 121

INTRODUCED BY: Messrs. Porter, Welsh, Miller, Leach
2ND BY: Mr. Mandryck

RE: FINAL ADOPTION AND APPROVAL OF THE "OPEN ENROLLMENT" FOR
AGRICULTURAL-LAND OWNERS

WHEREAS, On December 10, 2003, the Oneida County Board of Legislators adopted Resolution #365 designating an "Open Enrollment" period (January 1 through January 31) 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 from 32 landowners owning 3,068.9 acres have been received by the Oneida County Agricultural and Farmland Protection Board for consideration and have been reviewed by said Board, and such applications have been found to be in accordance with the qualifications for inclusion within an Agricultural District, therefore, be it hereby

RESOLVED, That the Board of Legislators adopts and approves of the inclusion of 3,068.9 acres to the existing Agricultural Districts as applied for during Oneida County's "Open Enrollment" period, and it is further

RESOLVED, That the Clerk of the Oneida County Board of Legislators be, and hereby is, authorized and directed to submit this Resolution, together with the report of the Oneida County Agricultural and Farmland Protection Board and the tax map identification numbers and tax maps of each parcel of land to be included within an Agricultural District, to the New York State Commissioner of Agriculture and Markets for final approval.

APPROVED: Ways and Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 122

INTRODUCED BY: Messrs. Welsh, Porter

2ND BY: Mr. Goodman

RE: APPROVAL TO SET THE SALARY FOR THE POSITION TITLE “SUPERVISING PUBLIC SAFETY OFFICER” AT GRADE 29W, STEP 1

WHEREAS, This Board is in receipt of correspondence from Commissioner of Personnel John P. Talerico requesting approval to set the salary of “Supervising Public Safety Officer”, a position at Mohawk Valley Community College, at Grade 29W, Step 1 at \$38,563, and

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

RESOLVED, That the Oneida County Board of Legislators establishes the salary of “Supervising Public Safety Officer” at Grade 29W, Step 1, \$38,563, effective immediately.

APPROVED: Economic Development & Tourism Committee (May 1, 2014)
 Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 123

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

RE: APOVAL TO AN AMENDMENT TO A MASTER CONTRACT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF CENTRAL SERVICES AND NORTHLAND COMMUNICATIONS FOR ADDITIONAL MPLS NETWORK CONNECTION SITES

WHEREAS, This Board is in receipt of an amendment to a master contract between Oneida County through its Department of Central Services and Northland Communications for additional Mult-Protocol Label Switching (MPLS) Network Connection Sites, and

WHEREAS, The amendment to the contract adds MPLS network connections at 51 Leland Avenue for the Department of Water Pollution Control at a monthly cost of \$387.11 and at 406 Elizabeth Street for the Department of Health's Health Clinic, and

WHEREAS, Northland Communications projects that upon the Board's approval of the amendment to the contract the additional connections will be operative in June of 2014 resulting in 24 months of charges for the two additional MPLS connections at a total projected cost of \$18,581.28, which will increase the total cost for the contract to \$122,276.12, and

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

RESOLVED, That the Board approves the amendment to a master contract between Oneida County through its Department of Central Services and Northland Communications for additional MPLS network connection sites at a cost of \$387.11 per connection per month for the remainder of the contract.

APPROVED: Government Operations Committee (April 9, 2014)
 Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014.

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 124

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

RE: APPROVAL OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF EMERGENCY SERVICES AND THE STATE OF NEW YORK THROUGH ITS DIVISION OF HOMELAND SECURITY

WHEREAS, This Board is in receipt of an Agreement between Oneida County through its Department of Emergency Services and the State of New York, through its Division of Homeland Security, for a grant in the amount of \$180,000, fully State funded, for computer interoperability between Police, Fire and EMS, 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 the Oneida County Board of Legislators approves a grant agreement between Oneida County through its Department of Emergency Services and the State of New York, through its Division of Homeland Security for funds in the amount of \$180,000.00, for a term commencing on September 1, 2013 through August 31, 2015.

APPROVED: Public Safety (May 7, 2014)
Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 125

INTRODUCED BY: *Messrs. Flisnik, Porter*

2ND BY: *Mr. Joseph*

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

WHEREAS, This Board, is in receipt of correspondence from District Attorney Scott D. McNamara requesting approval of a Grant Agreement between Oneida County through its District Attorney's Office and New York State through its Division of Criminal Justice Services for acceptance of a Grant in the amount of \$19,832.00 for the purchase and installation of audio/video recording systems for the police interviews and interrogations in local law enforcement.

WHEREAS, In accordance with Section 2202 of the Oneida County Charter, said Grant 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 to execute any and all documents related to a Grant Agreement by and between Oneida County through its District Attorney's Office and New York State through its Division of Criminal Justice Services for a Grant in the amount of \$19,832.00

RESOLVED, That the duration of said Grant Agreement shall be for a term of one year commencing January 1, 2014 through December 31, 2014.

APPROVED: Public Safety Committee (May 7, 2014)
Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 126

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Joseph

RE: SUPPLEMENTAL APPROPRIATION OF \$19,832 TO AA#A1165.495128, DISTRICT ATTORNEY VIDEO RECORDING EXPENDITURES

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$19,832 to AA#A1165-495128, District Attorney Video Recording Expenditures, and

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

A3044-State Aid-Video Recording	\$19,832.00
now, therefore, be it hereby	

RESOLVED, That a supplemental appropriation, from 2014 funds, as hereinafter set forth, be and the same is hereby approved:

TO:	
AA#A1165.495128	\$19,832.00

APPROVED: Public Safety Committee (May 7, 2014)
 Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 127

INTRODUCED BY: Messrs. Flisnik, Porter, Tallarino

2ND BY: Mr. Goodman

**RE: ESTABLISHMENT OF CAPITAL PROJECT H-504-AUTOMATIC VEHICLE
LOCATOR (AVL) PROJECT**

WHEREAS, This Board is in receipt of a request to establish Capital Project H-504-Automatic Vehicle Locator (AVL) Project

WHEREAS, Approval of a grant from New York State Division of Homeland Security and Emergency Services, State Law Enforcement Terrorism Prevention Program, for the continuation of the Automatic Vehicle Locator (AVL) Project was passed on March 12, 2014 by Resolution #70. The disbursement of the funds will take place over several years.

RESOLVED, That the Oneida County Board of Legislators authorizes the establishment of Capital Project H-504- Automatic Vehicle Locator (AVL) Project as follows:

H-504-State Aid	\$60,000.00
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APPROVED: Public Safety (May 7, 2014)
 Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following roll call vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ROLL CALL

DIST	MEMBERS	AYES	NAYS
D-1	FORT	X	
R-2	IDZI	X	
R-3	LEACH	X	
D-4	CLANCY <u>ABSENT</u>		
R-5	WATERMAN	X	
R-6	PORTER	X	
R-7	FIORINI	X	
R-8	FLISNIK	X	
D-9	SACCO	X	
R-10	JOSEPH	X	
R-11	KOENIG	X	
D-12	TALLARINO	X	
D-13	GOODMAN	X	
D-14	C. DAVIS	X	
R-15	D'ONOFRIO	X	
R-16	MILLER	X	
R-17	MANDRYCK	X	
D-18	FURGOL	X	
R-19	WELSH	X	
D-20	HENDRICKS <u>ABSENT</u>		
D-21	SPECIALE	X	
D-22	CONVERTINO	X	
R-23	PAPARELLA	X	

DATE February 12, 2014

SESSION Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 129

RESOLUTION NO. 127

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 128

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Joseph

RE: SUPPLEMENTAL APPROPRIATION OF \$22,500 TO AA#A4089.495, HEALTH DEPARTMENT-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 \$22,500 to AA#A4089.495, Health Department-Other Expenses, and

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

A3408-State Aid-Immunization Consortium	\$22,500
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now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2014 funds, as hereinafter set forth, be and the same is hereby approved:

TO:	
A4089.495-Other Expenses	\$22,500

APPROVED: Public Safety Committee (May 7, 2014)
 Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 129

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

RE: APPROVAL OF THE 2014-2015 ANNUAL IMPLEMENTATION PLAN (AIP) FOR ONEIDA COUNTY OFFICE FOR THE AGING/OFFICE OF CONTINUING CARE

WHEREAS, This Board is in receipt of correspondence from Michael J. Romano, Director of the Office for the Aging/Office of Continuing Care, requesting approval of the 2014-2015 Annual Implementation Plan (AIP) for Oneida County as required by the NYS Office for the Aging, Bureau of Operational Standards and Systems Development, and

WHEREAS, As proposed, said Plan 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 2014-2015 Annual Implementation Plan (AIP) for Oneida County as required by the NYS Office for the Aging, Bureau of Operational Standards and Systems Development and further authorizes County Executive Anthony J. Picente, Jr. to execute and submit same on behalf of the County.

APPROVED: Health and Human Services Committee (April 23, 2014)
Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.130

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

RE: APPROVAL OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF SOCIAL SERVICES AND THE STATE OF NEW YORK THROUGH ITS DIVISION OF CRIMINAL JUSTICES SERVICES

WHEREAS, This Board is in receipt of an Agreement between Oneida County through its Department of Social Services and the State of New York, through its Division of Criminal Justices Services, for a grant in the amount of \$250,000, fully State funded, for the Second Chance Act, a program aimed to reduce recidivism and improve re-entry planning and services for youth returning to the community after residential placement resulting from delinquency adjudications, 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 the Oneida County Board of Legislators approves a grant agreement between Oneida County through its Department of Social Services and the State of New York, through its Division of Criminal Justice Services for funds in the amount of \$250,000.00, for a term commencing on October 1, 2013 through September 30, 2014.

APPROVED: Health and Human Services Committee (April 23, 2014)
Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 131

INTRODUCED BY: Messrs. Paparella, Porter, Convertino
2ND BY: Mr. Furgol

RE: APPROVAL OF A PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF SOCIAL SERVICES AND THE RESOURCE CENTER FOR INDEPENDENT LIVING, INC.

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between Oneida County through its Department of Social Services and The Resource Center for Independent Living, Inc., for a cost not to exceed \$83,972, supported in full by Federal funds, for two disability service specialists that provide services to TANF/Safety Net Family recipients with disabilities, 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 Department of Social Services and The Resource Center for Independent Living, Inc. commencing May 1, 2014 through April 30, 2015.

APPROVED: Health and Human Services Committee (April 23, 2014)
Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 132

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

RE: APPROVAL OF A PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF SOCIAL SERVICES AND THE CITY OF ROME THROUGH ITS POLICE DEPARTMENT-CHILD ADVOCACY CENTER

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between Oneida County through its Department of Social Services and the City of Rome through its Police Department for a full time police officer to be dedicated to the Child Advocacy Center, for a total cost of \$106,346.00, with the City of Rome contributing \$21,269.20 and County funding not to exceed \$85,076.80, 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 Department of Social Services and the City of Rome through its Police Department, commencing January 1, 2014 through December 31, 2014 at a cost not to exceed \$85,076.80

APPROVED: Health and Human Services Committee (April 23, 2014)
Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 133

INTRODUCED BY: Messrs. Miller, Porter

2ND BY: Mr. Sacco

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF PUBLIC WORKS AND MARCH ASSOCIATES ARCHITECTS & PLANNERS, PC

WHEREAS, This Board, is in receipt of correspondence from Dennis S. Davis, Commissioner of Public Works, requesting approval of an agreement between Oneida County, through its Department of Public Works and MARCH Associates Architects & Planners, PC to provide professional consulting and construction management services for asbestos abatement and reconstruction at the Oneida County Office Building on B1, Print Shop and Mailroom, B2, drop ceiling and floor abatement and the Boiler room, abatement of spray applied fire proofing materials, 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 hereby approves and authorizes an agreement between Oneida County, through its Department of Public Works and MARCH Associates Architects & Planners, PC for a term of March 3, 2014 to December 31, 2014 said Agreement shall be at a cost of \$158,480.00 from Capital Account H-305.

APPROVED: Public Works Committee (May 7, 2014)
 Ways and Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 134

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Miller

RE: APPROVAL OF AGREEMENTS BETWEEN ONEIDA COUNTY THROUGH ITS OFFICE OF TRAFFIC SAFETY/STOP-DWI PROGRAM AND VERNON VERONA SHERRILL AND SAUQUOIT VALLEY CENTRAL SCHOOL DISTRICTS FOR THE SADD PROGRAM

WHEREAS, This Board is in receipt of an agreement between Oneida County through its Office of Traffic Safety/STOP DWI Program and Vernon Verona Sherrill and Sauquoit Valley Central School Districts to provide funding for each school's S.A.D.D. organization a similar Agreement was passed on March 12, 2014 #96, and

WHEREAS, No county dollars are being used as this contract funding is 100% reimbursable to Oneida County from DWI funds generated in Oneida County, and

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

RESOLVED, That this Board hereby authorizes and approves Agreements between Oneida County through its Office of Traffic Safety/STOP DWI program and Vernon Verona Sherrill and Sauquoit central School Districts, in the amounts of \$250.00 to each school district, to provide funding for each school district's S.A.D.D. organization for a term commencing February 15, 2014 and ending May 31, 2014.

APPROVED: Public Safety Committee (May 7, 2014)
 Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 135

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

RE: AUTHORIZATION FOR ONEIDA COUNTY TO MAKE APPLICATION TO THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL (OCR) FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING TOTALING \$750,000 TO SUPPORT HOUSING EFFORTS IN ONEIDA COUNTY

- WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from John R. Kent, Jr., Commissioner of Planning, requesting submittal of an application by Oneida County to the State of New York Office of Community Renewal (OCR) for Community Development Block Grant (CDBG) Community Renewal Fund (CRF) direct grants totaling \$750,000, and
- WHEREAS, These Community Development Block Grant funds will provide funding assistance to continue the Housing Rehabilitation/Manufactured Home Replacement Program in Oneida County. The program will provide housing rehabilitation/manufactured home replacement services for low income, frail elderly and/or disabled homeowners, and
- WHEREAS, The CDBG program requires the holding of two public hearings by the County, a minimum of one prior to the submission of said application to obtain the views of citizens regarding the proposed application, and one following the award to report on project accomplishments, and
- WHEREAS, The CDBG program requires that the Community Development Block Grant application must comply with the program requirements set forth in 24 CFR Part 570 and 85, as amended, now, therefore, be it hereby
- RESOLVED, That Oneida County Executive Anthony J. Picente, Jr., is authorized to submit the application and amendments thereto and all understandings and assurances contained therein, and is further authorized to act in connection with the application to provide such additional information as may be required to request and implement said funds, and it is further
- RESOLVED, That the Oneida County Executive is authorized and directed to hold any required public hearing and execute all documents and certifications required as part of the submission of the application, and it is further
- RESOLVED, That the County Executive is hereby authorized to execute such documents as may be required in order to implement the program and hold the required public hearing if the application is approved and enter into agreements with beneficiaries of the funds.

APPROVED: Economic Development & Tourism (May 1, 2014)
Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 136

INTRODUCED BY: Messrs. D'Onofrio, Porter

2ND BY: Mr. Joseph

RE: APPOINTMENT OF RUSSELL O. STARK AS COMMISSIONER OF AVIATION, GRADE H49, STEP 2

WHEREAS, In accordance with the provisions of Article IX, Section 901, of the Oneida County Charter, County Executive Anthony J. Picente, Jr., has recommended the appointment of Russell O. Stark, to serve as the Commissioner of Aviation for Oneida County, and

WHEREAS, 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 confirms the appointment of Russell O. Stark to serve as the Oneida County Commissioner of Aviation, Grade H49, Step 2 effective immediately.

APPROVED: Airport Committee (May 5, 2014)
 Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 20 NAYS 1 (Tallarino) ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 137

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY THROUGH ITS
HEALTH DEPARTMENT AND HEALTH RESEARCH, INC.**

WHEREAS, This Board is in receipt of an Agreement between Oneida County through its Department of Health and Health Research, Inc., for \$22,500 supported in full by State funding for an electronic health record system to allow for interfacing with their contracted biller and to integrate immunization information with NYSIIS, 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 an Agreement between Oneida County through its Department of Health and Health Research, Inc. commencing September 1, 2013 through August 31, 2014.

APPROVED: Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES: 21 NAYS: 0 ABSENT: 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 138

INTRODUCED BY: Messrs. Miller, Porter

2ND BY: Mr. Joseph

**RE: APPROVAL TO AN AMENDMENT TO CAPITAL PROJECT H-473-
COMPREHENSIVE BUILDING IMPROVEMENTS PROGRAM**

WHEREAS, This Board is in receipt of correspondence from County Executive Anthony J. Picente Jr., requesting the amendment of Capital Project H-473, Comprehensive Building Improvements 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-473, Comprehensive Building Improvements Program, is amended and approved, as follows:

	<u>CURRENT</u>	<u>CHANGE</u>	<u>PROPOSED</u>
Bonding	\$2,200,000	\$.00	\$2,200,000
Transfer from Genl. Fund	\$ 230,000	\$.00	\$ 230,000
FB-Pay-As-You-Go 889/889-19	\$.00	\$ +871,000	\$ 871,000
TOTAL:	\$2,430,000	\$ +871,000	\$3,301,000

APPROVED: Public Works Committee (May 7, 2014)
Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following roll call vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 139

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

**RE: APPROVAL OF AN AGREEMENT TO PURCHASE 250 ELIZABETH STREET,
UTICA, NY FOR \$175,000**

WHEREAS, This Board is in receipt of correspondence from County Executive Anthony J. Picente, Jr., requesting approval of a Contract for Purchase and Sale of Real Estate between Oneida County and Frank J. Maurizio for property located at 250 Elizabeth Street (Tax Map # 318.51-1-59) for development for parking adjacent to the Oneida County Office Building, and

WHEREAS, Said property consists of .183± acres with a negotiated purchase price of \$175,000 based upon appraised valuation, and

WHEREAS, Funding for said project shall be made available through Capital Project H-402, and

WHEREAS, Pursuant to Oneida County Charter Section 2202, said Contract 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 Contract for Purchase and Sale of Real Estate between Oneida County and Frank J. Maurizio for property located at 250 Elizabeth Street, Utica, NY (Tax Map #318.51-1-59) at a proposed cost of \$175,000, and it is further

RESOLVED, That Oneida County Executive Anthony J. Picente, Jr., is hereby authorized to execute said Agreement on behalf of the County to effect same.

APPROVED: Public Works Committee (May 7, 2014)
 Ways & Means Committee (May 14, 2014)

Dated: May 14, 2014

Adopted by the following vote:

AYES 19 NAYS 1 (Flisnik) ABSTAIN 1 (Mandryck) ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 140

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

**RE: APPROVAL OF AN AGREEMENT TO PURCHASE 602 JOHN STREET, UTICA, NY
FOR \$270,000**

WHEREAS, This Board is in receipt of correspondence from County Executive Anthony J. Picente, Jr., requesting approval of a Contract for Purchase and Sale of Real Estate between Oneida County and Dominick A. Mauro and Jean M. Mauro for property located at 602 John Street (Tax Map # 318.51-1-60) for development for parking adjacent to the Oneida County Office Building, and

WHEREAS, Said property consists of .279+ acres with a negotiated purchase price of \$270,000 based upon appraised valuation, and

WHEREAS, Funding for said project shall be made available through Capital Project H-402, and

WHEREAS, Pursuant to Oneida County Charter Section 2202, said Contract 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 Contract for Purchase and Sale of Real Estate between Oneida County and Dominick A. Mauro and Jean M. Mauro for property located at 602 John Street, Utica, NY (Tax Map #318.51-1-60) at a proposed cost of \$270,000, and it is further

RESOLVED, That Oneida County Executive Anthony J. Picente, Jr., is hereby authorized to execute said Agreement on behalf of the County to effect same.

APPROVED: Public Works Committee (May 7, 2014)
Ways & Means Committee (May 14, 2014)

Dated: May 14, 2014

Adopted by the following vote:

AYES 20 NAYS 1 (Flisnik) ABSTAIN 1 (Mandryck) ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 141

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

RE: APPROVAL OF THE 2014 MOWING AGREEMENTS BETWEEN ONEIDA COUNTY THROUGH ITS DEPARTMENT OF PUBLIC WORKS AND VARIOUS TOWNS AND THE CITY OF ROME

WHEREAS, This Board is in receipt of correspondence from the Commissioner of Public Works, Dennis Davis, requesting approval of the 2014 Mowing Agreement between Oneida County through its Department of Public Works and various towns and the City of Rome, and

WHEREAS, In accordance with Oneida County Charter Section 2202, said agreements 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 directs County Executive Anthony J. Picente, Jr. to execute Mowing Agreements, on behalf of the County of Oneida, with the Towns of Ava, Bridgewater, Camden, Deerfield, Floyd, Kirkland, Lee, Marcy, Marshall, New Hartford, Paris, Sangerfield, Steuben, Vernon, Verona, Vienna, Western, Westmoreland, Whitestown and the City of Rome, at hourly rates of \$375 an hour for each municipality, excepting an hourly rate of \$325 an hour for the Town of New Hartford, as the Town of New Hartford will use County equipment, for an estimated total amount not to exceed \$168,266.00

APPROVED: Public Works Committee (May 7, 2014)
 Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES: 21 NAYS: 0 ABSENT: 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 142

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

RE: ESTABLISHMENT OF CAPITAL PROJECT H-505-REA WING AT UNION STATION PROJECT, AND APPROVAL OF FUNDING FOR CAPITAL PROJECT H-505-REA WING AT UNION STATION PROJECT

WHEREAS, This Board is in receipt of correspondence from County Executive Anthony J. Picente, Jr., requesting establishment of Capital Project H-505- REA Wing at Union Station Project for the restoration of the REA Wing at Union Station, and

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

RESOLVED, That Capital Project H-505-REA Wing at Union Station Project is established and approved, and approval of the funding sources for said project are as follows:

H-505- State Aid/ESD	\$200,000.00
H-505- State Aid/NYS Office of Parks	\$300,000.00
H-505- 889/889/19 Fund Balance	<u>\$323,900.00</u>
TOTAL FUNDING	\$823,900.00

APPROVED: Public Works (May 7, 2014)
Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following roll call vote:

AYES 20 NAYS 1 (Joseph) ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 143

INTRODUCED BY: Mr. Porter, Paparella

2ND BY: Mr. Furgol

**RE: APPROVAL OF FORTY WORKING DAYS OF EXTENDED SICK LEAVE
FOR J. FREDERICK KLIS, HEAVY EQUIPMENT OPERATOR WITH THE
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, This Board is in receipt of correspondence from the Commissioner of Personnel, John P. Talerico and Dennis S. Davis, Commissioner of Public Works, recommending an extended sick leave of 40 working days, with pay, for J. Frederick Klis, Heavy Equipment Operator, Department of Public Works, and

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

RESOLVED, That this Board hereby approves an extended sick leave of 40 working days, with pay, to J. Frederick Klis, Heavy Equipment Operator, Department of Public Works, in accordance with Section E, paragraph 8, of the Oneida County Personnel Rules.

APPROVED: Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 144

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF THE FINAL PAYMENT OF FEES AND EXPENSES PURSUANT TO THE TERMS OF A STIPULATION AND ORDER IN THE MATTER OF MELODY HOWARD ET AL. V. LUCILLE SOLDATO, AS COMMISSIONER OF THE ONEIDA COUNTY DEPARTMENT OF SOCIAL SERVICES

WHEREAS, This Board, is in receipt of correspondence from County Attorney Peter M. Rayhill and David A. Bagley, Esq., counsel for Oneida County in this matter, requesting approval of a final payment of attorney's fees and costs as set forth in a Stipulation and Order entered in the Federal District Court, and

WHEREAS, The recommendation is that payment be made in the amount of \$15,059.62 to cover plaintiffs' attorney's fees and costs from March 2, 2013 through March 14, 2014 now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators authorizes and approves payment of \$15,059.62, to cover attorney's fees and costs as required in the Stipulation and Order entered in the Federal District Court in the matter of Melody Howard et al. v. Lucille Soldato, as Commissioner of the Oneida County Department of Social Services.

APPROVED: Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 20 NAYS 0 ABSTAIN 1 (Speciale) ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 145

INTRODUCED BY: Messrs. Porter

2ND BY: Mr. Joseph

**RE: APPROVAL OF THE EQUITABLE SHARING AGREEMENT
BETWEEN THE COUNTY OF ONEIDA, THROUGH ITS DISTRICT
ATTORNEY'S OFFICE, AND THE UNITED STATES OF AMERICA, THROUGH ITS
DEPARTMENT OF JUSTICE**

WHEREAS, This Board 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 the United States of America through its Department of Justice, for a Federal Equitable Sharing Agreement to support the District Attorney's Office; and

WHEREAS, According to Oneida County Charter section 2202, said Agreements 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 to execute any and all documents related to the Agreement between Oneida County, through its District Attorney's Office, and The United States of America, through its Department of Justice for a Federal Equitable Sharing Agreement to support the District Attorney's Office.

APPROVED: Bypassed Committee
 Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 146

INTRODUCED BY: *Messrs. Porter*

2ND BY: *Mr. Joseph*

**RE: APPROVAL OF THE EQUITABLE SHARING AGREEMENT
BETWEEN THE COUNTY OF ONEIDA, THROUGH ITS DISTRICT
ATTORNEY'S OFFICE, AND THE UNITED STATES OF AMERICA , THROUGH ITS
DEPARTMENT OF JUSTICE**

WHEREAS, This Board 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 The United States of America through its Department of Justice, for a Federal Equitable Sharing Agreement to support the District Attorney's Office and the Oneida County Drug Enforcement Task Force, and

WHEREAS, According to Oneida County Charter section 2202, said Agreements 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 to execute any and all documents related to the Agreement between Oneida County, through its District Attorney's Office, and The United States of America, through its Department of Justice, for a Federal Equitable Sharing Agreement to support the District Attorney's Office and the Oneida County Drug Enforcement Task Force.

APPROVED: Bypassed Committee
Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 147

INTRODUCED BY: *Mr. Fiorini, Porter, Davis, Idzi, Paparella*
2ND BY: *Mr. Miller*

Local Law No. ____ of the year 2014

RE: LOCAL LAW INTRODUCTORY "B" of 2014 ADOPTING THE "ONEIDA COUNTY ASSESSMENT RELIEF ACT"

WHEREAS, severe weather, including storms, rains, and floods which occurred between June 20, 2013 and August 9, 2013 caused significant damage to real property in New York State, and, more particularly, in Oneida County; and

WHEREAS, the New York State Legislature, upon the request of Assemblyman Anthony Brindisi, did enact the "Mohawk Valley and Niagara County Assessment Act," (The "Act") to amend the Local Finance Law to enact real property tax refunds and credits for those real property owners in the Mohawk Valley effected by the storms in 2013; and

WHEREAS, pursuant to the Act, Oneida County may exercise the provisions of the Act offering tax relief to eligible real property owners; and

WHEREAS, this Legislature hereby finds and determines that pursuant to the Act, property owners whose real properties were impacted by severe weather, including storms, rains, winds or floods, occurring during the period June 20, 2013 and ending August 9, 2013 should be allowed to apply for the relief available pursuant to the Act; and

WHEREAS, the assistance contemplated hereby shall be afforded by way of assessment relief for those property owners whose improved properties were either partially or wholly destroyed as more specifically described below;

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

Section 1. Short title. This act shall be known and may be cited as the "Oneida County Assessment Relief Act".

Section 2. Definitions. For purposes of this Act, the following terms shall have the following meanings:

1. "Impacted tax roll" shall mean the final assessment roll which satisfies both of the following conditions: (a) the roll is based upon a taxable status date occurring prior to June 20, 2013; and (b) taxes levied upon that roll by or on behalf of a participating municipality are payable without interest on or after June 20, 2013.

2. "Severe weather" shall mean the storms, rains, winds, or floods which occurred within an Oneida County during the period beginning on June 20, 2013 and ending August 9, 2013.

3. "Total assessed value" shall mean the total assessed value on the parcel prior to any and all exemption adjustments.

4. "Improved value" shall mean the market value of the real property improvements excluding the land.

5. "Property" shall mean "real property", "property" or "land" as defined under paragraphs (a) through (g) of subdivision 12 of Section 102 of New York real property tax law.

Section 3. Assessment relief for severe weather victims in Oneida County.

(a) Notwithstanding any provision of law to the contrary, assessment relief shall be granted as follows:

(i) If a property lost at least ten percent but less than twenty percent of its improved value due to severe weather, the assessed value attributable to the improvements shall be reduced by fifteen percent for purposes of the County of Oneida on the impacted tax roll.

(ii) If a property lost at least twenty percent but less than thirty percent of its improved value due to severe weather, the assessed value attributable to the improvements shall be reduced by twenty-five percent for purposes of the County of Oneida on the impacted tax roll.

(iii) If a property lost at least thirty percent but less than forty percent of its improved value due to severe weather, the assessed value attributable to the improvements shall be reduced by thirty-five percent for purposes of the County of Oneida on the impacted tax roll.

(iv) If a property lost at least forty percent but less than fifty percent of its improved value due to severe weather, the assessed value attributable to the improvements shall be reduced by forty-five percent for purposes of the County of Oneida on the impacted tax roll.

(v) If a property lost at least fifty but less than sixty percent of its improved value due to severe weather, the assessed value attributable to the improvements shall be reduced by fifty-five percent for purposes of the County of Oneida on the impacted tax roll.

(vi) If a property lost at least sixty but less than seventy percent of its improved value due to severe weather, the assessed value attributable to the improvements shall be reduced by sixty-five percent for purposes of the County of Oneida on the impacted tax roll.

(vii) If a property lost at least seventy but less than eighty percent of its improved value due to severe weather, the assessed value attributable to the improvements shall be reduced by seventy-five percent for purposes of the County of Oneida on the impacted tax roll.

(viii) If a property lost at least eighty but less than ninety percent of its improved value due to severe weather, the assessed value attributable to the improvements shall be reduced by eighty-five percent for purposes of the County of Oneida on the impacted tax roll.

(ix) If a property lost at least ninety but less than one hundred percent of its improved value due to severe weather, the assessed value attributable to the improvements shall be reduced by ninety-five percent for purposes of the County of Oneida on the impacted tax roll.

(x) If a property lost one hundred percent of its improved value due to severe weather, the assessed value attributable to the improvements shall be reduced by one hundred percent for purposes of the County of Oneida on the impacted tax roll.

(xi) The percentage loss in improved value for this purpose shall be determined by the assessor in the manner provided by this Act, subject to review by the board of assessment review.

(xii) No reduction in assessed value shall be granted pursuant to the Oneida County Assessment Relief Act except as specified above.

(b) To receive such relief pursuant to this section, the property owner shall submit a written request to the assessor on a form approved by the Director of the State Office of Real Property Tax Services within ninety (90) days following the date upon which the Act was approved by the Governor. Such request shall describe in reasonable detail the damage caused to the property by severe weather and the condition of the property following the severe weather and shall be accompanied by supporting documentation, if available.

(c) Upon receiving such a request, the assessor shall make a finding and thereafter classify the percentage loss of improved value within one of the following ranges:

- (i) At least ten percent but less than twenty percent,
- (ii) At least twenty percent but less than thirty percent,
- (iii) At least thirty percent but less than forty percent,
- (iv) At least forty percent but less than fifty percent,
- (v) At least fifty percent but less than sixty percent,
- (vi) At least sixty percent but less than seventy percent,
- (vii) At least seventy percent but less than eighty percent,
- (viii) At least eighty percent but less than ninety percent,
- (ix) At least ninety percent but less than one hundred percent,
- (x) One hundred percent.

(d) The assessor shall mail written notice of such finding to the property owner and to the County of Oneida. Where the assessor finds or classifies the loss within a lower range than the property owner believes is warranted, the property owner may file a complaint with the board of assessment review. Such board shall convene upon ten days written notice to the property owner and assessor to hear the appeal and determine the matter, and shall mail written notice of its determination to the assessor and property owner. The provisions of Article 5 of the Real Property Tax Law shall govern the review process to the extent practicable. Only the applicant may commence within 30 days of service of a written determination, a proceeding under Title 1 of Article 7 of the Real Property Tax Law, or, if applicable under Title 1-A of Article 7 of the Real Property Tax Law. Section 727 and 739 of the Real Property Tax Law shall not apply.

(e) Where property has lost some percentage of its improved value due to severe weather, the assessed value attributable to the improvements on the property on the impacted assessment roll shall be reduced by the appropriate percentage specified in subdivision (a) of this section, provided that any exemptions which the property may be receiving shall be adjusted as necessary to account for such reduction in the total assessed value. To the extent the total assessed value of the property originally appearing on such roll exceeds the amount to which it should be reduced pursuant to this Act, the excess shall be considered an error in essential fact as defined by subdivision 3 of section 550 of the Real Property Tax Law. If the error appears on a tax roll, the tax roll shall be corrected in the manner provided by section 554 of the Real Property Tax Law or a refund or credit of taxes shall be granted in the manner provided by section 556 or section 556-b of the Real Property Tax Law. If the error appears on a final assessment roll but not on a tax roll, such final assessment roll shall be corrected in the manner provided by section 553 of the Real Property Tax Law. The errors in essential fact found pursuant to this act on either the tax roll or final assessment roll, upon application to the county Director

of Real Property Tax Services, shall be forwarded by the county Director of Real Property Tax Services immediately to the levying body for an immediate order setting forth the appropriate correction.

(f) The rights contained herein shall not otherwise diminish any other legally available right of any property owner or party who may otherwise lawfully challenge the valuation or assessment of any real property or improvements thereon. All remaining rights hereby remain and shall be available to the party to whom such rights would otherwise be available notwithstanding this act.

Section 4. Severability clause. If any provision of this Local Law is held invalid, such invalidity shall not affect the remaining provisions of the Local Law which shall remain effective absent the invalid provision, and to this end, the provisions of the Local Law are declared to be severable.

Section 5. Emergency Clause. It is hereby declared that an emergency exists and this Local Law, being necessary in order for property owners to avail themselves of the relief afforded herein, shall be effective immediately upon its passage and approval and filing with the New York State Secretary of State.

APPROVED: Ways and Means Committee (May 14, 2014)

DATED: May 14, 2014 (**Message of Necessity attached**)

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 148

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Goodman

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY AND MOHAWK VALLEY EDGE FOR ASSISTANCE IN FURTHERANCE OF THE PLANNED DEVELOPMENT OF THE UNMANNED AERIAL SYSTEMS TEST SITE AT GRIFFISS INTERNATIONAL AIRPORT

WHEREAS, This Board is in receipt of a proposed agreement between Oneida County and Economic Development Growth Enterprises Corporation, d/b/a Mohawk Valley EDGE for the purposes of promoting economic and industrial development and growth in Oneida County and publicizing the advantages of the Mohawk Valley by assistance in furtherance of the planned development of the Unmanned Aerial Systems at Griffiss International Airport, and

WHEREAS, In accordance with Oneida County Charter Section 2202 and County Law Section 224, 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 to execute an agreement between Oneida County and Economic Development Growth Enterprises Corporation d/b/a Mohawk Valley EDGE for the purposes of promoting economic and industrial development and growth in Oneida County and publicizing the advantages of the Mohawk Valley by assistance in furtherance of the planned development of the Unmanned Aerial Systems Test Site project at Griffiss International Airport, for a one year term commencing May 14, 2014 and ending April 30, 2015 at a cost of \$600,000.

APPROVED: Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT: 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 149

INTRODUCED BY: Messrs. Porter

2ND BY: Mr. Joseph

RE: TRANSFER \$600,000 TO AA#A6432.495, MOHAWK VALLEY EDGE, OTHER EXPENSES

WHEREAS, There is a need for additional funds in AA#A6432.495, Mohawk Valley EDGE, Other Expenses, 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 \$600,000 from 2014 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:

AA#A6430.495, Economic Development Trust, Other Expenses \$600,000

TO:

AA#A1998.1992, Contingent Account \$600,000

APPROVED: Ways & Means Committee (May 14, 2014)

DATED: May 14, 2014

Adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Hendricks, Clancy)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 150

INTRODUCED BY: Mr. Joseph

2ND BY: All Members

RE: RESOLUTION EXTENDING THE BOARD'S SYMPATHY TO THE FAMILY OF THE LATE EDWARD L. MORRIS

WHEREAS, In the death of Edward L. (Ted) Morris on Saturday, April 26, 2014, the Town of Westmoreland and the County of Oneida have suffered the loss of a valued citizen and great friend who held the respect and esteem of the citizens of the entire County of Oneida and the Members of this Board of Legislators, and

WHEREAS, In his early years Ted enlisted in the US Army in 1954 and proudly served in the Korean War as a Military Police Officer, returned home, and later had a 30 year career as an engineer with Lucas Aerospace.

WHEREAS, In his 56 years of marriage, Mr. Morris raised 4 children with his wife, the former Gail Boynton. Some of his most gratifying moments were that of a family man and a loving husband and father. Ted always felt that his greatest accomplishment was his family.

WHEREAS, Mr. Morris was very involved in local government, serving as Town of Westmoreland Supervisor for 11 years and as a member of the Oneida County Board of Legislators from August 1996 through 2001. Ted was active in the Clinton VFW, was a life member of the Clark Mills American Legion, Post 26, where he was post commander and had the distinction of holding the title of Oneida County American Legion commander, further proving his dedication as a public servant.

WHEREAS, Mr. Morris was committed to the local community and his presence will be deeply missed by many, now, therefore be it hereby

RESOLVED, That the members of this Board, speaking for the citizens of their respective communities extend to the family of the late Edward L. Morris their sincere sympathy, their appreciation of the value of his services to Oneida County, and their respect for his worth as a man.

Seconded and adopted viva voce by all members present, standing for a moment of silence in respect to the memory of Edward L. Morris

DATED: May 14, 2014