



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Susan L. Crabtree
Clerk
(315) 798-5901

David J. Wood
Majority Leader

Michael J. Hennessy
Minority Leader

ATTACHED FOR YOUR INFORMATION ARE RESOLUTIONS
NUMBERED 237 THROUGH 252 THAT WERE ACTED UPON BY THE
BOARD OF COUNTY LEGISLATORS AT THEIR REGULAR SESSION
HELD JULY 15, 2009.

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 237

INTRODUCED BY: Messrs. Waterman, Porter

2ND BY: Mr. Porter

**RE: APPOINTMENT OF JOHN P. TALERICO TO THE POSITION OF COMMISSIONER
OF PERSONNEL, GRADE 45M, STEP 7, (\$76,289)**

WHEREAS, Pursuant to the provisions of Article XIV, Section 1402, of the Oneida County Charter and Administrative Code, County Executive Anthony J. Picente, Jr. has recommended the appointment of John P. Talerico to the position of Commissioner of Personnel, and

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

RESOLVED, That the appointment of John P. Talerico to the position of Commissioner of Personnel, Grade 45M (Step 7, \$76,289) is hereby approved and confirmed in accordance with the provisions of Article XIV, Section 1402, of the Oneida County Charter.

APPROVED: Internal Affairs Committee (June 8, 2009)
Ways & Means Committee (July 15, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:

AYES: 28 NAYS: 0 ABSENT: 1 (Wilcox)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 238

INTRODUCED BY: Messrs. Flisnik, Porter

2ND BY: Mr. Clancy

RE: APPROVAL FOR REIMBURSEMENT FROM NEW YORK STATE FOR EXPENSES INCURRED BY THE DISTRICT ATTORNEY'S OFFICE

WHEREAS, Certain inmates incarcerated in the Mid-State Correctional Facility, Oneida Correctional Facility, Mohawk Correctional Facility, Marcy Correctional Facility and Central New York Psychiatric Center, said inmates being in the custody of the New York State Department of Corrections, all institutions being located in the County of Oneida, have been the subjects of investigations and prosecutions for the commission of various crimes while incarcerated in the aforementioned facilities, and

WHEREAS, The Oneida County District Attorney has made investigations of said crimes occurring in Oneida County and prosecuted said inmates, and

WHEREAS, Section 606 of the Correction Law mandates payments of state funds to the county for expenses incurred in the investigations of said crimes and the prosecution of state inmates, and

WHEREAS, The Oneida County District Attorney has certified to the Board that the expenses associated in the investigation and prosecution of alleged crimes committed by:

Raul Baerga, William Billups, Isaiah L Britton, Rashida Bubb, Cieron Coley, John Davis, Jameil Defreitas, Joseph DeJesus, Gerald Garcia, Laryan Hennigan, Luis Hernandez, Shawn Lucas, James Oliver, Carlos Perez, Clifford Person, Jessee Weldon, amount to \$3,670.40, now therefore, be it hereby

RESOLVED, That this Resolution and the attached statement of the expense of the District Attorney be forwarded to the New York State Department of Corrections as required by Section 606 of the Correction Law.

APPROVED: Public Safety Committee (June 10, 2009)
 Ways & Means Committee (June 24, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:

AYES: 28 NAYS: 0 ABSENT: 1 (Wilcox)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 239

INTRODUCED BY: Messrs. Wilcox, Porter

2ND BY: Mr. Puma

RE: APPROVAL OF GRANT BETWEEN THE HEALTH DEPARTMENT AND THE OFFICE OF CHILDREN AND FAMILY SERVICES FOR THE HEALTHY FAMILIES NEW YORK PROGRAM

WHEREAS, This Board is in receipt of a Grant Agreement between the Oneida County Health Department and the Office of Children and Family Services-Healthy Families New York Program to achieve the goals of preventing child abuse and neglect, promotion of optimal child health and development and enhanced parental self-sufficiency in Oneida County, and

WHEREAS, Said Grant 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 accepts a Grant Agreement between the Oneida County Health Department and the Office of Children and Family Services-Healthy Families New York Program to achieve the goals of preventing child abuse and neglect, promotion of optimal child health and development and enhanced parental self-sufficiency in Oneida County commencing July 1, 2009 and ending June 30, 2010 at a proposed cost of \$781,521 supported, in full, by the NYS Office of Children and Family Services.

APPROVED: Public Health Committee (June 15, 2009)
 Ways & Means Committee (June 24, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:

AYES: 28 NAYS: 0 ABSENT: 1 (Wilcox)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 240

INTRODUCED BY: Messrs. Wilcox, Porter

2ND BY: Mr. Paparella

RE: APPROVAL OF GRANT BETWEEN THE HEALTH DEPARTMENT AND THE NYSDOH FOR THE IMMUNIZATION ACTION PLAN

WHEREAS, This Board is in receipt of a Grant Agreement between the Oneida County Health Department and the NYS Department of Health for the Immunization Action Plan in Oneida County, and

WHEREAS, Said Grant 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 accepts a Grant Agreement between the Oneida County Health Department and the NYS Department of Health for the continuation of a childhood immunization program in Oneida County commencing April 1, 2009 and ending March 31, 2010 at a proposed cost of \$116,939 supported, in full, by the NYS Department of Health Bureau of Immunization.

APPROVED: Public Health Committee (June 15, 2009)
 Ways & Means Committee (June 24, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:

AYES: 28 NAYS: 0 ABSENT: 1 (Wilcox)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 241

INTRODUCED BY: Messrs. Wilcox, Porter

2ND BY: Mr. Scott

**RE: APPROVAL OF GRANT BETWEEN THE HEALTH DEPARTMENT AND THE
NYSDOH FOR INTEGRATED CANCER SERVICES**

WHEREAS, This Board is in receipt of a grant agreement between the Oneida County Department of Health and the New York State Department of Health (NYSDOH), Division of Chronic Disease Prevention, to provide cancer screening services for eligible residents of Oneida, Madison and Herkimer Counties through the Healthy Women's Partnership Program, and

WHEREAS, Said grant agreement must be approved by this Board, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and approves a grant agreement between the Oneida County Department of Health and the New York State Department of Health (NYSDOH), Division of Chronic Disease Prevention, to provide cancer screening services for eligible residents of Oneida, Madison and Herkimer Counties through the Healthy Women's Partnership Program during a one year term commencing April 1, 2009 and ending March 31, 2010 in the amount of \$262,081 supported, in full, by the NYS Department of Health.

APPROVED: Public Health Committee (June 15, 2008)
Ways & Means Committee (June 24, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:

AYES: 28 NAYS: 0 ABSENT: 1 (Wilcox)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 242

INTRODUCED BY: Messrs. Paparella, Porter

2ND BY: Mr. Puma

**RE: PURCHASE OF SERVICE AGREEMENT BETWEEN THE SOCIAL SERVICES
DEPARTMENT AND THE HOUSE OF THE GOOD SHEPHERD FOR OPERATION OF
NON-SECURE DETENTION SERVICES**

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between the Oneida County Department of Social Services and the House of the Good Shepherd to provide temporary non-secure detention services for juveniles placed by Family Court, Remand, PINS warrant, JD warrant or by a Peace Officer, and

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

RESOLVED, That the Oneida County Board of Legislators hereby authorizes and accepts a Purchase of Service Agreement between the Oneida County Department of Social Services and the House of the Good Shepherd to provide temporary non-secure detention services for juveniles placed by Family Court, Remand, PINS warrant, JD warrant or Peace Officer commencing July 5, 2009 and ending July 4, 2010 at a proposed cost of \$785,275 which requires a County commitment of 51% with a maximum cost of \$400,490.

APPROVED: Human Resources Committee (June 17, 2009)
Ways & Means Committee (June 24, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:

AYES: 28 NAYS: 0 ABSENT: 1 (Wilcox)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 243

INTRODUCED BY: Messrs. Miller, Porter, Scott, Puma, Mrs. Hudak

2ND BY: Mr. Clancy

**RE: APPROVAL OF LEASE AGREEMENT WITH THE HENRY P. SMITH POST 24,
AMERICAN LEGION FOR PROPERTY LOCATED AT THE GRIFFISS BUSINESS
PARK**

WHEREAS, The County of Oneida has negotiated a Lease Agreement with the Henry P. Smith Post 24, American Legion for approximately 2.25 acres of land at the Griffiss Business Park, which site currently has the B-52 bomber and ACLM Missile static display maintained by the Post, for a five year term with the option to renew for four additional terms of five years each, and

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

RESOLVED, That Oneida County Executive Anthony J. Picente, Jr. is hereby authorized and directed to enter into a Lease Agreement, on behalf of the County of Oneida, with the Henry P. Smith Post 24, American Legion for approximately 2.25 acres of land at the Griffiss Business Park, which site currently has the B-52 bomber and ACLM Missile static display maintained by the Post for a five year term with the option to renew for four additional terms of five years each at a proposed rate of \$1.00 annually.

APPROVED: Public Works Committee (June 22, 2009)
Ways & Means Committee (June 24, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:

AYES: 28 NAYS: 0 ABSENT: 1 (Wilcox)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 244

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Wood

**RE: APPROVAL TO SETTLE THE MATTER OF DONALD SMITH AND NICOLE E. SMITH
V. ONEIDA COUNTY ET AL FOR THE SUM OF \$37,500**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from County Attorney Linda M.H. Dillon requesting approval of a proposed settlement in the amount of \$37,500 in the matter of Donald Smith and Nicole Smith vs. Oneida County, a matter relating to certain injuries to a minor as a result of a traffic accident involving a County vehicle, and

WHEREAS, It is recommended that Oneida County settle such claim for the proposed amount in full satisfaction of any and all obligations related to said action now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby authorizes settlement in the amount of \$37,500 in full satisfaction of any and all claims filed in the matter of Donald Smith and Nicole Smith vs. Oneida County.

APPROVED: Ways & Means Committee (June 24, 2009)

DATED: July 15, 2009

Adopted by the following v.v.vote:

AYES: 28 NAYS: 0 ABSENT: 1 (Wilcox)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 245

INTRODUCED BY: Messrs. Wilcox, Porter

2ND BY: Mr. Goodman

RE: APPROVAL OF AMENDMENT OF CONTRACT BETWEEN THE HEALTH DEPARTMENT AND THE NYSDOH TO PROVIDE FOR PUBLIC HEALTH PREPAREDNESS/RESPONSE OF BIOTERRORISM

WHEREAS, This Board is in receipt of an amendment to a contract between the Oneida County Health Department and the NYS Department of Health to provide for public health preparedness/response of bioterrorism in Oneida County. The grant has been reduced from \$235,469 to \$199,904, and

WHEREAS, In accordance with Local Law #3 of 2001, 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 contract between the Oneida County Health Department and the NYS Department of Health to provide for public health preparedness/response of bioterrorism in Oneida County commencing August 10, 2008 and ending August 9, 2009 at an amended grant amount of \$199,904 supported, in full, by the NYS Department of Health.

APPROVED: Public Health Committee (June 15, 2009)
Ways & Means Committee (June 24, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:

AYES: 28 NAYS: 0 ABSENT: 1 (Wilcox)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 246

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Wood

RE: APPROVAL OF AMENDMENT TO LEASE AGREEMENT BETWEEN THE COUNTY AND INSIGHT HOUSE CHEMICAL DEPENDENCY SERVICES, INC., TO EXTEND THE TERM OF CURRENT LEASE AT 500 WHITESBORO STREET, UTICA UNTIL DECEMBER 31, 2033

WHEREAS, Under Resolution #289 of 1997, and Resolution #76 of 2006 amending same, this Board approved an Agreement between the County and Insight House Chemical Dependency Services, Inc., for the use of premises located at 500 Whitesboro Street in the City of Utica, NY, to provide substance abuse and chemical dependency services for residents of Oneida County, and

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from County Attorney Linda M.H. Dillon requesting approval of an additional amendment to said Agreement extending the duration thereof through December 31, 2033 to coincide with a twenty five year term for bonds sold by the Dormitory Authority in 2008 to finance certain capital improvements for the Insight House facility, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and approves extending the term of a Lease Agreement between Oneida County and Insight House Chemical Dependency Services, Inc., for premises located at 500 Whitesboro Street, Utica, NY, from December 31, 2026 to December 31, 2033 to coincide with a twenty five year bond sold by the Dormitory Authority in 2008 to finance certain capital improvements for the Insight House facility, and it is further

RESOLVED, That Resolution #289 of 199 and Resolution #76 of 2006 are hereby amended accordingly.

APPROVED: Ways & Means Committee (June 24, 2009)

DATED: July 15, 2009

Adopted by the following roll call vote:

AYES: 16

NAYS: 10 (Hennessy, Stephenson, Tallarino, Kernan, Clancy, Davis, Scott, Tanoury, Caruso, Furgol)

ABSENT: 2 (Wilcox, Welsh)

ABSTENTION: 1 (Fiorini)

ROLL CALL

DATE **JULY 15, 2009**

SESSION **REGULAR**

MEMBERS PRESENT: 27

MEMBERS ABSENT: 2

AYES: 16 NAYS: 10

INTRODUCTORY NO. 257

RESOLUTION NO. 246

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 247

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

**RE: APPROVAL OF PERMANENT EASEMENT THROUGH COUNTY OWNED PROPERTY
LOCATED IN THE CITY OF ROME, OUTER DISTRICT, AND ADJACENT TO PENNY
STREET ROAD FOR INSTALLING UTILITY EQUIPMENT TO POWER NAVIGATION
EQUIPMENT**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from W. Vernon Gray, III, Commissioner of Aviation, requesting authorization to grant a permanent easement to Niagara Mohawk Power Corporation through County-owned property located adjacent to Pennystreet Road on Route 47 in the City of Rome for installation of utility equipment essential to powering County and Federally owned navigation equipment needed for the County's Federal Airport Improvement Program ILS/MALSR, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and approves granting a permanent easement to the Niagara Mohawk Power Corporation through County owned property located adjacent to Pennystreet Road on Route 47 in the City of Rome for the installation of utility equipment essential to powering County and Federally owned navigation equipment needed for the County's Federal Airport Improvement Program ISL/MALSR, now, therefore, be it hereby

RESOLVED, That County Executive Anthony J. Picente, Jr., is authorized and directed to execute any and all documents related thereto to effect such easement.

APPROVED: Airport Committee (June 17, 2009)
Ways & Means Committee (June 24, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:
AYES :27 NAYS: 0 ABSENT: 2 (Wilcox, Welsh)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 248

INTRODUCED BY: Messrs. Joseph, Porter

2ND BY: Mr. Miller

**RE: APPROVAL OF GRANT APPLICATION WITH THE FEDERAL AVIATION
ADMINISTRATION FOR AIRPORT IMPROVEMENT PROGRAM PROJECTS
AT GRIFFISS INTERNATIONAL AIRPORT**

WHEREAS, This Board is in receipt of a grant application to the Federal Aviation Administration for the Airport Improvement Program projects at Griffiss International Airport included in the Federal Airport Capital Improvement Program and County's Capital Project H-339, and

WHEREAS, Said grant application must be approved by this Board, now, therefore, be it hereby

RESOLVED, This Board is in receipt of a grant application between the Federal Aviation Administration for the Airport Improvement Program projects at Griffiss International Airport included in the Federal Airport Capital Improvement Program and County's Capital Project H-339. This is a 95% Federal participation, 2.5% State participation reimbursement program with the County providing a 2.5% local share(\$55,125).

APPROVED: Airport Committee (June 17, 2009)
Ways & Means Committee (June 24, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:

AYES: 27 NAYS: 0 ABSENT: 2 (Wilcox, Welsh)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 249

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

**RE: APPROVAL TO FILL POSITION #10, BUILDING MAINTENANCE SUPERVISOR,
GRADE 21B, STEP 1 \$26,481 IN AA#A1620.0, BUILDINGS AND GROUNDS**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Department of Public Works Commissioner John J. Williams, requesting authorization to recreate the position #10, Building Maintenance Supervisor whose responsibilities include coordinating daily operating and maintenance activities at all County facilities in the Rome-Oriskany area, and

WHEREAS, In accordance with Resolution #27 of 2009, said position cannot be reinstated without prior approval by this Board, now, therefore, be it hereby

RESOLVED, That the Board of Legislators approves recreating position #10, Building Maintenance Supervisor, Grade 21B, Step 1 (\$26,481) in Department #A1620.0, Buildings and Grounds, effective immediately.

APPROVED: Public Works Committee (June 22, 2009)
Ways & Means Committee (June 24, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:
AYES: 27 NAYS: 0 ABSENT: 2 (Wilcox, Welsh)

ONEIDA BOARD OF LEGISLATORS

RESOLUTION NO. 250

INTRODUCED BY: *Messrs. Wilcox, Porter*

2ND BY: *Mr. Porter*

**RE: APPROVAL OF CONTRACT BETWEEN THE HEALTH DEPARTMENT AND
CORNELL COOPERATIVE EXTENSION FOR THE PROVISION OF ENHANCING
WIC PROGRAM MANAGEMENT, STAFF AND CLIENT EDUCATION**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from Acting Public Health Director Daniel W. Gilmore requesting approval of an Agreement between the Oneida County Department of Health and Cornell Cooperative Extension, to provide management personnel to supervise the WIC Program and staff, and

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

RESOLVED, That the Oneida County Board of Legislators hereby approves and accepts an Agreement between the Oneida County Department of Health and Cornell Cooperative Extension, to provide management personnel to supervise the WIC Program and staff during a five year term commencing August 1, 2009 and ending September 30, 2014 at a proposed cost of \$95,035 supported, in full, by State and Federal funds.

APPROVED: Public Health Committee (July 13, 2009)
 Ways & Means Committee (July 15, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:

AYES: 27 NAYS: 0 ABSENT: 2 (Wilcox, Welsh)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.251

INTRODUCED BY: Messrs. Porter, Roefaro, Davis, Scott, Caruso

2ND BY: Mr. Paparella

RE: AGREEMENT BETWEEN THE ONEIDA COUNTY HEALTH DEPARTMENT AND THE CITY OF UTICA AS PARTNERS IN A HUD LEAD HAZARD REDUCTION GRANT APPLICATION

WHEREAS, this Board is in receipt of an Agreement between the Oneida County Health Department and the City of Utica for the purposes of partnering on a HUD Lead Hazard Reduction grant application that will provide rehabilitation funding assistance to property owners to make necessary repairs to bring their units into compliance with codes and reduce lead-based paint hazards, and

WHEREAS, 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 Health Department and the City of Utica for the purposes of partnering on a HUD Lead Hazard Reduction grant application that will provide rehabilitation funding assistance to property owners to make necessary repairs to bring their units into compliance with codes and reduce lead-based paint hazards commencing November 1, 2009 and ending October 31, 2012. The grant requires an in-kind services match from the County Health Department.

APPROVED: Public Health Committee (July 13, 2009)
Ways & Means Committee (July 15, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:

AYES 27 NAYS 0 ABSENT 2 (Wilcox, Welsh)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 252

INTRODUCED BY: ALL MEMBERS

SECONDED BY: Mr. Wood

RE: ADVOCATING THAT CAPITAL DISTRICT REGIONAL OFF-TRACK BETTING CORPORATION BE ALLOWED TO OPERATE IN ITS CURRENT FORM WHILE STILL CONTINUING TO PROVIDE A REASONABLE SUPPORT FOR THE GOVERNMENT OF ONEIDA COUNTY WHILE CONTINUING TO OPERATE IN A MANNER COMPATIBLE WITH THE WELL BEING OF HORSERACING AND BREEDING IN NEW YORK STATE

WHEREAS, New York State and its municipalities, including the County of Oneida are facing financial and budget issues due to matters of the economy as well as other various reasons, and

WHEREAS, over the past 30 years, 43 counties and municipalities have received more than \$3 billion in revenue from the six New York Off-Track Betting Corporations that have been used to offset local tax increases, and

WHEREAS, Capital District Regional Off-Track Betting Corporation is a public benefit corporation created by statute that deals in pari-mutuel wagering and disburses monies to each of its participating members, and

WHEREAS, counties and municipalities who are participating members in New York State OTBs are more than bystanders in any decision which affects the structure of Off-Track Betting and horse racing in New York State, and

WHEREAS, Oneida County is a participating member of Capital District Regional Off-Track Betting Corporation, and

WHEREAS, Oneida County uses the monies provided by its participation in Capital District Regional Off-Track Betting Corporation to help control the rising rate of property taxes; to specifically help such items such as (special education), the rising costs of Medicaid, retirement and health insurance, and to help other important County funded programs, and

WHEREAS, any such negative impact on the financial and operational relationship that Oneida County has with Capital District Regional Off-Track Betting Corporation would negatively effect Oneida County, and

BE IT FURTHER RESOLVED, that Oneida County's stake in the future of horseracing and Off-Track Betting Corporations in New York State be preserved, and

BE IT RESOLVED, that Oneida County supports Capital District Regional Off-Track Betting Corporation and its continued efforts to increase revenue for its participating member, and

BE IT RESOLVED, that Oneida County, a member of Capital District Regional Off-Track Betting Corporation, could not and will not support any recommendation by the Task Force on the Future of Off-Track Betting or the State of New York that would change the current structure of Off-Track Betting in New York State and put in jeopardy the financial and operational relationship between Oneida County and Capital District Regional Off-Track Betting Corporation, and

BE IT RESOLVED that Oneida County supports and will support the legislative efforts of Capital District Regional Off-Track Betting Corporation to introduce and have passed the proposed 2009 OTB Omnibus Bill Legislation, including the right to operate Video Lottery Terminals (VLT's) in locations within its geographic area and Oneida County. Such legislation includes many changes to current statutes that govern the operation and distribution of revenues of Capital District Regional Off-Track Betting Corporation, and

BE IT FURTHER RESOLVED that those changes would permit Capital District Regional Off-Track Betting Corporation to return greater revenues to Oneida County allowing Capital District Regional Off-Track Betting Corporation to continue to provide a reasonable support for the government of Oneida County while continuing to operate in a manner compatible with the well being of horse racing and breeding in New York State.

APPROVED: Ways & Means Committee (July 15, 2009)

DATED: July 15, 2009

Adopted by the following v.v. vote:

AYES 27 NAYS 0 ABSENT 2 (Wilcox, Welsh)