



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Mikale Billard
Clerk
(315) 798-5901

David J. Wood
Majority Leader

Patricia A. Hudak
Minority Leader

ATTACHED FOR YOUR INFORMATION ARE RESOLUTIONS
NUMBERED 73 THROUGH 98 THAT WERE ACTED UPON BY THE
BOARD OF COUNTY LEGISLATORS AT THEIR REGULAR SESSION
HELD FEBRUARY 24, 2010

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 73

INTRODUCED BY: Ms. Hudak, Convertino, Mr. Clancy, Goodman, Davis
2ND BY: Mr. Davis

**RE: APPOINTMENT OF SHARON RAPPA PUMA AS ONEIDA COUNTY LEGISLATOR
REPRESENTING THE 1ST LEGISLATIVE DISTRICT EFFECTIVE FEBRUARY 24, 2010**

WHEREAS, Pursuant to the provisions of Article XXII, Section 2206, of the Oneida County Charter and Administrative Code, County Executive Anthony J. Picente, Jr., has recommended the appointment of Sharon Rappa Puma to replace Frank Puma as Oneida County Legislator representing the 1st Legislative District, and

WHEREAS, Said appointment is subject to approval by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the appointment of Sharon Rappa Puma as Oneida County Legislator for the 1st Legislative District is hereby approved and confirmed in accordance with the provisions of Article XXII, Section 2206, of the Oneida County Charter and Administrative Code, effective February 24, 2010.

DATED: February 24, 2010

Adopted by the following v.v. vote:

AYES 26 NAYS 2 (Tallarino, Hennessy) ABSENT 1 (Welch)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 74

INTRODUCED BY: Messrs. Mandryck, Porter

2ND BY: Mr. Wood

RE: APPROVAL OF AN AMENDMENT TO AN AGREEMENT BETWEEN THE ONEIDA COUNTY HEALTH DEPARTMENT AND THE NEW YORK STATE DEPARTMENT OF HEALTH FOR REDUCTION IN THE GRANT FUNDING FOR THE DRINKING WATER ENHANCEMENT PROGRAM

WHEREAS, The Public Health Director is requesting approval of an Amendment to the Agreement between Oneida County and the New York State Department of Health, Bureau of Water Supply Protection, which Amendment shall reduce the program budget for the Drinking Water Enhancement Program currently conducted by the Oneida County Department of Health, and

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

RESOLVED, That this Board authorizes acceptance of an Amendment to an Agreement between Oneida County and the New York State Department of Health, Bureau of Water Supply Protection which Amendment reduces the program budget for the Drinking Water Enhancement Program currently conducted by the Oneida County Department of Health. The reduction in funding from \$148,313. to \$129,774. shall effect the contract term of the Agreeemnt of April 1, 2009 through March 31, 2010.

APPROVED: Public Health Committee (February 3, 2010)
Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 75

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

**RE: PURCHASE OF SERVICE AGREEMENT BETWEEN THE ONEIDA COUNTY
MENTAL HEALTH DEPARTMENT AND THE INSIGHT HOUSE CHEMICAL
DEPENDENCY SERVICES, INC.**

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between the Oneida County Department of Mental Health and Insight House Chemical Dependency Services, Inc., 500 Whitesboro Street, Utica, NY, to provide outpatient and residential alcohol and substance abuse treatment services, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and accepts a Purchase of Service Agreement between the Oneida County Department of Mental Health and Insight House Chemical Dependency Services, Inc., to provide outpatient and residential alcohol and substance abuse treatment services commencing January 1, 2010 and ending December 31, 2010 at a proposed cost of \$1,716,534 which requires a County contribution of \$71,176.00

APPROVED: Public Health Committee (February 3, 2010)
Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

Adopted by the following v.v. vote:
AYES 27 NAYS 1 (Hennessy) ABSENT 1 (Welch)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 76

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

RE: TRANSFER \$10,109 TO AA#A3313, STOP DWI EXPENSES

WHEREAS, There is a need for additional funds in AA#A3313, Stop DWI 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 \$10,109 from 2010 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:

AA#A3313.4951, Stop DWI, Other Expenses..... \$10,109

TO:

AA#A3313.101, Stop DWI, Salaries..... \$9,368

AA#A3313.820, Stop DWI, Social Security..... \$ 717

AA#A3313.850, Stop DWI, Unemployment..... \$ 24

TOTAL: \$10,109

APPROVED: Public Safety Committee (January 27, 2010)
Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

Adopted by the following v.v. vote:

AYES 28 NAYS 0 ABSENT 1 (Welch)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 77

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

2ND BY: Mr. Wood

RE: APPROVAL OF THE CONSOLIDATION OF THE MOHAWK VALLEY PSYCHIATRIC CENTER PRIMARY REGISTRATION DISTRICT AND THE CITY OF UTICA PRIMARY REGISTRATION DISTRICT INTO A CITY OF UTICA PRIMARY REGISTRATION DISTRICT FOR THE REPORTING AND RECORDING OF VITAL STATISTICS PURSUANT TO SECTION 4120.2 OF THE PUBLIC HEALTH LAW

WHEREAS, the Oneida County Executive is in receipt of a request from the City Clerk of the City of Utica asking that the Board of Legislators approve of the consolidation and combination of the Mohawk Valley Psychiatric Center Primary Registration District with the City of Utica Primary Registrations District for the purpose of reporting and recording vital statistics, and

WHEREAS, the Registrar of Vital Statistics of the City of Utica and the Mohawk Valley Psychiatric Center Vital Statistics Reporting Center have entered into an agreement to consolidate the Mohawk Valley Psychiatric Center Primary Registration District with the City of Utica Primary Registration District for vital statistics into one registration district in the City of Utica, and

WHEREAS, in accordance with Section 4120.2(a) of the Public Health Law, such consolidation is subject to the approval of the Oneida County Board of Legislators, and

WHEREAS, based on said approval of the Oneida County Board of Legislators, the New York State Commissioner of Health may proceed to issue an order combining these two districts, now therefore, be it

RESOLVED, that the Oneida County Board of Legislators does hereby approve of the consolidation of the Mohawk Valley Psychiatric Center Primary Registration District with the City of Utica Primary Registration District into one district which shall be called the City of Utica Primary Registration District, and be it further

RESOLVED, that the Clerk of the Board of Legislators be and is hereby directed to send a certified copy of this Resolution to the New York State Commissioner of Health, the Clerk of the City of Utica, the Registrar of Vital Statistics, the Mayor of the City of Utica, the Mohawk Valley Psychiatric Center Vital Statistics Reporting District and the Oneida County Acting Public Health Director.

APPROVED: Public Health Committee (February 3, 2010)
 Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

Adopted by the following v.v. vote:
AYES 28 NAYS 1 ABSENT 1 (Welch)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 78

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Flisnik

RE: REAPPOINTMENT OF LEGISLATOR NORMAN LEACH TO THE FOREST PRACTICE BOARD FOR A TERM TO EXPIRE ON DECEMBER 31, 2011

WHEREAS, In accordance with Article XX, Section 2004, of the Oneida County Charter and Administrative Code and Section 9-0705 of the Environmental Conservation Law, County Executive Anthony J. Picente, Jr., has recommended the reappointment of Legislator Norman Leach to serve a two year term on the Region 6 Forest Practice Board, and

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

RESOLVED, That the Oneida County Board of Legislators approves and confirms the reappointment of Norman Leach, 1842 Littlefield Road, Camden, NY to serve on the Region 6 Forest Practice Board for a term of two years to expire December 31, 2011

APPROVED: Ways and Means Committee (February 10, 2010)

DATED: February 24, 2010

Adopted by the following v.v. vote:

AYES 28 NAYS 0 ABSENT 1 (Welch)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 79

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

**RE: APPOINTMENT OF LEGISLATOR MICHAEL J. CLANCY TO THE GRIFFISS
AIR FORCE RESTORATION ADVISORY BOARD FOR A TERM TO EXPIRE
ON DECEMBER 31, 2011**

WHEREAS, Oneida County Board of Legislators Chairman Gerald J. Fiorini has recommended the appointment of Michael Clancy, to serve on the Griffiss Air Force Restoration Advisory Board for a term of two years expiring December 31, 2011, and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves the appointment of Michael J. Clancy, to serve on the Griffiss Air Force Restoration Advisory Board for a term of two years expiring December 31, 2011.

APPROVED: Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 80

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

**RE: APPOINTMENT OF LEGISLATOR JAMES M. D'ONOFRIO TO THE INSIGHT HOUSE
BOARD OF DIRECTORS FOR A TERM TO EXPIRE ON DECEMBER 31, 2011**

WHEREAS, Oneida County Board of Legislators Chairman Gerald J. Fiorini has recommended the appointment of James M. D'Onofrio, to serve on the Insight House Board of Directors for a term of two years expiring December 31, 2011, and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves the appointment of James M. D'Onofrio to the Insight House Board of Directors for a term of two years expiring December 31, 2011.

APPROVED: Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 81

**INTRODUCED BY: Messrs. Miller, Porter, Sadallah
2ND BY: Mr. D'Onofrio**

**RE: APPROVAL OF AN AMENDMENT TO AN INTERMUNICIPAL AGREEMENT
BETWEEN ONEIDA COUNTY AND THE TOWN OF NEW HARTFORD FOR
IMPROVEMENTS TO STRUCTURE C3-26 ON OXFORD ROAD (COUNTY ROUTE 26A)**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from the Commissioner of Public Works requesting approval of an amendment to an intermunicipal agreement by and between the Town of New Hartford and County of Oneida for improvements to structure C3-26 on Oxford Road (County Route 26A). The Amendment will allow for additional unanticipated work to be completed on said structure, and

WHEREAS, In accordance with terms set forth therein, the Amendment will increase the maximum amount payable to the town by \$26,333.49 to a total of \$160,583.49, and

WHEREAS, Said Amendment, as proposed, must be approved by this Board, 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 Amendment to an Agreement by and between Oneida County and Town of New Hartford for \$26,333.49 in additional costs associated with the improvements to structure C3-26 on Oxford Road (County Route 26A) for a total of \$160,583.49.

APPROVED: Public Works Committee (February 2, 2010)
Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 82

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN THE ONEIDA COUNTY HEALTH
DEPARTMENT AND THE MADISON COUNTY HEALTH DEPARTMENT**

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between Oneida County, through its Health Department, and the Madison County Department of Health to provide outreach and education for men and women who are uninsured or underinsured in Oneida, Madison and Herkimer Counties, and

WHEREAS, In accordance with Local Law #3 of 2001, 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 Health Department, and the Madison County Department of Health to provide outreach and education for men and women who are uninsured or underinsured in Oneida, Madison and Herkimer Counties during a term commencing upon execution and ending March 31, 2012. No county dollars will be expended.

APPROVED: Public Health Committee (February 3, 2010)
 Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 83

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN THE ONEIDA COUNTY HEALTH
DEPARTMENT AND THE NEW YORK STATE DEPARTMENT OF HEALTH – CHILDREN
WITH SPECIAL HEALTH CARE NEEDS PROGRAM**

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between the Oneida County Health Department and the NYS Department of Health-Children With Special Health Care Needs Program in Oneida County, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and accepts a Purchase of Service Agreement between the Oneida County Health Department and the NYS Department of Health for the Children With Special Health Care Needs Program in Oneida County commencing October 1, 2009 and ending September 30, 2010 at a proposed cost of \$27,691 supported, in full, by the NYS Department of Health.

APPROVED: Public Health Committee (February 3, 2010)
 Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 84

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

**RE: APPROVAL OF THE 2010-2011 ANNUAL IMPLEMENTATION PLAN FOR
ONEIDA COUNTY OFFICE FOR THE AGING/OFFICE OF CONTINUING CARE**

WHEREAS, County Executive Anthony J. Picente, Jr. is in receipt of correspondence from Michael J. Romano, Director of the Office for the Aging/Office of Continuing Care, requesting approval of the 2010-2011 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, Said Plan, which is essential to support Oneida County's OFA/OCC funding application to the NYS Office for the Aging, must be approved by this Board, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators authorizes and approves the 2010-2011 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: Public Health Committee (February 3, 2010)
Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 85

***INTRODUCED BY: Messrs. Roefaro, Paparella
2ND BY: Mr. Hendricks***

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY WORKFORCE DEVELOPMENT AND THE WORKFORCE INVESTMENT BOARD OF HERKIMER, MADISON AND ONEIDA COUNTIES FOR THE ADMINISTRATION OF THE LOCAL RE-ENTRY TASK FORCE ENHANCEMENT GRANT

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from David Mathis, Director of Oneida County Workforce Development, requesting approval of an Agreement between Oneida County and the Workforce Investment Board of Herkimer, Madison and Oneida Counties to continue to assist Oneida County Workforce Development in the provision of services to participants served under the Local Re-Entry Task Force Enhancement grant, and

WHEREAS, As proposed, said Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That Oneida County Executive Anthony J. Picente, Jr., is hereby authorized and directed to execute an Agreement between Oneida County and the Workforce Investment Board of Herkimer, Madison and Oneida Counties to continue to assist Oneida County Workforce Development in the provision of services to participants served under the Local Re-Entry Task Force Enhancement grant for a term commencing July 1, 2009 to June 30, 2010. No County dollars will be expended under this agreement.

APPROVED: Education and Youth Committee (January 27, 2010)
Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 86

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

RE: APPROVAL OF THE 2010 AGREEMENT WITH MOHAWK VALLEY EDGE FOR ECONOMIC DEVELOPMENT SERVICES

WHEREAS, This Board is in receipt of a proposed Agreement between Oneida County and Mohawk Valley Economic Development Growth Enterprises Corporation (EDGE) for the purpose of promoting general economic and industrial development in Oneida County during calendar year 2010, and

WHEREAS, In accordance with terms set forth therein, the County agrees to pay EDGE the sum of \$375,279 which includes the County share for the Empire Zone Program in the amount of \$49,674, and

WHEREAS, the agreement is for staff and funding support to EDGE, the Griffiss Local Development Corporation (GLDC) and the Oneida County Industrial Development Agency (OCIDA) to provide continued development of the Griffiss Business & Technology Park and Griffiss Air Park, administration of the NYS Empire Zone Program and the promotion of general economic and industrial growth in Oneida County, now, therefore, be it hereby

RESOLVED, That County Executive Anthony J. Picente, Jr., is authorized and directed to execute an Agreement between Oneida County and Mohawk Valley Economic Development Growth Enterprises Corporation (EDGE) for the purpose of promoting economic and industrial development in Oneida County during a one year term commencing January 2010 and ending December 31, 2010 at a cost of \$375,279 (which includes \$49,674 for the Empire Zone Program) payable in semi-annual installments of \$187,639.50.

APPROVED: Economic Development & Tourism Committee (February 2, 2010)
Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

Adopted by the following roll call vote:

AYES 25 NAYS 3 (Hennessy, Tallarino, Mandryck) ABSENT 1 (Welch)

ROLL CALL

DIST MEMBERS AYES NAYS

DATE February 24, 2010

SESSION Regular

MEMBERS PRESENT: 28

MEMBERS ABSENT: 1

AYES: 25 NAYS: 3

INTRODUCTORY NO. 87

RESOLUTION NO. 86

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 87

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

**RE: APPOINTMENT OF ANNE B. HARTMAN TO THE POSITION OF DIRECTOR
OF CENTRAL SERVICES**

WHEREAS, Pursuant to the provisions of Article III, Section 307, of the Oneida County Charter and Administrative Code, Oneida County Executive Anthony J. Picente, Jr., has recommended the reappointment of Anne B. Hartman to serve as the Director of Central Services, and

WHEREAS, Ms. Hartman possesses the necessary experience and qualifications to perform the duties of said position, now, therefore, be it hereby

RESOLVED, That the appointment of Anne B. Hartman as the Director of Central Services is approved and confirmed in accordance with the provisions of Article III, Section 307 of the Oneida County Charter and Administrative Code for a term commencing upon execution at a level of Grade 46H, Step 3, \$69,407.

APPROVED: Internal Affairs Committee (February 3, 2010)
Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 88

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

**RE: APPROVAL OF WORK ORDER #15 WITH SHUMAKER ENGINEERING FOR
THE DEVELOPMENT OF THE SSO (SANITARY SEWER OVERFLOW)
ABATEMENT PLAN FOR THE SAUQUOIT CREEK PUMP STATION**

WHEREAS, This Board is in receipt of correspondence from County Executive Anthony J. Picente, Jr., requesting review and approval of Work Order No. 15 with Shumaker Engineering for the development of the Sanitary Sewer Overflow abatement plan for the Sauquoit Creek Pump Station in the Town of Whitestown, 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 hereby authorizes and approves acceptance of Work Order No. 15 with Shumaker Engineering for the development of the Sanitary Sewer Overflow abatement plan for the Sauquoit Creek Pump Station in the Town of Whitestown, and it is further

RESOLVED, That upon final approval of the above referenced Work Order by this Board, County Executive Anthony J. Picente, Jr., shall be authorized and directed to execute same on behalf of the County of Oneida.

APPROVED: Public Works Committee (February 2, 2010)
Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

Adopted by the following v.v. vote:

AYES 28 NAYS 0 ABSENT 1 (Welch)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 89

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

RE: TRANSFER \$8,000 TO AA#A1165.496, DISTRICT ATTORNEY, PROSECUTION

WHEREAS, There is a need for additional funds in AA#A1165.496, District Attorney, Prosecution, 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 \$8,000 from 2010 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:
AA#A1165.1951, Other Fees and Services..... \$8,000

TO:
AA#A1165.496, Prosecution..... \$8,000

APPROVED: Public Safety Committee (January 27, 2010)
 Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 90

***INTRODUCED BY: Messrs. Wilcox, Porter, Wood and Ms. Hudak
2ND BY: Mr. Brennan***

RE: RESOLUTION AMENDING THE RULES OF THE BOARD

WHEREAS, In correspondence dated January 26, 2010 addressed to Gerald J. Fiorini, Chairman of the Oneida County Board of Legislators, Majority Leader David J. Wood and Minority Leader Patricia A. Hudak have recommended that certain changes be made to the Oneida County Board of Legislators Rules of the Board, and

WHEREAS, As proposed, said changes must be approved by the Board of Legislators, now, therefore, be it hereby

RESOLVED, That, in accordance with the authority granted to the Board of Legislators by Rule No. 60 of the Rules of the Board of Legislators, this Board approves the recommended changes to the Oneida County Board of Legislators Rules of the Board, as more specifically set forth in said document on file with the Clerk of this Board.

APPROVED: Courts, Laws & Rules Committee (February 3, 2010)
Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

Adopted by the following v.v. vote:

AYES 28 NAYS 0 ABSENT 1 (Welch)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 91

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

**RE: APPOINTMENT OF LEGISLATORS PATRICK H. BRENNAN AND MICHAEL J. CLANCY
TO THE BOARD OF DIRECTORS OF THE SOIL AND WATER CONSERVATION
BOARD FOR A TERM TO EXPIRE ON DECEMBER 31, 2011**

WHEREAS, Oneida County Board of Legislators Chairman Gerald J. Fiorini has recommended the appointments of Patrick Brennan and Michael Clancy, to serve on the Board of Directors of the Soil and Water Conservation Board for terms of two years expiring December 31, 2011, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and approves the appointments of Patrick Brennan and Michael Clancy, to serve on the Board of Directors of the Soil and Water Conservation Board, each for terms of two years expiring December 31, 2011.

APPROVED: Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

Adopted by the following v.v. vote:

AYES 28 NAYS 0 ABSENT 1 (Welch)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.92

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

RE: APPOINTMENT OF LEGISLATOR ROSE ANN CONVERTINO TO THE MOHAWK VALLEY COMMUNITY ACTION BOARD OF DIRECTORS FOR A TERM TO EXPIRE ON DECEMBER 31, 2011

WHEREAS, County Executive Anthony J. Picente, Jr., has recommended the appointment of Rose Ann Convertino to serve on the Mohawk Valley Community Action Board of Directors for a term of two years to expire on December 31, 2011, and

WHEREAS, Said appointment 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 confirms the appointment of Rose Ann Convertino to serve on the Mohawk Valley Community Action Board of Directors for a term of two years to expire on December 31, 2011.

APPROVED: Ways and Means Committee (February 10, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 93

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

RE: APPOINTMENTS TO THE ONEIDA COUNTY FIRE ADVISORY BOARD

WHEREAS, Pursuant to Article XX, Section 2004, of the Oneida County Charter, County Executive Anthony J. Picente, Jr., has recommended appointments of the following persons to serve on the Oneida County Fire Advisory Board, and

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

RESOLVED, That this Board authorizes and approves the following appointments to the Oneida County Fire Advisory Board for terms of two years to expire December 31, 2011

Les Porter
9692 Main Street
Remsen, NY 13438

Brian D. Miller
9195 Red Hill Road
New Hartford, NY 13413

Richard A. Flisnik
6669 Fox Road
Marcy, NY 13403

Brian P. Mandryck
9245 Sly Hill Road
Ava, NY 13303

Michael B. Waterman
6 Sixth Street
Camden, NY 13316

Joseph M. Furgol
1122 Jefferson Ave.
Utica, NY 13501

Peter A. Caruso
2 Parkway Circle
Utica, NY 13501

APPROVED: Ways & Means Committee (February 10, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 94

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

**RE: APPROVAL OF AN AMENDMENT TO A CONTRACT WITH JMZ ARCHITECTS
AND PLANNERS TO PREPARE PLANS AND SPECIFICATIONS AND PROVIDE
CONSTRUCTION ADMINISTRATION SERVICES FOR THE NEW ROBERT R.
JORGENSEN ATHLETICS/EVENTS CENTER**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Dennis Davis, Acting Commissioner of Public Works, requesting approval of an amendment to an agreement between the County and JMZ Architects, of Glens Falls, NY, to include additional funding for the construction and administrative services for the new Robert R. Jorgensen Athletic Events Center as well as funding for renovation of the pool in the existing gymnasium facility at Mohawk Valley Community College, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and approves acceptance of an amendment to an agreement between the County and JMZ Architects, of Glens Falls, NY, to include additional funding for the construction and administrative services for the new Robert R. Jorgensen Athletic Events Center as well as funding for renovation of the pool in the existing gymnasium facility at Mohawk Valley Community College at a proposed additional cost of \$386,870.00 increasing the maximum amount payable from \$737,205 to \$1,124,120.

APPROVED: Public Works Committee (February 10, 2010)
Ways & Means Committee (February 24, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.95

INTRODUCED BY: Messrs. Leach, Porter

2ND BY: Mrs. Hudak

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY AND LYNN
MILOGRANO FOR THE PERFORMANCE OF SERVICES ON BEHALF OF
WORKERS COMPENSATION ADMINISTRATION**

WHEREAS, Chairman Gerald J. Fiorini is requesting approval of an Agreement between Oneida County and Lynn C. Milograno for the performance of services on behalf of Workers Compensation administration, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and accepts an Agreement between Oneida County and Lynn C. Milograno for the performance of services on behalf of Workers Compensation administration during a term of one year commencing January 1, 2010 and ending December 31, 2010 at a cost of \$30,000.

APPROVED: Workers' Compensation Committee (February 22, 2010)
Ways & Means Committee (February 24, 2010)

DATED: February 24, 2010

Adopted by the following v.v. vote:

AYES 27 NAYS 1 (Hennessy) ABSENT 1 (Welch)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 96

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Brennan

**RE: RESOLUTION SCHEDULING A PUBLIC HEARING ON THE RESULTS OF THE
“OPEN ENROLLMENT” PERIOD REGARDING AGRICULTURAL DISTRICTS**

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

WHEREAS, Current applications for inclusion in existing Agricultural Districts have been received by the Farmland Protection Board for consideration and summarily approved for further review at a Public Hearing to be held by Oneida County now, therefore, be it hereby

RESOLVED, That the Clerk of the Oneida County Board of Legislators be, and hereby is, authorized and directed to cause a notice to be published in the Utica Observer Dispatch and Rome Sentinel in which shall be stated the time, place and date of such Public Hearing, and it is further

RESOLVED, That said Public Hearing shall be held on Thursday, March 11, 2010 at 7:30 PM at the Westmoreland Town Hall, 100 Station Road, Westmoreland, NY 13490.

APPROVED: WAYS AND MEANS COMMITTEE (February 24, 2010)

DATED: February 24, 2010

Adopted by the following v.v. vote:

AYES 28 NAYS 0 ABSENT 1 (Welch)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 97

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Flisnik

RE: RESOLUTION SCHEDULING A PUBLIC HEARING REGARDING CONSOLIDATED AGRICULTURAL DISTRICT #2, TOWNS OF AVA, LEE, WESTERN AND ROME

WHEREAS, The creation of Agricultural District #2 in the Towns of Ava, Lee, Western and Rome was established pursuant to Article 25AA of the Agriculture and Markets Law, and

WHEREAS, Under Section 303(7A) of the Agriculture and Markets Law, the County of Oneida is required to review a District eight years after its creation and every eight years thereafter, and

WHEREAS, During a 30-day period any municipality whose territory encompasses the above Agricultural District, and any State agency or any landowner within or adjacent to the District, may propose a modification of the District, and

WHEREAS, Pursuant to the "Established Policy for the Consolidation of Agricultural Districts Within Oneida County" the District now more closely reflects town boundaries versus intermingling town boundaries across agricultural districts, and

WHEREAS, Any proposed modification must be filed with the Oneida County Clerk and the Clerk of the County Board of Legislators within the 30 days specified, and

WHEREAS, At the termination of the 30-day period, the District and any and all proposed modification were submitted to the Oneida County Planning Board and the Oneida County Agricultural and Farmland Protection Board; thereafter a public hearing must be held, now, therefore, be it hereby

RESOLVED, That the Clerk of this Board be and hereby is authorized and directed to cause a notice to be published in the Rome Sentinel and the Observer Dispatch in which will be stated the time, place and date of such hearing and a description of the District, and it is further

RESOLVED, That said public hearing shall be held at 7:30 PM on Tuesday, April 13, 2010 in the Western Town Hall, 9129 Main Street, Western, NY 13486.

APPROVED: WAYS AND MEANS COMMITTEE (February 24, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.98

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY OFFICE
FOR THE AGING AND CONTINUING CARE AND THE VETERANS HEALTH
ADMINISTRATION**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from Michael J. Romano Director of the Office for the Aging and Continuing Care requesting approval of an Agreement between Oneida County Office for the Aging and Continuing Care and The Veterans Health Administration to provide Veterans access to home and community based services and supports in their community according with each participants unique needs and preferences, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and accepts an Agreement between Oneida County Office for the Aging and Continuing Care and The Veterans Health Administration to provide Veterans access to home and community based services and supports in their community according with each participants unique needs and preferences during a term of one year commencing upon execution and ending December 31, 2010.

APPROVED: Public Health Committee (February 17, 2010)
 Ways & Means Committee (February 24, 2010)

DATED: February 24, 2010

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.98

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY OFFICE
FOR THE AGING AND CONTINUING CARE AND THE VETERANS HEALTH
ADMINISTRATION**

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

RESOLVED, That the Oneida County Board of Legislators authorizes and accepts an Agreement between Oneida County Office for the Aging and Continuing Care and The Veterans Health Administration to provide Veterans access to home and community based services and supports in their community according with each participants unique needs and preferences during a term of one year commencing upon execution and ending December 31, 2010.

APPROVED: Public Health Committee (February 17, 2010)
 Ways & Means Committee (February 24, 2010)

DATED: February 24, 2010

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