

# ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini  
Chairman  
(315) 798-5900

Mikale Billard  
Clerk  
(315) 798-5404

David J. Wood  
Majority Leader

Patricia A. Hudak  
Minority Leader

## COMMUNICATIONS WITH DOCUMENTATION July 13, 2011

(Correspondence relating to upcoming legislation, appointments, petitions, etc)

<u>FILE NO.</u>	<u>COMMITTEE</u>
2011-194 . . .	Read & Filed .....
2011-220 . . .	Airport, Ways & Means.....
2011-221 . . .	Workers Compensation, Ways and Means .....
2011-222 . . .	Public Health, Ways & Means.....
2011-223 . . .	Education and Youth, Ways & Means .....
2011-224 . . .	Internal Affairs, Ways & Means.....
2011-225 . . .	Public Safety, Ways and Means.....

**ALL SUPPORTING DOCUMENTATION AVAILABLE AT**  
**[www.ocgov.net](http://www.ocgov.net)**



# ONEIDA COUNTY BOARD OF LEGISLATORS

Richard A. Flisnik ♦ 6669 Fox Rd. ♦ Marcy, NY 13403 ♦ 865-8707

June 27, 2011

FN 2011-194

Mikale Billard, Clerk  
Oneida county Board of Legislators  
800 Park Avenue  
Utica, New York 13501

Dear Mr. Billard:

Please be advised that according to the Rules of the Board, I will be abstaining from voting on Docket #2011-194, a Purchase Service Agreement between the Oneida County Health Department, Early Invention Program and United Cerebral Palsy as my son Tyler is employed by UCP.

It is my understanding that this letter of disclosure will become a part of the official records of this Board.

Thank you.

Respectfully submitted,

Richard A. Flisnik  
Oneida County Legislator  
8<sup>th</sup> District



# Griffiss International Airport



Oneida County Department of Aviation  
592 Hangar Road, Suite 200  
Rome, NY 13441

Telephone: 315-736-4171 / Fax: 315-736-0268

ANTHONY J. PICENTE, JR.  
County Executive

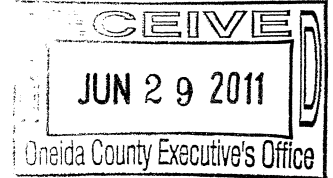
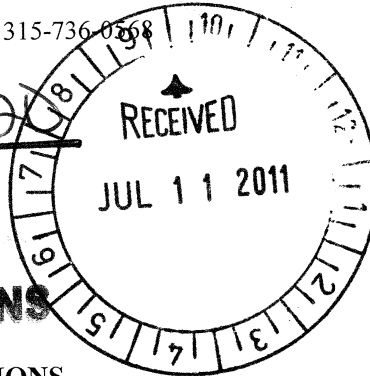
W. VERNON GRAY III  
Commissioner of Aviation

June 27, 2011

Mr. Anthony J. Picente, Jr.  
Oneida County Executive  
800 Park Avenue  
Utica, NY 13501

FN 20 11 - 2248

**AIRPORT**  
**WAYS & MEANS**



Re: **BUILDING 45 REPAIRS & RENOVATIONS**

Dear Mr. Picente,

Building 45, the former USAF Fire House, was constructed in 1981. It is 18,383 sq. ft. and is used by the Airport as an operations/training center, security/police offices, equipment maintenance garage, firehouse, employees' break-room, and storage. As such, Building 45 is quite essential to the efficient and effective operation of the Airport. Despite being 30 years old, the building is well worth the future costs of operation, maintenance, repairs, renovations and improvements in that the replacement cost for a comparable building is estimated to be a minimum of \$6 million.

There exist three immediate requirements for repairs and renovations to Building 45: (1) a partial roof replacement; (2) installation of a new heating system; and, (3) exterior re-painting.

A. Roof. In 2006 the roof over the east section of the building, containing office spaces, was replaced. Now, despite efforts to extend the roof's life, the roof over the garage/firehouse and adjacent storage areas is in need of replacement. The roof over the garage/firehouse is badly leaking. Enclosed is a roof assessment by Alesia & Crewell Architects, which states, "Clearly, the roof has exceeded its serviceable life and should be replaced as soon as possible." Additionally, a new roof is expected to contribute to reducing the annual costs of heating the building.

B. Heating System. In 2009 the Griffiss Utilities Service (GUS) terminated the steam heat service to the area in which Building 45 is located. Accordingly, the back-up, oil-heat system was activated. Oil heat has been more costly than steam (see enclosed spreadsheet). Therefore, the earliest conversion of Building 45 to natural gas heating, when available, has been planned. However, the need to convert from oil to gas became immediate when in April 2011 the NYS Department of Environmental Conservation (DEC) served the Airport with a Notice of Violation (copy enclosed) for the underground storage tank (UST) at Building 45. To bring the UST into compliance with NYS Petroleum Bulk Storage (PBS) regulations is not cost effective, and neither is the continued use of oil. Consequently, the DEC has been notified (letter enclosed) that the use of the tank will be discontinued and it will be removed.

Given these circumstances, it is most cost effective and necessary to immediately convert and upgrade the Building 45 heating system to propane. The ECM Summary Sheet (attached) itemizes these costs versus significant savings. For example, the installation of overhead, gas-fired, infrared (radiant) heaters in the garage/firehouse area is expected to save \$52,000 a year in heating costs.

C. Exterior Paint. The exterior painted surfaces of the building are at least 20 years old, and need to be re-painted for corrosion control.

Enclosed is a Proposal from the Airport's consulting engineer, Clough Harbour (CHA), detailing the Scope of Work with an estimated cost of \$524,595. Certain NYSERDA incentives may be available for some of the components outlined in the ECM Summary, and those incentives may somewhat reduce the actual construction costs.

Therefore, in accordance with the guidance provided by the Budget Director, I request approval of the following funding:

- A. Establishment of Capital Project **H - 456 Griffiss Airfield - Building 45 Renovations**, and
- B. Funding for Capital Project H-456 as follows:

H - 456 - 5031 Transfer From General..... \$ 525,000.

This Capital Project will be funded by releasing funds from the Designated Reserve Fund Balance Accounts set up in the General Fund as follows:

C. **FROM:**  
A 889-889/19 Pay as You Go Reserve ..... \$ 125,000.  
A 889-889/17 Certiorari Reserve ..... \$ 400,000.  
Total..... \$ 525,000.

**TO:**  
AA 9950.9 Transfer to Capital Fund..... \$ 525,000.

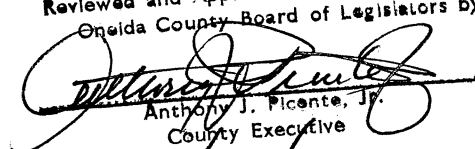
In consideration of the time critical nature of the needed repairs and renovations to Building 45, it is requested that consideration of this issue be given an expedited priority.

Respectfully,



Vernon Gray  
Commissioner of Aviation

Cc: Budget Director

Reviewed and Approved for submittal to the  
Oneida County Board of Legislators by  
  
Anthony J. Picente, Jr.  
County Executive  
Date 6/29/11



June 24, 2011

William F. Applebee, Airport Engineer  
Oneida County Department of Aviation  
592 Hangar Road, Suite 200  
Rome, NY 13441

RE: Roof Evaluation  
Building 45

Dear Mr. Applebee,

On March 28, 2011 we had an opportunity to inspect the roof on Building 45 and talk with several of the occupants. Numerous and persistent leaks were reported, especially around the skylights. The existing gravel surfaced built-up roof appears to be the original early 1980's roof. Common signs of aging (exposed asphalt, cracks in the membrane, blisters containing trapped water, rusting metal flashings) were evident. There was also evidence of several attempted repairs to extend the life of the roof.

Clearly, the roof has exceeded its serviceable life and should be replaced as soon as possible.

Sincerely,

Alesia & Crewell Architects, P.C.



Andrew N. Alesia, RA  
President

file

cc: Jim Dolan, CHA

alesia & crewell architects, p.c.

TWO OXFORD CROSSING, SUITE 2, NEW HARTFORD, NEW YORK 13413 • TEL: 315.735.5163 / FAX: 315.797.4619  
www.alesiacrewell.com

**BUILDING 45**

**STEAM HEATING COSTS**

**OIL COSTS**

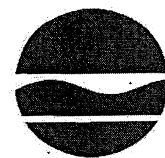
	2007			2008			2009			2010			2011		
	MLB	Cost	Cost/MLB	MLB	Cost	Cost/MLB	MLB	Cost	Cost/MLB	GAL	Cost	Cost/GAL	GAL	Cost	Cost/GAL
Jan	581	\$ 9,948	\$ 17.12	103	\$ 7,859	\$ 76.30	745	\$ 11,213	\$ 15.05	4,151	\$ 11,568	\$ 2.79	4,684	\$ 15,586	\$ 3.33
Feb	507	\$ 7,753	\$ 15.29	433	\$ 7,306	\$ 16.87	605	\$ 8,527	\$ 14.09	3,620	\$ 10,085	\$ 2.79	4,109	\$ 14,511	\$ 3.53
Mar	364	\$ 5,733	\$ 15.75	446	\$ 8,199	\$ 18.38	498	\$ 7,567	\$ 15.19	3,156	\$ 8,835	\$ 2.80	4,636	\$ 17,528	\$ 3.78
Apr	318	\$ 5,017	\$ 15.78	90	\$ 1,933	\$ 21.48	189	\$ 2,282	\$ 12.07	800	\$ 3,002	\$ 3.75			
May	22	\$ 521	\$ 23.68	0	\$ 174		0	\$ 128							
Jun				0	\$ 128		0	\$ 128							
Jul				0	\$ 129		0	\$ 129							
Aug				0	\$ 129		0	\$ 129							
Sep															
Oct	25	\$ 614	\$ 24.56	71	\$ 1,433	\$ 20.18	0	\$ 129		1,426	\$ 3,640	\$ 2.55			
Nov	290	\$ 5,009	\$ 17.27	328	\$ 4,961	\$ 15.13	0	\$ 129		3,435	\$ 10,483	\$ 3.05			
Dec	476	\$ 7,701	\$ 16.18	678	\$ 9,965	\$ 14.70	10	\$ 247							
	2583	\$ 42,296	\$ 16.37	2,149	\$ 41,830	\$ 19.46	2,047	\$ 30,736	\$ 15.02	15,788	\$ 44,611	\$ 2.83	14,229	\$ 50,627	\$ 3.56
								\$ 15,112	Cost of Oil						
								\$ 45,848							

**BUILDING 45**

**ELECTRICITY COSTS**

	2007			2008			2009			2010			2011		
	Kwh	Cost	Cost/Kwh	Kwh	Cost	Cost/Kwh	Kwh	Cost	Cost/Kwh	Kwh	Cost	Cost/Kwh	Kwh	Cost	Cost/Kwh
Jan	14,637	\$ 1,594	\$ 0.1089	23,479	\$ 3,050	\$ 0.1299	20,695	\$ 2,459	\$ 0.1188	25,788	\$ 2,904	\$ 0.1126	28,616	\$ 3,428	\$ 0.1198
Feb	12,769	\$ 1,623	\$ 0.1271	22,141	\$ 2,832	\$ 0.1279	16,025	\$ 1,507	\$ 0.0940	22,228	\$ 2,481	\$ 0.1116	25,783	\$ 2,952	\$ 0.1145
Mar	11,877	\$ 1,472	\$ 0.1239	20,839	\$ 2,707	\$ 0.1299	16,523	\$ 1,555	\$ 0.0941	21,187	\$ 2,305	\$ 0.1088	25,632	\$ 2,725	\$ 0.1063
Apr	10,165	\$ 1,258	\$ 0.1238	16,476	\$ 2,175	\$ 0.1320	13,808	\$ 1,378	\$ 0.0998	18,947	\$ 2,082	\$ 0.1099	20,972	\$ 2,244	\$ 0.1070
May	9,724	\$ 1,194	\$ 0.1228	14,385	\$ 1,883	\$ 0.1309	13,100	\$ 1,268	\$ 0.0968	17,936	\$ 2,009	\$ 0.1120	15,780	\$ 1,701	\$ 0.1078
Jun	7,572	\$ 960	\$ 0.1268	10,727	\$ 1,501	\$ 0.1399	14,124	\$ 1,353	\$ 0.0958	17,408	\$ 2,063	\$ 0.1185			
Jul	6,186	\$ 778	\$ 0.1258	12,528	\$ 1,878	\$ 0.1499	17,030	\$ 1,614	\$ 0.0948	21,774	\$ 2,604	\$ 0.1196			
Aug	11,239	\$ 1,448	\$ 0.1288	11,835	\$ 1,644	\$ 0.1389	16,087	\$ 1,507	\$ 0.0937	19,571	\$ 2,260	\$ 0.1155			
Sep	13,585	\$ 1,738	\$ 0.1279	12,435	\$ 1,578	\$ 0.1269	13,531	\$ 1,413	\$ 0.1044	16,315	\$ 1,754	\$ 0.1075			
Oct	20,209	\$ 2,605	\$ 0.1289	20,008	\$ 2,595	\$ 0.1297	17,883	\$ 1,956	\$ 0.1094	18,806	\$ 1,928	\$ 0.1025			
Nov	24,191	\$ 3,215	\$ 0.1329	22,317	\$ 2,732	\$ 0.1224	20,794	\$ 2,237	\$ 0.1076	23,059	\$ 2,357	\$ 0.1022			
Dec	24,988	\$ 3,134	\$ 0.1254	25,361	\$ 3,231	\$ 0.1274	26,593	\$ 2,923	\$ 0.1099	25,805	\$ 2,937	\$ 0.1138			
	167,142	\$ 21,018	\$ 0.1258	212,531	\$ 27,805	\$ 0.1308	206,193	\$ 21,169	\$ 0.1027	248,824	\$ 27,683	\$ 0.1113	116,783	\$ 13,050	\$ 0.1117
<b>TOTAL COSTS</b>		\$ 63,314			\$ 69,635			\$ 67,017			\$ 72,294				

New York State Department of Environmental Conservation  
Division of Environmental Remediation, Region 6  
Utica State Office Building  
207 Genesee Street, Room 1404, Utica, NY 13501-2885  
Phone: (315) 793-2554 • Fax: (315) 793-2748  
Website: [www.dec.ny.gov](http://www.dec.ny.gov)



Joe Martens  
Commissioner

## NOTICE OF VIOLATION

April 18, 2011

Chad Lawrence  
Griffiss International Airport  
592 Hanger Road, Suite 200  
Rome, NY 13441

Re: Petroleum Bulk Storage (PBS) Program Site  
Inspection - 6NYCRR Parts 612-614  
PBS #6-601024, Inspection #25350  
Griffiss International Airport  
592 Hangar Road  
Rome (C), NY 13441

Mr. Lawrence:

On March 30, 2011, New York State Department of Environmental Conservation (Department) staff inspected the Griffiss International Airport facility to determine compliance with New York State's PBS regulations. The following violations were identified during that inspection and need your immediate attention to bring your facility into compliance. Citations to the applicable regulations are noted in brackets and pertain to the tank(s) that is listed.

The law requires that you comply fully with the PBS regulations. You must correct all of the violations noted below within the stated time frame(s) and submit required documentation.

### TANK # 0045D, 6372(OWS)

Color Coding of Fill Ports - [Subdivision 613.3(b)]. The fill port(s) for this tank(s) is not properly color coded. All fill ports must be permanently marked to identify the product inside the tank in accordance with subdivision 613.3(b). Where the regulations do not specify a color code for a particular product, the fill port must be labeled or otherwise marked to identify the product inside the tank. Within 30 calendar days from the date of this letter submit a photograph showing that the fill ports have been properly color coded, labeled or marked.

-New Underground Tanks - [Subdivision 614.2(a)]; [Paragraph 614.3(a)(1)]; [Subdivision 614.7(d)] and [Section 614.14]. All new underground petroleum storage facilities must meet the requirements listed in Subdivision 614.2(a). This tank(s) is deficient in the areas listed below.

-This tank(s) does not have the appropriate labeling at the fill port. All new underground tanks must bear a permanent stencil, label or plate that contains all of the information present in subparagraphs 614.3(a)(1)(i-vii). In addition, the labeling must have the date of installation as per paragraph 614.3(a)(2). This label must be readily visible to the carrier and may be imbedded in concrete, welded to the fill port, or otherwise permanently affixed.

-This tank(s) does not have as-built plans. The owner must maintain an accurate drawing or as-built plans that show the size and location of any new underground tank and piping system. These plans must include a

statement by the installer that the system has been installed in compliance with PBS regulations 6 NYCRR Part 614.

-New Underground Tank Leak Detection - Monitoring at new UST's - [Section 614.5 and Paragraph 613.5(b)(3)]. Leak detection monitoring associated with the above referenced underground tank(s) is not being performed. Regardless of the leak detection method used, the operator must check the system(s) at least weekly for evidence of leaks. Additionally, all leak monitoring systems must be inspected at least monthly to check for operability. All new underground storage tanks (installed after 12/27/86) must have one of the following leak detection systems: (1) if the tank is double-walled, then, the interstitial space must be monitored for leakage by either electronic or manual methods; (2) an in-tank monitoring system; or (3) an observation well or wells installed. Submit the last four weekly monitoring reports within 30 calendar days from the date of this letter.

-Monitoring of Cathodic Protection Systems - Cathodically protected steel tanks [Subdivision 613.5(b)]. The cathodic protection on this tank(s) has not been monitored annually to ensure that the tank is protected from corrosion as required by paragraph 613.5(b)(2). Submit the most recent annual monitoring report within 30 calendar days from the date of this letter.

-Un-metered Tanks - Inventory Records - [Paragraph 613.4(a)(2)]. No alternative leak detection has been provided for this tank(s). Since this tank(s) is un-metered or contains petroleum for consumptive use on the premises, the operator must detect inventory leakage in an alternative method. The alternative method may include an annual standpipe analysis, annual tightness test, monitoring for inventory losses in the off-season, or other method acceptable to the Department. Within 30 calendar days from the date of this letter, this tank must be tested for tightness and the results submitted.

*In lieu of a standpipe analysis, performing leak detection (monitoring the interstitial space) will exempt the tanks from this requirement.*

AST TANK # 0045F, 45B, 6385A, ARFF45A, ARFF45B  
Inspection Reports - [Subdivision 613.6(c)]. Monthly inspection reports are not being maintained or are not sufficient. Reports for each monthly inspection must be maintained for a period of at least ten (10) years. Submit the last monthly inspection report within 30 calendar days from the date of this letter.

AST TANK # 0045F, 45B, 6385A, ARFF45A, ARFF45B  
Marking on Aboveground Storage Tanks - [Subparagraph 613.3(c)(3)(ii)]. This tank(s) is not appropriately labeled. The design capacity, working capacity, and identification number of the tank must be clearly marked on the tank and at the gauge. Within 30 calendar days from the date of this letter, submit a photograph showing that the tank has been properly labeled.

#### ***Corrective Action and Penalties***

As a result of these violations, you are subject to penalties. Pursuant to Environmental Conservation Law Section 71-1929, you may be liable for a civil penalty of up to \$37,500 per day for each of the above noted violations. The violations identified in this letter require your immediate attention. Delays in correcting the violations noted above will affect the amount of penalties for which you will be liable. In addition, under Environmental Conservation Law Section 71-1933, a person may be held criminally liable if any of the foregoing violations was the result of intentional, knowing or criminally negligent conduct.

Chad Lawrence  
April 18, 2011  
Page 3

Note that the inspection may not have disclosed all violations that exist at your site. You are responsible for ensuring that the entire facility is in compliance with applicable requirements.

Except where a shorter timeframe is expressly required, within 30 calendar days from the date of this notice, you must submit either documentation that the violations have been corrected or a plan to achieve compliance, as noted above. In accordance with any corrective action plan, you must submit documentation after compliance is achieved.

### **Federal Violations**

In addition, during my inspection of your facility, I observed violations of the Federal EPA Underground Storage Tank regulations, 40 CFR Part 280. This information will be provided to EPA Region 2. Specifically, I observed the following:

UST TANK # 0045D, 6372(OWS)

This tank(s) does not have an overfill prevention system as required by 40 CFR Part 280.20(c) or 40 CFR Part 280.21(d).

UST TANK # 0045D, 6372(OWS)

This tank's corrosion protection system was not tested as required by 40 CFR 280.31(b)(1).

UST TANK # 0045D, 6372(OWS)

This tank(s) does not have release detection as required by 40 CFR 280.40(a).

Sincerely,



Scott Reichinger  
Environmental Engineer 1  
Region 6 – Utica

File

kt

ec: Mark Tibbe  
Ronald Novak  
Gary McCullouch

# Griffiss International Airport



Oneida County Department of Aviation  
592 Hangar Road, Suite 200  
Rome, NY 13441  
Telephone: 315-736-4171 / Fax: 315-736-0568

ANTHONY J. PICENTE, JR.  
County Executive

W. VERNON GRAY, III  
Commissioner of Aviation

May 11, 2011

Mr. Scott Reichinger  
New York State Department of Environmental Conservation  
Division of Environmental Remediation, Region 6  
Utica State Office Building  
207 Genesee Street, Room 1404  
Utica, NY 13501-2885

Re: Petroleum Bulk Storage (PBS) Program Site  
Inspection – 6NYCRR Parts 612-614  
PBS #6-601024, Inspection #25350  
Griffiss International Airport


Mr. Reichinger:

This letter is in response to your April 18, 2011, Notice of Violation, which was received on April 25 by Mr. Chad Lawrence, a member of my Staff. The following actions are being taken:

- 6372 (OWS) is being removed from the DEC registry.
- UST Tank # 0045D, a tank used for the storage of heating oil at Building 45, which was installed by the U.S. Air Force prior to 1995, is being emptied and will be removed as soon as possible in conjunction with the conversion of the building's heating system to natural gas. On April 4, the interstitial space of this tank was inspected by Yocum Full Service, Inc., [report attached], and was found to be free of any product or ground water.

With regard to AST Tank # 0045F, 45B, 6385A, ARFF45A, and ARFF45B, I am informed that Mr. Lawrence has provided you with documentation that corrective actions, e.g., marking and labeling, has been completed.

If I can be of further assistance, please contact me.

Sincerely,  
  
W. Vernon Gray III

Cc: Airport Engineer

Oneida Count Department of Aviation  
 Griffiss International Airport  
 CHA #22621

**ECM Summary Sheet**

**ECM-NG1A Install Gas-Fired HW Boiler w/ Temperature Reset**

Budgetary Cost	Annual Utility Savings					Estimated Maintenance Savings	Total Savings	Payback (without incentive) Years
	Electric kWh	Electric kW	Nat Gas Therms	Fuel Oil Gallons	Total \$			
\$ 60,400	0	0.0	(15,600)	16,618	46,000	\$ 0	\$ 46,000	1.3

Note: ECM-NG1A and ECM-NG1B cannot be combined as they both accomplish building wide conversion to natural gas.

**ECM-NG1B Install Gas-Fired Infrared Heaters, Unit Heaters and HW Boiler**

Budgetary Cost	Annual Utility Savings					Estimated Maintenance Savings	Total Savings	Payback (without incentive) Years
	Electric kWh	Electric kW	Nat Gas Therms	Fuel Oil Gallons	Total \$			
\$ 112,500	46,150	18.6	(14,440)	16,618	52,000	\$ 0	\$ 52,000	2.2

Note: ECM-NG1A and ECM-NG1B cannot be combined as they both accomplish building wide conversion to natural gas.

**ECM-NG2 Replace Electric Baseboard Heaters w/ HW Fin-Tube**

Budgetary Cost	Annual Utility Savings					Estimated Maintenance Savings	Total Savings	Payback (without incentive) Years
	Electric kWh	Electric kW	Nat Gas Therms	Fuel Oil Gallons	Total \$			
\$ 9,600	12,890	12.0	(470)	0	1,100	\$ 0	\$ 1,100	8.7

**ECM-HC1A Temperature Setback - Office Area**

Budgetary Cost	Annual Utility Savings					Estimated Maintenance Savings	Total Savings	Payback (without incentive) Years
	Electric kWh	Electric kW	Nat Gas Therms	Fuel Oil Gallons	Total \$			
\$ 2,500	3,320	0.0	0	776	3,000	\$ 0	\$ 3,000	0.8

Note: Savings generated by ECM-HC1A contribute to the savings generated for ECM-HC1C.

**ECM-HC1B Variable Flow HHW System**

Budgetary Cost	Annual Utility Savings					Estimated Maintenance Savings	Total Savings	Payback (without incentive) Years
	Electric kWh	Electric kW	Nat Gas Therms	Fuel Oil Gallons	Total \$			
\$ 26,800	37,020	5.2	0	0	4,100	\$ 0	\$ 4,100	6.5

Note: Savings generated by ECM-HC1A contribute to the savings generated for ECM-HC1C.

Oneida Count Department of Aviation  
 Griffiss International Airport  
 CHA #22621

**ECM Summary Sheet**

**ECM-HC1C Install Direct Digital Controls (DDC) System and Variable Flow HHW**

Budgetary Cost	Annual Utility Savings					Estimated Maintenance Savings	Total Savings	Payback (without incentive) Years
	Electric kWh	Electric kW	Nat Gas Therms	Fuel Oil Gallons	Total \$			
\$						\$	\$	
98,200	41,310	5.2	0	930	7,800	0	7,800	12.6

Note: Savings generated by ECM-HC1C is a combination of savings generated by ECM-HC1A and ECM-HC1B.

**ECM-EV1 Install door seals**

Budgetary Cost	Annual Utility Savings					Estimated Maintenance Savings	Total Savings	Payback (without incentive) Years
	Electric kWh	Electric kW	Nat Gas Therms	Fuel Oil Gallons	Total \$			
\$						\$	\$	
3,400	0	0.0	0	413	1,400	0	1,400	2.4

**ECM-C Cumulative (ECM-NG1B, ECM-NG2, ECM-HC1C & ECM-EV1)**

Budgetary Cost	Annual Utility Savings					Estimated Maintenance Savings	Total Savings	Payback (without incentive) Years
	Electric kWh	Electric kW	Nat Gas Therms	Fuel Oil Gallons	Total \$			
\$						\$	\$	
223,600	100,350	35.9	(12,260)	16,618	59,600	0	59,600	3.8

Note: Savings shown for this measure are cumulative and take into account interactive effects.



Oneida Count Department of Aviation  
 Griffiss International Airport  
 CHA #24CAA  
 Engineer:  
 Project Summary

Utility Costs	
\$ 0.111	\$/kWh blended
\$ 0.111	\$/kWh supply
\$	\$/kW
\$ 0.719	\$/Therm
\$ 3.448	\$/Gal Oil

**Bldg 45 - Fire Station**

Item	kW		kWh supply	Terms blended	Annual Savings KWh	Gallons		\$		Cost	Simple Payback	NYSD&A Incentives	Payback w/ Incentives
	demand	supply				fuel/Oil	Maintenance	Total					
ECM-NG1A	0.0	0		(15,600)	0	16,618	\$	\$ 46,000	\$ 60,400	1.3	\$	1.3	
ECM-NG1B	18.6	46,150		(14,440)	0	16,618	\$	\$ 52,000	\$ 112,500	2.2	\$ 5,540	2.1	
ECM-NG2	12.0	12,890		(470)	0	0	\$	\$ 1,100	\$ 9,600	8.7	\$	8.7	
ECM-HC1A	0.0	0		0	3,320	776	\$	\$ 3,000	\$ 2,500	0.8	\$ 400	0.7	
ECM-HC1B	5.2	37,020		0	0	0	\$	\$ 4,100	\$ 26,800	6.5	\$ 4,440	5.3	
ECM-HC1C	5.2	37,020		0	4,290	930	\$	\$ 7,800	\$ 98,200	12.6	\$ 4,960	12.0	
ECM-EV1	0.0	0		0	0	413	\$	\$ 1,400	\$ 3,400	2.4	\$	2.4	
ECM-C	35.9	96,060		(12,260)	4,290	16,618	\$	\$ 59,600	\$ 223,600	3.8	\$ 10,500	3.6	



June 8, 2011

Mr. William F. Applebee  
Airport Engineer  
Oneida County Department of Aviation  
Griffiss International Airport  
592 Hangar Road, Suite 200  
Rome, New York 13441

**RE: Griffiss International Airport  
Building 45 Improvements  
Estimated Total Program Costs**

Dear Mr. Applebee:

CHA understands that Griffiss International Airport is undertaking significant improvements to Building 45, and that it is necessary to estimate the overall program costs for the improvements. We have estimated those costs and they are summarized below. For the purposes of this estimate, we understand the improvements to generally include replacement of the roof over the apparatus bay and stair tower sections, asbestos abatement on those roof areas, replacement of the boiler with a natural-gas fired boiler, infra-red heating installation in the apparatus bay, removal of an existing underground fuel oil storage tank (3,000 gallons), replacement of electric baseboard heating with hot water fin-tube heat, and various electrical improvements within the building. Many of these improvements are summarized in the attached tables generated during the NYSERDA Flex-Tech program currently being performed by CHA.

Should you have any questions, or require any further information, please call me any time at (315) 425-9093, ext. 230.

Very truly yours,

A handwritten signature in black ink, appearing to read 'James Dolan', written over a horizontal line.

James Dolan  
Associate – Aviation Services

JD/bc

V:\CHA200\_Proposals\AV\Proposal\_11\Aviation\_Design\X32004\_Griffiss International Airport Building 45 Roof Study\Building 45 Estimated Total Program Costs 06 08 2011.docx



**Griffiss International Airport  
Building 45 Improvements**

**Estimated Total Improvement Program Costs**

**“Soft Costs”**

▪ Environmental (Roof & Boiler Room Sampling for Asbestos-Containing Material [“ACM”])	\$5,750
▪ Design Services (Roof Replacement; Boiler; Infra-Red Heat in Apparatus Room; Electrical; UST Removal)	\$59,745
▪ Construction Inspection/Admin. (Includes 7 days of asbestos air monitoring)	<u>\$41,000</u>
Estimated Total “Soft Costs”	<b>\$106,495</b>

**Construction**

▪ Asbestos Abatement [9,325sf x \$5.00/sf; Pending testing w/positive ACM result]	\$47,000
▪ Roof Replacement	\$115,000
▪ Comprehensive Energy Conservation Measures (ECM-C from attached tables)	\$223,600
▪ Underground Steel Tank (UST) Removal (Fuel Oil)	\$7,500
▪ Paint Building (Vendor Quotation)	<u>\$25,000</u>
Estimated Total Construction Costs	<b>\$418,100</b>

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<b>Total Estimated Program Costs</b>	<b>(\$418,100 + \$106,495)</b>	<b>\$524,595*</b>
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\*Certain NYSERDA incentives may be available for implementation of some of the components outlined in ECM-C (attached), and that those incentives may somewhat reduce the actual construction costs.

## GRIFFISS INTERNATIONAL AIRPORT BUILDING 45 IMPROVEMENTS

### SCOPE OF WORK

#### PROJECT DESCRIPTION

Building 45 at Griffiss International Airport houses the Airport Rescue and Firefighting (ARFF) apparatus, as well as various pieces of maintenance equipment. Much of the infrastructure and mechanical equipment (i.e. HVAC) in Building 45 is outdated, inefficient and in need of replacement. This project provides design and bidding-phase services to create a single set of construction bid documents for the replacement of the equipment and infrastructure, including:

- Main and stair tower roofs
- Replace existing boiler with gas-fired hot water boiler
- Apparatus/equipment bay heating
- Electric baseboard heat replacement with hot water fin-tube radiant heat
- Unit heater installation
- Underground fuel-oil tank removal

The improvements, with the exception of the roof, are summarized in the tables generated as part of a NYSERDA Flex-Tech study being completed by CHA, attached to this Scope of Work as Appendix B.

#### TASK I - PREDESIGN AND ADMINISTRATIVE SERVICES

1. Following receipt of a Notice to Proceed, CHA Consulting, Inc. (CHA) would request a predesign conference be held at Griffiss. Representatives of Griffiss and CHA would be attend this meeting.

An exact agenda for the predesign conference would be determined immediately prior to the meeting; however, the following evaluation and administration items would be discussed:

- Specific requirements of the project and client expectations
  - Schedule for progress and review meetings
  - Availability of existing record and historical drawings
  - Airport security and access by consultant's staff for data collection and design
  - AutoCAD presentation of plans
2. Prepare two progress reports and hold two progress meetings with Griffiss staff, through final design.
  3. Schedule and attend one conference to review programming and design standards, and become knowledgeable of data already available for the project.
  4. Assist Griffiss with development and submission of detailed Capital Improvement Program reports.

## **TASK II - COLLECTION AND REVIEW OF EXISTING DATA**

Much of the information required by this phase is already in the possession of CHA, due to the aforementioned NYSERDA Flex-Tech study being performed by CHA. However, other record information or detailed information may be required. Therefore, immediately following the predesign conference, CHA would begin collecting other historical building and utility in the possession of the Owner and others. The data to be collected and reviewed will include the following:

- Construction history
- Maintenance history
- Soils information (issued by NYSDEC or other regulatory agency) related to the underground fuel oil tank removal
- Record plans for utilities

This information will be used in the design process, to assist CHA in staging the work in Building 45 and completing an appropriate construction staging strategy.

Following initial data gathering and discussions, additional project meetings may be scheduled, and supplemental information gathered as specific project requirements become evident.

### **Assumptions & Exclusions**

- CHA will be provided with all existing record drawings known to be in possession of the Owner.
- Free and unrestricted access to the site and roof will be provided by the Owner.
- Propane tank and accessories will be by propane supplier
- Fire protection design services are not required or included in this Scope of Work
- LEED services are not included

## **TASK III – SCHEMATIC DESIGN**

The intent of this task is to provide a basis of design and a schematic-level layout of the following project components, including:

### **ENVIRONMENTAL**

- Technical specifications and schematic-level plans for removal of a 3,000 gallon underground fuel oil storage tank outside of Building 45, and for abatement of asbestos on the main and stair tower roofs will be provided in Task III. CHA will provide technical specification outlines for the tank removal and disposal, as well as for the ACM abatement on the roofs, and the specifications will be in accordance with all local, state and federal standards and regulations.

## **ROOF**

- Review current codes related to energy conservation, wind uplift and snow loading.
- Review the 2010 NYS Building Code to determine if skylights are addressed and make a recommendation as to whether or not the skylights should be removed.
- Research and evaluate appropriate roofing systems and relative costs for replacement.
- Provide an estimated cost for the roofing solution preferred by the Owner.

## **MECHANICAL**

- Review existing equipment for demolition
- Review basis of design
- New equipment installation locations
- Review and understand Building 45 layout

### **Deliverables**

Basis of Design Letter Report summarizing the findings of Task III, including schematic-level plans of Building 45 indicating locations of proposed demolition, new equipment installation and new roof replacement.

### **TASK IV - INTERMEDIATE DESIGN**

After review with Griffiss of the Schematic Design deliverables performed through Task III, CHA would commence with developing the Intermediate Design for Building 45 Improvements. The Intermediate design will include roofing, HVAC, mechanical, electrical and environmental intermediate-level design and layout of building construction improvements. Intermediate plans will include the following:

- Title Sheet
- Project Scope & Schedules of Quantities
- Demolition Plans of existing mechanical and HVAC systems (e.g. steam boiler, heat exchangers, two sets of hot water circulating pumps, rooftop units)
- Demolition Plan for Main and Stair Tower Roofs; Including Asbestos Abatement
- Mechanical Plan including new boiler, circulating pumps and accessories
- Control Plans
- Roof Replacement Plan
- Roofing Details (Including Asbestos Abatement Notes and Details)
- DDC Control System Plans and Diagrams
- Power Distribution Plan
- Single Line Diagram
- Environmental (Fuel-Oil Tank Removal) Plan

Up to five copies of the Intermediate design (60%) package will be provided to the airport for review and comment. Comments received from the review will be addressed in development of the final design.

## **TASK V – FINAL DESIGN**

Upon receipt of review comments on the Intermediate Design package from Griffiss, final plans and specifications will be completed, addressing the comments received. The final design package shall include plans, specifications and engineer's estimates of construction costs.

All final drawings and specifications for submission shall bear the seal and signature of a professional engineer licensed to practice in the State of New York.

For bidding purposes, CHA will provide the following deliverables:

- Fifteen sets of full-size drawings and specifications (The Contract Documents) for bidding
- Two Compact Disks containing electronic copies of the Contract Documents
- One half-sized set of the drawings

Griffiss International Airport and Oneida County will send bid advertisements to prospective bidders and construction industry groups.

## **TASK VI - BIDDING PHASE**

The following items will be completed for the bidding phase:

- Prepare all clarification and addenda (2 estimated) required for bid documents during the bidding period. Prepare any necessary modifications to the drawings or specifications.
- Answer all pertinent contractor questions applicable to the project during an estimated three week bidding timeframe.
- Attend a prebid conference and distribute minutes.
- Assist Griffiss and Oneida County in securing bids, tabulating, and analyzing bid results and furnishing recommendation on the award of the contract.
- Assist Griffiss and Oneida County in preparation of formal contract documents for award of contracts.

## **TASK VII - SCHEDULE**

CHA anticipates providing all design phase services (through Task V) within six weeks of receiving a written Notice to Proceed (or fully executed agreement) from the Owner. A final schedule for design and bidding services will be established at the project predesign conference in Task I, and maintained throughout the project, unless specifically extended by Griffiss and Oneida County.

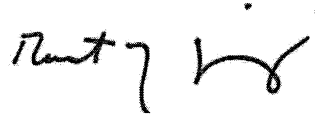
## **PROPOSAL FEE**

CHA proposes to provide the above Scope of Work for the cost plus fixed fee amount of \$59,745.18 as shown in the attached Proposal Breakdown Sheets. Fee will be billed monthly with appropriate back-up attached.

Griffiss International Airport

If you have any questions please call me at (412) 264-0370 or Jim Dolan at (315)425-9093 X230.

Very truly yours,



Robert Terwilliger  
Director of Aviation

JBD/bc

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# Griffiss International Airport

## Building 45 Improvements

Fee Proposal  
Clough, Harbour & Associates LLP

		<u>Fee</u>
1. Direct Salary Costs (DSC)	\$ 16,267.69	\$ 16,267.69
2. Overhead (OH) @ 143.48% of DSC		\$ 23,340.88
3. Direct Non-Salary Costs (DNSC)		\$ 2,256.80
Subtotal (DSC + OH + DNSC)		\$ 41,865.37
4. Fixed Fee (FF)      15% x (DSC + OH + DNSC)		\$ 6,279.81
5. Sub-Consultant		
Architect: Alesia & Crewell Architects, P.C. (Roof)		\$11,600.00
<b>Total Agreement - Design</b>		<b>\$ 59,745.18</b>

**ONEIDA COUNTY**  
**WORKERS' COMPENSATION DEPARTMENT**

ONEIDA COUNTY OFFICE BUILDING, 800 PARK AVENUE, UTICA, NY 13501

PHONE: (315) 798-5688 FAX: (315) 798-5924

Michael L. Lally

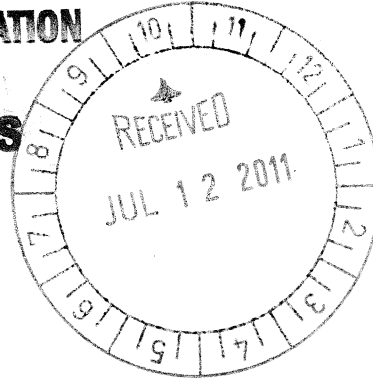
Oneida County  
Board of Legislators  
Gerald J. Fiorini, Chairman

Workers' Compensation  
Committee  
Norman Leach, Chairman

FN 20 11 - 221

**WORKERS' COMPENSATION**

**WAYS & MEANS**



July 11, 2011

Gerald J. Fiorini, Chairman  
Oneida County Board of Legislators  
800 Park Avenue  
Utica, New York 13501

Dear Chairman Fiorini:

Attached is the proposed 2012 Workers' Compensation Budget. I respectfully request that this proposed budget be referred to the Workers' Compensation and Ways and Means Committees for their consideration.

Sincerely yours,

*Norm Leach* 

Norman Leach, Chairman  
Workers' Compensation Committee

NL:ml  
Att.

**ONEIDA COUNTY BOARD OF LEGISLATORS**

**RESOLUTION NO.**

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

**2ND BY:**

**RE:** PROPOSED WORKERS' COMPENSATION BUDGET FOR 2012

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

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

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

**SUPPORT SCHEDULES**

**ASSESSMENTS TO COMPENSATION BOARD**

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

**COMPENSATION INDEMNITY AND MEDICAL CLAIMS EXPENSE**

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

**PROGRAM ADMINISTRATION AND SUPPORT**

S1710.109	Salaries	\$	46,056
S1710.195	Other Fees & Services	\$	236,950
S1710.416	Telephone	\$	531
S1710.418	Meter Postage	\$	150
S1710.454	Travel	\$	1,125
S1710.491	Other Materials & Supplies	\$	25
S1710.495	Other Expenses	\$	45
S1990.9	Contingent Account	\$	40,000
	<b>Total Administrative Expense</b>	<b>\$</b>	<b>324,882</b>

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

**TOTAL ADMINISTRATIVE & CLAIMS EXPENSES** **\$ 4,932,074**

**ESTIMATED REVENUES**

S2222	Participants Assessments	\$	4,071,357
S2401	Interest Earnings	\$	16,600
S2701	Refund of Prior Years - Expenditures	\$	34,826
S2705	Revenues	\$	809,291

**TOTAL ESTIMATED REVENUES** **\$ 4,932,074**

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

APPROVED: Workers' Compensation Committee  
 Ways & Means Committee

DATED:

Adopted by the following vote:

AYES \_\_\_\_\_ NAYS \_\_\_\_\_ ABSENT \_\_\_\_\_



**Oneida County**

**Office for the Aging & Continuing Care**

**Anthony J. Picente, Jr.**  
County Executive

**Michael J. Romano**  
Director

235 Elizabeth Street, Utica, NY 13501

Phone 315-798-5456

Fax 315-798-6444

E-mail: [ofa@ocgov.net](mailto:ofa@ocgov.net)



FN 20 11-222

June 22, 2011

**PUBLIC HEALTH**

**WAYS & MEANS**



Honorable Anthony J. Picente Jr.  
Oneida County Executive  
800 Park Avenue  
Utica, New York 13501

Dear Mr. Picente:

Pursuant to the Board of Legislators Resolution #291 of 1977 and the Oneida County Charter and Administration Code, I hereby recommend the appointment of Kelly Walters, Executive Director of the Parkway Senior Center, to the Oneida County Office for the Aging/Continuing Care Long Term Advisory Council. I have included Ms. Walter's resume.

Ms. Walter's term would begin September 1, 2011 and expire August 31, 2014.

I respectfully request that you approve this appointment and forward to the Oneida County Board of Legislators.

Sincerely,

Michael J. Romano  
Director

MJR:paa

Enclosure

Reviewed and Approved for submittal to the  
Oneida County Board of Legislators by

Anthony J. Picente, Jr.  
County Executive

Date: 6/30/11

**Kelly M. Walters**  
**1555 Kemble Street**  
**Utica, New York 13501**  
(315) 735-2084  
Email: kwalters529@msn.com

Dynamic organizational development background in non-profit, government and small businesses. Financial experience in small business, non-profit, government, planning, management and implementation. Strong management skills. Excellent communicator both written and oral coupled with an ability to actively manage change. Ability to work with diverse groups of people of all ages. Experience in working with all layers of government. Strong skills in community development and strategic planning.

## **EDUCATION**

**UTICA COLLEGE OF SYRACUSE UNIVERSITY**, Utica, NY  
Burrstone Road  
Utica, NY  
Bachelor of Arts, Graduated May 1991  
Major: Political Science  
Concentration: Social Sciences

## **WORK EXPERIENCE**

**PARKWAY SENIOR CENTER**, 220 Memorial Parkway, Utica, NY 13501  
2005-Present  
Executive Director  
Administrator – Financial & Day to Day Operations, Program Coordinator, Human Resource Coordinator, Grant Writing, and Marketing

## **EXPERIENCE**

**UNHS HomeOwnership Services, Inc.**, Utica, NY  
1997-Present

**Board President**, 2004-2007

**Board Member**, 1997-1998, 2002-2003, 2007-present

Serve on the **Board of Directors** and various committees:

- Finance/Personnel Committee
  - \$1.5 Million Annual Budget
  - Annual Audit Process
  - Personnel Manual Review
- **Utica Weed & Seed Steering Committee** — 2001-Present
  - Chairperson of Steering Committee – 2003-Present
  - \$225,000.00 Budget
    - Federal Funds - U.S. Dept. of Justice
    - Oversight
    - Audit Process
  - Co-Chair of Crime Prevention Committee
  - Served on the original committee to develop the Weed & Seed Strategy, which received its official recognition 2002.
- Planning Committee Chairperson

- Board Development Committee Chair 1998;
- Advisor to the Board Development Committee 1999-2001;
- **Leadership Training:**
  - Community Leadership Committee, Chairperson 2003-present
  - Leadership Training Courses: Grant Writing, Grass Roots Leadership Development, Preparing for Board Leadership, Power Community Building Partnerships, Dealing with Abandon Properties & Absentee Landlords, Creating Neighborhood Vision, Coaching for Managers, Succession Planning, Strategic Planning & Thinking, Transforming Conflict into Action, Developing Leadership Potential
  - Developed the Peer to Peer Training Program
  - Facilitator of the Peer to Peer Training Program in Rome, NY and Syracuse, NY
  - Community Leadership Institute in Brooklyn, NY
    - Results of attending:
      - Helped develop the Community Leadership Committee
      - Served as Secretary 2002
  - Community Leadership Institute in San Juan, PR
    - Raised \$5,000.00 for trip for the Community Leadership Committee
  - Instructor "How to Residents Involved in your Organization".
- **Block Associations:**
  - Member of Cornhill Neighborhood Association
  - Founder of the Kemble Street Block Association in 1994 n/k/a Cornhill West Block Association; Editor of Kemble Street Newsletter 1995-1998;
  - Member of the Cornhill Coalition of Block Associations 1997;
  - James Street Merchants' Association - helped develop and included:
    - The implementation of the Façade Program and Cornhill Hoops Basketball Program;
  - Supported various block associations around the City of Utica.

**UTICA PUBLIC LIBRARY, Utica, NY**

1999-2000; 2011 present

Board Member

Served as representative board member for former Mayor Edward Hanna. Worked in addressing neighborhood concerns of the library. Supported fundraising efforts.

**CENTER FOR FAMILY LIFE AND RECOVERY (formerly Family Services), Utica, NY**

2008-Present

Vice President (currently); Chair of Board Development Committee

Served on Partnership Committee of Family Services and the Council from 2010-2011.

**ONEIDA COUNTY COMMUNITY HEALTH ASSESSMENT – MAPP ADVISORY TEAM**

Utica, NY

2008-present

**Chronic Disease Committee/Resource Committee Chair**

**CITY OF UTICA YOUTH ADVISORY COUNCIL, Utica, NY**

2005-Present

**PARKWAY COMMUNITY CENTER, Utica, NY**  
(formerly Cornhill Senior Center & Elder Life, Inc.)

**Interim Co-President** – January 2005-May 2005  
Program Committee Chairperson  
Member of original Merger Committee

**CORNHILL SENIOR CENTER, Utica, NY**  
1999-2005

**Board Member and Editor of monthly newsletter – The Cornhill Courier**

Serve on the Board of Directors of non-for-profit. Involved in fundraising, policy decisions and personnel issues. Develop and edit the annual Fundraising Roast Program Book. Actively support activities for Senior Citizens.

**UPPER MOHAWK VALLEY REGIONAL WATER AUTHORITY, Utica, NY**  
2000-2005

**Board Member**, Appointed by Mayor Timothy Julian

The water authority is similar to a non-profit with a Board of Directors that oversees the management. Serve on three committees: Finance, Capital Improvements, and Facilities. Review proposals made by the Executive Director and/or staff. Review budget and amend to fit the overall short and long range plans of the Authority. Actively involved in the implementation of a new water rate structure that was good for the customers as well as the Authority. Oversight of \$14 million dollar budget.

**COMMON COUNCIL OF THE CITY OF UTICA, Utica, NY**  
1998-2001

**Councilperson 5<sup>th</sup> District**, Elected position

Served as Deputy Majority Leader – 2000-2001.

\$50 million dollar Budget Process

Community Development Hearings

Served on the following committees:

- Public Safety Committee;
- Urban & Economic Development Committee – Co-Chair;
- Recreation, Parks & Youth Committee;
- City Depts./Water Board Committee

Supported numerous pieces of legislation for the sale of City owned property to developers (persons placing a bid) to help improve the quality of life in the neighborhoods as well increase tax revenues. Actively supported legislation that impacted the neighborhood's quality of life. Worked with various organizations, all levels of government as well as residents to develop strategies to help stabilize our neighborhoods.

**Achievements:**

- Received recognition by the Common Council for receiving the 2001 NRC Dorothy Richardson Award.
- Received recognition for Cornhill Hoops Program
- Received recognition for Supporting Neighborhood Associations

**UTICA URBAN RENEWAL AGENCY, Utica, NY**  
1998-2002



**Board Member**, Appointed by the Common Council of the City of Utica 1998-2001;  
Appointed by Mayor Timothy Julian 2002  
Served as Board Member reviewing all policies of the agency, participating in bid process on city owned property, helped develop new policies for the agency in its guidelines for sales as well its procedures for public meetings, reviewed personnel contracts, and actively involved in the strategy for the Agency's long term plans in various projects.

**CHARTER REVISION COMMITTEE, CITY OF UTICA, Utica, NY**  
2000-2002

Appointed by Mayor Timothy Julian  
2000-01 – Secretary  
2002 – Vice Chairperson

Served on two Charter Revision Committees. The Committee was charged with reviewing the City of Utica's Charter in its entirety and making recommendations to either the Common Council or for a ballot item for the residents to vote on. Discovered ambiguities, clerical errors, out-dated information and areas for proposed change.

**LORETTO UTICA CENTER, Utica, NY** 1999-2003, 2007-present  
Trustee on Board of Trustees

Actively involved on the preliminary stages of developing a Community Center on site in 1996. Serve as Trustee on the Board of Trustees overseeing well-being of the activities of the Center – Nursing Home & Enriching Living. Actively sought the support of Loretto to become an active member of the community by retaining a position on the Board and adding resident perspective.

**ACTION BOARD, Utica, NY**  
1996-Present

Board Member

Serve on the Advisor Board for the ACTION Grant administered by the City of Utica Police Department. The grant is a 4-year strategic plan to address crime in particular target areas. The first 4-year program was COMBAT which serving as Board member, enhanced the concept of Community Policing and added a resident perspective to the overall success of the program.

**CORNHILL PEOPLE UNITED, INC., Utica, NY**  
1995-1997

Board Member

Served as Secretary of the Board 1996-1997. Chairperson for Neighborhood Concerns and Services Committee 1995-1996. Served on the Juneteenth Committee 1996 and 1997 – Co-Chair of the event. Worked to circulate the monthly newspaper "Cornhill Speaks". As board member of the non-for-profit oversaw the operation of the agency, personnel issues and volunteered for various events.

**CHRISTMAS IN APRIL, Utica, NY**  
2001-2002

- Committee Member/Volunteer
- Served on Committee of Christmas in April non-for-profit. First year this project designated an area to perform painting, repairs, porches, etc. to

eligible homeowners. Johnson Park area was the first area done where eight homes were selected. Result was an impact in the neighborhood.

- All the volunteer work was free to the homeowners. Helped paint a house, porch, cleaned yards, cleaned park, cleaned streets and secure City of Utica in kind services

#### **2001 HOPE VI TASK FORCE, Utica, NY**

- Resident Committee Member
- Attended various resident meetings, actively worked to aid the authors of the grant as to what the community would support, and worked with other agencies to get their support.

(The Municipal Housing Authority of the City of Utica received the HOPE VI grant in 2003 after resubmitting it's application in 2002).

#### **MARTIN LUTHER KING MEMORIAL PARK COMMITTEE, Utica, NY**

2000-2002

- Member

Actively supported the creation of the Martin Luther King Memorial Park through the Oneida County New Neighborhoods Program. Served as a member of the committee to secure funds and implement the plan.

#### **N.A.A.C.P., Oneida County Chapter**

Member: 2000-2002, 2006-present

#### **CORNHILL COMMUNITY FOR CHANGE, Utica, NY**

1997-Present

- Committee Member

Active participant in the original 1997 two-day conference, resulting in the development of Cornhill Community for Change. Committee member supporting community events, fund raising and building partnerships with agencies, government and residents.

### **AWARDS**

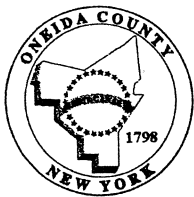
#### **2007 Accent on Excellence Award**

Award for Persons under 40 who have demonstrated Betterment to Community

### **OTHER ACTIVITIES**

- Nihon Goshin Aikido – 2003-2006
- Outdoor Activities
- Community Activities
- Volunteer Work
- St. Francis De Sales Church/St. John's  
Eucharistic Minister – 1998-present  
Lector – 1999 – present  
Altar Rosary Society

References Available Upon Request



COUNTY OF ONEIDA  
**OFFICE OF THE COUNTY EXECUTIVE**

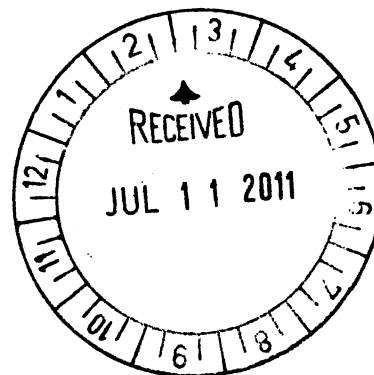
**ANTHONY J. PICENTE JR.**  
County Executive  
ce@ocgov.net

ONEIDA COUNTY OFFICE BUILDING  
800 PARK AVENUE  
UTICA, NEW YORK 13501  
(315) 798-5800  
FAX: (315) 798-2390  
www.ocgov.net

FN 20 11 - 223

EDUCATION, YOUTH

**WAYS & MEANS**



July 7, 2011

Oneida County  
Board of Legislators  
800 Park Avenue  
Utica, New York 13501

Honorable Members:

I am forwarding the proposed 2011-2012 Operating Budget for the Mohawk Valley Community College (MVCC), which was approved by the Board of Trustees at their May 16, 2011 meeting. This proposed budget has gross expenditures of \$50,195,780, a 4.95% increase over the 2010-2011 budget.

This budget calls for a local sponsor share of \$7,280,100, which is the exactly the same amount of the sponsor share in the 2010-2011 and the 2009-2010 operating budgets.

We have performed a lengthy review of this budget with the full cooperation of President Van Wagoner, his staff and the Board of Trustees.

As is more fully set forth in the attached correspondence from President Van Wagoner, the proposed budget reflects a modest growth in expenditures, with net 5.0 positions added which includes three faculty positions, two faculty positions, a coordinator position and a publications designer and elimination of 2 positions.

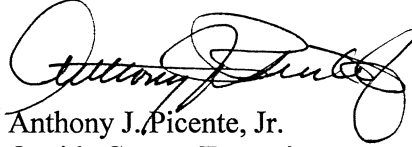
The New York State aid rate to MVCC was reduced 6% by New York State which is on top of approximately a 40% cut in the previous year. This means the state aid is going from \$2,260 per student FTE to \$2,122 per student FTE. The Board also approved tuition of \$3,480 per year for a full-time student and \$120 per credit hour for part-time students. This represents a \$80 per year increase in the full-time tuition and no increase in the credit hour rate for part-time students.

The proposed budget calls for using a little less than \$4.0 million of its fund balance which approximately the same amount appropriated in the previous budget. The fund balance will be approximately \$2.4 million which represents a little less than the 5% minimum recommended by the state.

In view of all of the circumstances, I support the requested no increase in our local share. Keeping the local share stable will serve to demonstrate our continuing commitment to maintaining Mohawk Valley Community College as an affordable institution of quality education in Oneida County.

I believe that this is a sound and responsible budget. I urge your early consideration for approval and respectfully request your full board act on this legislation at your **July 27, 2011** meeting.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Anthony J. Picente, Jr.", written in a cursive style.

Anthony J. Picente, Jr.  
Oneida County Executive

AJP:tbk

Attach.

CC: Chairperson, MVCC Board of Trustees  
President, MVCC  
Comptroller  
County Attorney  
Budget



MOHAWK VALLEY COMMUNITY COLLEGE

1101 Sherman Drive  
Utica, New York 13501-5394  
www.mvcc.edu

Office of the President  
(315) 792-5333  
Fax (315) 792-5678

June 17, 2011

The Honorable Anthony J. Picente, Jr.  
Oneida County Executive  
800 Park Avenue  
Utica, New York 13501

Dear Mr. Picente:

Per our conversation, I am pleased to submit the Mohawk Valley Community College (MVCC) 2011-12 Budget Request approved by our Board of Trustees at the May 16, 2011 meeting that includes a 0%, level funding sponsor request to Oneida County. Given the significant fiscal challenges facing Oneida County, MVCC recognizes the difficulty associated with increasing sponsor support at this time and we have therefore kept our request of no increase for the third consecutive year. The Education and Youth Committee attended a college update and budget proposal overview presentation and is fully aware of this request. The implications of not maintaining the same level of support from the County as last year – “maintenance of sponsor effort” – are significant and would require us to lower our tuition to equal 1/3 of our total revenue. We would be forced to lower our tuition to \$2,200 and reduce our overall budget by nearly \$5 million.

Overall, the proposed budget represents an increase of 4.95% and requests level funding equal to last year in sponsor support from Oneida County (\$7,280,100). This has been an exciting year for the College as we have continued our string of 11 consecutive semesters with an enrollment increase, made significant progress on our Strategic Plan and identified a number of compelling initiatives for the upcoming year that guide this budget request (See attached.)

Our Strategic Plan continues to provide focus and direction for resource allocations at the College and provides a solid foundation for this budget request. The proposed budget includes an \$80 increase in full-time tuition from \$3,400 to \$3,480 (2.3%) and no increase to the part-time tuition rate of \$120 per credit hour. We are also proposing a \$25 increase to the Technology fee for full-time students and a \$5 increase for part-time students – the first increase to this fee in the ten years it has existed. State base aid to community colleges was reduced to \$2,122 per aidable FTE (a 6% decrease in addition to last year's 18.3% decrease). However, MVCC anticipates an enrollment increase of approximately 4.5% this year that combines with an anticipated 3.5% enrollment increase for next year to limit the effect of the decrease in state aid. In addition, the proposed budget includes an appropriation from the general reserve in the amount of \$3,976,826 - providing for an estimated reserve balance of \$2,500,000 - slightly below the minimum 5% reserve balance requested by the state.

Under the supervision of the State University of New York and sponsored by Oneida County

The significant enrollment growth and increased connections demonstrate that our community needs MVCC as much as ever in meeting the educational needs of graduating high school seniors, unemployed and underemployed individuals, as well as working adults. Guided by our Strategic Plan, we have aggressively expanded our partnerships with Utica Municipal Housing Authority and Mohawk Valley Community Action Agency to bring hope and opportunity to Cornhill; partnered with Birnie Bus to provide shuttle service between the Rome and Utica Campuses; and offered credit classes off-campus through partnerships with the Stanley Theater, Utica Public Library, Trinity Church in Boonville, and Cooperative Extension in Oriskany. As we look to the future, our updated Campus Master Plan will not only provide a comprehensive look at both the Rome and Utica campuses, but an integrated guide for facility planning at MVCC for the next 20 years.

During this past academic year, we made tremendous strides in implementing new student support programs like Pathways to Academic Recovery (PAR) for students on academic probation; established a call center to increase direct services to students; expanded our e-commerce capabilities; increased our computer network capacity five-fold for the second consecutive year (going from 20MB to 500MB in the last two years); increased campus safety through a partnership with the Utica Police Department and establishing Peace Officers on the Utica Campus (we'll have six Peace officers by this August); received approval for our Cybersecurity (AS) and Criminal Justice (AS transfer option) degree programs; and TeamMVCC (our faculty, staff, and student outreach group) raised more than \$60,000 for local non-profit causes.

Although we are increasing tuition for full-time students, access to MVCC programs and services remains a priority. We have frozen part-time tuition for the fourth consecutive year and successfully launched our Challenge and Opportunity major gifts campaign and have raised more than \$1.6 million toward our \$7 million goal.

The 2011-12 proposed budget provides a plan for resource allocation to accomplish our annual objectives from the MVCC Strategic Plan. Major initiatives that are accommodated through continued operating or reallocated budgetary resources include:

- Implementing campus safety improvements by enhancing emergency messaging systems and updating security cameras.
- Implementing a student retention plan.
- Refining and implementing a comprehensive technology replacement plan.
- Launching a weekend college initiative.
- Implementing a professional development program for adjunct faculty.
- Implementing first-year initiatives in a multi-year enrollment management plan.

To accomplish our objectives, we continue to invest in strategic personnel and operations to accommodate the recent growth and create capacity for continued growth. A summary of priority expenditures in the 2011-12 budget request includes:

- The total number of budgeted positions increased by a net of five new positions consisting of:
  - a. Elimination of one administrative and one clerical vacancy;
  - b. 3 new faculty (Humanities, Physical Education, and Health Information Technology);

- c. 2 facility positions (HVAC mechanic and Maintenance Helper);
- d. 1 coordinator position as a grant match for STEP and C-STEP programs;
- e. 1 publications designer (moving from part-time to full-time).
- An increase in part-time personnel to significantly expand hours and coverage for the Jorgensen Athletic & Events Center.
- Annual contractual obligations for collective bargaining agreements are accounted for in the proposed budget. The proposed budget also includes a salary wage freeze for all management/confidential non-union employees.
- We have maintained our commitment to equipment and renovations that will allow us to continue with our equipment replacement cycle, provide necessary new equipment for our academic programs, and address some critical deferred maintenance issues.

Thank you in advance for your timely consideration and support of this request. We have made every effort to control costs and identify alternative revenue sources, including a tuition increase, and large fund balance appropriations to offset significant state aid reductions and limit support needed from the County. I hope that you will find our Strategic Plan and associated budget request compelling and worthy of your support to then forward it to the Oneida County Board of Legislators for approval.

Sincerely,



Randall J. VanWagoner, Ph.D.  
President

cc: MVCC Board of Trustees  
 Gerald Fiorini, Chairman of the Board  
 David Wood, Majority Leader  
 Brian Miller, Assistant Majority Leader  
 Stephen Roefaro, Assistant Majority Leader; Education and Youth Committee Chair  
 Patricia Hudak, Minority Leader  
 Michael Clancy, Assistant Minority Leader  
 RoseAnn Convertino, Assistant Minority Leader  
 Patrick Brennan, Agriculture & Rural Development Committee  
 Les Porter, Chairman, Ways and Means  
 Alfred Candido, Chief of Staff for County Executive  
 Mikale Billard, Clerk of the Board  
 Phyllis Parry, Deputy Clerk of the Board  
 Tom Keeler, Budget Director  
 Joe Timpano, Comptroller

## ATTACHMENT

**Vision Statement:** To transform lives by creating an innovative learning environment that meets the needs of our rapidly changing communities.

**Mission Statement:** Mohawk Valley Community College promotes student success and community involvement through a commitment to excellence and a spirit of service.

**Statement of Purpose:** As a diverse institution with a global view, Mohawk Valley Community College provides opportunities for affordable education, with support from Oneida County and the State of New York, and offers career, transfer and transitional education, programs for personal and cultural enrichment, and supports community and economic development.

**Values Statement:** The following core values guide the operation and work of Mohawk Valley Community College:

- Learning
- Accessibility
- Affordability
- Collaboration
- Diversity
- Excellence
- Integrity

<b>2011-12 Annual Plan Strategic Directions and Annual Initiatives</b>
--

### I. Student Success

#### **I.A. Enhance the overall student intake system**

- I.A.1. Fully integrate OnBase workflow into College processes
- I.A.2. Assess pilot Call Center and revise process as appropriate
- I.A.3. Conduct a student communications audit.

#### **I.B. Strengthen the overall student support system**

- I.B.1 Strengthen the overall student support system
- I.B.1. Create and implement a College-wide student/employee expectations policy
- I.B.2. Create and implement a College-wide First Year Experience program
- I.B.3. Create and market a cohort degree program for non-traditional learners
- I.B.4. Implement efforts in accordance with the College's retention plan
- I.B.5. Review and refine systems to increase support for under-prepared students

### II. Academic Excellence

#### **II.A. Develop a culture common to students, faculty, and staff that values learning**

- II.A.1. Identify, document, and use assessment results to improve student learning
- II.A.2. Implement professional development opportunities for addressing learning needs as in the CCSSE and SOS
- II.A.3. Implement a program of professional development for adjunct faculty

#### **II.B. Strengthen Academic Programs**

- II.B.1. Implement, assess and refine processes for developing new and reviewing existing academic programs
- II.B.2. Complete Academic Program Reviews in accordance with the established SUNY timeline
- II.B.3. Assess marketing strategy results for signature programs and revise strategies as appropriate



## **II.C. Diversify learning opportunities for students**

- II.C.1. In accordance with the Academic Plan, begin to implement Design Team recommendations dealing with a virtual campus, scheduling systems, program development, degree audit, learning communities, and under-prepared students
- II.C.2. Create and implement an integrated plan for Community Restoration involving the off-campus Education Center

## **Priority III. Creative Partnerships**

### **III.A. Increase educational partnerships**

- III.A.1. Develop relationships with primary and secondary schools
- III.A.2. Develop partnerships with community organizations and/or other colleges to serve the region

### **III.B. Expand workforce development efforts.**

- III.B.1. Collaborate to provide credit and non-credit programming
- III.B.2. Offer workforce development courses/programs/services for emerging and high-demand occupations

## **Priority IV. Vibrant Culture**

### **IV.A. Strengthen faculty and staff communication.**

- IV.A.1. Develop and deliver voluntary Employee Enrichment Institute sessions for faculty and staff focusing on Quality Service Delivery
- IV.A.2. Establish and document an official process for communicating institution-wide decisions and policies
- IV.A.3. Research, determine and distribute a common set of institutional data to be made available to all faculty and staff for use in operational planning and decision-making

### **IV.B. Enhance the overall working environment for faculty and staff.**

- IV.B.1. Initiate safety improvements
- IV.B.2. Work with employee groups, and union representation as appropriate, to develop or modify evaluation processes when warranted
- IV.B.3. Establish and disseminate a set of standards of professional and civil conduct for all employees and students

## **Priority V. Leveraged Resources**

### **V.A. Expand resources that support learning.**

- V.A.1. Continue to implement a Major Gifts Campaign
- V.A.2. Identify and pursue additional grants in cooperation with the Grants Council
- V.A.3. Refine and implement a comprehensive technology replacement program for the College

### **V.B. Create a more learner-centered physical environment**

- V.B.1. Pursue funding for improvements prioritized in the Campus Master Plan
- V.B.2. Assess the impacts of changes to the classroom environment and continue to implement committee recommendations for classroom improvement
- V.B.3. Implement efforts in accord with a comprehensive sustainability program for the College

**MOHAWK VALLEY COMMUNITY  
COLLEGE**

**2011-12 OPERATING BUDGET  
REQUEST**

As Adopted by the Board of Trustees Meeting  
May 16<sup>th</sup>, 2011

**Mohawk Valley Community College  
2011-12 Budget Request**

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**Mohawk Valley Community College  
2010 - 2011 to 2011 - 2012  
Budget Request**

ate May 16, 2011

Full Time Tuition: \$ 3,480  
 Part Time Tuition: \$ 120  
 Chargeback Rate: \$ 1,220  
 State Aid: \$ 2,122

	Adopted 2010 - 11 Budget	Percent of Net Budget (1)	2011 - 12 Request	Increase (Decrease)	Percent Change	Percent of Net Budget
<b>Estimated Revenues:</b>						
Tuition	\$ 18,552,240	41.94%	\$ 20,320,200	\$ 1,767,960 (3)	9.53%	44.54%
State Aid	\$ 12,161,091	27.49%	\$ 12,259,229	\$ 98,138	0.81%	26.87%
Chargebacks	\$ 1,903,500		\$ 1,433,500	\$ (470,000)	-24.69%	
Out-of-State	\$ 340,000		\$ 348,000	\$ 8,000	2.35%	
Fed Aid/Offsets	\$ 2,349,700		\$ 2,986,925	\$ 637,225	27.12%	
Fund Balance	\$ 4,000,000		\$ 3,976,826	\$ (23,174)	-0.58%	
Sponsor Appropriation	\$ 7,280,100	30.57% (2)	\$ 7,280,100	\$ -	0.00%	28.58%
Subtotal:	\$ 46,586,631	100.0%	\$ 48,604,780	\$ 2,018,149	4.33%	100.0%
<b>Grants &amp; Non Credit: (4)</b>						
Grants & Non Credit:	\$ 450,000		\$ 450,000	\$ -	0.00%	
Non-Credit Offsets	\$ 791,890		\$ 1,141,000	\$ 349,110	44.09%	
Subtotal:	\$ 1,241,890		\$ 1,591,000	\$ 349,110	28.11%	
<b>Grand Total:</b>	\$ 47,828,521		\$ 50,195,780	\$ 2,367,259	4.95%	

**Mohawk Valley Community College  
2010 - 2011 to 2011 - 2012  
Budget Request**

ate May 16, 2011

	Adopted 2010 - 11 Budget	Percent of Net Budget	2011 - 12 Request	Increase (Decrease)	Percent Change	Percent of Net Budget
<b>Appropriations:</b>						
<b>General Operating:</b>						
Personal Services	\$ 28,239,558	60.62%	\$ 28,360,647	\$ 121,089	0.43%	57.97%
Equipment	\$ 500,000	1.07%	\$ 470,000	\$ (30,000)	-6.00%	0.96%
Contractual	\$ 8,228,073	17.66%	\$ 8,656,133	\$ 428,060	5.20%	17.69%
Fringe Benefits	\$ 9,619,000	20.65%	\$ 11,436,000	\$ 1,817,000	18.89%	23.38%
Subtotal	\$ 46,586,631	100.00%	\$ 48,922,780	\$ 2,336,149	5.01%	100.00%
<b>Grants &amp; Non Credit:</b>						
Personal Services	\$ 615,390	49.55%	\$ 680,500	\$ 65,110	10.58%	53.46%
Equipment	\$ 60,000	4.83%	\$ 60,000	\$ -	0.00%	4.71%
Contractual & Fringe Benefits	\$ 566,500	45.62%	\$ 532,500	\$ (34,000)	-6.00%	41.83%
Subtotal	\$ 1,241,890	100.00%	\$ 1,273,000	\$ 31,110	2.51%	100.00%
<b>Grand Total:</b>	\$ 47,828,521		\$ 50,195,780	\$ 2,367,259	4.95%	

**Footnotes:**

- (1) Net Operating Budget = Total budget - (Offset + "Cost not Allowable for State Aid").
- (2) Local Share = Sponsor + Fund Balance + Chargebacks + Out-of-State
- (3) Full-time Tuition increase of \$80, 2.35%
- (4) 100% Offset to Expense - self-sustaining programs.

**Mohawk Valley Community College  
State Aid Calculations  
2011 - 12**

Date May 16, 2011

			<b>Actual</b>
Fundable FTE's - 2008 - 09			4,812.3
Fundable FTE's - 2009 - 10			5,400.9
Fundable FTE's - 2010 - 11			5,703.0
<b>Weighting Factors x Actual Funded FTE</b>			
2008 - 09	20%	4,812.3	962.5
2009 - 10	30%	5,400.9	1,620.3
2010 - 11	50%	5,703.0	2,851.5
Weighted Average			5,434.2
Funded FTE = Greater Weighted average or prior year's actual			5,703.0
Base State Aid	\$ 2,122		\$ 12,101,766
Rental			\$ 43,747
Funding High Needs Programs			\$ 113,716
Total Budgeted State Aid 2010 -11			\$ 12,259,229

**Mohawk Valley Community College  
Tuition Computation Calculations  
2011 - 12**

Date May 16, 2011

	Head Ct	Cr. Hrs.	Rate	Tuition
Full Time			\$ 3,480	
Fall 2011	4,876.0	71,688.0		
Spr. 2012	4,672.0	68,603.0		
Average	4,774.0			\$ 16,613,520
Part Time - Regular			\$ 120	
Fall 2011	1,501.0	9,553.0		\$ 1,146,360
Spr. 2012	1,664.0	9,872.0		\$ 1,184,640
Part Time - High School Program				
Fall 2011	1,061.0	4,205.0		\$ 168,200
Spr. 2012	1,145.0	4,642.0		\$ 185,680
Sum 2012	1,427.0	8,515.0		\$ 1,021,800
Total Part Time		36,787.0		\$ 3,706,680
Total Tuition 2011-12				\$ 20,320,200
Total Credit Hours		177,078.0		
Total FTE		5,902.6		

**DETAIL FOR OFFSETS TO EXPENSE AND FEDERAL AID**

**Budget Request**

**2011 - 12**

<b>Date May 16, 2011</b>	<b>Actual 2009 - 10</b>	<b>Budget 2010 - 11</b>	<b>Budget 2011 - 12</b>
<b>Offset to Expense</b>			
Day Care	\$58,462	\$50,000	\$59,000
Air Frame & PowerPlant Fee	\$159,401	\$120,000	\$160,000
Gymnasium	\$9,317	\$8,000	\$10,000
Technology Fee	\$1,000,505	\$900,000	\$1,190,000
Internet Course Fee	\$159,070	\$135,000	\$170,000
Late Fees	\$3,040	\$3,500	\$3,625
Transcript Fees	\$32,206	\$31,000	\$33,000
Credit by Exam/Life Experience	\$5,146	\$7,000	\$8,500
Protested Check Fee	\$415	\$1,000	\$700
Interest Earnings	\$64,395	\$50,000	\$75,000
Rental of Facilities	\$41,619	\$75,000	\$65,000
Forfeiture of Deposits	\$9,870	\$0	\$10,000
Sale of Equipment	\$22,549	\$5,000	\$25,000
Refund of Prior Year Expense	\$119,285	\$50,000	\$120,000
Child Care (State Aid)	\$19,400	\$20,000	\$20,000
Commissions/Vending	\$23,312	\$25,000	\$25,000
Millennium Reimbursement	\$0	\$0	\$0
Parking Fines	\$6,689	\$5,000	\$7,500
Library Fines (Copier)	\$3,510	\$2,500	\$4,000
Foundation - Reimbursement		\$0	
Dorm Utility Charges	\$183,754	\$200,000	\$190,000
Dorm Staff Charges	\$69,118	\$123,200	\$100,000
Nursing Proficiency Exam	\$2,950	\$2,500	\$2,600
Nursing IV Diagnostic Readiness Test	\$4,100	\$4,500	\$5,000
Nursing Lab Fee	\$56,650	\$60,000	\$60,000
Food Service Income	\$7,839	\$5,000	\$8,000
Building & Security Services	(\$4)	\$7,500	\$4,000
Art Studio Lab Fee (\$20 - \$60)	\$28,472	\$30,000	\$30,000
Welding Fee \$100	\$13,265	\$12,000	\$13,000
Science Lab Fees	\$98,600	\$0	\$100,000
Other Miscellaneous	\$268,882	\$229,000	\$320,000
	<hr/>	<hr/>	<hr/>
Total Other Offsets	\$2,471,817	\$2,161,700	\$2,818,925
<b>FEDERAL AID</b>			
USDA - Child Care	\$10,014	\$9,500	\$10,000
VA Reporting Fees	\$1,563	\$1,500	\$1,500
Fed. Funds Admin. Allowance	\$55,059	\$48,000	\$55,000
Federal Work Study	\$101,464	\$129,000	\$101,500
	<hr/>	<hr/>	<hr/>
Total Federal Aid	\$168,100	\$188,000	\$168,000
Total Offsets/Federal Aid:	<hr/>	<hr/>	<hr/>
	\$2,639,917	\$2,349,700	\$2,986,925



DETAIL FOR OFFSETS TO EXPENSE AND FEDERAL AID

Budget Request

2011 - 12

Date May 16, 2011	Actual 2009 - 10	Budget 2010 - 11	Budget 2011 - 12
Balance Forward:	<u>\$2,639,917</u>	<u>\$2,349,700</u>	<u>\$2,986,925</u>
Grants and Non-Credit			
Grants		\$450,000	\$450,000
Contract Course Fees	\$341,797	\$288,945	\$277,000
Self Sustaining Non Credit Offerings	\$777,454	\$502,945	\$864,000
Total Grants & Non-Credit	<u>\$1,119,251</u>	<u>\$1,241,890</u>	<u>\$1,591,000</u>
Grand Total:	<u><u>\$3,759,168</u></u>	<u><u>\$3,591,590</u></u>	<u><u>\$4,577,925</u></u>

Date May 16, 2011	Mohawk Valley Community College															
	Operating Budget Request					PERSONAL SERVICE										
	2011 - 12					CONTRACTUAL										
	2010 - 11	2010 - 11	2011 - 12	%	2010 - 11	2010 - 11	2011 - 12	%	2010 - 11	2011 - 12						
	Original	Amended	Requested	Chg.	Original	Amended	Requested	Chg.	Original	Amended						
	Budget	Budget	Budget		Budget	Budget	Budget		Budget	Budget						
DEPARTMENT						EQUIPMENT										
	Original	Amended	Requested	%	Original	Amended	Requested	%	Original	Amended						
	Budget	Budget	Budget	Chg.	Budget	Budget	Budget	Chg.	Budget	Budget						
						TOTAL										
Grants * #	\$ 313,500	\$ 313,500	\$ 313,500	0.0%	\$ 76,500	\$ 2,875,319	\$ 76,500	0.0%	\$ 60,000	\$ 187,620	\$ 60,000	0.0%	\$ 450,000	\$ 4,046,926	\$ 450,000	0.0%
Community Services *	\$ 117,945	\$ 117,945	\$ 125,000	6.0%	\$ 63,000	\$ 70,200	\$ 140,000	122.2%	\$ 180,945	\$ 188,145	\$ 265,000	46.5%	\$ 180,945	\$ 188,145	\$ 265,000	46.5%
Corporate Programs *	\$ 183,945	\$ 183,945	\$ 242,000	31.6%	\$ 427,000	\$ 421,300	\$ 316,000	-26.0%	\$ 610,945	\$ 605,245	\$ 558,000	-8.7%	\$ 610,945	\$ 605,245	\$ 558,000	-8.7%
Subtotal Offset Items	\$ 615,390	\$ 1,285,877	\$ 680,500	10.6%	\$ 566,500	\$ 3,366,819	\$ 532,500	-6.0%	\$ 60,000	\$ 187,620	\$ 60,000	0.0%	\$ 1,241,890	\$ 4,840,316	\$ 1,273,000	2.5%
VP Learning & Academic Affairs	\$ 957,758	\$ 971,578	\$ 949,107	-0.9%	\$ 166,400	\$ 166,400	\$ 214,800	29.1%					\$ 1,124,158	\$ 1,137,978	\$ 1,163,907	3.5%
Student Serv Center	\$ 532,571	\$ 531,871	\$ 599,162	12.5%	\$ 32,600	\$ 32,600	\$ 34,600	6%	\$ 565,171	\$ 564,471	\$ 633,762	12.1%	\$ 565,171	\$ 564,471	\$ 633,762	12.1%
Business & Information Tech	\$ 1,177,074	\$ 1,177,074	\$ 1,292,356	9.8%	\$ 6,350	\$ 6,350	\$ 6,400	0.8%	\$ 1,183,424	\$ 1,183,424	\$ 1,298,756	9.7%	\$ 1,183,424	\$ 1,183,424	\$ 1,298,756	9.7%
Engineering Tech. & The Trades	\$ 1,145,761	\$ 1,185,906	\$ 1,077,287	-6.0%	\$ 90,820	\$ 90,820	\$ 71,750	-21.0%	\$ 1,236,581	\$ 1,276,726	\$ 1,149,037	-7.1%	\$ 1,236,581	\$ 1,276,726	\$ 1,149,037	-7.1%
Carpenry & Masonry	\$ 129,333	\$ 129,333	\$ 103,333	-20.1%	\$ 12,000	\$ 12,000	\$ 10,150	-15.4%	\$ 141,333	\$ 141,333	\$ 113,483	-19.7%	\$ 141,333	\$ 141,333	\$ 113,483	-19.7%
Welding	\$ 193,026	\$ 152,881	\$ 145,281	-24.7%	\$ 55,000	\$ 55,000	\$ 52,300	-4.9%	\$ 248,026	\$ 207,881	\$ 197,581	-20.3%	\$ 248,026	\$ 207,881	\$ 197,581	-20.3%
Airframe & Power Plant	\$ 436,865	\$ 436,865	\$ 518,584	18.7%	\$ 51,000	\$ 51,000	\$ 37,950	-25.6%	\$ 487,865	\$ 487,865	\$ 556,534	14.1%	\$ 487,865	\$ 487,865	\$ 556,534	14.1%
Computer Information Science	\$ 131,115	\$ 131,115	\$ 135,930	3.7%	\$ 1,000	\$ 1,000	\$ 1,900	90.0%	\$ 132,115	\$ 132,115	\$ 137,830	4.3%	\$ 132,115	\$ 132,115	\$ 137,830	4.3%
Engineering, Computer, & Physical Scis	\$ 679,344	\$ 679,344	\$ 640,344	-5.7%	\$ 32,130	\$ 32,130	\$ 36,577	13.8%	\$ 711,474	\$ 711,474	\$ 676,921	-4.9%	\$ 711,474	\$ 711,474	\$ 676,921	-4.9%
Developmental Studies	\$ 832,645	\$ 832,645	\$ 935,072	12.3%	\$ 5,850	\$ 5,850	\$ 4,350	-25.6%	\$ 838,495	\$ 838,495	\$ 939,422	12.0%	\$ 838,495	\$ 838,495	\$ 939,422	12.0%
Dual Credit	\$ 92,615	\$ 92,615	\$ 92,615	0.0%	\$ 326,500	\$ 326,500	\$ 326,500	0.0%	\$ 419,115	\$ 419,115	\$ 419,115	0.0%	\$ 419,115	\$ 419,115	\$ 419,115	0.0%
Art	\$ 1,073,627	\$ 1,073,627	\$ 1,078,146	0.4%	\$ 48,000	\$ 48,000	\$ 45,900	-4.4%	\$ 1,121,627	\$ 1,121,627	\$ 1,124,046	0.2%	\$ 1,121,627	\$ 1,121,627	\$ 1,124,046	0.2%
Humanities	\$ 1,408,200	\$ 1,408,200	\$ 1,402,751	-0.4%	\$ 18,250	\$ 18,250	\$ 17,150	-6.0%	\$ 1,426,450	\$ 1,426,450	\$ 1,419,901	-0.5%	\$ 1,426,450	\$ 1,426,450	\$ 1,419,901	-0.5%
Languges	\$ 412,470	\$ 412,470	\$ 448,011	8.6%	\$ 400	\$ 400	\$ 900	125.0%	\$ 412,870	\$ 412,870	\$ 448,911	8.7%	\$ 412,870	\$ 412,870	\$ 448,911	8.7%
Criminal Justice	\$ 207,223	\$ 207,223	\$ 235,978	13.9%	\$ 2,050	\$ 2,050	\$ 96,700	4617.1%	\$ 209,273	\$ 209,273	\$ 332,678	59.0%	\$ 209,273	\$ 209,273	\$ 332,678	59.0%
Social Sciences	\$ 452,867	\$ 452,867	\$ 489,849	8.2%	\$ 81,825	\$ 81,825	\$ 99,450	21.5%	\$ 534,692	\$ 534,692	\$ 589,299	10.2%	\$ 534,692	\$ 534,692	\$ 589,299	10.2%
Mathematics	\$ 823,171	\$ 823,171	\$ 780,304	-5.2%	\$ 2,000	\$ 2,000	\$ 3,800	90.0%	\$ 825,171	\$ 825,171	\$ 784,104	-5.0%	\$ 825,171	\$ 825,171	\$ 784,104	-5.0%
History & Geography	\$ 92,748	\$ 92,748	\$ 90,082	-2.9%					\$ 92,748	\$ 92,748	\$ 90,082	-2.9%	\$ 92,748	\$ 92,748	\$ 90,082	-2.9%
Education	\$ 247,062	\$ 267,135	\$ 299,816	21.4%	\$ 1,500	\$ 1,500	\$ 2,450	63.3%	\$ 248,562	\$ 268,635	\$ 302,266	21.6%	\$ 248,562	\$ 268,635	\$ 302,266	21.6%
Life Science	\$ 964,178	\$ 964,178	\$ 901,801	-6.5%	\$ 96,750	\$ 96,750	\$ 85,250	-11.9%	\$ 1,060,928	\$ 1,060,928	\$ 987,051	-7.0%	\$ 1,060,928	\$ 1,060,928	\$ 987,051	-7.0%
Hospitality Program	\$ 263,214	\$ 263,214	\$ 299,924	13.9%	\$ 65,400	\$ 65,400	\$ 67,800	3.7%	\$ 328,614	\$ 328,614	\$ 367,724	11.9%	\$ 328,614	\$ 328,614	\$ 367,724	11.9%
Nursing	\$ 904,740	\$ 904,740	\$ 864,486	-4.4%	\$ 53,400	\$ 53,400	\$ 53,500	0.2%	\$ 958,140	\$ 958,140	\$ 917,986	-4.2%	\$ 958,140	\$ 958,140	\$ 917,986	-4.2%
Psychology, Human Srv & Education	\$ 804,572	\$ 722,677	\$ 755,516	-6.1%	\$ 2,900	\$ 2,900	\$ 2,300	-20.7%	\$ 807,472	\$ 725,577	\$ 757,816	-6.1%	\$ 807,472	\$ 725,577	\$ 757,816	-6.1%
Allied Health	\$ 186,083	\$ 186,083	\$ 236,343	27.0%	\$ 6,650	\$ 6,650	\$ 8,450	27.1%	\$ 192,733	\$ 192,733	\$ 244,793	27.0%	\$ 192,733	\$ 192,733	\$ 244,793	27.0%
Respiratory Care	\$ 280,714	\$ 280,714	\$ 301,859	7.5%	\$ 7,830	\$ 7,830	\$ 10,230	30.7%	\$ 288,544	\$ 288,544	\$ 312,089	8.2%	\$ 288,544	\$ 288,544	\$ 312,089	8.2%
Medical Assistant/Assisting	\$ 62,167	\$ 62,167	\$ 68,904	10.8%	\$ 975	\$ 975	\$ 1,360	39.5%	\$ 63,142	\$ 63,142	\$ 70,264	11.3%	\$ 63,142	\$ 63,142	\$ 70,264	11.3%
Physical Education	\$ 314,513	\$ 314,513	\$ 292,832	-6.9%	\$ 24,500	\$ 24,500	\$ 15,435	-3.3%	\$ 692,134	\$ 692,134	\$ 736,636	6.4%	\$ 692,134	\$ 692,134	\$ 736,636	6.4%
Corp. & Customized Trng - CCEd	\$ 113,025	\$ 113,025	\$ 95,270	-15.7%	\$ 3,200	\$ 3,200	\$ 4,400	37.5%	\$ 339,013	\$ 339,013	\$ 307,832	-9.2%	\$ 339,013	\$ 339,013	\$ 307,832	-9.2%
Art Influxion	\$ 106,642	\$ 106,642	\$ 207,567	94.6%	\$ 48,500	\$ 48,500	\$ 47,800	-1.4%	\$ 116,225	\$ 116,225	\$ 99,670	-14.2%	\$ 116,225	\$ 116,225	\$ 99,670	-14.2%
Community Restoration Initiative	\$ 90,425	\$ 90,665	\$ 90,790	0.4%	\$ 7,900	\$ 7,900	\$ 12,300	55.7%	\$ 155,142	\$ 155,142	\$ 255,367	64.6%	\$ 98,325	\$ 98,565	\$ 103,090	4.8%
International Initiative	\$ 80,823	\$ 80,823	\$ 78,948	-2.3%	\$ 6,000	\$ 6,000	\$ 1,000	-83.3%	\$ 86,823	\$ 86,823	\$ 79,948	-7.9%	\$ 86,823	\$ 86,823	\$ 79,948	-7.9%
P-20 ARC	\$ 261,654	\$ 261,654	\$ 242,864	-7.2%	\$ 254,244	\$ 254,244	\$ 200,982	-20.9%	\$ 515,898	\$ 515,898	\$ 443,846	-14.0%	\$ 515,898	\$ 515,898	\$ 443,846	-14.0%
Info Tech - Educational Applications	\$ 16,134,402	\$ 16,085,940	\$ 16,472,313	2.1%	\$ 1,527,881	\$ 1,526,381	\$ 1,589,434	4.0%	\$ 17,662,283	\$ 17,612,321	\$ 18,061,747	2.3%	\$ 17,662,283	\$ 17,612,321	\$ 18,061,747	2.3%
Total Instruction:	\$ 16,749,792	\$ 17,371,817	\$ 17,152,813	2.4%	\$ 2,094,381	\$ 4,893,200	\$ 2,121,934	1.3%	\$ 60,000	\$ 187,620	\$ 60,000	0.0%	\$ 18,904,173	\$ 22,452,637	\$ 19,334,747	2.3%
* Expenses are offset 100% by revenues.																
# Contractual amounts includes Fringe Benefit costs for grants.																



Date May 16, 2011	Mohawk Valley Community College															
	Operating Budget Request					2011 - 12										
	PERSONAL SERVICE					CONTRACTUAL										
	EQUIPMENT					TOTAL										
	2010 - 11	2010 - 11	2011 - 12	%	2010 - 11	2010 - 11	2011 - 12	%	2010 - 11	2010 - 11	2011 - 12	%				
	Original	Amended	Requested	Chg.	Original	Amended	Requested	Chg.	Original	Amended	Requested	Chg.				
	Budget	Budget	Budget		Budget	Budget	Budget		Budget	Budget	Budget					
<b>DEPARTMENT</b>																
Facilities & Operations	\$ 2,032,769	\$ 2,032,769	\$ 2,079,230	2.3%	\$ 2,726,801	\$ 2,726,801	\$ 3,011,480	10.4%	\$ -	\$ 2,384	\$ -	\$ 4,759,570	\$ 4,761,954	\$ 5,090,710	7.0%	
Security	\$ 807,576	\$ 807,576	\$ 817,678	1.3%	\$ 59,400	\$ 59,400	\$ 70,100	18.0%	\$ -	\$ -	\$ -	\$ 866,976	\$ 866,976	\$ 887,778	2.4%	
<b>TOTAL</b>	\$ 2,840,345	\$ 2,840,345	\$ 2,896,908	2.0%	\$ 2,786,201	\$ 2,786,201	\$ 3,081,580	10.6%	\$ -	\$ 2,384	\$ -	\$ 5,626,546	\$ 5,628,930	\$ 5,978,488	6.3%	
President	\$ 414,024	\$ 420,443	\$ 424,169	2.5%	\$ 32,500	\$ 32,500	\$ 33,000	1.5%	\$ -	\$ -	\$ -	\$ 446,524	\$ 452,943	\$ 457,169	2.4%	
Board of Trustees	\$ 10,500	\$ 10,500	\$ 10,500	0.0%	\$ 28,500	\$ 28,500	\$ 28,500	0.0%	\$ -	\$ -	\$ -	\$ 39,000	\$ 39,000	\$ 39,000	0.0%	
Marketing & Communications	\$ 380,963	\$ 386,123	\$ 364,750	-4.3%	\$ 485,600	\$ 485,600	\$ 472,100	-2.8%	\$ -	\$ -	\$ -	\$ 866,563	\$ 871,723	\$ 836,850	-3.4%	
Development	\$ 229,328	\$ 244,328	\$ 244,860	6.8%	\$ 9,500	\$ 9,500	\$ 8,000	-15.8%	\$ -	\$ -	\$ -	\$ 238,828	\$ 253,828	\$ 252,860	5.9%	
Alumni	\$ 45,850	\$ 45,850	\$ 51,678	12.7%	\$ 2,750	\$ 2,750	\$ 2,750	0.0%	\$ -	\$ -	\$ -	\$ 48,600	\$ 48,600	\$ 54,428	12.0%	
Events Coordinator	\$ 122,545	\$ 122,545	\$ 127,545	4.1%	\$ 34,300	\$ 34,300	\$ 107,675	213.9%	\$ -	\$ -	\$ -	\$ 156,845	\$ 156,845	\$ 235,220	50.0%	
Grants	\$ 92,284	\$ 95,159	\$ 115,417	25.1%	\$ 50,500	\$ 50,500	\$ 15,500	-69.3%	\$ -	\$ -	\$ -	\$ 142,784	\$ 145,659	\$ 130,917	-9.5%	
Institutional Assessment	\$ 184,002	\$ 184,002	\$ 184,602	0.3%	\$ 17,200	\$ 17,200	\$ 21,200	23.3%	\$ -	\$ -	\$ -	\$ 201,202	\$ 201,202	\$ 205,802	2.3%	
<b>TOTAL</b>	\$ 1,479,496	\$ 1,508,950	\$ 1,523,521	3.0%	\$ 660,850	\$ 660,850	\$ 688,725	4.2%	\$ -	\$ -	\$ -	\$ 2,140,346	\$ 2,169,800	\$ 2,212,246	3.4%	
Rental					\$ 100,000	\$ 100,000	\$ 73,000	-27.0%				\$ 100,000	\$ 100,000	\$ 73,000	-27.0%	
Insurance					\$ 283,100	\$ 283,100	\$ 285,000	0.7%				\$ 283,100	\$ 283,100	\$ 285,000	0.7%	
Other Institutional	\$ 1,330,819	\$ 1,265,144	\$ 774,196	-41.8%	\$ 474,500	\$ 474,500	\$ 440,300	-7.2%				\$ 1,805,319	\$ 1,739,644	\$ 1,214,496	-32.7%	
<b>TOTAL</b>	\$ 1,330,819	\$ 1,265,144	\$ 774,196	-41.8%	\$ 757,600	\$ 757,600	\$ 725,300	-4.3%				\$ 2,088,419	\$ 2,022,744	\$ 1,499,496	-28.2%	
Employee Benefits									\$ 9,619,000	\$ 9,619,000	\$ 11,436,000	18.9%	\$ 9,619,000	\$ 9,619,000	\$ 11,436,000	18.9%
<b>TOTAL - Page 3</b>	\$ 5,650,660	\$ 5,614,439	\$ 5,194,625	-8.1%	\$ 4,304,651	\$ 4,304,651	\$ 4,568,605	6.1%	\$ 9,619,000	\$ 9,619,000	\$ 11,436,000	18.9%	\$ 19,574,311	\$ 19,538,090	\$ 21,199,230	8.3%
<b>TOTAL Pages 1 - 3</b>	\$ 28,854,948	\$ 29,525,435	\$ 29,041,147	0.6%	\$ 8,794,573	\$ 11,593,392	\$ 9,188,633	4.5%	\$ 9,619,000	\$ 9,619,000	\$ 11,436,000	18.9%	\$ 47,268,521	\$ 50,737,827	\$ 49,665,780	5.1%
Add Equipment (from pages 1, 2, & 3)												\$ 560,000	\$ 687,620	\$ 530,000	-5.4%	
<b>GRAND TOTAL:</b>												\$ 47,828,521	\$ 51,425,447	\$ 50,195,780	4.95%	

**Mohawk Valley Community College  
Fringe Benefits  
2010 - 2011 to 2011 - 2012**

Date May 16, 2011

	2010 - 11 Adopted	2010 - 11 Amended	2011 - 12 Request	% Change
NYS Teachers Retirement	\$ 260,000	\$ 260,000	\$ 290,000	11.5%
TIAA/CREF Retirement	\$ 1,525,000	\$ 1,525,000	\$ 1,650,000	8.2%
NYS Employees Retirement	\$ 600,000	\$ 600,000	\$ 1,180,000	96.7%
Social Security	\$ 1,900,000	\$ 1,900,000	\$ 2,180,000	14.7%
Health Insurance	\$ 4,700,000	\$ 4,700,000	\$ 5,430,000	15.5%
Unemployment Compensation	\$ 60,000	\$ 60,000	\$ 100,000	66.7%
Workers Compensations	\$ 200,000	\$ 200,000	\$ 210,000	5.0%
Employee Tuition Waivers	\$ 25,000	\$ 25,000	\$ 20,000	-20.0%
Dependent Tuition Waivers	\$ 95,000	\$ 95,000	\$ 90,000	-5.3%
Med LTD & Life Insurance	\$ 32,000	\$ 32,000	\$ 45,000	40.6%
Nursing Liability Insurance	\$ 1,000	\$ 1,000	\$ 1,000	0.0%
Compensated Absences - FICA	\$ 6,000	\$ 6,000	\$ 5,000	-16.7%
PA Retirement Incentive	\$ 180,000	\$ 180,000	\$ 180,000	0.0%
AMVA Insurance	\$ 35,000	\$ 35,000	\$ 55,000	57.1%
<b>Total Fringe Benefits</b>	<b>\$ 9,619,000</b>	<b>\$ 9,619,000</b>	<b>\$ 11,436,000</b>	<b>18.9%</b>
 <b>RENTAL</b>				
Bowling Lane	\$ 1,400	\$ 1,400	\$ 2,100	50.0%
Golf Course	\$ 1,000	\$ 1,000	\$ 1,500	50.0%
ce Rental	\$ 15,000	\$ 15,000	\$ 20,000	33.3%
Tennis Court Rental	\$ 600	\$ 600	\$ 1,200	100.0%
ndoor Baseball	\$ 7,000	\$ 7,000	\$ 6,500	-7.1%
Room Rental	\$ 8,100	\$ 8,100	\$ 8,200	1.2%
Rental Other	\$ 66,900	\$ 66,900	\$ 33,500	-49.9%
<b>Total Rentals</b>	<b>\$ 100,000</b>	<b>\$ 100,000</b>	<b>\$ 73,000</b>	<b>-27.0%</b>

**Mohawk Valley Community College  
Grants Adopted vs. Amended  
2010 - 11**

Date May 16, 2011

	Personal Services	Equipment	Contractual	Fringe Benefits	Total
<b>2010 - 11 Adopted Budget:</b>	\$ 313,500	\$ 60,000	\$ 21,500	\$ 55,000	\$ 450,000
<b>2010 - 11 Amended Budget:</b>					
FAA Grant	\$ 4,937	\$ 81,120	\$ 21,870	\$ -	\$ 107,927
Construction Skills	\$ 56,244	\$ -	\$ 1,883	\$ 11,206	\$ 69,333
Disconnected Youth	\$ 22,998	\$ -	\$ -	\$ 4,152	\$ 27,150
SUNY Diversity Honors	\$ -	\$ -	\$ 7,283	\$ -	\$ 7,283
SUNY Library FY '11	\$ -	\$ -	\$ 7,638	\$ -	\$ 7,638
CSTEP FY '11	\$ 27,284	\$ -	\$ 53,809	\$ 18,185	\$ 99,278
Cyber - DOL	\$ 453,000	\$ -	\$ 2,153,097	\$ 172,140	\$ 2,778,237
SUNY STEP FY '11	\$ 40,522	\$ -	\$ 31,135	\$ 15,924	\$ 87,581
HVCC Photovoltaic Trg.	\$ -	\$ 40,000	\$ 7,000	\$ -	\$ 47,000
City of Rome CDBG Trg.	\$ 18,496	\$ -	\$ 29,500	\$ 2,004	\$ 50,000
Learning Center FY '11	\$ 52,663	\$ -	\$ 42,331	\$ 21,152	\$ 116,146
Bus. & Info. Sci. VATEA	\$ -	\$ 28,000	\$ 28,014	\$ -	\$ 56,014
Health Srv. Retention	\$ 82,739	\$ 30,000	\$ 79,360	\$ 17,650	\$ 209,749
One-Stop	\$ 69,893	\$ -	\$ 8,682	\$ 16,818	\$ 95,393
SUNY NSF - Instr. Lab Nanoscale	\$ -	\$ 8,500	\$ 8,768	\$ -	\$ 17,268
Upward Bound	\$ 155,211	\$ -	\$ 52,613	\$ 63,105	\$ 270,929
<b>Total</b>	<b>\$ 983,987</b>	<b>\$ 187,620</b>	<b>\$ 2,532,983</b>	<b>\$ 342,336</b>	<b>\$ 4,046,926</b>

**Mohawk Valley Community College  
Insurance**

	2010 - 11 Adopted	2010 - 11 Amended	2011 - 12 Request	% Change
Boiler & Machinery	\$ 5,100	\$ 5,100	\$ 8,000	56.9%
Commercial	\$ 249,000	\$ 249,000	\$ 250,000	0.4%
Automobile	\$ 21,000	\$ 21,000	\$ 16,000	-23.8%
Other	\$ 8,000	\$ 8,000	\$ 11,000	37.5%
<b>Total</b>	<b>\$ 283,100</b>	<b>\$ 283,100</b>	<b>\$ 285,000</b>	<b>0.7%</b>

## Mohawk Valley Community College Adopted Vs. Amended Budget

Date May 16, 2011	2010 - 11 Adopted	2010 - 11 Amended	Change
Instruction	\$ 18,904,173	\$ 22,452,637	\$ 3,548,464
Public Service	\$ 3,750	\$ 3,750	\$ -
Library & Media	\$ 1,697,434	\$ 1,697,434	\$ -
Rome Campus	\$ 449,519	\$ 500,488	\$ 50,969
Student Services	\$ 2,863,049	\$ 2,867,997	\$ 4,948
Administrative Services	\$ 4,207,335	\$ 4,233,717	\$ 26,382
College Work Study	\$ 128,950	\$ 128,950	\$ -
Maintenance & Security	\$ 5,626,546	\$ 5,628,930	\$ 2,384
President & Administrative	\$ 2,140,346	\$ 2,169,800	\$ 29,454
Rental	\$ 100,000	\$ 100,000	\$ -
Insurance	\$ 283,100	\$ 283,100	\$ -
Other Institutional	\$ 1,805,319	\$ 1,739,644	\$ (65,675)
Employee Benefits	\$ 9,619,000	\$ 9,619,000	\$ -
<b>Grand Total</b>	<b>\$ 47,828,521</b>	<b>\$ 51,425,447</b>	<b>\$ 3,596,926</b>
Personal Services	\$ 28,854,948	\$ 29,525,435	\$ 670,487
Equipment	\$ 560,000	\$ 687,620	\$ 127,620
Contractual	\$ 8,794,573	\$ 11,593,392	\$ 2,798,819
Employee Benefits	\$ 9,619,000	\$ 9,619,000	\$ -
<b>Grand Total</b>	<b>\$ 47,828,521</b>	<b>\$ 51,425,447</b>	<b>\$ 3,596,926</b>

**Mohawk Valley Community College  
Historical Comparison  
Sponsor Appropriation**

Date May 16, 2011

	<b>Sponsor Contribution</b>	<b>Increased Amount</b>	<b>% Increase</b>
2000 - 01	\$4,980,061	\$ 1,597,846	47.24%
2001 - 02	\$5,315,059	\$ 334,998	6.73%
2002 - 03	\$ 5,812,059	\$ 497,000	9.35%
2003 - 04	\$ 5,862,059	\$ 50,000	0.86%
2004 - 05	\$ 6,362,059	\$ 500,000	8.53%
2005 - 06	\$ 6,462,059	\$ 100,000	1.57%
2006 - 07	\$ 6,862,059	\$ 400,000	6.18%
2007 - 08	\$ 7,068,059	\$ 206,000	3.00%
2008 - 09	\$ 7,280,100	\$ 212,041	3.00%
2009 - 10	\$ 7,280,100	\$ -	0.00%
2010 - 11	\$ 7,280,100	\$ -	0.00%
2011 - 12	\$ 7,280,100	\$ -	0.00%



**Mohawk Valley Community College  
Historical Comparison  
Fund Balances**

Date May 16, 2011

Fiscal Yr. Ending	Total Appropriations	% Increase	Fund Balance at End of Fiscal Year	Amount Appropriated	Unapprop. Balance	Unapprop. Balance as a % of Opr Budget	Minimum Recommend Bal 5% of Total Appropriations
August 31, 2000	\$ 28,443,761	3.19%	1,030,989	\$ 1,149,978	(\$118,989)	-0.42%	\$ 1,422,188
August 31, 2001	\$ 30,096,695	5.81%	118,115	\$ 800,000	(\$681,885)	-2.27%	\$ 1,504,835
August 31, 2002	\$ 31,105,667	3.35%	263,432	\$ -	\$ 263,432	0.85%	\$ 1,555,283
August 31, 2003	\$ 32,640,102	4.93%	1,170,092	\$ 434,103	\$ 735,989	2.25%	\$ 1,632,005
August 31, 2004	\$ 35,123,246	7.61%	1,950,693	\$ 1,402,868	\$ 547,825	1.56%	\$ 1,756,162
August 31, 2005	\$ 36,458,478	3.80%	1,989,256	\$ 1,040,000	\$ 949,256	2.60%	\$ 1,822,924
August 31, 2006	\$ 37,940,000	4.06%	3,545,798	\$ 842,850	\$ 2,702,948	7.12%	\$ 1,897,000
August 31, 2007	\$ 39,618,571	4.42%	4,676,914	\$ 1,840,152	\$ 2,836,762	7.16%	\$ 1,980,929
August 31, 2008	\$ 41,433,478	4.58%	6,154,813	\$ 2,125,000	\$ 4,029,813	9.73%	\$ 2,071,674
August 31, 2009	\$ 45,072,818	8.78%	7,110,060	\$ 3,000,000	\$ 4,110,060	9.12%	\$ 2,253,641
August 31, 2010	\$ 47,828,521	6.11%	7,871,295	\$ 4,000,000	\$ 3,871,295	8.09%	\$ 2,391,426
August 31, 2011	\$ 50,195,780	4.95%	6,450,000 *	\$ 3,976,826	\$ 2,473,174	4.93%	\$ 2,509,789

\* Projected

**Mohawk Valley Community College**  
**Budget Vs Projected FTE's**  
**2010 - 11**

Date May 16, 2011

	Budgeted FTE's 2010 - 11	Projected FTE's 2010 - 11	Difference
Fall			
Full Time	2,257.1	2,308.8	51.7
Part Time	420.1	461.4	41.3
Spring			
Full Time	2,140.1	2,209.4	69.3
Part Time	449.9	467.4	17.5
Summer			
Part Time	239.0	255.9	16.9
Totals:	5,506.2	5,703.0	196.8

**Mohawk Valley Community College**  
**FTE's**  
**2010 - 2011 to 2011 - 2012**

Date May 16, 2011

	Budgeted FTE's 2010 - 11	Budgeted FTE's 2011 - 12	Difference
Fall			
Full Time	2,257.1	2,389.6	132.5
Part Time	420.1	458.6	38.5
Spring			
Full Time	2,140.0	2,286.8	146.8
Part Time	449.9	483.8	33.9
Summer			
Part Time	239.0	283.8	44.8
Totals:	5,506.1	5,902.6	396.5

**Mohawk Valley Community College  
Enrollment Projections  
2011 - 12**

Date	Actual		% Chg.		Budgeted		% Chg.	
	2008 - 09	2009 - 10	08 - 09 to 09 - 10	09 - 10 to 10 - 11	2010 - 11	2011 - 12	10 - 11 to 11 - 12	11 - 12
<b>Date May 16, 2011</b>								
<b>Full Time Headcount</b>								
Fall	3,880	4,405	13.53%	3.45%	4,557	4,876	7.00%	
Spring	3,662	4,221	15.26%	3.46%	4,367	4,672	6.98%	
<b>Full Time Credit Hours</b>								
Fall	58,061.5	65,458.5	12.74%	3.44%	67,712.0	71,688.0	5.87%	
Spring	54,926.5	62,641.5	14.05%	2.49%	64,203.0	68,603.0	6.85%	
<b>Part Time Headcount</b>								
Fall	2,304	2,350	2.00%	8.77%	2,556	2,541	-0.59%	
Spring	2,397	2,634	9.89%	-2.39%	2,571	2,809	9.26%	
Summer & Intersession	1,502	1,515	0.87%	-9.44%	1,372	1,448	5.54%	
<b>Part Time Credit Hours</b>								
Fall	11,379.5	11,933.5	4.87%	5.61%	12,603.0	13,758.0	9.16%	
Spring	12,051.0	13,521.5	12.20%	-0.18%	13,497.0	14,514.0	7.54%	
Summer & Intersession	7,451.5	7,917.0	6.25%	-9.4%	7,170.0	8,515.0	18.76%	
<b>Total Cr. Hrs</b>	143,870.0	161,472.0	12.23%	2.30%	165,185.0	177,078.0	7.20%	
<b>Total FTE's</b>	4,795.7	5,382.4	12.23%	2.30%	5,506.2	5,902.6	7.20%	

ANTHONY R. CARVELLI  
COMMISSIONER

ONEIDA COUNTY

ANTHONY J. PICENTE JR.  
COUNTY EXECUTIVE



DEPARTMENT OF FINANCE

County Office Building ♦ 800 Park Avenue ♦ Utica, New York 13501  
(315) 798-5750 ♦ Fax: (315) 735-8371 ♦ www.ocgov.net

June 27, 2011

FN 20 11 - 224  
INTERNAL AFFAIRS



WAYS & MEANS

Mr. Anthony J. Picente, Jr.  
Oneida County Executive  
800 Park Ave.  
Utica, N.Y. 13501

Dear Mr. Picente:

Pursuant with Title 3 of Article 5 of the Real Property Tax Law, the enclosed petitions are submitted with the recommendations as cited.

Please forward said petitions to the Oneida County Board of Legislators for their consideration.

<u>NUMBER</u>		<u>AMOUNT</u>
5	REFUNDS	\$ 2,734.24
17	CORRECTIONS	\$37,756.95

Sincerely,

Anthony Carvelli  
Commissioner of Finance

AC:kp  
Enclosure

Reviewed and Approved for submittal to the  
Oneida County Board of Legislators by

Anthony J. Picente, Jr.  
County Executive

Date 7/11/11

		ERROREOUS ASSESSMENTS				TAX		AMOUNT TO		AMOUNT		AMOUNT	
MUNICIPALITY	YEAR	NAME	TAX MAP NUMBERS	UNPAID	ADJUST	TAX PAID	REFUND	CORRECT	TO "0"				
Ava	2011	Swancott, Sarah & Mindy M.	2400 62.000-1-5.1 JT			\$ 1,016.44	\$ 154.04	\$ 862.40	\$ -				
Forestport	2011	BREIA	3800 66.000-3-2 KB			\$ 249.93	\$ 163.90	\$ 86.03	\$ -				
Vernon	2011	Foster, Ruth	6005 322.015-1-6 MY			\$ 678.56	\$ 203.56	\$ 475.00	\$ -				
Westmoreland	2011	O'Grady, Ryan E. & Carrie A.	6800 302.004-1-1.3 KK			\$ 1,451.32	\$ 165.60	\$ 1,285.72	\$ -				
Westmoreland	2011	Church of Annunciation	6800 315.018-3-37 TE			\$ 2,047.14	\$ 2,047.14	\$ -	\$ -				
Floyd	2011	Occhipinti, Joseph	3600 244.003-1-14 LH	\$ 818.60	\$ 797.12			\$ 21.48	\$ -				
Lee	2011	Sanzone, Samuel	4200 188.002-3-27.2	\$ 1,575.06	\$ 1,249.11			\$ 325.95	\$ -				
New Hartford	2011	Village of New Hartford	4801 329.014-2-8 RB	\$ 706.83	\$ 706.83			\$ -	\$ -				
New Hartford	2011	Wassel, Emile	4801 329.014-2-51 PK	\$ 4,775.86	\$ 3,847.43			\$ 928.43	\$ -				
Paris	2011	Reath, Roger	5089 359.000-1-36 RZ	\$ 1,646.60	\$ 314.86			\$ 1,331.74	\$ -				
Paris	2011	Coffin, James	5089 377.000-1-10.4 PN	\$ 2,126.20	\$ 567.10			\$ 1,559.10	\$ -				
Remsen	2011	Allen, David & Patsy	5289 142.002-1-17.2 QZ	\$ 401.78	\$ 401.78			\$ -	\$ -				
Vienna	2011	McConnellsville Comm. Church	6489 183.003-1-40 OS	\$ 71.09	\$ 71.09			\$ -	\$ -				
Vienna	2011	McConnellsville Comm. Church	6489 183.003-1-50.1 QG	\$ 71.09	\$ 71.09			\$ -	\$ -				
Vienna	2011	McConnellsville Comm. Church	6489 183.003-1-61 QV	\$ 142.18	\$ 142.18			\$ -	\$ -				
Vienna	2011	McConnellsville Comm. Church	6489 183.003-1-62 RO	\$ 75.70	\$ 75.70			\$ -	\$ -				
Vienna	2011	Knapp, Frederick & Barbara	6489 198.000-2-11.4 SA	\$ 1,058.01	\$ 251.20			\$ 806.81	\$ -				
Vienna	2009	Lewis, Edward	6489 217.000-1-84.3 VB	\$ 1,198.47	\$ 649.12			\$ 549.35	\$ -				
Westmoreland	2011	Lukas, Bernard	6800 273.000-2-15.2 OE	\$ 999.50	\$ 40.43			\$ 959.07	\$ -				
Westmoreland	2011	Barker, Michael	6800 288.000-1-9 QD	\$ 912.77	\$ 181.38			\$ 731.39	\$ -				
Whitestown	2011	Osvoldik, Richard & Maryann	7089 317.007-3-7 TK	\$ 1,307.97	\$ 67.06			\$ 1,240.91	\$ -				
Whitestown	2008	Earle, Peter C.	7001 376.018-2-30 OM	\$ 34,619.79	\$ 28,323.47			\$ 6,296.32	\$ -				
			TOTAL:		\$ 37,756.95		\$ 2,734.24						

**PUBLIC DEFENDER**  
*Frank J. Nebush, Jr., Esq.*

**CHIEF TRIAL COUNSEL**  
*Leland D. McCormac III, Esq.*

**CHIEF APPELLATE COUNSEL**  
*Mark C. Curley, Esq.*

**CONFIDENTIAL SECRETARY**  
*Patricia A. Potter*

**SENIOR INVESTIGATOR**  
*James J. Larabee*

**CONFIDENTIAL INVESTIGATOR**  
*Christian M. Nebush*

**SPECIAL INVESTIGATOR**  
*Nicholas J. LaBella*

# Oneida County Public Defender

## Criminal Division

250 Boehlert Center at Union Station  
321 Main Street  
Utica, New York 13501  
Telephone: (315) 798-5870 • Fax: (315) 734-0364  
e-mail: [Pubdef@ocgov.net](mailto:Pubdef@ocgov.net)

### Branch Offices

Utica City Court  
411 Oriskany Street, West  
Utica, New York 13502  
Telephone: (315) 735-6671  
Fax: (315) 724-3407

Rome City Court  
100 West Court Street  
Utica, New York 13440  
Telephone: (315) 334-7012  
Fax: (315) 334-1196

**VIOLENT CRIMES SECTION**  
*Patrick J. Marthage, Esq.*  
First Assistant Public Defender  
*David A. Cooke, Esq.*  
Assistant Public Defender  
Paralegal, *Jennifer M. Compo*

**MAJOR CRIMES SECTION**  
First Assistant Public Defenders  
*Tina L. Hartwell, Esq.*  
*Robert R. Reittinger, Esq.*  
Assistant Public Defenders  
*Ray A. Kyles, Esq.*  
*Luke A. Nebush, Esq.*  
*Adam P. Tyksinski, Esq.*

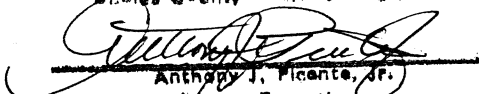
**CITY COURTS SECTION**  
*David L. Arthur, Esq.* – Rome  
First Assistant Public Defender  
Assistant Public Defenders  
*JoAnna R. Feiner, Esq.* – Utica  
*Cory A. Zennamo, Esq.* – Utica  
*Doreen M. St. Thomas, Esq.*

**PAROLE REVOCATION SECTION**  
*James F. Kehoe, Esq.*  
First Assistant Public Defender

Thursday, May 26, 2011

Hon. Anthony J. Picente, Jr.  
Oneida County Executive  
Oneida County Office Building  
800 Park Avenue  
Utica, New York 13501

Reviewed and Approved for submittal to the  
Oneida County Board of Legislators by

  
Anthony J. Picente, Jr.  
County Executive  
Date 6/27/11

FN 20 11-225

**PUBLIC SAFETY**

### Re: Certification of Section 606 Expenses

Jermaine A. Bailey, Victor S. Beldres, Timothy Broadbent, Thomas Bryant, Eric Conklin, William J. Napolitano, Theodore Philson, Raphael Rivera, Cody A. Rolfe, Anthony Smith, Anthony Smith, Rahmir Williams and Floyd Youmans, being inmates of the State of New York

### WAYS & MEANS

Dear Mr. Picente:

Enclosed are the following documents I am requesting be submitted to the Oneida County Board of Legislators for a resolution from them certifying my claim for reimbursement from the State of New York for representing the above state inmates pursuant to Section 606 of the Correction Law and Title 7, Part 410 of the NYCRR:

- 1) Proposed resolution certifying our expenses,
- 2) Sworn affidavit of the Oneida County Public Defender, Criminal Division setting forth the indictments and the time spent representing the above clients,

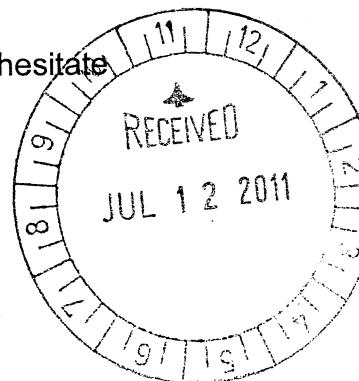
Upon approval by the Board of Legislators, the certification needs to be attached to this packet and forwarded to the Oneida County Comptroller for his signature on the payment voucher prior to submission to the State.

Should you need further information regarding this matter, please do not hesitate to contact me.

Sincerely,

  
Frank J. Nebush, Jr.

Oneida County Public Defender, Criminal Division



**In the Matter of the Claim of the  
Oneida County Public Defender, Criminal Division**

under Section 606 of the Correction Law for Payment  
of Legal Expenses Incurred in the Defense of Inmates  
of the State of New York

**AFFIDAVIT IN SUPPORT OF  
CLAIM FOR PAYMENT OF  
OF  
SECTION 606 EXPENSES**

STATE OF NEW YORK    ) ss:  
COUNTY OF ONEIDA    )

Frank J. Nebush, Jr., being duly sworn, deposes and says:

1. I am a duly licensed attorney-at-law in the State of New York and the Public Defender, Criminal Division in and for the County of Oneida and make this affidavit for the purpose of certifying to the Oneida County Board of Legislators and the State of New York that the legal services of the attorneys and staff assigned to the above-mentioned matters are true and accurate.

2. All rates for legal services are based upon Section 722-b of the County Law of the State of New York.

3. The following times and dates represent legal services provided by this office on behalf of the following inmates, to wit: Jermaine A. Bailey, Victor S. Beldres, Timothy Broadbent, Thomas Bryant, Eric Conklin, William J. Napolitano, Theodore Philson, Raphael Rivera, Cody A. Rolfe, Anthony Smith, Anthony Smith, Rahmir Williams and Floyd Youmans, being inmates of the State of New York pursuant to Section 606 of the Correction Law of the State of New York. A true and accurate copy of the indictment follows the itemization of expenses for each inmate.



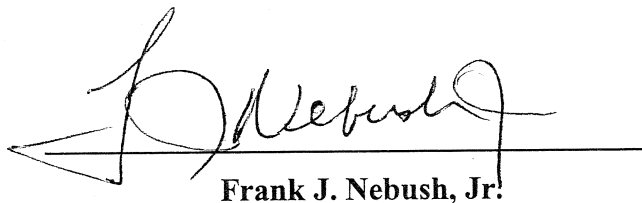
TOTAL OF EXPENSES

People v. Jermaine A. Bailey	\$1,439.25
People v. Victor S. Beldres	\$979.82
People v. Timothy Broadbent	\$1,324.60
People v. Thomas Bryant	\$3,932.46
People v. Eric Conklin	\$2,344.53
People v. William J. Napolitano	\$1,047.12
People v. Theodore Philson	\$707.25
People v. Raphael Rivera	\$1,212.32
People v. Cody A. Rolfe	\$168.95
People v. Anthony Smith	\$382.55
People v. Anthony Smith	\$764.11
People v. Rahmir Williams	\$8,118.50
People v. Floyd Youmans	\$440.34

**TOTAL: \$22,861.80**

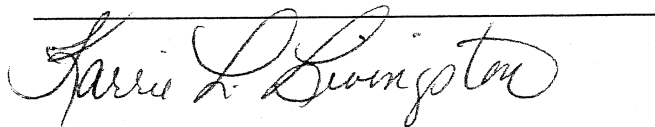
I hereby certify that the above statement is a true and accurate account of the expenses incurred in the defense of the above matters.

Dated: May 26, 2011



Frank J. Nebush, Jr.

Subscribed and sworn to before me this  
26th day of May, 2011



KARRIE L. LIVINGSTON  
Notary Public, State of New York  
Qualified in Oneida County  
My Commission Expires 7/25/12

## PROPOSED RESOLUTION

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

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

WHEREAS, Section 606 of the Correction Law of the State of New York mandates reimbursement for such services to the County of Oneida for such legal defense, and

WHEREAS, the Oneida County Public Defender, Criminal Division has certified to the Oneida County Board of Legislators that the expenses incurred by him while undertaking said legal representation amounted to the sum of **\$22,861.80** for undertaking the legal defense of:

Jermaine A. Bailey, Victor S. Beldres, Timothy Broadbent, Thomas Bryant, Eric Conklin, William J. Napolitano, Theodore Philson, Raphael Rivera, Cody A. Rolfe, Anthony Smith, Anthony Smith, Rahmir Williams and Floyd Youmans, being inmates of the State of New York

WHEREAS, we have examined the documents provided by the Oneida County Public Defender, Criminal Division and find them to be a true and accurate account of his expenses concerning these matters,

NOW, THEREFORE BE IT RESOLVED, that this resolution and the vouchers, documents and affidavits of the Oneida County Public Defender, Criminal Division be forwarded to the Budget and Finance Office of the New York State Department of Correctional Services as required by Section 606 of the Correction Law and Title 7, Part 410 of the New York Code of Rules and Regulations for payment.

250 Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501 Telephone: (315) 798-5870 Fax: (315) 798-6419

CLIENT: Jermaine A. Bailey DIN #: 09-R-0535 NYSID: 02003911K

CHARGE: Forgery in the Second Degree, PL 170.10, subd 1 DOB: 12/14/1984

Incident Location: Oneida CF Incident Date: 12/16/2010 File #: 10-1784

Date	Description	Code	Staff	Time	Rates	Total
7/9/2010	Arraignment before the Hon. Daniel C. Wilson, Rome City Court.	CT	Arthur	0.50	\$75.00	\$37.50
7/15/2010	Processed and opened client file.	RS	Compo	0.50	\$31.67	\$15.84
7/15/2010	Reviewed and annotated file. Assigned assistant public defender.	RS	Nebush	0.50	\$75.00	\$37.50
7/21/2010	Received and reviewed file. Prepared inmate documents.	RS	Larabee	0.50	\$44.63	\$22.32
7/28/2010	Telephone call to inmate records at Gouverneur CF.	FF	Larabee	0.15	\$44.63	\$6.69
7/29/2010	Client conference and travel to and from Gouverneur CF.	DE	Larabee	6.00	\$44.63	\$267.78
7/29/2010	Mileage to and from Gouverneur CF.	ML	Larabee	307.00	\$0.50	\$153.50
7/29/2010	Client Photocopies	PC	Larabee	8.00	\$0.15	\$1.20
7/29/2010	Toll	Toll	Larabee	1.00	\$2.10	\$2.10
7/29/2010	Toll	Toll	Larabee	1.00	\$1.60	\$1.60
8/2/2010	Prepared report of client interview for Chief PD Nebush.	RS	Larabee	1.00	\$44.63	\$44.63
8/11/2010	Reviewed and annotated file.	RS	Marthage	0.25	\$75.00	\$18.75
8/11/2010	Telephone call to District Attorney's office.	NG	Marthage	0.10	\$75.00	\$7.50
8/13/2010	Report before the Hon. Daniel C. Wilson, Rome City Court.	CT	Arthur	0.25	\$75.00	\$18.75
8/17/2010	Received telephone call from Asst. District Attorney.	NG	Marthage	0.12	\$75.00	\$9.00
8/30/2010	Reviewed file and letter from Asst. District Attorney. Annotated file.	RS	Marthage	0.50	\$75.00	\$37.50
8/31/2010	Received, reviewed and annotated file.	RS	Compo	0.10	\$31.67	\$3.17
9/2/2010	Telephone call to Asst. District Attorney.	NG	Marthage	0.15	\$75.00	\$11.25
9/8/2010	Telephone call to Asst. District Attorney.	NG	Marthage	0.15	\$75.00	\$11.25
9/16/2010	Prepared letter to client.	DE	Marthage	0.75	\$75.00	\$56.25
9/17/2010	Reviewed and annotated file and prepared papers for client.	DE	Compo	0.75	\$31.67	\$23.75
10/12/2010	Reviewed and annotated file.	RS	Marthage	0.25	\$75.00	\$18.75
10/13/2010	Telephone call to Rome City Court Clerk. Telephone call to Assist. District Attorney. Telephone to Gouverneur CF..	FF	Marthage	1.00	\$75.00	\$75.00
10/13/2010	Reviewed and annotated file.	RS	Compo	0.15	\$31.67	\$4.75
10/14/2010	Received and reviewed client letter.	DE	Marthage	0.10	\$75.00	\$7.50
10/20/2010	Received and reviewed client letter.	DE	Marthage	0.10	\$75.00	\$7.50
10/22/2010	Report before the Hon. Daniel C. Wilson, Rome City Court. Discussed plea offer with client and reviewed Memorandum of Understanding regarding the plea. Reviewed release of information with client. Waived preliminary hearing before Judge Wilson. Faxed Memorandum of Understanding to Asst. District Attorney. Telephone call to Assist. District Attorney. Telephone call to client's wife.	CT	Marthage	2.75	\$75.00	\$206.25
10/26/2010	Telephone call from client's wife.	FF	Marthage	0.10	\$75.00	\$7.50
11/16/2010	Telephone call from client's wife.	FF	Marthage	0.25	\$75.00	\$18.75
11/18/2010	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
11/18/2010	Arraignment and plea before the Hon. Michael L. Dwyer, Oneida County Judge.	CT	Marthage	1.50	\$75.00	\$112.50
12/1/2010	Reviewed and annotated file.	RS	Compo	0.10	\$31.67	\$3.17
1/20/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25

1/20/2011	Sentence before the Hon. Michael L. Dwyer, Oneida County Judge.	CT	Marthage	1.50	\$75.00	\$112.50
1/21/2011	Processed file for closing.	FF	Compo	0.50	\$34.52	\$17.26
2/15/2011	Reviewed and closed file. Prepared billing statement.	RS	Nebush	0.50	\$75.00	\$37.50
<b>TOTAL COMPENSATION, SERVICES AND EXPENSES PURSUANT TO COUNTY LAW 18-b</b>						<b>\$1,439.25</b>

STATE OF NEW YORK  
COUNTY COURT

ONEIDA COUNTY

THE PEOPLE OF THE STATE OF NEW YORK

Against

Jermaine Bailey,

Defendant.

SUPERIOR COURT  
INFORMATION

SCI NO. S 2010-197

FIRST COUNT

I, SCOTT D. MCNAMARA, DISTRICT ATTORNEY OF ONEIDA COUNTY, do hereby accuse Jermaine Bailey, defendant, of the offense of <sup>AA</sup>Forgery in the Second Degree in violation of Section 170.10, subdivision 1, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about December 16, 2009, in the County of Oneida, City of Rome, with intent to defraud, deceive or injure another, did falsely make, complete or alter a written instrument which is or purports to be, or which is calculated to become or to represent if completed, a commercial instrument, to wit: a United States Postal Money Order in the amount of \$100.00, dated December 16, 2009, with serial number 17435475077 which was made payable to another person and which the defendant forged by making said money order payable to himself.

By Dawn Beji

Oneida County District Attorney.

250 Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501 Telephone: (315) 798-5870 Fax: (315) 798-6419

CLIENT: Victor S. Beldres DIN #: 97-A-0184 NYSID: 04732220R

CHARGE: Criminal Possession of a Weapon in the Third Degree, PL 265.02(1) DOB: 10/10/1964

Incident Location: Marcy CF Incident Date: 10/10/2010 File #: 10-4860

Date	Description	Code	Staff	Time	Rates	Total
12/9/2010	Arraignment before the Hon. Donald S. Buttenschon, Marcy Town Court.	CT	St. Thomas	0.50	\$75.00	\$37.50
12/10/2010	Processed and opened client file.	RS	Compo	0.50	\$31.67	\$15.84
12/13/2010	Reviewed and annotated file. Assigned assistant public defender.	RS	Nebush	0.50	\$75.00	\$37.50
12/15/2010	Received and reviewed file. Prepared inmate documents.	RS	Larabee	0.50	\$44.63	\$22.32
12/16/2010	Telephone call to inmate records at Southport CF	FF	Larabee	0.15	\$44.63	\$6.69
12/20/2010	Client conference and travel to and from Southport CF.	DE	Larabee	7.10	\$44.63	\$316.87
12/20/2010	Mileage to and from Southport CF	ML	Larabee	380.00	\$0.50	\$190.00
12/20/2010	Tolls	Toll	Larabee	1.00	\$2.40	\$2.40
12/20/2010	Tolls	Toll	Larabee	1.00	\$1.60	\$1.60
12/20/2010	Photocopies	PC	Larabee	12.00	\$0.15	\$1.80
12/23/2010	Prepared report of client interview for Chief PD Nebush	RS	Larabee	1.00	\$44.63	\$44.63
1/7/2011	Received and reviewed inmate records from Southport CF.	RS	Larabee	0.25	\$49.02	\$12.26
2/17/2011	Confrence with ADA and client conference.	RS	Cooke	1.00	\$75.00	\$75.00
3/17/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
3/17/2011	Arraignment before the Hon. Michael L. Dwyer, Oneida County Judge.	CT	Cooke	0.50	\$75.00	\$37.50
3/22/2011	Received, reviewed and annotated file.	RS	Compo	0.20	\$34.52	\$6.90
5/16/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
5/16/2011	Sentencing before the Hon. Michael L. Dwyer, Oneida County Judge.	CT	Cooke	0.25	\$75.00	\$18.75
5/17/2011	Prepared and filed Notice of Appeal.	RS	Cooke	1.00	\$75.00	\$75.00
5/18/2011	Processed file for closing.	FF	Compo	0.50	\$34.52	\$17.26
5/24/2011	Reviewed and closed file. Prepared billing statement.	RS	Nebush	0.50	\$75.00	\$37.50
<b>TOTAL COMPENSATION, SERVICES AND EXPENSES PURSUANT TO COUNTY LAW 18-b</b>						<b>\$979.82</b>

THE PEOPLE OF THE STATE OF NEW YORK

Against

Victor S. Beldres,

Defendant,

SUPERIOR COURT  
INFORMATION

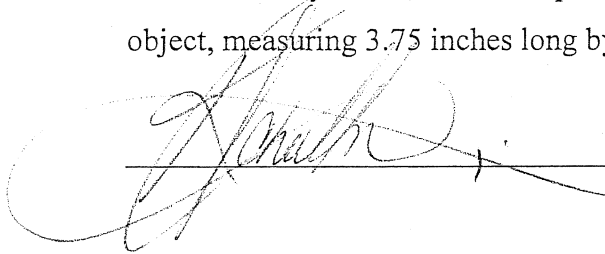
SCI NO. S 2011-059

FIRST COUNT

I, SCOTT D. MCNAMARA, DISTRICT ATTORNEY OF ONEIDA COUNTY, do hereby accuse Victor S. Beldres, defendant, of the offense of **Criminal Possession of a Weapon in the Third Degree** in violation of Section 265.02, subdivision 1, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about October 10, 2010, in the County of Oneida, Town of Marcy, did possess an ice pick type object, measuring 3.75 inches long by 1.8 inches in diameter with a melted plastic handle, with intent to use the same unlawfully against another.

SECOND COUNT

I, SCOTT D. MCNAMARA, DISTRICT ATTORNEY OF ONEIDA COUNTY, do hereby accuse Victor S. Beldres, defendant, of the offense of **Promoting Prison Contraband in the First Degree** in violation of Section 205.25, subdivision 2, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about October 10, 2010, in the County of Oneida, Town of Marcy, while being confined in a detention facility, to wit: Marcy Correctional Facility, did knowingly and unlawfully make, obtain or possess dangerous contraband, to wit: an ice pick type object, measuring 3.75 inches long by 1.8 inches in diameter with a melted plastic handle.

  
\_\_\_\_\_: Oneida County District Attorney.

Criminal Division

250 Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501 Telephone: (315) 798-5870 Fax: (315) 798-6419

CLIENT: Timothy Broadbent DIN #: 93-B-2938 NYSID: 6908949N

CHARGE: Promoting Prison Contraband in the First Degree, PL 205.25(2) DOB: 8/26/1970

Incident Location: Marcy CF Incident Date: 8/10/2010 File #: 10-2973

Date	Description	Code	Staff	Time	Rates	Total
9/9/2010	Arraignment before the Hon. Donald Buttenschon, Marcy Town Court.	CT	St. Thomas	1.00	\$75.00	\$75.00
9/13/2010	Processed and opened client file.	RS	Compo	0.50	\$31.67	\$15.84
9/14/2010	Reviewed and annotated file. Assigned assistant public defender.	RS	Nebush	0.50	\$75.00	\$37.50
9/23/2010	Received and reviewed file. Prepared inmate documents.	RS	Larabee	0.50	\$44.63	\$22.32
9/23/2010	Telephone call to inmate records at Fishkill CF.	FF	Larabee	0.15	\$44.63	\$6.69
9/27/2010	Client conference and travel to and from Fishkill CF.	DE	Larabee	7.45	\$44.63	\$332.49
9/27/2010	Mileage to and from Fishkill CF.	ML	Larabee	373.00	\$0.50	\$186.50
9/27/2010	Photocopies	PC	Larabee	12.00	\$0.15	\$1.80
9/27/2010	Tolls	Toll	Larabee	2.00	\$8.15	\$16.30
9/30/2010	Prepared report of client interview for Chief PD Nebush.	RS	Larabee	1.00	\$44.63	\$44.63
10/22/2010	Reviewed and annotated file. Preparation of letter to client and legal documents. Telephone call to Asst. District Atty.	RS	Marthage	0.75	\$75.00	\$56.25
11/15/2010	Reviewed and edited client letter and legal documents.	RS	Marthage	0.50	\$75.00	\$37.50
12/10/2010	Preparation of client letter. Telephone call from Asst. District Atty.	RS	Marthage	0.35	\$75.00	\$26.25
12/18/2010	Received and reviewed client letter and documents.	RS	Marthage	0.10	\$75.00	\$7.50
1/6/2011	Telephone call to court clerk. Correspondence with Marcy Town Court. Telephone call to Asst. District Atty.	RS	Marthage	0.75	\$75.00	\$56.25
1/14/2011	Received and calendared client court date. Prepared Notice of Appearance and Notice of Right to Appeal.	RS	Marthage	0.25	\$75.00	\$18.75
1/31/2011	Arraignment and pretrial conference before the Hon. Barry M. Donalty, Acting Supreme Court Justice. Client not produced.	CT	Marthage	1.25	\$75.00	\$93.75
2/1/2011	Received, reviewed and annotated file.	RS	Compo	0.15	\$34.52	\$5.18
2/14/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
2/14/2011	Arraignment and plea before the Hon. Barry M. Donalty, Acting Supreme Court Justice.	CT	Marthage	1.50	\$75.00	\$112.50
2/15/2011	Received, reviewed and annotated file.	RS	Compo	0.15	\$34.52	\$5.18
3/28/2011	Sentencing before the Hon. Barry M. Donalty, Acting Supreme Court Justice. Client conference. Review of pre-sentence investigation.	CT	Marthage	1.50	\$75.00	\$112.50
3/28/2011	Processed file for closing.	FF	Compo	0.15	\$34.52	\$5.18
5/4/2011	Reviewed and closed file. Prepared billing statement.	RS	Nebush	0.5	\$75.00	\$37.50
<b>TOTAL COMPENSATION, SERVICES AND EXPENSES PURSUANT TO COUNTY LAW 18-b</b>						<b>\$1,324.60</b>



STATE OF NEW YORK  
COUNTY COURT

ONEIDA COUNTY

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THE PEOPLE OF THE STATE OF NEW YORK

Against

Timothy Broadbent,

Defendant,

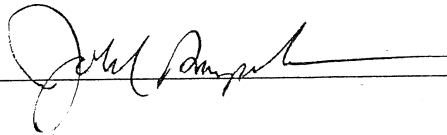
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SUPERIOR COURT  
INFORMATION

SCI NO. S 2011-014

FIRST COUNT

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Timothy Broadbent, defendant, of the offense of **Promoting Prison Contraband in the First Degree** in violation of Section 205.25, subdivision 2, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about August 10, 2010, in the County of Oneida, Town of Marcy, while being confined in a detention facility, to wit: Marcy Correctional Facility, did knowingly and unlawfully make, obtain or possess dangerous contraband, to wit: a threaded rod 3/8 inch by 11.5 inch sharpened to a point on one end with a white tape handle.



\_\_\_\_\_: Oneida County District Attorney.

Criminal Division

250 Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501 Telephone: (315) 798-5870 Fax: (315) 798-6419

CLIENT: **Thomas Bryant** DIN #: **02-A-5545** NYSID: **08263968k**

CHARGE: **Aggravated Harassment of an Employee by an Inmate, PL 240.32** DOB: **3/24/1980**

Incident Location: **Marcy CF** Incident Date: **3/31/2010** File #: **10-1608**

Date	Description	Code	Staff	Time	Rates	Total
<b>Attorney Compensation pursuant to County Law 722-b</b>						
7/8/2010	Arraignment before the Hon. Donald Buttenchon, Marcy Town Court.	CT	Tyksinski	1.00	\$75.00	\$75.00
7/9/2010	Processed and opened client file.	RS	Potter	0.50	\$36.49	\$18.25
7/12/2010	Received, reviewed and annotated file.	RS	McCormac	1.50	\$75.00	\$112.50
7/29/2010	Client conference at Oneida County Courthouse regarded grand jury.	DE	McCormac	2.50	\$75.00	\$187.50
8/6/2010	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
8/6/2010	Arraignment before the Hon. Michael L. Dwyer, Oneida County Judge. Adjourned for client to be produced.	CT	McCormac	1.00	\$75.00	\$75.00
8/6/2010	Received, reviewed and annotated file.	RS	Compo	0.10	\$31.67	\$3.17
8/17/2010	Arraignment before the Hon. Michael L. Dwyer, Oneida County Judge.	CT	McCormac	1.50	\$75.00	\$112.50
8/17/2010	Received, reviewed and annotated file.	RS	Compo	0.10	\$31.67	\$3.17
9/7/2010	Researched and prepared Omnibus Pretrial Motion.	RS	McCormac	3.00	\$75.00	\$225.00
9/7/2010	Reviewed and edited motions.	RS	McCormac	1.00	\$75.00	\$75.00
9/8/2010	Motions before the Hon. Michael L. Dwyer, Oneida County Judge.	CT	McCormac	1.00	\$75.00	\$75.00
9/8/2010	Received, reviewed and annotated file.	RS	Compo	0.15	\$31.67	\$4.75
9/9/2010	Received and reviewed inmate records from Attica CF.	RS	Larabee	0.25	\$44.63	\$11.16
9/9/2010	Telephone call to inmate records at Attica CF.	FF	McCormac	0.2	\$75.00	\$15.00
9/13/2010	Telephone call to inmate records at Attica CF.	FF	McCormac	0.2	\$75.00	\$15.00
9/15/2010	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
9/15/2010	Answer and argument before the Hon. Michael L. Dwyer, Oneida County Judge. Client conference.	CT	McCormac	1.00	\$75.00	\$75.00
9/16/2010	Received, reviewed and annotated file.	RS	Compo	0.10	\$31.67	\$3.17
10/4/2010	Research and trial preparation.	RS	McCormac	0.75	\$75.00	\$56.25
10/14/2010	Telephone call to Sullivan CF.	FF	McCormac	0.20	\$75.00	\$15.00
10/19/2010	Client conference and travel to and from Sullivan CF.	DE	McCormac	10.00	\$75.00	\$750.00
10/21/2010	Telephone call to/from Asst. District Attorney.	NG	McCormac	0.30	\$75.00	\$22.50
10/24/2010	Research and trial preparation.	RS	McCormac	2.50	\$75.00	\$187.50
10/28/2010	Reviewed and annotated file.	RS	McCormac	0.30	\$75.00	\$22.50
10/31/2010	Research and trial preparation.	RS	McCormac	5.00	\$75.00	\$375.00
11/1/2010	Trial before the Hon. Michael L. Dwyer, Oneida County Judge. Client conference. Trial preparation and research.	CT	McCormac	9.00	\$75.00	\$675.00
11/2/2010	Trial preparation and research.	RS	McCormac	3.00	\$75.00	\$225.00
11/3/2010	Trial before the Hon. Michael L. Dwyer, Oneida County Judge. Client conference.	CT	McCormac	3.00	\$75.00	\$225.00
11/4/2010	Reviewed and annotated file.	RS	Compo	0.25	\$31.67	\$7.92
1/12/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
1/12/2011	Sentence before the Hon. Michael L. Dwyer, Oneida County Judge. Client conference.	CT	McCormac	2.00	\$75.00	\$150.00
1/19/2011	Prepared Notice of Appeal.	RS	Compo	0.25	\$34.52	\$8.63
1/24/2011	Reviewed and filed Notice of Appeal.	FF	McCormac	0.50	\$75.00	\$37.50
1/24/2011	Processed file for closing.	FF	Compo	0.50	\$34.52	\$17.26
2/16/2011	Reviewed and closed file. Prepared billing statement.	RS	Nebush	0.50	\$75.00	\$37.50
<b>Total Attorney Compensation pursuant to County Law 722-b</b>						<b>\$3,932.46</b>

<b>Investigative Services pursuant to County Law 722-c</b>						
7/21/2010	Received and reviewed file. Prepared inmate documents.	RS	Larabee	0.50	\$44.63	\$22.32
8/10/2010	Telephone call to inmate records at Auburn CF.	FF	Larabee	0.15	\$44.63	\$6.69
8/12/2010	Client conference and travel to and from Auburn CF.	DE	Larabee	5.15	\$44.63	\$229.84
8/16/2010	Investigator's Report prepared regarding client interview.	RS	Larabee	1.00	\$44.63	\$44.63
<b>Total Investigative Services pursuant to County Law 722-c</b>						<b>\$303.48</b>
<b>Expenses Reasonably Incurred under County Law 722-b</b>						
8/12/2010	Mileage to and from Auburn CF.	ML	Larabee	172.00	\$0.50	\$86.00
8/12/2010	Client photocopies.	PC	Larabee	17.00	\$0.15	\$2.55
8/12/2010	Toll	Toll	Larabee	1.00	\$3.40	\$3.40
8/12/2010	Toll	Toll	Larabee	1.00	\$2.90	\$2.90
8/12/2010	Lunch	LN/DN	Larabee	1.00	\$10.79	\$10.79
10/19/2010	Mileage to and from Sullivan CF.	ML	McCormac	404.00	\$0.50	\$202.00
<b>Total Expenses Reasonably Incurred under County Law 722-b</b>						<b>\$307.64</b>
<b>TOTAL COMPENSATION, SERVICES AND EXPENSES PURSUANT TO COUNTY LAW 18-b</b>						<b>\$4,543.59</b>

**INDICTMENT**  
**(COPY)**

STATE OF NEW YORK  
COUNTY COURT                      ONEIDA COUNTY

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THE PEOPLE OF THE STATE OF NEW YORK

Against  
  
Thomas Bryant,  
  
Defendant.

INDICTMENT

IND. NO. I 2010-306

Filed July 29, 2010

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FIRST COUNT

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Thomas Bryant, defendant, of the offense of **Aggravated Harassment of an Employee by an Inmate** in violation of Section 240.32 of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about March 31, 2010, in the County of Oneida, Town of Marcy, being an inmate confined at the Marcy Correctional Facility, with intent to harass, annoy, threaten or alarm a person in a facility whom he knows or reasonably should know to be an employee of such facility, did cause or attempt to cause such employee to come into contact with blood, seminal fluid, urine or feces, to wit: a combination of urine and fecal matter, by throwing, tossing or expelling such fluid or material at uniformed Correctional Officers, employees of the Marcy Correctional Facility.

/s/ Scott D. McNamara : Oneida County District Attorney,

/s/ Jessica Aldrich : Foreperson, Oneida County Grand Jury.

250 Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501 Telephone: (315) 798-5870 Fax: (315) 798-6419

CLIENT: Eric Conklin DIN #: 08-A-5707 NYSID: \_\_\_\_\_

CHARGE: Assault in the Second Degree, PL 120.05(7) DOB: 8/8/1989

Incident

Location: Marcy CF Incident Date: 3/23/2010 File #: 10-1070

Date	Description	Code	Staff	Time	Rates	Total
6/10/2010	Arraignment before the Hon. Donald Buttenschon, Marcy Town Court.	CT	St. Thomas	1.00	\$75.00	\$75.00
6/15/2010	Processed and opened client file.	RS	Compo	0.50	\$31.67	\$15.84
6/16/2010	Reviewed and annotated file. Assigned assistant public defender.	RS	Nebush	0.50	\$75.00	\$37.50
6/17/2010	Received and reviewed file. Prepared inmate documents.	RS	Laribee	0.50	\$44.63	\$22.32
7/21/2010	Telephone call to inmate records at Great Meadow CF to arrange client interview for 7/22/10.	FF	Laribee	0.15	\$44.63	\$6.69
7/22/2010	Client conference and travel to and from Great Meadow. Advised that client had a mental health issue and I would not be allowed to interview client.	DE	Laribee	6.25	\$44.63	\$278.94
7/22/2010	Mileage to and from Great Meadow CF.	ML	Laribee	315.00	\$0.50	\$157.50
9/14/2010	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
9/14/2010	Arraignment and pretrial before the Hon. Michael L. Dwyer, Oneida County Judge. Client conference. CPL Section 730 requested.	CT	Kyles	1.50	\$75.00	\$112.50
9/14/2010	Received, reviewed and annotated file.	RS	Potter	0.25	\$36.49	\$9.12
9/21/2010	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
9/21/2010	Report before the Hon. Michael L. Dwyer, Oneida County Judge. Client conference. Renewed request for CPL Section 730 evaluation. Request granted.	CT	Kyles	0.50	\$75.00	\$37.50
9/21/2010	Received, reviewed and annotated file.	RS	Potter	0.15	\$36.49	\$5.47
10/26/2010	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
10/26/2010	Report before the Hon. Michael L. Dwyer, Oneida County Judge. Client declared competent. Client conference regarding pretrial disposition.	CT	Kyles	1.50	\$75.00	\$112.50
10/27/2010	Researched and prepared Omnibus Pretrial Motion.	RS	Kyles	3.00	\$75.00	\$225.00
10/29/2010	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
10/29/2010	Motions submitted before the Hon. Michael L. Dwyer, Oneida County Judge.	CT	Kyles	0.25	\$75.00	\$18.75
11/5/2010	Answer and argument on Omnibus Pretrial Motion before the Hon. Michael L. Dwyer, Oneida County Judge.	CT	Kyles	0.50	\$75.00	\$37.50
11/5/2010	Received, reviewed and annotated file.	RS	Potter	0.15	\$36.49	\$5.47
12/6/2010	Trial before the Hon. Michael L. Dwyer, Oneida County Judge.	CT	Kyles	6.50	\$75.00	\$487.50
12/7/2010	Trial and plea before the Hon. Michael L. Dwyer, Oneida County Judge.	CT	Kyles	6.50	\$75.00	\$487.50
12/8/2010	Received, reviewed and annotated file.	RS	Potter	0.15	\$36.49	\$5.47
2/15/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
2/15/2011	Sentence before the Hon. Michael L. Dwyer, Oneida County Judge.	CT	Kyles	1.25	\$75.00	\$93.75
2/15/2011	Processed file for closing.	RS	Potter	0.50	\$37.90	\$18.95
2/15/2011	Reviewed and closed file. Prepared billing statement.	RS	Nebush	0.50	\$75.00	\$37.50
<b>TOTAL COMPENSATION, SERVICES AND EXPENSES PURSUANT TO COUNTY LAW 18-b</b>						<b>\$2,344.53</b>

COPY

STATE OF NEW YORK  
LOCAL CRIMINAL COURT

COUNTY OF Oneida 10050143  
TOWN OF Marcy

THE PEOPLE OF THE STATE OF NEW YORK

[FELONY COMPLAINT]

--VS-

Date of Birth

Eric Conklin DIN#08A5707

08/08/89

Written Next Week Leaving  
CYP

Defendant(s)

BE IT KNOWN THAT, by this [ FELONY COMPLAINT ], Inv. A.V. Svitak Jr.  
as the Complainant herein, [stationed] [redacted] at SP Marcy  
accuses Eric Conklin DIN#08A5707

the above mentioned Defendant(s), with having committed the [ FELONY ]  
of ASSAULT 2ND, in violation of Section 120.05  
Subdivision 7 of the PENAL Law of the State of New York.

ACCUSATION

That on or about the 23rd day of March, 2010, at about 1:35pm in the  
TOWN of Marcy, County of Oneida, the  
defendant(s) did intentionally, knowingly and unlawfully commit the Felony of ASSAULT 2ND. A person is guilty of Assault in the  
second degree if, having been charged with or convicted of a crime and while confined in a correctional facility, as defined in  
subdivision three of section forty of the correction law, pursuant to such charge or conviction, with intent to cause physical injury to  
another person, he causes such injury to such person or to a third person. TO WIT: on the aforementioned time, date and while being  
an inmate confined in the Marcy Correctional facility, said defendant did bite Corrections Officer Eric L. Onyan on his left bicep while  
C.O. Onyan was in performance of his official duties. The bite caused C.O. Onyan extreme pain and left a bruise on his left bicep.

FACTS

Thomas Brown  
By  
Att'l  
2002

The above allegations of fact are made by the Complainant herein [on direct knowledge and/or upon information and  
belief, with the sources of Complainant's information and the grounds for belief being the facts contained in the attached  
SUPPORTING DEPOSITION(s) of: Eric L. Onyan and a State Police investigation.

WHEREFORE, Complainant prays that an Order to Produce be issued directing said defendant to appear before this

~~OR~~

NOTICE

In a written instrument, any person who knowingly makes a false statement which such person does not believe to be  
true has committed a crime under the laws of the State of New York punishable as a Class A Misdemeanor. (PL 210.45)

Affirmed under penalty of perjury  
this 14th day of May, 2010

--OR--

COMPLAINANT - Inv. A.V. Svitak Jr.

Subscribed and Sworn to before me  
this \_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

[ ] - STRIKE OUT/DELETE ANY WORDS THAT DO NOT APPLY

MAY 14 2010  
marcy ct.

250 Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501 Telephone: (315) 798-5870 Fax: (315) 798-6419

CLIENT: William J. Napolitano DIN #: 10-B-1775 NYSID: 06191023M

CHARGE: Promoting Prison Contraband in the First Degree, PL 205.25(2) DOB: 3/27/1969

Incident Location: Oneida CF Incident Date: 8/16/2010 File #: 10-2899

Date	Description	Code	Staff	Time	Rates	Total
9/8/2010	Arraignment before the Hon. Daniel C. Wilson, Rome City Court Judge.	CT	Arthur	1.00	\$75.00	\$75.00
9/9/2010	Processed and opened client file.	RS	Compo	0.50	\$31.67	\$15.84
9/9/2010	Reviewed and annotated file. Assigned assistant public defender. Reviewed felony complaint. Conference with APDs Curley and Kyles.	RS	Nebush	1.00	\$75.00	\$75.00
9/13/2010	Received and reviewed file. Prepared inmate documents.	RS	Larabee	0.50	\$44.63	\$22.32
10/4/2010	Telephone call to inmate records at Gouverneur CF.	FF	Larabee	0.15	\$44.63	\$6.69
10/6/2010	Client conference and travel to and from Gouverneur CF.	DE	Larabee	7.25	\$44.63	\$323.57
10/6/2010	Mileage to and from Gouverneur CF.	ML	Larabee	310.00	\$0.50	\$155.00
10/6/2010	Photocopies.	PC	Larabee	26.00	\$0.15	\$3.90
10/7/2010	Prepared report of client interview for Chief PD Nebush.	RS	Larabee	1.00	\$44.63	\$44.63
10/6/2010	Tolls.	Toll	Larabee	2.00	\$2.10	\$4.20
10/7/2010	Received, reviewed and annotated file.	RS	Compo	0.15	\$31.67	\$4.75
10/13/2010	Preliminary hearing before the Hon. Daniel C. Wilson, Rome City Court. Hearing adjourned.	CT	Arthur	0.50	\$75.00	\$37.50
10/14/2010	Received and annotated file.	RS	Potter	0.15	\$36.49	\$5.47
10/18/2010	Received and reviewed inmate documents from Gouverneur CF.	RS	Larabee	0.25	\$44.63	\$11.16
3/2/2011	Grand jury. Client conference.	CT	Curley	1.00	\$75.00	\$75.00
3/4/2011	Telephone call from private counsel.	FF	Kyles	0.25	\$75.00	\$18.75
3/17/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
3/17/2011	Arraignment before the Hon. Barry M. Donalty, Acting Supreme Court Judge.	CT	Marthage	0.75	\$75.00	\$56.25
3/21/2011	Received and annotated file.	RS	Potter	0.15	\$36.49	\$5.47
3/31/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
3/31/2011	Report before the Hon. Barry M. Donalty, Acting Supreme Court Judge. Private counsel substituted.	CT	Kyles	0.50	\$75.00	\$37.50
3/31/2011	Processed file for closing.	RS	Potter	0.25	\$36.49	\$9.12
5/5/2011	Reviewed and closed file. Prepared billing statement.	RS	Nebush	0.50	\$75.00	\$37.50
<b>TOTAL COMPENSATION, SERVICES AND EXPENSES PURSUANT TO COUNTY LAW 18-b</b>						<b>\$1,047.12</b>

STATE OF NEW YORK  
COUNTY COURT

ONEIDA COUNTY

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THE PEOPLE OF THE STATE OF NEW YORK

Against

William J. Napolitano,

Defendant,

---

INDICTMENT

IND. NO. I 2011-098

Filed February 22, 2011

**FIRST COUNT**

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse William J. Napolitano, defendant, of the offense of **Promoting Prison Contraband in the First Degree** in violation of Section 205.25, subdivision 2, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about August 16, 2010, in the County of Oneida, City of Rome, while being confined in a detention facility, to wit: Oneida Correctional Facility, did knowingly and unlawfully make, obtain or possess dangerous contraband, to wit: 80 milligrams of oxycodone.

**SECOND COUNT**

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse William J. Napolitano, defendant, of the offense of **Promoting Prison Contraband in the Second Degree** in violation of Section 205.20, subdivision 2, of the Penal Law of the State of New York, a misdemeanor, committed as follows: The said defendant, on or about August 16, 2010, in the County of Oneida, City of Rome, while being confined in a detention facility, to wit: Oneida Correctional Facility, did knowingly and unlawfully make, obtain or possess any contraband, to wit: marihuana.

**THIRD COUNT**

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse William J. Napolitano, defendant, of the offense of **Unlawful Possession of Marihuana** in violation of Section 221.05 of the Penal Law of the State of New York, a violation, committed as



follows: The said defendant, on or about August 16, 2010, in the County of Oneida, City of Rome, did knowingly and unlawfully possess marihuana.

**FOURTH COUNT**

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse William J. Napolitano, defendant, of the offense of **Criminal Possession of a Controlled Substance in the Seventh Degree** in violation of Section 220.03 of the Penal Law of the State of New York, a misdemeanor, committed as follows: The said defendant, on or about August 16, 2010, in the County of Oneida, City of Rome, did knowingly and unlawfully possess a controlled substance, to wit: 80 milligrams of oxycodone.

/s/ Michael A. Coluzza : Oneida County District Attorney,  
/s/ Carol Trzepacz : Foreperson, Oneida County Grand Jury.

250 Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501 Telephone: (315) 798-5870 Fax: (315) 798-6419

CLIENT: Theodore Philson DIN #: 09-R-0876 NYSID: \_\_\_\_\_

CHARGE: Criminal Possession of a Weapon in the Third Degree, PL 265.02(1) DOB: 12/10/1968

Incident Location: Midstate CF Incident Date: 8/14/2010 File #: 10-3755

Date	Description	Code	Staff	Time	Rates	Total
10/14/2010	Arraignment before the Hon. Donald S. Buttenschon, Marcy Town Court.	CT	St. Thomas	1.00	\$75.00	\$75.00
10/18/2010	Processed and opened client file.	RS	Compo	0.50	\$31.67	\$15.84
10/25/2010	Reviewed and annotated file. Assigned assistant public defender.	RS	Nebush	0.50	\$75.00	\$37.50
11/5/2010	Received and annotated file.	RS	Compo	0.10	\$31.67	\$3.17
11/23/2010	Grand jury. Client conference.	CT	Curley	0.75	\$75.00	\$56.25
12/8/2010	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
12/8/2010	Arraignment and pretrial before the Hon. Barry M. Donalty, Acting Supreme Court Judge. Client conference.	CT	Hartwell	1.00	\$75.00	\$75.00
12/22/2010	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
12/22/2010	Report before the Hon. Barry M. Donalty, Acting Supreme Court Judge.	CT	Tyksinski	0.50	\$75.00	\$37.50
12/23/2010	Received, reviewed and annotated file.	RS	Compo	0.10	\$31.67	\$3.17
1/5/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
1/5/2011	Report before the Hon. Barry M. Donalty, Acting Supreme Court Judge.	CT	Tyksinski	0.50	\$75.00	\$37.50
1/5/2011	Received, reviewed and annotated file.	RS	Potter	0.25	\$37.90	\$9.48
1/13/2011	Report before the Hon. Barry M. Donalty, Acting Supreme Court Judge. Client conference.	CT	Kyles	1.00	\$75.00	\$75.00
1/13/2011	Received, reviewed and annotated file.	RS	Potter	0.25	\$37.90	\$9.48
2/4/2011	Plea before the Hon. Barry M. Donalty, Acting Supreme Court Judge. Client conference.	CT	Kyles	1.15	\$75.00	\$86.25
2/4/2011	Received, reviewed and annotated file.	RS	Potter	0.30	\$37.90	\$11.37
3/24/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
3/24/2011	Sentencing before the Hon. Barry M. Donalty, Acting Supreme Court Judge.	CT	Kyles	1.00	\$75.00	\$75.00
3/24/2011	Processed file for closing.	FF	Compo	0.50	\$34.52	\$17.26
5/5/2011	Reviewed and closed file. Prepared billing statement.	RS	Nebush	0.50	\$75.00	\$37.50
<b>TOTAL COMPENSATION, SERVICES AND EXPENSES PURSUANT TO COUNTY LAW 18-b</b>						<b>\$707.25</b>

**INDICTMENT  
(COPY)**

STATE OF NEW YORK  
COUNTY COURT

ONEIDA COUNTY

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THE PEOPLE OF THE STATE OF NEW YORK

Against

Theodore Philson,

Defendant.

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INDICTMENT

IND. NO. I 2010-480

Filed November 23, 2010

FIRST COUNT

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Theodore Philson, defendant, of the offense of **Criminal Possession of a Weapon in the Third Degree** in violation of Section 265.02, subdivision 1, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about August 14, 2010, in the County of Oneida, Town of Marcy, did possess four sharpened metal can shards, with intent to use the same unlawfully against another.

SECOND COUNT

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Theodore Philson, defendant, of the offense of **Promoting Prison Contraband in the First Degree** in violation of Section 205.25, subdivision 2, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about August 14, 2010, in the County of Oneida, Town of Marcy, while being confined in a detention facility, to wit: Mid-State Correctional Facility, did knowingly and unlawfully make, obtain or possess dangerous contraband, to wit: four sharpened metal can shards.

/s/ Scott D. McNamara : Oneida County District Attorney,

/s/ Renee Manderson : Foreperson, Oneida County Grand Jury.

250 Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501 Telephone: (315) 798-5870 Fax: (315) 798-6419

CLIENT: Raphael Rivera DIN #: 07-A-4856 NYSID: \_\_\_\_\_

CHARGE: Criminal Possession of a Weapon in the Third Degree, PL 265.02(1) DOB: 3/23/1981

Incident

Location: Central NY Psychiatric Center Incident Date: 5/12/2010 File #: 10-2434

Date	Description	Code	Staff	Time	Rates	Total
8/12/2010	Arraignment before the Hon. Donald Buttenschon, Marcy Town Court.	CT	St. Thomas	1.00	\$75.00	\$75.00
8/16/2010	Processed and opened client file.	RS	Potter	0.50	\$36.49	\$18.25
8/16/2010	Reviewed and annotated file. Assigned assistant public defender.	RS	Nebush	0.50	\$75.00	\$37.50
8/19/2010	Received and reviewed file. Prepared inmate documents.	RS	Larabee	0.50	\$44.63	\$22.32
9/7/2010	Telephone call from Asst. District Attorney.	FF	Kyles	0.25	\$75.00	\$18.75
9/14/2010	Telephone call to Inmate Records at Green Haven CF.	FF	Larabee	0.10	\$44.63	\$4.46
9/20/2010	Client conference and travel to and from Green Haven CF.	DE	Larabee	7.50	\$44.63	\$334.73
9/20/2010	Mileage to and from Green Haven CF.	ML	Larabee	369.00	\$0.50	\$184.50
9/22/2010	Prepared report of client interview for Chief PD Nebush.	RS	Larabee	1.00	\$44.63	\$44.63
11/29/2010	Received, reviewed and annotated file.	RS	McCormac	0.50	\$75.00	\$37.50
11/30/2010	Grand Jury.	DE	Cooke	1.50	\$75.00	\$112.50
12/7/2010	Arraignment and pretrial before the Hon. Michael L. Dwyer, Oneida County Judge.	CT	Kyles	1.00	\$75.00	\$75.00
12/7/2010	Received, reviewed and annotated file.	RS	Potter	0.25	\$36.49	\$9.12
12/21/2010	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
12/21/2010	Plea before the Hon. Michael L. Dwyer, Oneida County Judge.	CT	Kyles	0.50	\$75.00	\$37.50
12/21/2010	Received, reviewed and annotated file.	RS	Potter	0.25	\$36.49	\$9.12
2/15/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
2/15/2011	Sentence before Hon. Michael L. Dwyer, Oneida County Judge.	DE	Kyles	1.50	\$75.00	\$112.50
2/15/2011	Processed file for closing.	RS	Potter	0.50	\$37.90	\$18.95
2/15/2011	Reviewed and closed file. Prepared billing statement.	RS	Nebush	0.50	\$75.00	\$37.50
<b>TOTAL COMPENSATION, SERVICES AND EXPENSES PURSUANT TO COUNTY LAW 18-b</b>						<b>\$1,212.32</b>

STATE OF NEW YORK  
COUNTY COURT                      ONEIDA COUNTY

THE PEOPLE OF THE STATE OF NEW YORK

Against  
  
Raphael Rivera,  
  
Defendant,

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INDICTMENT

IND. NO. I 2010-485

Filed November 30, 2010

FIRST COUNT

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Raphael Rivera, defendant, of the offense of **Criminal Possession of a Weapon in the Third Degree** in violation of Section 265.02, subdivision 1, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about May 12, 2010, in the County of Oneida, Town of Marcy, did possess a sharpened jagged metal shard, with intent to use the same unlawfully against another.

SECOND COUNT

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Raphael Rivera, defendant, of the offense of **Promoting Prison Contraband in the First Degree** in violation of Section 205.25, subdivision 2, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about May 12, 2010, in the County of Oneida, Town of Marcy, while being confined in a detention facility, to wit: Central New York Psychiatric Center, did knowingly and unlawfully make, obtain or possess dangerous contraband, to wit: a sharpened jagged metal shard.

/s/ Scott D. McNamara : Oneida County District Attorney,

/s/ Renee Maderson : Foreperson, Oneida County Grand Jury.



STATE OF NEW YORK  
COUNTY COURT

ONEIDA COUNTY

THE PEOPLE OF THE STATE OF NEW YORK

Against

Cody Rolfe and Damien Williams,

Defendant,

INDICTMENT

IND. NO. I 2011-148

Filed March 22, 2011

~~FIRST COUNT~~

DISMISS

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Cody Rolfe and Damien Williams, defendants, of the offense of **Assault in the Second Degree** in violation of Section 120.05, subdivision 7, of the Penal Law of the State of New York, as a felony, committed as follows: The said defendants, on or about January 11, 2011, in the County of Oneida, Town of Marcy, while confined in a correctional facility, to wit: Mid-State Correctional Facility, with intent to cause physical injury to Alec Fernandez, DIN# 10A6043, did cause such injury to such person.

SECOND COUNT

✓ 4/6/11

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Cody Rolfe and Damien Williams, defendants, of the offense of **Assault in the Third Degree** in violation of Section 120.00, subdivision 1, of the Penal Law of the State of New York, a misdemeanor, committed as follows: The said defendants, on or about January 11, 2011, in the County of Oneida, Town of Marcy, with intent to cause physical injury to Alec Fernandez, DIN# 10A6043, did cause such injury to wit: lacerations to the forehead of Alec Fernandez.

/s/ Michael A. Coluzza : Oneida County District Attorney,

/s/ Richard Fitsik : Foreperson, Oneida County Grand Jury.

250 Boeblert Center at Union Station, 321 Main Street, Utica, NY 13501 Telephone: (315) 798-5870 Fax: (315) 798-6419

CLIENT: Anthony Smith DIN #: 95-A-7341 NYSID: \_\_\_\_\_

CHARGE: Criminal Mischief 2, PL 145.10, a felony DOB: 10/22/1957

Incident

Location: Marcy CF Incident Date: 10/27/2010 File #: 10-4864

Date	Description	Code	Staff	Time	Rates	Total
12/9/2010	Arraignment before the Hon. Donald S. Buttenschon, Marcy Town Court.	CT	Cooke	0.50	\$75.00	\$37.50
12/13/2010	Processed and opened client file.	RS	Compo	0.50	\$31.67	\$15.84
12/13/2010	Reviewed and annotated file. Assigned assistant public defender.	RS	Nebush	0.50	\$75.00	\$37.50
12/15/2010	Received and reviewed file. Prepared inmate documents.	RS	Larabee	0.50	\$44.63	\$22.32
1/30/2011	Reviewed and annotated file. Reviewed letter from Asst. District Attorney.	RS	McCormac	1.00	\$75.00	\$75.00
4/28/2011	Grand jury. Client conference. Client did not appear.	CT	Cooke	1.00	\$75.00	\$75.00
4/28/2011	Conference with APD Cooke.	FF	McCormac	1.00	\$75.00	\$75.00
5/12/2011	Report, plea and sentencing before the Hon. Donald S. Buttenschon, Marcy Town Court. Client conference. Billed on other file (Assault 2).	CT	McCormac			
5/13/2011	Processed file for closing.	FF	Compo	0.20	\$34.52	\$6.90
5/25/2011	Reviewed and closed file. Prepared billing statement.	RS	Nebush	0.50	\$75.00	\$37.50
<b>TOTAL COMPENSATION, SERVICES AND EXPENSES PURSUANT TO COUNTY LAW 18-b</b>						<b>\$382.55</b>



STATE OF NEW YORK  
LOCAL CRIMINAL COURT

COUNTY OF ONEIDA  
TOWN OF MARCY

THE PEOPLE OF THE STATE OF NEW YORK ) [FELONY COMPLAINT ]

-VS-

Date of Birth

ANTHONY SMITH

10/22/57

MARCY C. F. RIVER RD MARCY, NY 13403

Defendant(s)

BE IT KNOWN THAT, by this [FELONY COMPLAINT ], Inv. Stephen M. Kubat  
as the Complainant herein, [stationed] [redacted] at SP Marcy  
accuses ANTHONY SMITH MARCY C. F. RIVER RD MARCY, NY 13403  
the above mentioned Defendant(s), with having committed the [ FELONY ]  
of CRIMINAL MISCHIEF 2ND , in violation of Section 145.10  
Subdivision 0 of the PENAL Law of the State of New York.

ACCUSATION

That on or about the 27th day of October, 2010, at about 4:50 PM in the  
TOWN of MARCY, County of ONEIDA, the  
defendant(s) did intentionally, knowingly and unlawfully commit the FELONY of CRIMINAL MISCHIEF 2ND. A person is guilty of  
criminal mischief in the second degree when, with intent to damage property of another person, and having no right to do so nor any  
reasonable ground to believe that he has such right, he damages property of another person in the amount exceeding one thousand  
five hundred dollars. TO WIT: on the aforementioned time date and place said defendant did, while incarcerated at Marcy  
Correctional Facility, damage property in excess of \$1500.00. Specifically the defendant did damage the fire suppression system at  
the Marcy Correctional Facility by intentionally damage the sprinkler head causing the system to discharge further damaging flooring  
in the room

FACTS

All contrary to the statute made and provided.  
Criminal Mischief in the 2nd degree is a class D felony.

The above allegations of fact are made by the Complainant herein [on direct knowledge and/or upon information and  
belief, with the sources of Complainant's information and the grounds for belief being the facts contained in the attached  
SUPPORTING DEPOSITION(s) of: Sgt. Floyd E. Thelen and Lt. Gary Cartwright

WHEREFORE, Complainant prays that a Warrant be issued for the arrest of the said Defendant(s).

-OR-

WHEREAS, an Appearance Ticket was issued to the said Defendant(s), directing [him][her][them] to appear before this  
court at [ ] [a.m.][p.m], on the [ ] day of [ ], 19[ ].


NOTICE

In a written instrument, any person who knowingly makes a false statement which such person does not believe to be  
true has committed a crime under the laws of the State of New York punishable as a Class A Misdemeanor. (PL 210.45)

Affirmed under penalty of perjury  
this 23rd day of November, 2010

-OR-

Subscribed and Sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

  
COMPLAINANT - Inv. Stephen M. Kubat

[ ] - STRIKE OUT/DELETE ANY WORDS THAT DO NOT APPLY

250 Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501 Telephone: (315) 798-5870 Fax: (315) 798-6419

CLIENT: Anthony Smith DIN #: 95-A-7341 NYSID: \_\_\_\_\_

CHARGE: Assault in the Second Degree, PL 120.05(7) DOB: 10/22/1957

Incident Location: Marcy CF Incident Date: 12/9/2010 File #: 11-387

Date	Description	Code	Staff	Time	Rates	Total
1/13/2011	Arraignment before the Hon. Donald S. Buttenschon, Marcy Town Court.	CT	St. Thomas	1.00	\$75.00	\$75.00
1/24/2011	Processed and opened client file.	RS	Compo	0.50	\$34.52	\$17.26
1/24/2011	Reviewed and annotated file. Assigned assistant public defender.	RS	Nebush	0.50	\$75.00	\$37.50
1/27/2011	Received and reviewed file. Prepared inmate documents.	RS	Larabee	0.50	\$49.02	\$24.51
1/30/2011	Reviewed and annotated file. Discussions with ADA.	FF	McCormac	1.00	\$75.00	\$75.00
3/2/2011	Telephone call to inmate records at Marcy CF.	FF	Larabee	0.20	\$49.02	\$9.80
3/3/2011	Client conference and travel to and from Marcy CF.	DE	Larabee	1.50	\$49.02	\$73.53
3/3/2011	Mileage to and from Marcy CF	ML	Larabee	18.00	\$0.51	\$9.18
3/3/2011	Prepared report of client interview for Chief PD Nebush	RS	Larabee	1.00	\$49.02	\$49.02
3/3/2011	Photocopies	PC	Larabee	7.00	\$0.15	\$1.05
3/4/2011	Received, reviewed and annotated file.	RS	McCormac	0.50	\$75.00	\$37.50
3/18/2011	Received and reviewed inmate records from Midstate CF	RS	McCormac	1.00	\$75.00	\$75.00
4/27/2011	Conference with Asst. District Attorney.	NG	McCormac	0.50	\$75.00	\$37.50
5/4/2011	Received and reviewed letter from Asst. District Attorney	NG	McCormac	1.00	\$75.00	\$75.00
5/12/2011	Report, plea and sentence before the Hon. Donald S. Buttenschon, Marcy Town Court. Client conference.	CT	McCormac	1.50	\$75.00	\$112.50
5/13/2011	Processed file for closing.	FF	Compo	0.50	\$34.52	\$17.26
5/24/2011	Reviewed and closed file. Prepared billing statement.	RS	Nebush	0.50	\$75.00	\$37.50
<b>TOTAL COMPENSATION, SERVICES AND EXPENSES PURSUANT TO COUNTY LAW 18-b</b>						<b>\$764.11</b>

THE PEOPLE OF THE STATE OF NEW YORK

[FELONY COMPLAINT]

--VS--

Date of Birth

ANTHONY SMITH (95A7341)

10/22/57

Defendant

OFF

BE IT KNOWN THAT, by this [ FELONY COMPLAINT ], INV. THOMAS E. FORT, JR  
as the Complainant herein, [stationed] [reading] at SP MARCY  
accuses ANTHONY SMITH (95A7341)  
the above mentioned Defendant(s), with having committed the [ FELONY ]  
of ASSAULT 2ND, in violation of Section 120.05  
Subdivision 7 of the PENAL Law of the State of New York.

ACCUSATION

That on or about the 9th day of December, 2010, at about 5:15 pm in the  
TOWN of MARCY, County of ONEIDA, the  
defendant did intentionally, knowingly and unlawfully commit the FELONY of ASSAULT 2ND. A person is guilty of Assault in the  
second degree if, having been charged with or convicted of a crime and while confined in a correctional facility, as defined in  
subdivision three of section forty of the correction law, pursuant to such charge or conviction, with intent to cause physical injury to  
another person, he causes such injury to such person or to a third person.

TO WIT: on the aforementioned time, date and place, said defendant did assault a NYS Corrections Officer, Joseph Russo, by biting  
him several times on the left hand and causing a physical injury. These bites broke the skin, caused minor bleeding, and substantial  
pain. The incident occurred while inside the Marcy Correctional Facility, Old River Rd., Town of Marcy, Oneida County, NY. This is all  
contrary to the above mentioned statute in such case made and provided for.

FACTS

The above allegations of fact are made by the Complainant herein upon information and belief, with the sources of  
Complainant's information and the grounds for belief being the facts contained in the attached SUPPORTING  
DEPOSITIONS of: Joseph Russo and Brian Dougherty

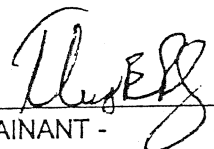
WHEREFORE, Complainant prays that an order to produce be issued for the arrest of the said Defendant.

--OR--

NOTICE In a written instrument, any person who knowingly makes a false statement which such person does not believe to be  
true has committed a crime under the laws of the State of New York punishable as a Class A Misdemeanor. (PL 210.45)

Affirmed under penalty of perjury  
this 14th day of December, 2010

--OR--

  
COMPLAINANT - INV. THOMAS E. FORT, JR

Subscribed and Sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

[ ] - STRIKE OUT/DELETE ANY WORDS THAT DO NOT APPLY

DEC 20 2010

## Oneida County Public Defender

## Section 606 Billing Log

People v. Rahmir Williams, DIN# 05-A-1953

Criminal Division

250 Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501 Telephone: (315) 798-5870 Fax: (315) 798-6419

CLIENT: Rahmir Williams DIN #: 05-A-1953 NYSID: 08434890HCHARGE: Promoting Prison Contraband in the First Degree, PL 205.25(2) DOB: 11/23/1979

Incident

Location: Marcy CF Incident Date: 8/6/2010 File #: 10-2968

Date	Description	Code	Staff	Time	Rates	Total
<b>Attorney Compensation Pursuant to County Law 722-b</b>						
9/9/10	Arraignment before the Hon. Donald Buttenschon, Marcy Town Court.	CT	St. Thomas	0.50	\$75.00	\$37.50
9/13/2010	Processed and opened client file.	RS	Compo	0.50	\$31.67	\$15.84
9/14/2010	Reviewed and annotated file. Assigned assistant public defender.	RS	Nebush	0.50	\$75.00	\$37.50
10/14/2010	Report before the Hon. Donald Buttenschon. Client not produced. Adjourned.	FF	St. Thomas	0.15	\$75.00	\$11.25
10/18/2010	Received, reviewed and annotated file.	RS	Compo	0.10	\$31.67	\$3.17
11/4/2010	Received, reviewed and annotated file. Two telephone calls to District Attorney's office.	NG	McCormac	1.50	\$75.00	\$112.50
11/4/2010	Client conference and Grand Jury.	CT	McCormac	4.00	\$75.00	\$300.00
11/19/2010	Arraignment and pretrial before the Hon. Barry M. Donalty, Oneida County Judge.	CT	Tyksinski	1.00	\$75.00	\$75.00
11/23/2010	Telephone call to Inmate Records at Auburn CF to schedule client conference. Conference scheduled for 11/30/10.	FF	McCormac	0.20	\$75.00	\$15.00
11/30/2010	Client conference and travel to and from Auburn CF. <b>Client transported to Attica CF.</b>	DE	McCormac	6.00	\$75.00	\$450.00
12/2/2010	Reviewed and annotated file. Telephone call to inmate records at Attica CF.	FF	McCormac	0.10	\$75.00	\$7.50
12/2/2010	Telephone call to Inmate Records at Attica CF to schedule client conference. Conference scheduled for 12/7/10.	FF	McCormac	0.20	\$75.00	\$15.00
12/6/2010	Reviewed file and made copies of legal papers for client.	RS	McCormac	1.00	\$75.00	\$75.00
12/7/2010	Client conference and travel to and from Attica CF.	DE	McCormac	12.00	\$75.00	\$900.00
12/14/2010	Legal research.	RS	McCormac	2.00	\$75.00	\$150.00
12/16/2010	Legal research. Prepared Notice to Proffer Psychiatric Evidence.	RS	McCormac	3.50	\$75.00	\$262.50
12/17/2010	Report before the Hon. Barry M. Donalty, Oneida County Judge. Client conference.	CT	McCormac	2.50	\$75.00	\$187.50
12/20/2010	Prepared client release and faxed it to Marcy CF.	RS	Compo	0.50	\$31.67	\$15.84
12/28/2010	Legal research and prepared motion instructions for paralegal.	RS	McCormac	3.00	\$75.00	\$225.00
12/28/2010	Prepared Omnibus Pretrial Motion.	RS	Compo	1.50	\$31.67	\$47.51
12/28/2010	Filed motions with Judge Donalty and District Attorney. Travel to and from Oneida County Courthouse.	RS	McCormac	1.00	\$75.00	\$75.00
1/4/2011	Received and reviewed Answering Affidavit from District Attorney. Received and reviewed client letter to Judge Donalty.	RS	McCormac	0.50	\$75.00	\$37.50
1/7/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
1/7/2011	Motions before the Hon. Barry M. Donalty, Oneida County Judge.	CT	Marthage	1.00	\$75.00	\$75.00
1/10/2011	Reviewed and annotated file.	RS	Compo	0.10	\$34.52	\$3.45
1/27/2011	Telephone call to Inmate Records at Attica CF to schedule client conference. Conference scheduled for 2/1/2011.	FF	McCormac	0.20	\$75.00	\$15.00

2/1/2011	Client conference and travel to and from Attica CF to prepare for trial. <b>Client not at facility.</b>	DE	McCormac	8.00	\$75.00	\$600.00
2/2/2011	Telephone call to Inmate Records at Attica CF.	FF	McCormac	0.15	\$75.00	\$11.25
2/2/2011	Telephone call to Inmate Records at Auburn CF.	FF	McCormac	0.25	\$75.00	\$18.75
2/3/2011	Telephone call to Counselor at Attica CF.	FF	McCormac	0.10	\$75.00	\$7.50
2/4/2011	Telephone call to Counselor at Attica CF.	FF	McCormac	0.25	\$75.00	\$18.75
2/7/2011	Telephone call to Counselor at Auburn CF. Client transferred to Behavioral Housing Unit at Great Meadow CF.	FF	McCormac	0.20	\$75.00	\$15.00
2/8/2011	Telephone call to inmate records at Great Meadow CF to schedule client conference. Conference scheduled for 2/15/11 at noon.	FF	McCormac	0.20	\$75.00	\$15.00
2/11/2011	Telephone call to Records Department at Central New York Psychiatric Center.	FF	McCormac	0.10	\$75.00	\$7.50
2/14/2011	Telephone call to Records Department at Central New York Psychiatric Center.	FF	McCormac	0.10	\$75.00	\$7.50
2/15/2011	Client conference and travel to and from Great Meadow CF.	DE	McCormac	8.50	\$75.00	\$637.50
2/17/2011	Telephone call to Dr. Lawrence Farago at Central NY Psychiatric Center.	FF	McCormac	0.10	\$75.00	\$7.50
2/17/2011	Telephone call to Dr. Lawrence Farago at Midstate CF.	FF	McCormac	0.10	\$75.00	\$7.50
2/18/2011	Telephone call from Dr. Lawrence Farago at Midstate CF.	FF	McCormac	0.30	\$75.00	\$22.50
2/18/2011	Telephone call to the Hon. Barry M. Donalty, Oneida County Judge.	FF	McCormac	0.50	\$75.00	\$37.50
2/22/2011	Prepared subpoena.	RS	McCormac	0.25	\$75.00	\$18.75
2/23/2011	Conference with Special Inv. Nicholas LaBella regarding service of subpoena on Dr. Farago.	FF	McCormac	0.50	\$75.00	\$37.50
2/24/2011	Telephone call regarding client.	FF	McCormac	0.10	\$75.00	\$7.50
2/25/2011	Report before the Hon. Barry M. Donalty, Oneida County Judge. Client conference regarding trial on 2/28/11.	CT	McCormac	3.00	\$75.00	\$225.00
2/25/2011	Reviewed Rosario material provided by the District Attorney.	RS	McCormac	2.50	\$75.00	\$187.50
2/26/2011	Trial preparation.	RS	McCormac	4.00	\$75.00	\$300.00
2/27/2011	Telephone call from ADA Schultz regarding the trial. Telephone call to Dr. Farago regarding testifying. Trial preparation.	RS	McCormac	3.00	\$75.00	\$225.00
2/28/2011	Trial before the Hon. Barry M. Donalty, Acting Supreme Court Justice. Case dismissed on motion of the defense after People rested.	RS	McCormac	5.00	\$75.00	\$375.00
2/28/2011	Telephone call to Dr. Farago regarding testifying.	FF	McCormac	0.10	\$75.00	\$7.50
3/1/2011	Processed file for closing.	FF	Compo	0.50	\$34.52	\$17.26
3/9/2011	Reviewed and closed file. Prepared billing statement.	RS	Nebush	1.50	\$75.00	\$112.50
<b>Total Attorney Compensation pursuant to County Law 722-b</b>						<b>\$6,088.05</b>
<b>Investigative Services pursuant to County Law 722-c</b>						
9/16/2010	Received and reviewed file. Prepared inmate documents.	RS	Larabee	0.50	\$44.63	\$22.32
10/20/2010	Telephone call to Inmate Records at Marcy CF.	FF	Larabee	0.10	\$44.63	\$4.46
11/1/2010	Telephone call to Inmate Records at Attica CF to schedule client conference. Conference scheduled for 11/3/10.	FF	Larabee	0.15	\$44.63	\$6.69
11/3/2010	Client conference and travel to and from Attica CF. <b>Refused admission to see client and later advised client was not at the facility.</b>	DE	Larabee	6.75	\$44.63	\$301.25
11/3/2010	Mileage to and from Attica CF.	ML	Larabee	354.00	\$0.50	\$177.00
11/3/2010	Toll	Toll	Larabee	1.00	\$6.50	\$6.50
11/3/2010	Toll	Toll	Larabee	1.00	\$6.90	\$6.90

11/3/2010	Lunch	LN/DN	Laribee	1.00	\$9.44	\$9.44
11/4/2010	Telephone call to Inmate Records at Marcy CF.	RS	Laribee	0.15	\$44.63	\$6.69
11/6/2010	Telephone call to Inmate Records at Auburn CF.	RS	Laribee	0.10	\$44.63	\$4.46
11/16/2010	Telephone call to Inmate Records at Attica CF. Client conference scheduled for 11/18/10.	FF	Laribee	0.15	\$44.63	\$6.69
11/18/2010	Client conference at Attica CF. <b>Client was transferred to Auburn CF this morning.</b>	FF	Laribee	6.25	\$44.63	\$278.94
11/18/2010	Mileage to and from Attica CF.	ML	Laribee	357.00	\$0.50	\$178.50
11/18/2010	Toll	Toll	Laribee	1.00	\$7.40	\$7.40
11/18/2010	Toll	Toll	Laribee	1.00	\$2.05	\$2.05
11/18/2010	Toll	Toll	Laribee	1.00	\$4.90	\$4.90
11/18/2010	Lunch	LN/DN	Laribee	1.00	\$6.27	\$6.27
11/19/2010	Telephone call to Inmate Records at Auburn CF.	FF	Laribee	0.15	\$44.63	\$6.69
11/22/2010	Client conference at Auburn CF.	FF	Laribee	4.75	\$44.63	\$211.99
11/22/2010	Mileage to and from Auburn CF.	ML	Laribee	171.00	\$0.50	\$85.50
11/24/2010	Prepared report of client conference for Chief PD Nebush.	RS	Laribee	1.00	\$44.63	\$44.63
12/8/2010	Received and reviewed client's records from Attica CF.	RS	Laribee	0.25	\$44.63	\$11.16
<b>Total Investigative Services pursuant to County Law 722-c</b>						<b>\$1,390.45</b>
<b>Expenses Reasonably Incurred under County Law 722-b</b>						
11/30/2010	Mileage to and from Auburn CF.	ML	McCormac	199.00	\$0.50	\$99.50
12/7/2010	Mileage to and from Attica CF.	ML	McCormac	399.00	\$0.50	\$199.50
2/1/2011	Mileage to and from Attica CF.	ML	McCormac	351.00	\$0.50	\$175.50
2/15/2011	Mileage to and from Great Meadow CF.	ML	McCormac	331.00	\$0.50	\$165.50
<b>Total Expenses Reasonably Incurred under County Law 722-b</b>						<b>\$640.00</b>
<b>TOTAL COMPENSATION, SERVICES AND EXPENSES PURSUANT TO COUNTY LAW 18-b</b>						<b>\$8,118.50</b>

**INDICTMENT  
(COPY)**

STATE OF NEW YORK  
COUNTY COURT

ONEIDA COUNTY

THE PEOPLE OF THE STATE OF NEW YORK

Against

Rahmir Williams,

Defendant.

INDICTMENT

IND. NO. I 2010-449

Filed November 4, 2010

FIRST COUNT

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Rahmir Williams, defendant, of the offense of **Promoting Prison Contraband in the First Degree** in violation of Section 205.25, subdivision 2, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about August 6, 2010, in the County of Oneida, Town of Marcy, while being confined in a detention facility, to wit: Marcy Correctional Facility, did knowingly and unlawfully make, obtain or possess dangerous contraband, to wit: one 3½ inches long shank.

SECOND COUNT

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Rahmir Williams, defendant, of the offense of **Promoting Prison Contraband in the First Degree** in violation of Section 205.25, subdivision 2, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about August 6, 2010, in the County of Oneida, Town of Marcy, while being confined in a detention facility, to wit: Marcy Correctional Facility, did knowingly and unlawfully make, obtain or possess dangerous contraband, to wit: one 2 inches long shank.

/s/ Michael A. Coluzza : Oneida County District Attorney,

/s/ Robert Tarry : Foreperson, Oneida County Grand Jury.

**INDICTMENT  
(COPY)**

STATE OF NEW YORK  
COUNTY COURT                      ONEIDA COUNTY

THE PEOPLE OF THE STATE OF NEW YORK

Against  
  
Rahmir Williams,  
  
Defendant.

INDICTMENT

IND. NO. I 2010-449

Filed November 4, 2010

FIRST COUNT

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Rahmir Williams, defendant, of the offense of **Promoting Prison Contraband in the First Degree** in violation of Section 205.25, subdivision 2, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about August 6, 2010, in the County of Oneida, Town of Marcy, while being confined in a detention facility, to wit: Marcy Correctional Facility, did knowingly and unlawfully make, obtain or possess dangerous contraband, to wit: one 3½ inches long shank.

SECOND COUNT

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Rahmir Williams, defendant, of the offense of **Promoting Prison Contraband in the First Degree** in violation of Section 205.25, subdivision 2, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about August 6, 2010, in the County of Oneida, Town of Marcy, while being confined in a detention facility, to wit: Marcy Correctional Facility, did knowingly and unlawfully make, obtain or possess dangerous contraband, to wit: one 2 inches long shank.

/s/ Michael A. Coluzza : Oneida County District Attorney,

/s/ Robert Tarry : Foreperson, Oneida County Grand Jury.



250 Boeblert Center at Union Station, 321 Main Street, Utica, NY 13501 Telephone: (315) 798-5870 Fax: (315) 798-6419

CLIENT: Floyd Youmans DIN #: 06-R-3819 NYSID: \_\_\_\_\_

CHARGE: Criminal Possession of a Controlled Substance 5 DOB: 12/24/1959

Incident Location: Oneida CF Incident Date: 8/12/2009 File #: 11-1057

Date	Description	Code	Staff	Time	Rates	Total
2/25/2011	Arraignment before the Hon. Barry M. Donalty, Acting Supreme Court Judge.	CT	McCormac	1.00	\$75.00	\$75.00
2/28/2011	Processed and opened client file.	RS	Potter	0.50	\$37.90	\$18.95
2/28/2011	Reviewed and annotated file. Assigned assistant public defender.	RS	Nebush	0.50	\$75.00	\$37.50
3/2/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
3/3/2011	Report and plea before the Hon. Barry M. Donalty, Acting Supreme Court Judge.	CT	Kyles	0.50	\$75.00	\$37.50
3/3/2011	Received, reviewed and annotated file.	RS	Potter	0.25	\$37.90	\$9.48
3/11/2011	Client conference and travel to and from Oneida County CF.	DE	Kyles	1.00	\$75.00	\$75.00
3/11/2011	Mileage to and from Oneida County CF	ML	Kyles	24.00	\$0.51	\$12.24
4/21/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
4/21/2011	Sentencing before the Hon. Barry M. Donalty, Acting Supreme Court Judge. Adjourned.	CT	Kyles	0.50	\$75.00	\$37.50
4/21/2011	Received, reviewed and annotated file.	RS	Potter	0.25	\$37.90	\$9.48
5/5/2011	Case Conference	FF	McCormac	0.15	\$75.00	\$11.25
5/5/2011	Report before the Hon. Barry M. Donalty, Acting Supreme Court Judge. Indictment dismissed.	CT	Kyles	0.50	\$75.00	\$37.50
5/5/2011	Processed file for closing.	RS	Potter	0.50	\$37.90	\$18.95
5/25/2011	Reviewed and closed file. Prepared billing statement.	RS	Nebush	0.50	\$75.00	\$37.50
<b>TOTAL COMPENSATION, SERVICES AND EXPENSES PURSUANT TO COUNTY LAW 18-b</b>						<b>\$440.34</b>

STATE OF NEW YORK  
COUNTY COURT

ONEIDA COUNTY

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THE PEOPLE OF THE STATE OF NEW YORK

Against

Floyd Youmans and Christopher Pozzi,

Defendants.

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INDICTMENT

IND. NO. I 2011-068

Filed February 8, 2011

**FIRST COUNT**

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Floyd Youmans and Christopher Pozzi, defendants, of the offense of **Criminal Possession of a Controlled Substance in the Fifth Degree** in violation of Section 220.06, subdivision 5, of the Penal Law of the State of New York, a felony, committed as follows: The said defendants, on or about August 12, 2009, in the County of Oneida, City of Rome, did knowingly and unlawfully possess five hundred milligrams or more of cocaine.

**SECOND COUNT**

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Floyd Youmans, defendant, of the offense of **Promoting Prison Contraband in the First Degree** in violation of Section 205.25, subdivision 1, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about August 12, 2009, in the County of Oneida, City of Rome, did knowingly and unlawfully introduce dangerous contraband, to wit: cocaine, into a detention facility, to wit: Oneida Correctional Facility.

**THIRD COUNT**

THE GRAND JURY OF ONEIDA COUNTY, do hereby accuse Christopher Pozzi, defendant, of the offense of **Promoting Prison Contraband in the First Degree** in violation of Section 205.25, subdivision 2, of the Penal Law of the State of New York, a felony, committed as follows: The said defendant, on or about August 12, 2009, in the

County of Oneida, City of Rome, while being confined in a detention facility, to wit: Oneida Correctional Facility, did knowingly and unlawfully make, obtain or possess dangerous contraband, to wit: cocaine.

/s/ Scott D. McNamara : Oneida County District Attorney,

/s/ Richard Fitsik : Foreperson, Oneida County Grand Jury.