



## ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini  
Chairman  
(315) 798-5900

Mikale Billard  
Clerk  
(315) 798-5901

David J. Wood  
Majority Leader

Patricia A. Hudak  
Minority Leader

**ATTACHED FOR YOUR INFORMATION ARE RESOLUTIONS  
NUMBERED 271 THROUGH 280 THAT WERE ACTED UPON BY THE  
BOARD OF COUNTY LEGISLATORS AT THEIR REGULAR SESSION  
HELD ON AUGUST 25, 2010.**

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### ***RESOLUTION NO. 271***

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

**RE: APPROVAL OF A GRANT FROM THE NYS OFFICE OF HOMELAND SECURITY  
FOR THE 2009 STATE LAW ENFORCEMENT TERRORISM PREVENTION  
PROGRAM**

**WHEREAS,** Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Sheriff Daniel G. Middaugh requesting approval of a Grant Agreement between Oneida County and the NYS Office of Homeland Security in the amount of \$145,750 to be used for the Automatic Vehicle Locator Project and maintenance of the Records Management System, and

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

**RESOLVED,** That County Executive Anthony J. Picente, Jr., is authorized and directed to execute any and all documents related to a Grant Agreement by and between Oneida County and the NYS Office of Homeland Security for Grant funds in the amount of \$145,750 to be used for the Automatic Vehicle Locator Project and maintenance of the Records Management System, and it is further

**RESOLVED,** That said Grant Agreement has a term commencing August 1, 2009 and ending July 31, 2012

APPROVED: Public Safety Committee (July 28, 2010)  
Ways & Means Committee (August 11, 2010)

DATED: August 25, 2010

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

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### **RESOLUTION NO. 272**

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

**RE: APPROVAL OF AGREEMENT BETWEEN ONEIDA COUNTY AND ST. ELIZABETH  
MEDICAL CENTER**

**WHEREAS,** This Board is in receipt of an Agreement between Oneida County and St. Elizabeth's Medical Center with regard to the rendering of autopsy and related services on behalf of the Oneida County Coroners, and

**WHEREAS,** Pursuant to NYS Law and Article 17-A of the County Law, St. Elizabeth's Medical Center agrees to provide a pathologist to perform clinical autopsies and anatomic pathology for deceased parties brought to the Medical Center at the direction of Oneida County's Coroners, and

**WHEREAS,** Under terms set forth therein, the County shall pay the Medical Center the fixed rate of \$322,240 in a quarterly payment based on an average number of cases served, now, therefore, be it hereby

**RESOLVED,** That this Board hereby authorizes and approves a Purchase of Service Agreement between Oneida County and St. Elizabeth's Medical Center to provide clinical autopsy services and related anatomic pathology requested by County Coroners, and it is further

**RESOLVED,** That the County shall pay St. Elizabeth's Medical Center a total of \$322,240 to be made in quarterly payments based on an average number of cases served.

APPROVED: Public Health Committee (August 3, 2010)  
Ways & Means Committee (August 11, 2010)

DATED: August 25, 2010

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

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### **RESOLUTION NO. 273**

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND THE  
NYSDOH BUREAU OF IMMUNIZATION**

**WHEREAS,** This Board is in receipt of a Purchase of Service Agreement between Oneida County, through its Health Department, and the New York State Department of Health – Bureau of Immunization to provide education/outreach immunization services for children and adolescents to increase awareness of adult immunizations, and

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

**RESOLVED,** That the Oneida County Board of Legislators authorizes and approves a Purchase of Service Agreement between Oneida County, through its Health Department, and the New York State Department of Health Bureau of Immunization to provide education/outreach immunization services for children and adolescents to increase awareness of adult immunizations in the amount of \$116,939 from the State of New York for the April 1, 2010 through March 31, 2011 term.

APPROVED: Public Health Committee (August 3, 2010)  
Ways & Means Committee (August 11, 2010)

DATED: August 25, 2010

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

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### ***RESOLUTION NO. 274***

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

### **RE: AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND THE NYSDOH FOR THE INTEGRATED CANCER SERVICES PROGRAM**

**WHEREAS,** This Board is in receipt of a Purchase of Service Agreement between the Oneida County Department of Health and the New York State Department of Health (NYSDOH) to provide cancer screening services for eligible residents of Oneida, Madison and Herkimer Counties, and

**WHEREAS,** In accordance with Local Law #3 of 2001, said Agreement must be approved by this Board, now, therefore, be it hereby

**RESOLVED,** That the Oneida County Board of Legislators authorizes and approves a Purchase of Service Agreement between the Oneida County Department of Health and the New York State Department of Health (NYSDOH) to provide cancer screening services for eligible residents of Oneida, Madison and Herkimer Counties during a one year term commencing April 1, 2010 and ending March 31, 2011 in the amount of \$262,081 supported, in full, by the NYS Department of Health.

APPROVED: Public Health Committee (August 3, 2010)  
Ways & Means Committee (August 11, 2010)

DATED: August 25, 2010

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

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### ***RESOLUTION NO. 275***

***INTRODUCED BY: Messrs. Waterman, Porter, Welsh, Sadallah, Hendricks, Hennessy***  
***2ND BY: Mr. Hendricks***

**RE: APPROVAL OF AN AMENDMENT TO THE PERSONNEL RULES TO INCLUDE  
A "TITLE VI POLICY" AND A "DISCRIMINATION AND HARASSMENT POLICY"**

**WHEREAS,** Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from the Commissioner of Personnel, John P. Talerico, requesting approval of an amendment to the Personnel Rules of Oneida County to incorporate both a Title VI policy in accordance with the Civil Rights Act of 1964 and a formal Discrimination and Harassment policy, and

**WHEREAS,** As proposed, the amending provisions include, but are not limited to, prohibiting discrimination on the grounds of race, color or national origin. Non-compliance with this mandate can affect federal financial assistance, in particular funding under the Federal Transit Administration, and

**WHEREAS,** Said amendment of the Personnel Rules must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

**RESOLVED,** That the Board of Legislators authorizes and adopts an amendment to the Oneida County Personnel Rules setting forth a Title VI policy and a Discrimination and Harassment policy applicable to all Oneida County employees.

APPROVED: Internal Affairs Committee (July 28, 2010)  
Ways & Means Committee (August 11, 2010)

DATED: August 25, 2010

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

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### **RESOLUTION NO. 276**

**INTRODUCED BY:** *Messrs. Welsh, Porter and Sadallah and Ms. Convertino, Messrs. Hennessy, Brennan*  
**2ND BY:** *Hendricks*

**RE: AUTHORIZATION FOR ONEIDA COUNTY TO MAKE APPLICATION TO THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL (OCR) FOR GRANTS TOTALING \$315,000 TO SUPPORT ECONOMIC DEVELOPMENT EFFORTS IN ONEIDA COUNTY**

**WHEREAS,** Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from John R. Kent, Jr., Commissioner of Planning, requesting submittal of an application by Oneida County to the State of New York Office of Community Renewal (OCR) for Community Development Block Grant (CDBG) direct grants totaling \$315,000, and

**WHEREAS,** The Community Development Block Grant funds will provide funding assistance to McDonough Hardwoods, LLC. in Vernon Center in the Town of Vernon that will result in the creation of 21 new jobs, and

**WHEREAS,** The CDBG program requires the holding of two public hearings by the County prior to the submission of said application to obtain the views of citizens on community development and housing needs, and

**WHEREAS,** The CDBG program requires that the Community Development Block Grant application must comply with the program requirements set forth in 24 CFR Part 570, as amended, now, therefore, be it hereby

**RESOLVED,** That Oneida County Executive Anthony J. Picente, Jr., is authorized to submit the application and amendments thereto and all understandings and assurances contained therein, and is further authorized to act in connection with the application to provide such additional information as may be required to request and implement said funds, and it is further

**RESOLVED,** That the Oneida County Executive is authorized and directed to hold any required public hearings and execute all documents and certifications required as part of the submission of the application, and it is further

**RESOLVED,** That the County Executive is hereby authorized to execute such documents as may be required in order to implement the program if the application is approved, and enter into agreements with beneficiaries of the funds.

APPROVED: Economic Development and Tourism Committee (August 3, 2010)  
                  Ways & Means Committee (August 11, 2010)

DATED: August 25, 2010

Adopted by the following vote:

AYES 28 NAYS 0 ABSENT 1 (Mr. Wilcox)



## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### *RESOLUTION NO. 277*

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

**RE: AUTHORIZATION FOR ONEIDA COUNTY TO MAKE APPLICATION TO THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL (OCR) FOR GRANTS TOTALING \$225,000 TO SUPPORT ECONOMIC DEVELOPMENT EFFORTS IN ONEIDA COUNTY**

**WHEREAS,** Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from John R. Kent, Jr., Commissioner of Planning, requesting submittal of an application by Oneida County to the State of New York Office of Community Renewal (OCR) for Community Development Block Grant (CDBG) direct grants totaling \$225,000, and

**WHEREAS,** The Community Development Block Grant funds will provide funding assistance to Bonide Products, Inc. in Oriskany in the Town of Whitestown that will result in the creation of 15 new jobs, and

**WHEREAS,** The CDBG program requires the holding of two public hearings by the County prior to the submission of said application to obtain the views of citizens on community development and housing needs, and

**WHEREAS,** The CDBG program requires that the Community Development Block Grant application must comply with the program requirements set forth in 24 CFR Part 570, as amended, now, therefore, be it hereby

**RESOLVED,** That Oneida County Executive Anthony J. Picente, Jr., is authorized to submit the application and amendments thereto and all understandings and assurances contained therein, and is further authorized to act in connection with the application to provide such additional information as may be required to request and implement said funds, and it is further

**RESOLVED,** That the Oneida County Executive is authorized and directed to hold any required public hearings and execute all documents and certifications required as part of the submission of the application, and it is further

**RESOLVED,** That the County Executive is hereby authorized to execute such documents as may be required in order to implement the program if the application is approved, and enter into agreements with beneficiaries of the funds.

APPROVED: Economic Development and Tourism Committee (August 11, 2010)  
Ways & Means Committee ( August 25, 2010)

DATED: August 25, 2010

Adopted by the following vote:

AYES 28 NAYS 0 ABSENT 1 (Mr. Wilcox)

**ONEIDA COUNTY BOARD OF LEGISLATORS**

**RESOLUTION NO. 278**

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

**RE: APPROVAL OF AGREEMENT BETWEEN ONEIDA COUNTY AND  
NORTHLAND COMMUNICATIONS FOR DATA SERVICES**

**WHEREAS,** This Board is in receipt of an Agreement between Oneida County and Northland Communications for Data Services, and

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

**RESOLVED,** That the Board authorizes and accepts an Agreement between Oneida County and Northland Communications for Data Services. The term of this agreement is 36 months at a total cost of \$69,039.84.

APPROVED: Internal Affairs Committee (August 16, 2010)  
Ways & Means Committee (August 25, 2010)

DATED: August 25, 2010

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

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### ***RESOLUTION NO. 279***

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

**RE: APPROVAL OF AN AMENDMENT TO THE AGREEMENT BETWEEN ONEIDA COUNTY  
AND NORTHLAND COMMUNICATION FOR THE ONEIDA COUNTY AIRPORT  
SERVICE AGREEMENT TO UPGRADE CONNECTIVITY AND REDUCE OVERALL COSTS**

**WHEREAS,** This Board is in receipt of an amendment to an Agreement between Oneida County and the Northland Communications for the Oneida County Airport Service Agreement in order to upgrade the connectivity services at Airport and reduce the overall costs of the network, 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 this Board authorizes and accepts an amendment to an Agreement between Oneida County and the Northland Communications for the Oneida County Airport Service Agreement in order to upgrade the connectivity services at Airport and reduce the overall costs of the network operating there. This agreement shall be deemed effective July 9, 2010.

APPROVED: Internal Affairs Committee (August 16, 2010)  
Ways & Means Committee (August 25, 2010)

DATED: August 25, 2010

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

## **ONEIDA COUNTY BOARD OF LEGISLATORS**

### ***RESOLUTION NO. 280***

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

**RE: APPROVAL OF SETTLEMENT IN THE MATTER OF DUSTIN BROWN V.  
ONEIDA COUNTY, ET AL.**

**WHEREAS,** Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from County Attorney Linda M.H. Dillon and David H. Walsh, IV, Esq., counsel for Oneida County in this matter, requesting approval of a proposed settlement in the matter of Dustin Brown v. Oneida County, Et al, and

**WHEREAS,** The recommendation is that settlement be made in the amount of \$25,000 in full satisfaction of said claim, now, therefore, be it hereby

**RESOLVED,** That the Oneida County Board of Legislators authorizes and approves a settlement in the amount of \$25,000, in full satisfaction of any and all claims commenced in the matter of Dustin Brown v. Oneida County, et al. for damages alleged to have been sustained on May 31, 2008.

APPROVED: Ways & Means Committee (August 25, 2010)

DATED: August 25, 2010

Adopted by the following v.v. vote:

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