

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

The Board met pursuant to statute and was called to order by the Chairman. Below is a Roster of the members of the Board of Legislators listing their respective Legislative Districts.

- R-1 Keith Schiebel (Vernon, District 1, 2, 3, 4, 5; Verona, District 5)
- R-2 Colin Idzi (Augusta District 1, 2; Kirkland District 3, 8; Marshall District 1, 2; Sangerfield District 1, 2)
- R-3 Norman Leach (Rome 3rd Ward, District 3; Verona Districts 3, 4, 6; Vienna District 1, 2, 3, 4)
- R-4 Cynthia Rogers-Witt (Rome Ward 1, District 2; Ward 2 District 2, 3, 4, 5; Ward 3 District 1, 4, 5; Ward 7 District 2; Verona District 1, 2)
- R-5 Michael B. Waterman (Annsville, District 1, 2, 3; Camden District 1, 2, 3; Florence District 1; Lee District 3)
- R-6 Steve Boucher (Ava District 1; Boonville District 1, 2, 3, 4; Forestport District 1, 2; Remsen District 1; Steuben District 1)
- R-7 Gerald J. Fiorini (Lee District 5; Rome Ward 1 district 1, Ward 6 District 1, 2, 3, 4, Ward 7 District 3, 4, 5)
- R-8 Richard A. Flisnik (Floyd District 2, 3; Marcy District 1, 2, 3, 4; Whitestown District 5)
- D-9 Philip M. Sacco (Deerfield District 1, 2, 3; Floyd District 1; Trenton District 1, 2, 3, 4)
- R-10 George Joseph (Kirkland District 1, 10; Rome Ward 2, District 1; Westmoreland District 1, 2, 3, 4)
- R-11 Robert Koenig (Whitestown District 1, 2, 4, 6, 7, 8, 9, 13, 15)
- R-12 Brenda McMonagle (Rome Ward 3 District 2; Ward 4 District 1, 2, 3, 4; Ward 5 District 1, 2, 3, 4)
- R-13 Christopher Newton (New Hartford Ward 2 District 1, 2; Whitestown District 3, 10, 11, 12, 14, 16)
- D-14 Chad Davis (Kirkland District 2, 4, 5, 6, 7, 9; New Hartford Ward 4 District 1, 2, 3, 4)
- R-15 James M. D'Onofrio (New Hartford Ward 1 District 3, 5; Ward 2 District 3, 4; Ward 3 District 1, 2, 3, 4)
- R-16 Mary Pratt (Bridgewater District 1; New Hartford Ward 1 District 1, 2, 4; Paris District 1, 2, 3)
- R-17 Brian P. Mandryck (Lee District 1, 2, 4; Rome Ward 1 District 3, 4; Ward 7 District 1; Western District 1, 2, 3)
- R-18 Jeff Daniels (Utica Ward 4 District 1, 2, 3, 4, 5, 6, 7, 8, 9)
- I-19 Timothy Julian (Utica Ward 3 District 1, 2, 3, 4, 5, 6, 7, 8, 9; Ward 5 District 2)
- D-20 Evon M. Ervin (Utica Ward 1 District 8; Ward 5 District 1, 3, 4, 5, 6)
- D-21 Lori Washburn (Utica Ward 2 District 1, 3, 4, 5, 6, 7; Ward 3 District 10; Ward 5 District 7)
- D-22 Rose Ann Convertino (Utica Ward 1 District 1, 2, 3, 4, 5, 6, 7; Ward 2 District 2, 8)
- D-23 Anthony Leone Jr. (Utica Ward 6, District 1, 2, 3, 4, 5, 6, 7, 8, 9)

MEMBERS PRESENT: Schiebel, Idzi, Leach, Rogers-Witt, Boucher, Fiorini, Flisnik, Sacco, Joseph, Koenig, McMonagle, Newton, Davis, D'Onofrio, Pratt, Daniels, Julian, Ervin, Washburn, Convertino, Leone

MEMBERS ABSENT: Mandryck, Waterman

Chairman Fiorini called to the Podium County Executive Anthony Picente Jr. to speak in regards to the State of the State Address. Chief Brian Healy of the Fire Chiefs Assoc. was called to the podium. Chief Healy spoke on behalf of all fire fighters. He requests that a resolution be put into place for fire fighters personal information be kept confidential. Donna Beckett spoke in regards to the Downtown Hospital. Utica Comets President Robert Esche, Carl Annese and Frank DuRoss was lastly called to the podium to give the Board an update on the Nexus Center.

PETITIONS AND COMMUNICATIONS

- FN 2020-051 – DWI Selective Enforcement Patrols and related activities
- FN 2020-066 – Storm Relief
- FN 2020-067 – NYS OILS funding
- FN 2020-068 – Democratic members petition and designate the Utica OD and Rome Sentinel as the official newspaper
- FN 2020-069 – Republican members petition and designate the Utica OD and Rome Sentinel as the official newspaper
- FN 2020-070 – Fire Advisory Board
- FN 2020-071.1 – Capital Project H-61 – SUNY Marcy Parkway
- FN 2020-071.2 – Resolution for the reconstruction of the SUNY Marcy Parkway project
- FN 2020-072 – Warranty & Support for microwave radio equipment
- FN 2020-073.1 – Permit for space on NYPA's Talcottville Tower
- FN 2020-073.2 – Lease space in Lewis County's equipment shelter located at the NYPA tower at 5681 Ziegler Road, Town of Leyden
- FN 2020-074 – Request of refunds for property taxes
- FN 2020-075 – NEXUS Center, sports and recreation center construction
- FN 2020-076 – Reconstruction and Improvement of the Chenango Road Bridge over Sauquoit Creek
- FN 2020-077 – Demolition of the building located at 417-421 Main St. Utica
- FN 2020-078 – Appoint County Legislators Michael Waterman to serve as Parliamentarian for 2020-2021 term of this board
- FN 2020-079 – Appoint Richard Flisnik as Assistant Majority Leader for 2020-2021 term of this board
- FN 2020-080 – Region 6, Fish & Wildlife Management Board

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

- FN 2020-081 – Use Permit for the SPTC
- FN 2020-082 – Poll Sites Coordinators and Inspectors rate of pay
- FN 2020-083 – 2020 Early Voting Poll Site Agreement
- FN 2020-084 – 2020 Early Voting Poll Site Agreement
- FN 2020-085 – County Clerk – transfer of funds for DMV
- FN 2020-086 – County Clerk – Mortgage tax receipt
- FN 2020-087 - Professional Services to Support Laserfische projects for Oneida County
- FN 2020-088 - 2020 Supplement Appropriation of funds for Sheriff Auto Fleet repairs
- FN 2020-089 – Court Security at Town of Marcy Court
- FN 2020-090 – Homeland Security Grant – Statewide Interoperable Communications Grant (2019 SICG-Formula)
- FN 2020-091 – JAG Grant
- FN 2020-092 – Sewer Refund, 9529 Main St. Holland Patent
- FN 2020-093 – Specifications for title of Sewer Maintenance & Equipment Supervisor
- FN 2020-094 - Specifications for title of Water Treatment Plant Maintenance Superintendent
- FN 2020-095 – Janitorial Cleaning Service contract for the Sheriff’s office building
- FN 2020-096 – Janitorial Cleaning Service contract for the 14 County Buildings
- FN 2020-097 – Demolition of Brown Building: Amend Capital Project H-594 2020 Transfer for the General Fund\$120,000
- FN 2020-098 – Amend Capital Project H-594 as follows: H-594 -5031 Trans/Genl Current \$230,000 Change \$120,000 Proposed \$350,000
- FN 2020-099 – Professional Consulting Services to demolish 417-421 – Main Street
- FN 2020-100 – Professional Consulting Services Rome Family Court Reconstruction Amendment#2
- FN 2020-101 – Engineering contract for the Utica Street Bridge over Oriskany Creek project
- FN 2020-102 - Professional Consulting Services with Bonacci Architects for 120 Airline St. Oriskany
- FN 2020-103 – Change Order No.2 to Professional Consulting Services Agreement for Middle Settlement Road Reconstruction
- FN 2020-104 - Review and approval for 1 new full-time grant-funded program Analyst position newly created Cost Center 4220
- FN 2020-105 - Review and approval for 1 new full time grant-funded Program Analyst Position newly created Cost Center 4220
- FN 2020-106 – Non-Secure Detention services and (2) non Secure Detention Family Court Liaisons
- FN 2020-107 – Request for title Director of Aging Services
- FN 2020-108 – The North Utica Senior Center. Amendment to add Needs Funding
- FN 2020-109 – Amendment to add Unmet Needs Funding
- FN 2020-110 – Lease Agreement for NY Connects Outreach and Education
- FN 2020-111 – Social Adult Day Care resource Center for Independent Living, Inc.
- FN 2020-112 – Re-appointment Michael C. Lawrence Jr. as Commissioner of Aviation
- FN 2020-113 – Re-appointment of David Mathis as Commissioner Work Force Development
- FN 2020-114 - Re-appointment of Phyllis Ellis as Public Health Director
- FN 2020-115 – Re-appointment of Ann Marie Ambrose as Information Technology Director
- FN 2020-116 – Re-appointment of Anthony Carvelli as Commissioner of Finance
- FN 2020-117 – Re-appointment of Peter Rayhill, Esq as County Attorney
- FN 2020-118 – Re-appointment of Thomas Keeler as Budget Director
- FN 2020-119 – Re-appointment of Steven Devan as Commissioner of Water Quality and Water Pollution Control

MOTIONS AND RESOLUTIONS

NO. 025 – FN 2020-053 – Messrs. Flisnik and D’Onofrio offered the following resolution and moved its adoption.

LOCAL LAW INTRO. “B” OF 2020

LOCAL LAW NO. ____ OF 2020

A LOCAL LAW IMPLEMENTING A DEMONSTRATION PROGRAM IMPOSING OWNER LIABILITY FOR FAILURE OF AN OPERATOR TO STOP FOR A SCHOOL BUS DISPLAYING A RED VISUAL SIGNAL AND STOP-ARM.

BE IT ENACTED BY THE BOARD OF COUNTY LEGISLATORS OF THE COUNTY OF ONEIDA, STATE OF NEW YORK, AS FOLLOWS:

SECTION 1. PURPOSE AND INTENT.

The Oneida County Legislature hereby finds and determines that New York State has authorized counties to implement a demonstration program or monitoring program which will allow Oneida County to install cameras on the exterior of school buses in participating school districts, and impose monetary liability on vehicles that fail to stop behind or in front of a school bus while

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

the school bus stop signs are extended, including traffic travelling in both directions on divided highways.

The Oneida County Legislature also finds and determines that cars that fail to stop when a school bus operator engages the bus stop signs pose a threat to the safety of the children entering and exiting the bus.

The Oneida County Legislature further finds and determines that it is difficult to ticket drivers who disregard school bus stop signs without video evidence of the violation, as there are usually no members of law enforcement witnessing the violation.

The Oneida County Legislature determines that this school bus photo violation monitoring program will not only help to keep children safe when entering and exiting the school bus, but will also act as a deterrent to those who debate passing a school bus while the stop signs are engaged.

Therefore, the purpose of this law is to implement a demonstration program to impose monetary liability on the owner of a vehicle for failure of the operator to stop when a school bus has its stop signs extended in Oneida County through the installation and monitoring of external school bus cameras.

SECTION 2. DEFINITIONS.

For the purposes of this Local Law, the following terms shall have the following meanings:

- A. "County" shall mean the County of Oneida.
- B. "Manual on Uniform Traffic Control Devices" or "MUTCD" shall mean the manual and specifications for a uniform system of traffic control devices maintained by the Commissioner of the Department of Transportation pursuant to Section 1680 of the New York Vehicle Traffic Law.
- C. "Owner" shall have the meaning provided in Section 239 of the New York Vehicle and Traffic Law.
- D. "School Bus Photo Violation Monitoring System" shall mean a device that is capable of operating independently of an enforcement officer which is installed to work in conjunction with a school bus stop-arm and which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of a vehicle at the time it is used or operated in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law.

SECTION 3. PROGRAM ESTABLISHED.

- A. There is hereby established, pursuant to Section 1174-a of the New York State Vehicle and Traffic Law, a demonstration program imposing monetary liability on Owners of vehicles for failure of the operators thereof to comply with Section 1174 of the New York State Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in subdivisions 20 and 21-c of Section 375 of the New York State Vehicle and Traffic Law in Oneida County.
- B. Under such demonstration program the County is hereby authorized to install and operate School Bus Photo Violation Monitoring Systems which may be stationary or mobile, and which may be installed, pursuant to an agreement with a school district within the County on school buses owned and/or operated by such school district. Provided, however, that:
 - i. No stationary School Bus Photo Violation Monitoring System shall be installed or operated by the County, except on roadways under the jurisdiction of the County; and
 - ii. No mobile School Bus Photo Violation Monitoring System shall be installed or operated on any such school buses unless the County and such school district enter into an agreement for such installation and operation.
- C. To carry out the demonstration program, the County, acting by and through the County Executive, is authorized to enter into agreements with school districts for the installation, maintenance and use of School Bus Photo Violation Monitoring Systems, for the proper handling and custody of photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County, subject to the provisions of this section and Section 1174-a of the New York Vehicle and Traffic Law and approval of the Board of County Legislators.
- D. Nothing in this Local Law shall be construed to prevent the County or school district at any time from withdrawing from or terminating an agreement for the installation, maintenance and use of School Bus Photo Violation Monitoring Systems, provided however, that the County or the school district shall provide no less than thirty days' required notice to the other for such withdrawal, if any, prior to such withdrawal.

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

- E. Cost of Program and Reports Relating Thereto.
- i. The total cost to the school district of the installation, maintenance and use of School Bus Photo Violation Monitoring Systems pursuant to an agreement authorized by this Local Law shall be borne entirely by the County.
 - ii. Any participating school district, acting by and through the Superintendent of Schools of such district, or his or her designee shall provide any report required of the district, pursuant to Section 1174-a of the Vehicle and Traffic Law, to the State or any official thereof.
 - iii. To the extent that the County shall be required to issue any report to the State or any official thereof as a result of the adoption of this Local Law and/or Section 1174-a of the Vehicle and Traffic Law, the Oneida County Sheriff's Office shall cause the same to be prepared pursuant to this Local or applicable State law.
- F. Pursuant to Section 1174-a (a)(3)(i) of the Vehicle and Traffic Law, any school district participating in the demonstration program shall be prohibited from accessing any photographs, microphotographs, videotapes, other recorded images and data from School Bus Photo Violation Monitoring Systems but shall provide, pursuant to the agreement with the County, as provided in this Local Law, for the proper handling and custody of such photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County for the purpose of determining whether a motor vehicle was operated in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law and imposing monetary liability on the Owner of such motor vehicle therefor.
- G. The agreements between the County and the school district shall provide that photographs, microphotographs, videotapes other recorded images and data produced by School Bus Photo Violation Monitoring Systems shall be destroyed (i) ninety days after the date of the alleged imposition of liability if a notice of liability is not issued for such alleged imposition of liability pursuant to this Local Law; or (ii) upon final disposition of a notice of liability issued pursuant to this Local Law.
- H. The County shall adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians and cyclists whose identity and identifying information may be captured by a school bus photo monitoring device. Such measures shall include:
- i. Utilization of necessary technologies to ensure, to the extent practicable, that photographs produced by such School Bus Photo Violation Monitoring Systems shall not include images that identify the driver, the passengers, the contents of the vehicle, pedestrians and cyclists, provided, however, that no notice of liability issued pursuant to this section shall be dismissed solely because a photograph or photographs allow for the identification of the contents of a vehicle, provided that the County has made a reasonable effort to comply with the provisions of this paragraph; and
 - ii. A prohibition of the use or dissemination of vehicles' license plate information and other information and images captured by School Bus Photo Violation Monitoring Systems except: (a) as required to establish liability under this section or collect payment of penalties; (b) as required by court order; or (c) as otherwise required by law; and
 - iii. Oversight procedures to ensure compliance with the privacy protection measures required herein.
- I. The County, acting by and through the Commissioner of the Department of Public Works (DPW) shall also undertake the installation of signage in conformance with standards established in the MUTCD. Such signage shall be installed at each roadway entrance of the jurisdictional boundaries of the County giving notice that School Bus Photo Violation Monitoring Systems are used to enforce restrictions on vehicles violating Section 1174 of the New York Vehicle and Traffic Law. For the purposes of this paragraph, the term "roadway" shall not include state expressway routes or state interstate routes but shall include controlled-access highway exit ramps that enter the boundaries of the County.

SECTION 4. PENALTIES.

An Owner liable for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law shall be liable for monetary penalties in accordance with the following schedule of fines and penalties:

- A. Two hundred fifty dollars (\$250.00) for a first violation;

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

- B. Two hundred seventy-five dollars (\$275.00) for a second violation committed within eighteen (18) months of the first violation;
- C. Three hundred dollars (\$300.00) for a third violation or subsequent violation all of which were committed within eighteen (18) months from the first violation; and
- D. An additional penalty of twenty-five dollars (\$25.00) for each violation for the failure to respond to a notice of liability within the prescribed time period.

SECTION 5. NOTICE OF LIABILITY.

- A. A notice of liability shall be sent as provided by New York State Law by first class mail to each person alleged to be liable as an Owner for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law. Personal delivery on the Owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be *prima facie* evidence of the facts contained therein. To the extent that New York State Law does not preclude the County from causing such mailing to be made, the County shall undertake or cause to be undertaken such mailing.
- B. A notice of liability shall contain the name and address of the person alleged to be liable as an Owner for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law, the registration number of the vehicle involved in such violation, the location where such violation took place, the date and time of such violation and the identification number of the camera which recorded the violation or other document locator number.
- C. A notice of liability shall contain information advising the person charged of the manner and the time in which he or she may contest the liability alleged in the notice. Such notice of liability shall also contain a warning to advise the persons charged that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.
- D. The notice of liability may contain such other information as the entity causing such notice of liability to be mailed deems appropriate to communicate the law, the adjudicatory process if the addressee of the notice wishes to contest the notice of liability.

SECTION 6. OWNER LIABILITY.

- A. The Owner of a vehicle shall be liable for a penalty imposed pursuant to this Local Law if such vehicle was used or operated with the permission of the Owner, express or implied, in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law and such violation is evidenced by information obtained from a School Bus Photo Violation Monitoring System; provided however that no Owner of a vehicle shall be liable for a penalty imposed pursuant to this Local Law where the operator of such vehicle has been convicted of the underlying violation of subdivision (a) of Section 1174 of the New York State Vehicle and Traffic Law. For purpose of this Section and this Local Law, there shall be a presumption that such vehicle was used and operated with the consent of the Owner at the time it was used and operated in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law.
- B. If the Owner receives a notice of liability pursuant to this Local Law for any time period during which the vehicle was reported to the police as having been stolen, it shall be a valid defense to an allegation of liability for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law that the vehicle had been reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the defense provided by this subdivision, it shall be sufficient that a certified copy of the police report on the stolen vehicle be sent or delivered to a court of competent jurisdiction or parking violations bureau having jurisdiction where any contested notice of liability would otherwise be determined.
- C. An Owner who is a lessor of a vehicle to which a notice of liability was issued pursuant to this Local Law shall not be liable for the violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law, provided that he or she complies with the provisions of Section 1174-a of the New York Vehicle and Traffic Law and otherwise sends to the Court of competent jurisdiction or other adjudicatory bureau or agency of competent jurisdiction, a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within thirty-seven (37) days after receiving notice from the agency or entity which caused such notice of liability to be issued, together with the information contained in the original notice of liability. Failure to send such information within thirty-seven (37) day time period shall render the Owner liable for the penalty prescribed by this Local Law. Where the lessor complies with the provisions of this paragraph, the lessee of such vehicle for purposes

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

of this Section, shall be deemed to be the Owner of such vehicle on the date of such violation for the purposes of this Section, shall be subject to liability for the violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law and shall be sent a notice of liability pursuant to Section 4 of this Local Law.

- D. A certificate, sworn to or affirmed by a technician employed by the County, or a facsimile thereof, upon inspection of photographs, microphotographs, videotapes, other recorded images produced by a School Bus Photo Violation Monitoring System, shall be *prima facie* evidence of the facts contained therein. Any photographs, microphotographs, videotapes, or other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability for such violation.
- E. It shall be a defense to any prosecution for or allegation of a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law that such school bus stop-arms were malfunctioning at the time of the alleged violation.
- F. An imposition of liability under this Local Law shall not be deemed a conviction and shall not be made part of the operating record of the person upon whom such liability is imposed nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage.
- G. All fines and penalties collected pursuant to this law shall be deposited with the County Comptroller.
- H. For the purpose of informing and educating Owners for motor vehicles in this County during the first thirty-day (30) period in which a School Bus Photo Violation Monitoring System is in operation pursuant to the provisions of this Local Law, all Owners of motor vehicles who would otherwise be held liable for failure of operators thereof to comply with Section 1174 of the New York Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in subdivisions 20-21-c of Section 375 of such Law, shall be issued a written warning in lieu of a notice of liability.

SECTION 7. ADJUDICATION OF LIABILITY.

Liability pursuant to the demonstration program established hereunder shall be imposed upon Owners by the Court of competent jurisdiction in Oneida County or in another other manner pursuant to the New York State General Municipal or Vehicle and Traffic Law(s).

SECTION 8. ACTION FOR INDEMNIFICATION.

If the Owner held liable for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law was not the operator of the vehicle at the time of the violation, the Owner may maintain an action for indemnification against the operator.

SECTION 9. REPORTING REQUIREMENTS.

- A. The County, acting by and through the Oneida County Sheriff's Office, shall develop and cause to be submitted an annual report on the results of the use of a School Bus Photo Violation Monitoring System to the Governor, the temporary president of the Senate and the speaker of the Assembly on or before June 1 of each year in which the demonstration program is operable. Such report shall include any information required by Section 1174-a (m) of the New York Vehicle and Traffic Law to be included as a result of the enactment of this Local Law.
- B. Pursuant to the requirements of Section 1174-a of the New York State Vehicle and Traffic Law, courts, bureaus, and agencies conducting adjudications as a result of this Local Law shall report at least annually to the County on the quality of the adjudication process and its results including the total number of hearings scheduled , re-scheduled, and held; the total number of persons scheduled for such hearings; the total number of cases where fines were paid on or before the hearing date; and the total number of default judgments entered.
- C. The County, acting by and through the Oneida County Sheriff's Office, shall annually provide a copy of the annual report submitted pursuant to subsections A and B of this Section, to each Local Law enforcement agency having jurisdiction to enforce violations of the vehicle and traffic law or any ordinance, rule or regulation relating to traffic adopted pursuant to such law on roadways within the County.

SECTION 10. APPLICABILITY.

This Local Law shall apply to all actions in school districts that have agreements with the County for any school year commencing

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

on or after September 1st, 2020.

SECTION 11. SEVERABILITY.

If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this Local Law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

SECTION 12. EFFECTIVE DATE

This Local Law shall take effect on June 1, 2020.

APPROVED: Public Safety Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Joseph and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 026 – FN 2020-033 – Messrs. Flisnik and D’Onofrio offered the following resolution and moved its adoption.

RE: SUPPLEMENTAL APPROPRIATION OF \$75,755.00 TO A1165.0 – VARIOUS DISTRICT ATTORNEY ACCOUNTS

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$75,755.00 to A1165.0 – Various District Attorney Accounts, and

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

A3047	State Aid – Crimes Against Revenue Grant	\$75,755.00
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now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2020 funds, as hereinafter set forth, is hereby approved:

TO:

A1165.101	Salaries	\$48,496.00
A1165.810	Retirement	\$ 8,070.00
A1165.830	Social Security	\$ 3,710.00
A1165.840	Workers Compensation	\$ 1,358.00
A1165.850	Unemployment Insurance	\$ 121.00
A1165.860	Health Insurance	<u>\$14,000.00</u>
		\$75,755.00

APPROVED: Public Safety Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Joseph and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Waterman, Mandryck)

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

NO. 027 – FN 2020-034 – Messrs. Idzi and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF AGREEMENTS BETWEEN ONEIDA COUNTY AND VARIOUS MUNICIPALITIES

WHEREAS, This Board is in receipt of correspondence from Oneida County Executive, Anthony J. Picente, Jr., requesting approval of an Agreement between Oneida County and the Village of New Hartford for the transfer of a surplus vehicle for public purposes, at no cost to the taxpayers, in furtherance of shared services and consolidation, and

WHEREAS, Oneida County Executive, Anthony J. Picente, Jr., has requested that this Agreement be approved as a template for similar arrangements with other municipalities, which are of the same content, with the exception of municipality name, locality and type of surplus vehicle, and

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

RESOLVED, That the Oneida County Board of Legislators approves an Agreement between Oneida County and the Village of New Hartford for the one-time transfer of a surplus vehicle – 2016 Ford Taurus – with a two-year restriction on further disposition by the transferee, and it is further

RESOLVED, That the Oneida County Board of Legislators hereby approves the Agreement to be used as a template to be used between Oneida County and the following municipalities: Town of Florence – 2013 Ford Explorer; Village of Yorkville – 2011 Ford Taurus; Village of Yorkville – 2011 Chevrolet Tahoe; Town of Vernon – 2012 Chevrolet Tahoe; and Town of Whitestown – 2016 Ford Explorer, and it is further

RESOLVED, That the Oneida County Board of Legislators hereby excepts these vehicles from the applicable provisions of the Oneida County Procurement Policy regarding the disposition of surplus property, and it is further

RESOLVED, That Oneida County Executive, Anthony J. Picente, Jr., is hereby authorized to execute Agreements between Oneida County and the aforementioned municipalities for the transfer of the surplus vehicles, and the transfer documentation in connection therewith.

APPROVED: Government Operations Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Schiebel and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 28 – FN 2020-035 – Messrs. Idzi and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF AN EXTENSION OF AGREEMENT BETWEEN THE ONEIDA COUNTY BOARD OF ELECTIONS AND FORT ORANGE PRESS, INC.

WHEREAS, This Board is in receipt of an Extension of Agreement between the Oneida County Board of Elections and Fort Orange Press, Inc., and

WHEREAS, That pursuant to an Agreement entered into between Oneida County and Fort Orange Press, Inc. on May 18, 2015, Fort Orange Press, Inc. agreed to provide printing of ballots and related materials for use in elections across Oneida County, with a term commencing May 18, 2015 and ending May 17, 2016, with the option to renew for five (5) additional one (1) year terms (the “Original Agreement”), and

WHEREAS, The Oneida County Board of Elections and Fort Orange Press, Inc. wish to extend the Original Agreement for a term commencing May 18, 2020 and ending May 17, 2021, at an approximate cost of \$150,000.00 for the term, and

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

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves an Extension of Agreement between the Oneida County Board of Elections and Fort Orange Press, Inc., for a term commencing May 18, 2020 and ending May 17, 2021.

APPROVED: Government Operations Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Schiebel and adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 29 – FN 2020-036 – Messrs. Idzi and D’Onofrio offered the following resolution and moved its adoption.

RE: PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF INFORMATION TECHNOLOGY, AND CABRAL ENTERPRISES, LLC

WHEREAS, This Board is in receipt of a Purchase of Services Agreement between Oneida County, through its Department of Information Technology, and Cabral Enterprises, LLC, in the sum of \$663,000.00, to provide and/or facilitate secure document organization, scanning and destruction of documents stored in the Oneida County Records Center located in Westmoreland, and

WHEREAS, The Agreement shall be for a three (3) year term commencing upon execution and ending three (3) years after execution, with Oneida County having the right to terminate the Agreement upon thirty (30) days prior written notice to Cabral Enterprises, LLC, and

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

RESOLVED, That this Board authorizes and approves a Purchase of Services Agreement between Oneida County, through its Department of Information Technology, and Cabral Enterprises, LLC for a three (3) year term commencing upon execution and ending three (3) years after execution.

APPROVED: Government Operations Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Schiebel and adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 30 – FN 2020-037 – Messrs. Waterman and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF CHANGE ORDER NO. 2 TO AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PUBLIC WORKS, AND LOCHNER ENGINEERING, P.C.

WHEREAS, Oneida County entered into an Agreement with Lochner Engineering, P.C. on October 17, 2019 to provide plans and specification for the reconstruction of Middle Settlement Road (CR 30) in the Town of New Hartford, and

WHEREAS, Oneida County will receive financial aid from New York State in the amount of \$4,520,000.00 for reconstruction of Middle Settlement Road in the Town of New Hartford, which will allow reconstruction to extend from State Route 5 (Seneca Turnpike) to Clinton Road (Lowes Intersection). The Town of New Hartford has requested installation of street lighting within the project limits, with the Town agreeing to be responsible for all operation and maintenance costs, and

WHEREAS, As a result of the request to install street lighting, Oneida County and Lochner Engineering, P.C. will need to enter into Change Order No. 2 to increase the contract in the sum of \$24,000.00 to cover the additional services required to complete the project, and

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

WHEREAS, The original Agreement between Oneida County and Lochner Engineering, P.C. was for \$419,000.00, Change Order No. 1 increased the contract by \$97,000.00 and Change Order No. 2 will further increase the contract by \$24,000.00, bringing the new total of the Agreement to \$540,000.00, and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves Change Order No. 2 to an Agreement between Oneida County, through its Department of Public Works, and Lochner Engineering, P.C., commencing upon execution and ending September 30, 2021.

APPROVED: Public Works Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Sacco and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 031 – FN 2020-038 – Messrs. Waterman and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF A LEASE AGREEMENT BETWEEN THE ONEIDA COUNTY SPORTS FACILITY AUTHORITY AND JUG SPORTS LLC

WHEREAS, This Board is in receipt of correspondence from Robert E. Pronteau, Esq., Assistant County Attorney, requesting approval of a Lease Agreement between the Oneida County Sports Facility Authority and Jug Sports LLC for the use and operation of Donovan Stadium at Murnane Field to host Utica Blue Sox baseball games, and

WHEREAS, In accordance with the terms set forth therein, Jug Sports LLC shall lease Donovan Stadium at Murnane Field, for the sum of \$10,000.00 for a term commencing January 1, 2020 and ending December 31, 2020, and in the sum of \$11,000.00, for a term commencing January 1, 2021 and ending December 31, 2021, and

WHEREAS, In accordance with a Lease Agreement entered into between Oneida County and the Oneida County Sports Facility Authority, this Lease Agreement between the Oneida County Sports Authority and Jug Sports LLC must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators approves and authorizes a Lease Agreement between the Oneida County Sports Facility Authority and Jug Sports LLC for the use and operation of Donovan Stadium at Murnane Field for a term commencing January 1, 2020 and ending December 31, 2021, and it is further

RESOLVED, That the terms and conditions of said Lease Agreement shall be as more fully set forth in the document on file with the Clerk of this Board.

APPROVED: Public Works Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Schiebel and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 032 – FN 2020-039 – Mme. Pratt and Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE FOR THE AGING AND CONTINUING CARE, AND THE NORTH UTICA SENIOR CITIZENS RECREATION CENTER, INC.

WHEREAS, This Board is in receipt of a Purchase of Services Agreement between Oneida County, through its Office for the Aging and Continuing Care, and The North Utica Senior Citizens Recreation Center, Inc., for an amount not to exceed \$198,500.00, to provide fiscal intermediary services for Oneida County’s Aging Programs that

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

include flexible consumer-directed care using budget based care plans provided by program coordinators, consumers and caregivers, and

WHEREAS, The Agreement shall be for a term commencing January 1, 2020 and ending December 31, 2020, with Oneida County having the right to terminate the Agreement upon thirty (30) day written notice to The North Utica Senior Citizens Recreation Center, Inc., and

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

RESOLVED, That this Board authorizes and approves a Purchase of Services Agreement between Oneida County, through its Office for the Aging and Continuing Care, and The North Utica Senior Citizens Recreation Center, Inc., for a term commencing January 1, 2020 and ending December 31, 2020.

APPROVED: Health and Human Services Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Schiebel and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 033 – FN 2020-040 – Mme Pratt and D’Onofrio offered the following resolution and moved it adoption.

RE: APPROVAL OF AN AMENDMENT TO A PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE FOR THE AGING AND CONTINUING CARE, AND SENIOR CITIZENS COUNCIL OF ROME, NEW YORK, INC.

WHEREAS, This Board is in receipt of an Amendment to a Purchase of Services Agreement between Oneida County, through its Office for the Aging and Continuing Care, and Senior Citizens Council of Rome, New York, Inc., and

WHEREAS, Pursuant to a Purchase of Services Agreement entered into between Oneida County and Senior Citizens Council of Rome, New York, Inc. on March 21, 2019, Senior Citizens Council of Rome, New York, Inc. agreed to provide Social Adult Day Care Service in an effort to continue to provide community based long term care service to the frail and elderly, and to assist older consumers to delay or divert nursing home placement, with a term commencing January 1, 2019 and ending December 31, 2019 (the “Agreement”), and

WHEREAS, Oneida County and Senior Citizens Council of Rome, New York, Inc. need to amend the Agreement to add funding for Unmet Needs from the New York State Office for the Aging, and

WHEREAS, The additional funding will increase the cost of the Agreement by \$15,000.00, resulting in a new gross amount of \$75,000.00 for the term of the Agreement, and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and accepts an Amendment to a Purchase of Services Agreement between Oneida County, through its Office for the Aging and Continuing Care, and Senior Citizens Council of Rome, New York, Inc., with a term commencing January 1, 2019 and ending December 31, 2019.

APPROVED: Health and Human Services Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Daniels and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

NO. 034 – FN 2020-041 – Mme. Pratt and Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: **APPROVAL OF AN AMENDMENT TO A PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE FOR THE AGING AND CONTINUING CARE, AND PRESBYTERIAN RESIDENTIAL COMMUNITY, INC.**

WHEREAS, This Board is in receipt of an Amendment to a Purchase of Services Agreement between Oneida County, through its Office for the Aging and Continuing Care, and Presbyterian Residential Community, Inc., and

WHEREAS, Pursuant to a Purchase of Services Agreement entered into between Oneida County and Presbyterian Residential Community, Inc. on May 3, 2019, Presbyterian Residential Community, Inc. agreed to provide Social Adult Day Care Service in an effort to continue to provide community based long term care service to the frail and elderly, and to assist older consumers to delay or divert nursing home placement, with a term commencing January 1, 2019 and ending December 31, 2019 (the “Agreement”), and

WHEREAS, Oneida County and Presbyterian Residential Community, Inc. need to amend the Agreement to add funding for Unmet Needs from the New York State Office for the Aging, and

WHEREAS, The additional funding will increase the cost of the Agreement by \$4,995.00, resulting in a new gross amount of \$84,495.00 for the term of the Agreement, and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and accepts an Amendment to a Purchase of Services Agreement between Oneida County, through its Office for the Aging and Continuing Care, and Presbyterian Residential Community, Inc., with a term commencing January 1, 2019 and ending December 31, 2019.

APPROVED: Health and Human Services Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Davis and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 035 – FN 2020-042 – Mme. Pratt, McMonagle, Rogers-Witt, and Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: **PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE FOR THE AGING AND CONTINUING CARE, AND SENIOR CITIZENS COUNCIL OF ROME, NEW YORK, INC.**

WHEREAS, This Board is in receipt of a Purchase of Services Agreement between Oneida County, through its Office for the Aging and Continuing Care, and Senior Citizens Council of Rome, New York, Inc., for an amount not to exceed \$60,000.00, for Social Model Adult Day Care Services which will continue to provide community based long term care services to the frail and elderly, and assist older consumers to delay or divert nursing home placement, and

WHEREAS, The Agreement shall be for a term commencing January 1, 2020 and ending December 31, 2020, with either party having the right to terminate the Agreement upon thirty (30) days prior written notice to the other party, and

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

RESOLVED, That this Board authorizes and approves a Purchase of Services Agreement between Oneida County, through its Office for the Aging and Continuing Care, and Senior Citizens Council of Rome, New York, Inc., for a term commencing January 1, 2020 and ending December 31, 2020.

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

APPROVED: Health and Human Services Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Joseph and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 036 – FN 2020-043 – Mme. Pratt and Mr. D’Onofrio offered the following resolution and move its adoption.

RE: APPROVAL OF AN AMENDMENT TO A PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE FOR THE AGING AND CONTINUING CARE, AND THE LUTHERAN HOME OF CENTRAL NEW YORK, INC.

WHEREAS, This Board is in receipt of an Amendment to a Purchase of Services Agreement between Oneida County, through its Office for the Aging and Continuing Care, and The Lutheran Home of Central New York, Inc., and

WHEREAS, Pursuant to a Purchase of Services Agreement entered into between Oneida County and The Lutheran Home of Central New York, Inc. on March 18, 2019, The Lutheran Home of Central New York, Inc. agreed to provide Social Adult Day Care Service in an effort to continue to provide community based long term care service to the frail and elderly, and to assist older consumers to delay or divert nursing home placement, with a term commencing January 1, 2019 and ending December 31, 2019 (the “Agreement”), and

WHEREAS, Oneida County and The Lutheran Home of Central New York, Inc. need to amend the Agreement to add funding for Unmet Needs from the New York State Office for the Aging, and

WHEREAS, The additional funding will increase the cost of the Agreement by \$24,975.00, resulting in a new gross amount of \$94,475.00 for the term of the Agreement, and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and accepts an Amendment to a Purchase of Services Agreement between Oneida County, through its Office for the Aging and Continuing Care, and The Lutheran Home of Central New York, Inc., with a term commencing January 1, 2019 and ending December 31, 2019.

APPROVED: Health and Human Services Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Joseph and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 037 – FN 2020-044 – Mme. Pratt and Mr. D’Onofrio offered the following resolution.

RE: PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE FOR THE AGING AND CONTINUING CARE, AND THE LUTHERAN HOME OF CENTRAL NEW YORK, INC.

WHEREAS, This Board is in receipt of a Purchase of Services Agreement between Oneida County, through its Office for the Aging and Continuing Care, and The Lutheran Home of Central New York, Inc., for an amount not to exceed \$86,500.00, for Social Adult Day Care Services which will continue to provide community based long term care services to the frail and elderly, and assist older consumers to delay or divert nursing home placement, and

WHEREAS, The Agreement shall be for a term commencing January 1, 2020 and ending December 31, 2020, with either party having the right to terminate the Agreement upon thirty (30) days prior written notice to the other party, and

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

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

RESOLVED, That this Board authorizes and approves a Purchase of Services Agreement between Oneida County, through its Office for the Aging and Continuing Care, and The Lutheran Home of Central New York, Inc., for a term commencing January 1, 2020 and ending December 31, 2020.

APPROVED: Health and Human Services Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Davis and adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 038 – FN 2020-047.1 – Messrs. Idzi and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF THE CONSOLIDATION OF THE ONEIDA COUNTY SEXUAL HARASSMENT PREVENTION POLICY AND THE ONEIDA COUNTY HARASSMENT AND DISCRIMINATION PREVENTION POLICY

WHEREAS, Oneida County Executive, Anthony J. Picente, Jr., is in receipt of correspondence from Commissioner of Personnel, John P. Talerico, requesting approval of the consolidation of the Oneida County Sexual Harassment Prevention Policy and the Oneida County Harassment and Discrimination Prevention Policy in order to standardize the reporting procedure for any claim of discrimination or harassment, and

WHEREAS, In accordance with Oneida County Charter Article II, Section 202, said request must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That this Board authorizes and approves the consolidation of the Oneida County Sexual Harassment Prevention Policy and the Oneida County Harassment and Discrimination Prevention Policy and hereby adopts the updated Oneida County Harassment and Discrimination Prevention Policy – effective immediately.

APPROVED: Government Operations Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Joseph and adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 039 – FN 2020-047.2 – Messrs. Idzi and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF AN AMENDMENT TO THE ONEIDA COUNTY AMERICANS WITH DISABILITIES ACT (ADA) POLICY

WHEREAS, Oneida County Executive, Anthony J. Picente, Jr., is in receipt of correspondence from Commissioner of Personnel, John P. Talerico, requesting approval of the Oneida County American with Disabilities Act (ADA) Reasonable Accommodation Policy, which will formalize the interactive process the employer and employee should engage in to determine what, if any, reasonable accommodation is available, and

WHEREAS, In accordance with Oneida County Charter Article II, Section 202, said request must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That this Board authorizes and approves the Oneida County Americans with Disabilities Act (ADA) Reasonable Accommodation Policy – effective immediately.

APPROVED: Government Operations Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

Seconded by Mrs. Rogers – Witt and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 040 – FN 2020-048 – Messrs. Koenig and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF AVIATION, AND NEW YORK STATE, THROUGH ITS EMPIRE STATE DEVELOPMENT CORPORATION

WHEREAS, This Board is in receipt of an Incentive Proposal between Oneida County, through its Department of Aviation, and New York State, through its Empire State Development Corporation, in the sum of \$9,000,000.00, State funded, for the construction of SkyDome at Griffiss International Airport, and

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

RESOLVED, That Oneida County Executive, Anthony J. Picente, Jr., is hereby authorized to execute any and all documents related to an Incentive Proposal between Oneida County, through its Department of Aviation, and New York State, through its Empire State Development Corporation, in the sum of \$9,000,000.00.

APPROVED: Airport Committee (January 29, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Davis and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 041-FN 2020-049 – Messrs. Koenig, D’Onofrio, Ms. Washburn offered the following resolution and moved its adoption.

RE: ESTABLISHMENT OF CAPITAL PROJECT H-597 – GRIFFISS AIRFIELD/SKYDOME

WHEREAS, This Board is in receipt of a request to establish “Capital Project H-597 – Griffiss Airfield/SkyDome,” with approval of funding for such project, now, therefore, it is hereby

RESOLVED, That the Oneida County Board of Legislators authorizes the establishment of “Capital Project H-597 – Griffiss Airfield/SkyDome,” with approval of funding for such project as follows:

H-597-3597	State Aid – ESD	\$ 9,000,000.00
H-597-3597	State Aid – SAM Grant	\$ 450,000.00
H-597-2770	Other	<u>\$ 550,000.00</u>
		\$10,000,000.00

APPROVED: Airport Committee (January 29, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Joseph and adopted by the following roll call vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

ROLL CALL SHEET

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 041

RESOLUTION NO. 041

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN		x
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACCO	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK		x
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

NO. 042 – FN 2020-050 – Messrs. Waterman and D’Onofrio offered the following resolution and moved its adoption.

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

WHEREAS, This Board is in receipt of an Agreement between Oneida County, through its Department of Public Works, and MARCH Associates, Architects & Planners, P.C. to provide professional consulting services for the preparation of plans and specifications for various building improvements at various County facilities including Union Station, 5999 Judd Road, the Law Enforcement Building, 4681 St. Route 233, the Rome Courthouse and 300 W. Dominick Street, and

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

WHEREAS, March Associates, PLLC will provide professional consulting services to Oneida County for the sum of \$141,300.00, plus time and materials expense for on-site representation and mandatory asbestos abatement project monitoring and air sampling. The term will commence August 14, 2019 and end upon completion of the project, anticipated to be before December 31, 2020, and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves an Agreement between Oneida County, through its Department of Public Works, and MARCH Associates, Architects & Planners, P.C., for professional consulting services associated with various building improvements at various County facilities including Union Station, 5999 Judd Road, the Law Enforcement Building, 4681 St. Route 233, the Rome Courthouse and 300 W. Dominick Street, for a term commencing August 14, 2019 and ending upon completion of the project.

APPROVED: Public Works Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Davis and adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 043 – FN 2020-051 – Messrs. Flisnik and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF AGREEMENTS BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE OF TRAFFIC SAFETY/STOP DWI PROGRAM, AND VARIOUS POLICE AGENCIES

WHEREAS, This Board is in receipt of correspondence from Kevin W. Revere, Director of Emergency Services, requesting approval of an Agreement between Oneida County, through its Office of Traffic Safety/STOP DWI Program, and the Town of Whitestown, through its Police Department, to provide funding to conduct DWI Selective Enforcement Patrols and to purchase related equipment, and

WHEREAS, Mr. Revere has requested that this Agreement be approved as a template for similar arrangements with other municipalities, which are of the same content, with the exception of municipality name, locality and dollar amount, and

WHEREAS, The template will be utilized to enter into Agreements between Oneida County, through its Office of Traffic Safety/STOP DWI Program, and the following municipalities: Village of Camden, through its Police Department; Town of Kirkland, through its Police Department; Town of New Hartford, through its Police Department; Village of New York Mills, through its Police Department; Village of Oriskany, through its Police Department; City of Rome, through its Police Department; City of Sherrill, through its Police Department; City of Utica, through its Police Department; Village of Whitesboro, through its Police Department; Town of Whitestown, through its Police Department; and the Village of Yorkville, through its Police Department, and

WHEREAS, No County dollars are being used for these Agreements, as funding is 100% reimbursable to Oneida County from the New York State STOP-DWI Foundation Crackdown grant, and

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

RESOLVED, That the Oneida County Board of Legislators approves Agreements between Oneida County, through its Office of Traffic Safety/STOP DWI Program, and the following municipalities, through their Police Departments for a term commencing January 1, 2020 and ending December 31, 2020, in the following amounts:

• Village of Camden	\$ 330.00
• Town of Kirkland	\$ 3,299.00
• Town of New Hartford	\$ 7,589.00
• Village of New York Mills	\$ 1,980.00
• Village of Oriskany	\$ 330.00
• City of Rome	\$14,518.00

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

- City of Sherrill \$ 660.00
- City of Utica \$19,466.00
- Village of Whitesboro \$ 2,640.00
- Town of Whitestown \$ 5,609.00
- Village of Yorkville \$ 8,579.00

APPROVED: Public Safety Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Davis and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 044 – FN 2020-052 – Messrs. Flisnik and D’Onofrio offered the following resolution and moved its adoption.

RE: SUPPLEMENTAL APPROPRIATION OF \$9,912.35 TO A3110.4522 – AUTOMOTIVE REPAIRS (SHERIFF)

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$9,912.35 to A3110.4522 – Automotive Repairs (Sheriff), and

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

A2681	Insurance Recoveries – Sheriff	\$9,912.35
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now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2020 funds, as hereinafter set forth, is hereby approved:

TO:

A3110.4522	Automotive Repairs (Sheriff)	\$9,912.35
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APPROVED: Public Safety Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Sacco and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 045 – FN 2020-054 – Messrs. Koenig and D’Onofrio, Ms. Washburn offered the following resolution and moved its adoption.

BOND RESOLUTION DATED FEBRUARY 12, 2020

A RESOLUTION AUTHORIZING IMPROVEMENTS TO GRIFFISS AIRFIELD BUILDING 101 (PHASE I) IN AND FOR THE COUNTY OF ONEIDA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$600,000 AND AUTHORIZING THE ISSUANCE OF \$600,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF (H606).

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

Section 1.Improvements to Griffiss Airfield Building 101 (Phase I), including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$600,000.

Section 2.The plan for the financing of such maximum estimated cost is by the issuance of \$600,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3.It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty-five years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4.The faith and credit of said County of Oneida, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5.Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Comptroller, consistent with the provisions of the Local Finance Law.

Section 6.All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Comptroller, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7.The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8.This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9.This resolution, which takes effect immediately, shall be published in summary form in the *Observer Dispatch* and in the *Rome Sentinel*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED: Airport Committee (January 29, 2020)
 Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mrs. Rogers-Witt and adopted by the following roll call vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

ROLL CALL SHEET

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 045

RESOLUTION NO. 045

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN	absent	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACC0	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	absent	
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

NO. 046 – FN 2020-055 – Messrs. Idzi and D’Onofrio offered the following resolution and moved its adoption.

BOND RESOLUTION DATED FEBRUARY 12, 2020

A RESOLUTION AUTHORIZING COUNTY-WIDE COMPUTERIZATION (PHASE 3) IN AND FOR THE COUNTY OF ONEIDA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,200,000 AND AUTHORIZING THE ISSUANCE OF \$1,200,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF (H433).

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

Section 1. County-wide computerization (Phase 3), including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$1,200,000.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$1,200,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is five years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Oneida, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Comptroller, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Comptroller, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the *Observer Dispatch* and in the *Rome Sentinel*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED: Government Operations Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Schiebel and adopted by the following roll call vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

ROLL CALL SHEET

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 046

RESOLUTION NO. 046

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN	absent	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACCO	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	absent	
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

NO. 047 – FN 2020-056 – Messrs. Idzi and D’Onofrio offered the following resolution and moved its adoption.

BOND RESOLUTION DATED FEBRUARY 12, 2020

A RESOLUTION AUTHORIZING AN ENTERPRISE CONTENT MANAGEMENT SYSTEM IN AND FOR THE COUNTY OF ONEIDA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$728,200 AND AUTHORIZING THE ISSUANCE OF \$728,200 BONDS OF THE COUNTY TO PAY THE COST THEREOF (H472).

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

Section 1. An Enterprise Content Management System for storing paper records in electronic format, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$728,200.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$728,200 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five years, pursuant to subdivision 72 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Oneida, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Comptroller, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Comptroller, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the *Observer Dispatch* and in the *Rome Sentinel*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED: Government Operations Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Joseph and adopted by the following roll call vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

ROLL CALL SHEET

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 047

RESOLUTION NO. 047

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN	absent	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACCO	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	absent	
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

NO. 048 – FN 2020-057 – Messrs. Flisnik and D'Oofrio offered the following resolution and moved its adoption.

BOND RESOLUTION DATED FEBRUARY 12, 2020

A RESOLUTION AUTHORIZING EMERGENCY SERVICES COMMUNICATIONS SYSTEM UPGRADES IN AND FOR THE COUNTY OF ONEIDA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$2,484,421 AND AUTHORIZING THE ISSUANCE OF \$2,484,421 BONDS OF THE COUNTY TO PAY THE COST THEREOF (H608).

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

Section 1.Emergency services communications system upgrades, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$2,484,421.

Section 2.The plan for the financing of such maximum estimated cost is by the issuance of \$2,484,421 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3.It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is ten years, pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4.The faith and credit of said County of Oneida, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5.Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Comptroller, consistent with the provisions of the Local Finance Law.

Section 6.All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Comptroller, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7.The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8.This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9.This resolution, which takes effect immediately, shall be published in summary form in the *Observer Dispatch* and in the *Rome Sentinel*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED: Public Safety Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Davis and adopted by the following roll call vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

ROLL CALL SHEET

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 048

RESOLUTION NO. 048

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN	absent	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACC0	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	absent	
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

NO. 049 – FN 2020-058 – Messrs. Waterman and D’Onofrio offered the following resolution and moved its adoption.

BOND RESOLUTION DATED FEBRUARY 12, 2020

A RESOLUTION AUTHORIZING REHABILITATION OF THE COUNTY OFFICE BUILDING PARKING GARAGE IN AND FOR THE COUNTY OF ONEIDA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$650,000 AND AUTHORIZING THE ISSUANCE OF \$650,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF (H454).

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

Section 1. Rehabilitation of the County Office Building parking garage, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$650,000.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$650,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty-five years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Oneida, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Comptroller, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Comptroller, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the *Observer Dispatch* and in the *Rome Sentinel*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED: Public Works Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Joseph and adopted by the following roll call vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

ROLL CALL SHEET

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 049

RESOLUTION NO. 049

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN	absent	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACCO	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	absent	
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

No. 50 – FN 2020-059- Messrs. Waterman and D'Onofrio offered the following resolution and moved its adoption.

BOND RESOLUTION DATED FEBRUARY 12, 2020

A RESOLUTION AUTHORIZING A COMPREHENSIVE BUILDING IMPROVEMENT PROGRAM IN AND FOR THE COUNTY OF ONEIDA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$2,000,000 AND AUTHORIZING THE ISSUANCE OF \$2,000,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF (H609).

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

Section 1.A comprehensive building improvement program, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$2,000,000.

Section 2.The plan for the financing of such maximum estimated cost is by the issuance of \$2,000,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3.It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 12(a)(2) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4.The faith and credit of said County of Oneida, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5.Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Comptroller, consistent with the provisions of the Local Finance Law.

Section 6.All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Comptroller, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7.The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8.This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9.This resolution, which takes effect immediately, shall be published in summary form in the *Observer Dispatch* and in the *Rome Sentinel*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED: Public Works Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Adopted by the following roll call vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

ROLL CALL SHEET

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 050

RESOLUTION NO. 050

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN	absent	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACCO	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	absent	
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

NO. 051- FN 2020-060 – Messrs. Waterman, D’Onofrio and flisnik offered the following resolutuion an moved its adoption.

BOND RESOLUTION DATED FEBRUARY 12, 2020

A RESOLUTION AUTHORIZING COUNTY HIGHWAY ROAD RECONSTRUCTION IN AND FOR THE COUNTY OF ONEIDA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$4,500,000 AND AUTHORIZING THE ISSUANCE OF \$3,500,000 BONDS OF THE COUNTY TO PAY PART OF THE COST THEREOF (H614).

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

Section 1. County highway road reconstruction, including sidewalks, curbs, gutters, drainage, landscaping and other incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$4,500,000.

Section 2. The plan for the financing of such maximum estimated cost is as follows:

- (a) By the issuance of \$3,500,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; and
- (b) By the appropriation and expenditure of \$1,000,000 available funds.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Oneida, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Comptroller, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Comptroller, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the *Observer Dispatch* and in the *Rome Sentinel*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED: Public Works Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

DATED: February 12, 2020

Seconded by Mr. Joseph and adopted by the following roll call vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

ROLL CALL SHEET

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 051

RESOLUTION NO. 051

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN	absent	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACCO	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	absent	
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

NO. 52 – FN 2020-061 – Messrs. Waterman, D’Onofrio and Flisnik offered the following resolution and moved its adoption.

BOND RESOLUTION DATED FEBRUARY 12, 2020

A RESOLUTION AUTHORIZING COUNTY BRIDGE IMPROVEMENTS IN AND FOR THE COUNTY OF ONEIDA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,750,000 AND AUTHORIZING THE ISSUANCE OF \$1,750,000 BONDS OF THE COUNTY TO PAY THE COST

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

THEREOF (H615).

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

Section 1. County bridge improvements, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$1,750,000.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$1,750,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is twenty years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Oneida, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Comptroller, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Comptroller, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the *Observer Dispatch* and in the *Rome Sentinel*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED: Public Works Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

DATED: February 12, 2020

Seconded by Mr. Schiebel and adopted by the following roll call vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 052

RESOLUTION NO. 052

R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN	absent	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACCO	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	absent	
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

**NO. 053 – FN 2020-062 – Messrs. Waterman and D’Onofrio offered the following resolution and moved its adoption.
BOND RESOLUTION DATED FEBRUARY 12, 2020**

A RESOLUTION AUTHORIZING THE PURCHASE OF HEAVY DUTY DPW EQUIPMENT IN AND FOR THE COUNTY OF ONEIDA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,100,000 AND AUTHORIZING THE ISSUANCE OF \$1,100,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF (H616).

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

Section 1. The purchase of heavy duty DPW equipment, each item of which costs \$30,000 or more, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$1,100,000.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$1,100,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Oneida, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Comptroller, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Comptroller, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the *Observer Dispatch* and in the *Rome Sentinel*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED: Public Works Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

Seconded by Mr. Sacco and adopted by the following roll call vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

ROLL CALL SHEET

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 053

RESOLUTION NO. 053

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN	absent	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACCO	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	absent	
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

NO. 054 – FN 2020-063 – Messrs. Schiebel and D’Onofrio offered the following resolution and moved its adoption.

BOND RESOLUTION DATED FEBRUARY 12, 2020

A RESOLUTION AUTHORIZING RENOVATIONS TO MVCC ACADEMIC CLASSROOMS IN AND FOR THE COUNTY OF ONEIDA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,020,000 AND AUTHORIZING THE ISSUANCE OF \$510,000 BONDS OF THE COUNTY TO PAY PART OF THE COST THEREOF (H610).

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

Section 1. Renovations to MVCC academic classrooms, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$1,020,000.

Section 2. The plan for the financing of such maximum estimated cost is as follows:

- (a) By the issuance of \$510,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; and
- (b) By the expenditure of \$510,000 grants-in-aid.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty-five years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Oneida, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Comptroller, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Comptroller, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the *Observer Dispatch* and in the *Rome Sentinel*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

APPROVED: Economic Development Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Davis and adopted by the following roll call vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

ROLL CALL SHEET

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 054

RESOLUTION NO. 054

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN	absent	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACCO	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	absent	
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

NO. 055 – FN 220-064 – Messrs. Schiebel and D’Onofrio offered the following resolution and moved its adoption.

BOND RESOLUTION DATED FEBRUARY 12, 2020

A RESOLUTION AUTHORIZING MVCC PAYNE HALL RENOVATIONS IN AND FOR THE COUNTY OF ONEIDA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,100,000 AND AUTHORIZING THE ISSUANCE OF \$550,000 BONDS OF THE COUNTY TO PAY PART OF THE COST THEREOF (H613).

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

Section 1. MVCC Payne Hall renovations, consisting primarily of the roof replacement, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$1,100,000.

Section 2. The plan for the financing of such maximum estimated cost is as follows:

- (a) By the issuance of \$550,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; and
- (b) By the expenditure of \$550,000 grants-in-aid.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty-five years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Oneida, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Comptroller, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Comptroller, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the *Observer Dispatch* and in the *Rome Sentinel*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED: Economic Development Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Davis and adopted by the following roll call vote:
AYES 2 NAYS 0 ABSENT 2 (Messrs, Mandryck, Waterman)

ROLL CALL SHEET

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 055

RESOLUTION NO. 055

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN	absent	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACCO	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	absent	
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

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NO. 056 – FN 2020-066 – Messrs. D’Onofrio and Newton offered the following resolution and moved its adoption.

RE: APPROVAL OF AMENDMENT 1 TO AN AGREEMENT BETWEEN ONEIDA COUNTY AND THE COMMUNITY FOUNDATION OF HERKIMER AND ONEIDA COUNTIES, INC.

WHEREAS, This Board is in receipt of Amendment 1 to an Agreement between Oneida County and The Community Foundation of Herkimer and Oneida Counties, Inc., and

WHEREAS, Pursuant to an Agreement entered into between Oneida County and The Community Foundation of Herkimer and Oneida Counties, Inc. on November 21, 2019, The Community Foundation of Herkimer and Oneida Counties, Inc. agreed to assist in the alleviation of threats to the public health, safety and welfare resulting from catastrophic rainfall, which occurred on October 31, 2019 (the “Agreement”), and

WHEREAS, Oneida County and The Community Foundation of Herkimer and Oneida Counties, Inc. need to amend the Agreement to provide additional \$400,000.00 in funding to further assist individual residents in need, and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and accepts Amendment 1 to an Agreement between Oneida County and The Community Foundation of Herkimer and Oneida Counties, Inc., with a term commencing upon execution and ending December 31, 2020.

APPROVED: Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Flisnik and adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 057 – FN 2020-067 – Messrs. Flisnik and D’Onofrio offered the following resolution and moved its adoption.

RE: SUPPLEMENTAL APPROPRIATION OF \$918,110.00 TO AA#A1174.0 – VARIOUS PD – OILS – HH ACCOUNTS

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$918,110.00 to AA# A1174.0 – Various PD – OILS – HH accounts, and

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

RA# A3021.07 Public Defender – State Aid – Indigent Legal Services \$918,110.00

now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2020 funds, as hereinafter set forth, is hereby approved:

TO:

AA# A1174.101	PD – OILS – HH - Salaries	\$539,394.00
AA# A1174.211	PD – OILS – HH – Office Equipment	\$ 20,000.00
AA# A1174.212	PD – OILS – HH – Computer Equipment	\$ 7,500.00
AA# A1174.2121	PD – OILS – HH – Computer Data Card/PSA	\$ 2,500.00
AA# A1174.2953	PD – OILS – HH – Cell Phone Equipment	\$ 1,000.00
AA# A1174.412	PD – OILS – HH – Insurance & Bonding	\$ 8,100.00
AA# A1174.454	PD – OILS – HH – Travel, Meetings, Seminars	\$ 10,434.00
AA# A1174.455	PD – OILS – HH – Travel & Subsistence	\$ 4,400.00
AA# A1174.4163	PD – OILS – HH – Cell Phone	\$ 2,581.00

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

AA# A1174.495	PD – OILS – HH – Other Expenses	\$ 5,650.00
AA# A1174.810	PD – OILS – HH – Retirement	\$ 95,216.00
AA# A1174.830	PD – OILS – HH – Social Security	\$ 46,903.00
AA# A1174.840	PD – OILS – HH – Workers Compensation	\$ 17,167.00
AA# A1174.850	PD – OILS – HH – Unemployment	\$ 1,533.00
AA# A1174.860	PD – OILS – HH – Health Insurance	<u>\$155,732.00</u>
		\$918,110.00

APPROVED: Public Safety Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Schiebel and adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 058 – FN 2020-068 - Mr. D’Onofrio offered the following resolution and moved its adoption

RE: DESIGNATION OF THE UTICA OBSERVER-DISPATCH AND THE ROME SENTINEL AS THE OFFICIAL NEWSPAPERS OF THE DEMOCRATIC PARTY PURSUANT TO NEW YORK STATE COUNTY LAW § 214

WHEREAS, Pursuant to the provisions of County Law § 214, a majority of the Democratic members of this Board have designated, in writing, the Utica Observer-Dispatch and the Rome Sentinel as the newspapers for the publication of all concurrent resolutions, election notices and the official canvass, and

WHEREAS, Such designation has been signed by the members making it and filed with the Clerk of the Board of County Legislators, and

WHEREAS, A majority of the Democratic members of this Board also support the designation by the full Board of the Utica Observer-Dispatch and the Rome Sentinel as the newspapers to publish the sessions laws, the notices of redemption, tax sales, local laws, notices, and all other matters required by law to be published in the year 2020, therefore, be it hereby

RESOLVED, That the Board of Legislators acknowledges the designation by a majority of the Democratic members of this Board of the Utica Observer-Dispatch and the Rome Sentinel as the newspapers to publish all concurrent resolutions, election notices and the official canvass, and be it further

RESOLVED, That the Board of Legislators hereby designates the Utica Observer-Dispatch and the Rome Sentinel as the newspapers to publish the sessions laws, the notices of redemption, tax sales, local laws, notices and all other matters required by law to be published in the year 2020, and hereby designates the Utica Observer-Dispatch and the Rome Sentinel Newspaper as the official newspapers of the County of Oneida for the year 2020.

APPROVED: Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Sacco and adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Messrs. Waterman, Mandrick)

NO. 059 – FN 2020-069 – Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: DESIGNATION OF THE ROME SENTINEL NEWSPAPER AND THE UTICA OBSERVER-DISPATCH AS THE OFFICIAL NEWSPAPERS OF THE REPUBLICAN PARTY PURSUANT TO NEW YORK STATE COUNTY LAW § 214

WHEREAS, Pursuant to the provisions of County Law § 214, a majority of the Republican members of this Board have designated, in writing, the Rome Sentinel and the Utica Observer-Dispatch as the newspapers for the publication of all concurrent resolutions, election notices and the official canvass, and

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

WHEREAS, Such designation has been signed by the members making it and filed with the Clerk of the Board of County Legislators, and

WHEREAS, A majority of the Republican members of this Board also support the designation by the full Board of the Rome Sentinel and the Utica Observer-Dispatch as the newspapers to publish the sessions laws, the notices of redemption, tax sales, local laws, notices, and all other matters required by law to be published in the year 2020, now therefore, be it hereby

RESOLVED, That the Board of Legislators acknowledges the designation by a majority of the Republican members of this Board of the Rome Sentinel and the Utica Observer-Dispatch as the newspapers to publish all concurrent resolutions, election notices and the official canvass, and be it further

RESOLVED, That the Board of Legislators hereby designates the Rome Sentinel and the Utica Observer-Dispatch as the newspapers to publish the sessions laws, the notices of redemption, tax sales, local laws, notices and all other matters required by law to be published in the year 2020, and hereby designates the Utica Observer-Dispatch and the Rome Sentinel as the official newspapers of the County of Oneida for the year 2020.

APPROVED: Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Joseph and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 060 – FN 2020-070 – Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: APPOINTMENTS TO THE ONEIDA COUNTY FIRE ADVISORY BOARD

WHEREAS, Pursuant to County Law Section 225-a and Article XX, Section 2002, of the Oneida County Charter Oneida County Executive, Anthony J. Picente, Jr., has recommended appointments of the following persons to the Oneida County Fire Advisory Board for two (2) year terms that will expire December 31, 2021, and

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

RESOLVED, That the following appointments to the Oneida County Fire Advisory Board are hereby confirmed pursuant to County Law Section 225-a and Article XX, Section 2002 of the Oneida County Charter, effective immediately, and for a term of two (2) years to expire on December 31, 2021:

Steven Boucher	9812 Twin Rock Road, Remsen, New York 13438
Cynthia Rogers-Witt	401 E. Garden Street, Rome, New York 13440
Richard Flisnik	6669 Fox Road, Marcy, New York 13403
Brian Mandryck	9245 Sly Hill Road, Ava, New York 13303
Robert Koenig	7982 Postal Road, Oriskany, New York 13424
Anthony Leone	501 Mary Elaine Drive, Utica, New York 13502
Christopher Newton	20 Devereux Lane, Whitesboro, New York 13492

APPROVED: Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Flisnik and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 061 – FN 2020-071.1 – Messrs. Waterman, D’Onofrio and Flisnik offered the following resolution and moved its adoption

RE: ESTABLISHMENT OF CAPITAL PROJECT H-618 – DPW – SUNY MARCY PARKWAY

WHEREAS, This Board is in receipt of a request to establish “Capital Project H-618 – DPW – SUNY Marcy Parkway,” with approval of funding for such project, now, therefore, it is hereby

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

RESOLVED, That the Oneida County Board of Legislators authorizes the establishment of “Capital Project H-618 – DPW – SUNY Marcy Parkway,” with approval of funding for such project as follows:

H-618-5710 Bonding \$7,000,000.00

APPROVED: Public Works Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Leone and adopted by the following roll call vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

ROLL CALL SHEET

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 061

RESOLUTION NO. 061

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN	absent	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACC0	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	absent	
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

NO. 062 – FN 2020-071.2 – Messrs. Waterman, D’Onofrio and Flisnik offered the following resolution and moved its adoption.

BOND RESOLUTION DATED FEBRUARY 12, 2020

A RESOLUTION AUTHORIZING THE RECONSTRUCTION AND CONSTRUCTION OF THE EXTENSION TO SUNY MARCY PARKWAY IN AND FOR THE COUNTY OF ONEIDA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$7,000,000 AND AUTHORIZING THE ISSUANCE OF \$7,000,000 BONDS OF THE COUNTY TO PAY PART OF THE COST THEREOF (H618).

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

Section 1. The reconstruction and construction of the extension to SUNY Marcy Parkway, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$7,000,000.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$7,000,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Oneida, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Comptroller, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Comptroller, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the *Observer Dispatch* and in the *Rome Sentinel*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED: Public Works Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Davis and adopted by the following roll call vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

ROLL CALL SHEET

DATE: February 12, 2020

SESSION: Regular

MEMBERS PRESENT: 21

MEMBERS ABSENT: 2

AYES: 21 NAYS: 0 ABSENT: 2

INTRODUCTORY NO. 062

RESOLUTION NO. 062

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	x	
R-2	IDZI	x	
R-3	LEACH	x	
R-4	ROGERS-WITT	x	
R-5	WATERMAN	absent	
R-6	BOUCHER	x	
R-7	FIORINI	x	
R-8	FLISNIK	x	
D-9	SACC0	x	
R-10	JOSEPH	x	
R-11	KOENIG	x	
R-12	MCMONAGLE	x	
R-13	NEWTON	x	
D-14	DAVIS	x	
R-15	D'ONOFRIO	x	
R-16	PRATT	x	
R-17	MANDRYCK	absent	
R-18	DANIELS	x	
I-19	JULIAN	x	
D-20	ERVIN	x	
D-21	WASHBURN	x	
D-22	CONVERTINO	x	
D-23	LEONE	x	

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

NO. 063 – FN 2020-072 – Messrs. Flisnik and D’Onofrio offered the following resolution and moved its adoption

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF EMERGENCY SERVICES, AND AVIAT U.S., INC.

WHEREAS, This Board is in receipt of an Agreement between Oneida County, through its Department of Emergency Services, and Aviat U.S., Inc., in the sum of \$72,968.00, to provide warranty, maintenance and technical support services for Aviat, U.S., Inc. microwave radio equipment relative to Oneida County’s Emergency Communications System Upgrade Project, and

WHEREAS, The Agreement shall be for a term commencing January 1, 2020 and ending December 31, 2020, and

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

RESOLVED, That this Board authorizes and approves an Agreement between Oneida County, through its Department of Emergency Services, and Aviat U.S., Inc., for a term commencing January 1, 2020 and ending December 31, 2020.

APPROVED: Public Safety Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Leone and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Waterman, Mandryck)

NO. 064 – FN 2020-073.1 – Messrs. Flisnik and D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF A PERMIT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF EMERGENCY SERVICES, AND THE NEW YORK POWER AUTHORITY

WHEREAS, This Board is in receipt of correspondence from Director of Emergency Services, Kevin W. Revere, requesting approval of a Permit between Oneida County, through its Department of Emergency Services, and the New York Power Authority (NYPA) for space on NYPA’s Talcottville Tower, located in the Town of Leyden, Lewis County, and

WHEREAS, In accordance with the terms set forth therein, Oneida County shall be permitted to occupy space on said tower, as well as to construct, install, and maintain antennas and a microwave dish, and install structural reinforcement on said tower, for a five (5) year term commencing upon execution, with three (3) additional automatic five (5) year renewal terms, and

WHEREAS, There are no costs associated with the Permit between Oneida County and the New York Power Authority, and

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

RESOLVED, That the Oneida County Board of Legislators approves and authorizes County Executive, Anthony J. Picente, Jr., to execute a Permit on behalf of the County of Oneida, through its Department of Emergency Services, and the New York Power Authority for space on NYPA’s Talcottville Tower, located in the Town of Leyden, Lewis County, for a five (5) year term commencing upon execution, and it is further

RESOLVED, That the terms and conditions of said Permit shall be as more fully set forth in the document on file with the Clerk of this Board.

APPROVED: Public Safety Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

Seconded by Mr. Sacco and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 065 – FN 2020-074 – Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF FOUR REFUNDS AND SIX CORRECTIONS TO VARIOUS ERRONEOUS TAX ASSESSMENTS

WHEREAS, The Commissioner of Finance has forwarded four applications for refunds totaling \$207.98 in the Towns of New Hartford and Paris and six corrections for erroneous tax assessments in the Towns of Augusta, Camden, Floyd and New Hartford totaling \$7,626.19, and

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

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

RESOLVED, That this Board hereby concurs with and approves the recommendations of the Oneida County Commissioner of Finance and directs that the Clerk of the Board take such action as required by Title 3 of Article 5 of the Real Property Tax Law, so as to reflect the corrected taxes as determined by said Commissioner, and be it further

RESOLVED, That this Board does hereby order that the taxes be corrected as recommended by the Commissioner of Finance and that the officer having jurisdiction of the tax rolls correct such rolls accordingly.

APPROVED: Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Davis and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NO. 066 – FN 2020-075 – Messrs. D’Onofrio , Newton and Davis offered the following resolution and moved its adoption.

RE: APPROVAL OF AN INCENTIVE PROPOSAL BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PLANNING, AND NEW YORK STATE, THROUGH ITS DEPARTMENT OF ECONOMIC DEVELOPMENT AND ITS URBAN DEVELOPMENT CORPORATION, D/B/A EMPIRE STATE DEVELOPMENT

WHEREAS, This Board is in receipt of an Incentive Proposal between Oneida County, through its Department of Planning, and New York State, through its Department of Economic Development and its Urban Development Corporation, d/b/a Empire State Development, in the sum of \$22,000,000.00, to provide state funding to help with the construction of a 169,400 square foot perimeter tournament-based recreation sporting epicenter in Downtown Utica known as the Nexus Center, and

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

RESOLVED, That Oneida County Executive, Anthony J. Picente, Jr., is hereby authorized to execute any and all documents related to an Incentive Proposal between Oneida County, through its Department of Planning, and New York State, through its Department of Economic Development and its Urban Development Corporation, d/b/a Empire State Development, in the sum of \$22,000,000.00.

APPROVED: Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Leone and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

NO. 067 – FN 2020-076 – Messrs. Waterman, D’Onofrio offered the following resolution and moved its adoption

RE: APPROVAL OF AN INTERMUNICIPAL AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PUBLIC WORKS, AND THE TOWN OF NEW HARTFORD

WHEREAS, This Board is in receipt of an Intermunicipal Agreement between Oneida County, through its Department of Public Works, and the Town of New Hartford wherein Oneida County, through its Department of Public Works, will contribute \$120,000.00 to the Town of New Hartford, pursuant to Highway Law § 131-k, for the reconstruction and improvement of the Chenango Road Bridge over Sauquoit Creek, and

WHEREAS, Highway Law § 131-k provides that this Board may provide for the reconstruction or improvement of any bridge connecting a town highway that this Board deems to serve a vital transportation need of the County, and

WHEREAS, The Chenango Road Bridge over Sauquoit Creek serves a New York State Department of Transportation facility, and

WHEREAS, The New York State Department of Transportation has provided a \$250,000.00 grant to the Town of New Hartford, which requires a local match, and this Intermunicipal Agreement provides the necessary local match funds, and

WHEREAS, The Intermunicipal Agreement shall be for a term commencing upon execution and ending December 31, 2020, and

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

RESOLVED, That the Chenango Road Bridge over Sauquoit Creek serves a vital transportation need of the County, and this Board consents to provide for its reconstruction and improvement, and

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves an Intermunicipal Agreement between Oneida County, through its Department of Public Works, and the Town of New Hartford for a term commencing upon execution and ending December 31, 2020.

APPROVED: Public Works Committee (February 6, 2020)
Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Joseph and adopted by the following vote:
AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

NOTE: At this Juncture a motion was made by Legislator Schieble that pursuant to Rule 22 made to suspend Rules 12 and 55 for the purpose of considering their Resolution only. Legislator Davis seconded the motion. The motion was duly passed for the following resolution.

NO. 068 – FN 2020-077 – Mr. D’Onofrio offered the following resolution and moved its adoption.

RE: APPROVAL OF THE SHORT ENVIRONMENTAL ASSESSMENT FORM FOR UNLISTED ACTIONS PURSUANT TO THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT FOR COLD STORAGE BUILDING DEMOLITION AND REDEVELOPMENT AT 417-421 MAIN STREET, CITY OF UTICA

WHEREAS, Oneida County has completed the impact assessment pursuant to the State Environmental Quality Review (SEQR) process for the Cold Storage building demolition and redevelopment at 417-421 Main Street, City of Utica, and

WHEREAS, The review process has determined that the proposed action will not result in any significant environmental impacts should this project be undertaken, now, therefore be it

RESOLVED, That the Oneida County Board of Legislators, hereby confirms the findings set forth in the Short Environmental Assessment Form that Cold Storage building demotion and redevelopment at 417-421 Main Street, City of

February 12, 2020

FEBRUARY MEETING

Held on Wednesday, February 12, 2020 at 2:00 P.M.

Utica, will not result in any significant environmental impacts. Accordingly, the County of Oneida hereby issues a Negative Declaration with regard to the Cold Storage building demolition and redevelopment at 417-421 Main Street, City of Utica.

APPROVED: Ways and Means Committee (February 12, 2020)

DATED: February 12, 2020

Seconded by Mr. Joseph and adopted by the following vote:

AYES 21 NAYS 0 ABSENT 2 (Messrs. Mandryck, Waterman)

CERTIFICATION OF THE CLERK

STATE OF NEW YORK, County of Oneida, ss:

I hereby certify that the foregoing is a true report of the proceedings of the Board of Legislators of the County of Oneida on Wednesday, February 12, 2020 at 2:00 P.M., typographical errors excepted.

MIKALE BILLARD