



# 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

## COMMUNICATIONS FOR DISTRIBUTION SEPTEMBER 30, 2009 (Correspondence relating to upcoming legislation, appointments, petitions, etc)

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ONEIDA COUNTY  
OFFICE OF THE DISTRICT ATTORNEY

Scott D. McNamara  
District Attorney

Michael A. Coluzza  
First Assistant

Kurt D. Hameline  
Timothy P. Fitzgerald  
Laurie Lisi  
Paul J. Hernon  
Matthew P. Worth  
Joseph A. Saba  
Grant J. Garramone  
Steven G. Cox  
Stacey L. Paolozzi  
Bernard L. Hyman, Jr.

Dawn Catera Lupi  
First Assistant

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Robert L. Bauer  
Michael R. Nolan  
Kurt D. Schultz  
Kara E. Wilson  
John J. Raspante  
Joshua L. Bauer  
Patrick F. Scully  
Christopher D. Hameline

September 21, 2009

RE: 2009-379

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

Dear Mr. Picente:

On July 31, 2009, a letter was sent to you requesting a \$12,000 supplemental appropriation from the District Attorney Law Enforcement cost center to purchase a Total Work Station for the New Hartford Police Department. The docket number for this is 2009-351. After this letter was sent to you, federal forfeiture money became available and hence a letter dated September 8, 2009 was sent requesting that federal forfeiture money be used to purchase the Total Work Station. The docket number for this is 2009-379.

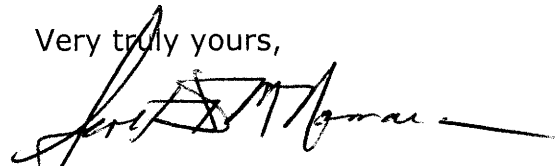
By this letter, I am requesting that docket number 2009-351 be rescinded as it has been replaced by docket number 2009-379.

At your earliest convenience, please submit this request to the Board of Legislators for their approval.

If you have any questions or concerns, please contact me.

Thank you.

Very truly yours,



Scott D. McNamara  
Oneida County District Attorney

se

R.

2009-351

Re: Supplemental appropriation of \$12,000 to AA#A1162.0, District Attorney, Law Enforcement accounts

RES # 309

APP: 9-16-09

SPONSOR(S)

Mr. Flisnik

Mr. Porter

**Public Safety**

Approved: \_\_\_\_\_ Date: 9/12/09

*Frank M. M...  
Thomas J. ...  
Paul ...  
David Wiley  
David Wiley  
[Signature]  
[Signature]  
[Signature]*

Disapproved:

**Ways and Means**

Approved: \_\_\_\_\_ Date: 8/26

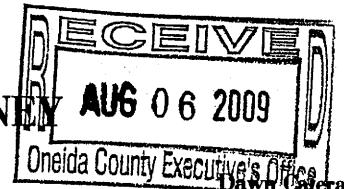
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[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]*

Disapproved:

Notes - Comm 1

Notes - Ways Means

ONEIDA COUNTY  
OFFICE OF THE DISTRICT ATTORNEY  
Scott D. McNamara  
District Attorney



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Patricia Lupi  
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Kurt D. Schultz  
Kara E. Wilson  
John J. Raspante  
Joshua L. Bauer  
Patrick F. Scully  
Christopher D. Hameline

July 31, 2009

7N2009-351

**PUBLIC SAFETY  
WAYS & MEANS**

RECEIVED  
ONIEDA COUNTY LEGISLATURE  
2009 AUG 10 PM 4:17

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

Dear Mr. Picente:

By this letter, I am requesting your approval as well as that of the Board of Legislators for the following supplemental appropriation from the forfeiture cost center to purchase a Total Work Station for the New Hartford Police Department:

TO:

A1162.492	Computer Software	\$4,500
A1162.212	Computer Hardware	\$7,500

This 2009 supplemental appropriation will be fully supported by forfeiture funds that are already on deposit.

A1207 Law Enforcement, Approp. F.B. Year Forfeitures \$12,000

At your earliest convenience, please submit this request to the Board of Legislators for their approval.

If you have any questions or concerns, please contact me.

Thank you for your time and assistance in this matter.

Very truly yours,

Scott D. McNamara  
Oneida County District Attorney

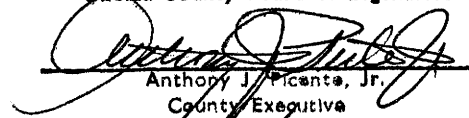
se

4.

The Honorable Anthony J. Picente, Jr.  
July 31, 2009  
Page Two

cc: Hon. Gerald Fiorini, Chairman  
Hon. David Wood, Majority Leader  
Hon. Michael Hennessy, Minority Leader  
Hon. Les Porter, Chairman, Ways & Means Comm.  
Hon. Richard Flisnik, Chairman, Public Safety  
Thomas Keeler, Budget Director

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

  
Anthony J. Picente, Jr.  
County Executive

Date 8/6/09

5.

# ONEIDA COUNTY BOARD OF LEGISLATORS

## RESOLUTION NO. 309

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

**2ND BY:** Mr. Clancy

**RE: SUPPLEMENTAL APPROPRIATION OF \$12,000 TO AA#A1162.0, DISTRICT ATTORNEY,  
LAW ENFORCEMENT 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 \$12,000 to AA#A1162.0 District Attorney, Law Enforcement Accounts, and

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

A1207, Law Enforcement, Approp. F.B. Year Forfeitures..... \$12,000  
now, therefore, be it hereby

**RESOLVED,** That a supplemental appropriation, from 2009 funds, as hereinafter set forth, be and the same is hereby approved:

TO:	
A1162.492, Computer Software.....	\$ 4,500
A1162.212, Computer Hardware.....	<u>\$ 7,500</u>
TOTAL	\$12,000

**APPROVED:** Public Safety Committee (August 12, 2009)  
Ways & Means Committee (August 26, 2009)

**DATED:** September 16, 2009

Adopted by the following v.v. vote:

AYES: 28 NAYS: 0 ABSENT: 1 (Mr. Wood)

6.

2009-379

Re: Supplemental appropriation of \$13,600 to AA#A1162.0, District Attorney accounts

RES # \_\_\_\_\_

APP: \_\_\_\_\_

SPONSOR(S)

Mr. Flisnik

Mr. Porter

Public Safety

Approved:

Date: 9-22-09

*[Handwritten signatures: G. Johnson, Greg Smith, James Earl, Mark Johnson, Brian Miller]*

Ways and Means

Approved:

Date: \_\_\_\_\_

Notes - Comm 1

Disapproved:

Disapproved:

Notes - Ways Means

ONEIDA COUNTY  
OFFICE OF THE DISTRICT ATTORNEY

Scott D. McNamara  
District Attorney

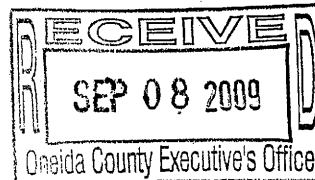
Michael A. Coluzza  
First Assistant

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John J. Raspante  
Joshua L. Bauer  
Patrick F. Scully  
Christopher D. Hameline

September 8, 2009



7062009-379  
PUBLIC SAFETY

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

Dear Mr. Picente:

**WAYS & MEANS**

By this letter, I am requesting your approval as well as that of the Board of Legislators for the following supplemental appropriation from the federal forfeiture cost center to purchase a Total Work Station for the New Hartford Police Department, as well as the training costs associated with this equipment:

TO:

A1162.2954	Other Equipment	\$12,000
A1162.495121	Other Expenses	\$1,600

This 2009 supplemental appropriation will be fully supported by federal forfeiture funds that are already on deposit.

A2678.1	Federal Seizure	\$13,600
---------	-----------------	----------

At your earliest convenience, please submit this request to the Board of Legislators for their approval.

If you have any questions or concerns, please contact me.

RECEIVED  
ONEIDA COUNTY LEGISLATURE  
2009 SEP 10 AM 10:05

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

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

Date: 9/9/09

8.



ONEIDA COUNTY  
OFFICE OF THE DISTRICT ATTORNEY

Scott D. McNamara  
District Attorney

Michael A. Coluzza  
First Assistant

Kurt D. Hameline  
Timothy P. Fitzgerald  
Laurie Lisi  
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Michael R. Nolan  
Kurt D. Schultz  
Kara E. Wilson  
John J. Raspante  
Joshua L. Bauer  
Patrick F. Scully  
Christopher D. Hameline

August 25, 2009

7N2009-393

PUBLIC SAFETY

COURTS, LAWS & RULES

WAYS & MEANS

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

Dear Mr. Picente:

By this letter, I am requesting your approval as well as that of the Board of Legislators to implement a new County law regarding the forfeiture of lost/found money.

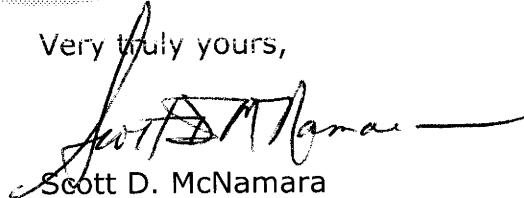
Enclosed is proposed language for the new law. Please review and advise if changes are needed to the proposal.

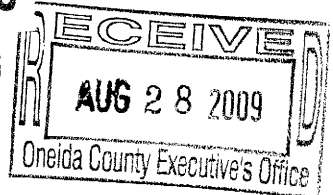
At your earliest convenience, please submit this request to the Board of Legislators for their approval.

If you have any questions or concerns, please contact me.

Thank you for your time and assistance in this matter.

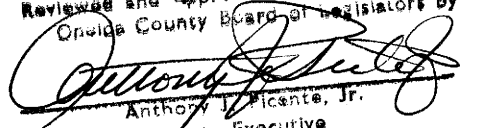
Very truly yours,

  
Scott D. McNamara  
Oneida County District Attorney



se

2009 SEP 17 AM 8:43  
RECEIVED  
ONEIDA COUNTY LEGISLATURE

Reviewed and Approved for submittal to the  
Oneida County Board of Legislators by  
  
Anthony J. Picente, Jr.  
County Executive  
Date 9/16/09

**INTRODUCTORY  
NO.**

**F.N.**

**ONEIDA COUNTY BOARD OF LEGISLATORS**

**RESOLUTION NO.**

**INTRODUCED BY:  
2ND BY:**

**RE: LOCAL LAW GOVERNING THE DISPOSITION OF MONEY AND  
PROPERTY DELIVERED TO OR SEIZED BY THE ONEIDA COUNTY  
DISTRICT ATTORNEY**

Legislative Intent: The intent of this local law is to establish a policy and means by which the Oneida County District Attorney shall dispose of money and property delivered to or seized by the District Attorney in the course of criminal investigations conducted by that office.

BE IT ENACTED by the Board of County Legislators of the County of Oneida, State of New York, as follows:

1. All property delivered in to the custody of and held and kept by the Oneida County District Attorney for use as evidence or otherwise in any criminal investigation, action, appeal or other proceeding, which property is not otherwise forfeited or disposed of, shall, upon the termination of such criminal action, appeal or other proceeding, be returned by the District Attorney to the rightful owner of such property upon proper written demand therefor.
2. In the event that such property described above has not been claimed by the owner thereof within six years after the termination of such criminal action, appeal or other proceeding, the property may be sold or otherwise disposed of in such manner as the District Attorney may deem proper.
3. Any monies or proceeds realized from the sale of such property shall be distributed as follows:
  - a. one-third shall be paid over to the arresting agency.
  - b. one-third shall be paid over to the Oneida County District Attorney's office.

- c. one-third shall be paid over to the Oneida County general fund to be credited to the account numbered A1165:A2777.1 Lost/Found Money.
4. In the event that the money or property was seized by the Oneida County Drug Task Force, such money or the proceeds of the sale of such property shall be distributed as follows:
- a. one-third shall be paid over to the Oneida County Drug Task Force.
  - b. one-third shall be paid over to the Oneida County District Attorneys office.
  - c. one-third shall be paid over to the Oneida County general fund to be credited to the account numbered A3430:A2777.2 Lost/Found Money.

This Local Law shall take effect in accordance with Section 20, 21 and 27 of the Municipal Home Rule Law.

APPROVED: Courts, Laws and Rules Committee ( )  
 Ways & Means Committee ( )

DATED:

Adopted by the following roll call vote:  
 AYES\_\_\_NAYS\_\_\_ABSENT\_\_\_

ANTHONY J. PICENTE, JR.  
County Executive



ROBERT J. ROTH  
Director

**ONEIDA COUNTY YOUTH BUREAU**  
County Office Building ♦800 Park Avenue ♦Utica, New York 13501  
Phone: (315) 798-5027 ♦Fax: (315) 798-6438

September 11, 2009

7N2009-394

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

RECEIVED  
SEP 18 2009  
Oneida County Executive's Office  
**EDUCATION, YOUTH & AGRICULTURE**

**WAYS & MEANS**

Dear Mr. Picente:

The Oneida County Department of Social Services has identified some additional TANF funds available to reimburse the Youth Bureau for administrative costs in the 2009 budget year.

Therefore, I respectfully request the following additional budget transfer for the 2009 fiscal year:

<b>From:</b>	<b>A4610 – Federal Aid – Social Services Administration Revenue</b>	<b>\$ 14,542.00</b>
<b>To:</b>	<b>A7310.417 Rent/Lease Space.....</b>	<b>\$ 13,426.00</b>
	<b>A7310.454 Travel – Meetings &amp; Seminars.....</b>	<b>\$ 1,116.00</b>
	<b>TOTAL</b>	<b>\$ 14,542.00</b>

Thank you for your consideration of this request.

Sincerely,

Robert J. Roth  
Director

Cc: T. Keeler, Budget  
S. Brown, Audit & Control  
L. Dillon, County Attorney

Reviewed and Approved for submittal to the  
Oneida County Board of Legislators by  
  
Anthony J. Picente, Jr.  
County Executive  
Date 9/16/09

2009 SEP 17 AM 8:45  
RECEIVED  
ONEIDA COUNTY LEGISLATURE

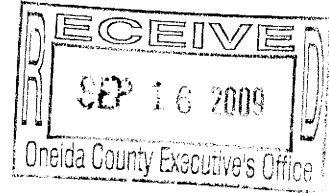
ANTHONY J. PICENTE, JR.  
County Executive



ROBERT J. ROTH  
Director

**ONEIDA COUNTY YOUTH BUREAU**  
County Office Building ♦800 Park Avenue ♦Utica, New York 13501  
Phone: (315) 798-5027 ♦Fax: (315) 798-6438

September 10, 2009



*7/12009-395*

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

**EDUCATION, YOUTH & AGRICULTURE**

**WAYS & MEANS**

Dear Mr. Picente:

The Oneida County Youth Bureau has received notice from the New York State Office of Children and Family Services that they will allow the Youth Bureau to utilize unallocated funds in the 2009 Runaway & Homeless Youth (RHY) cost center to support the salary of the Youth Bureau's RHY Coordinator. These funds come directly from New York State, and require no county match funding support.

Therefore, I respectfully request the following supplemental appropriation and budget transfer for the 2009 fiscal year:

<b>To:</b>	<b>A7310.101 – Salaries</b>	<b>\$ 6,300.00</b>
	<b>A7310.860 – Health Insurance</b>	<b>\$ 1,289.00</b>

This appropriation will be supported by revenue:

<b>From:</b>	<b>A3902 – State Aid Youth Services Reimbursement</b>	<b>\$ 7,589.00</b>
--------------	---	--------------------

Thank you for your consideration of this request.

Sincerely,

Robert J. Roth  
Director

Cc: T. Keeler, Budget  
S. Brown, Audit & Control

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

Date 9/16/09

2009 SEP 17 AM 8:45  
RECEIVED  
ONEIDA COUNTY LEGISLATURE

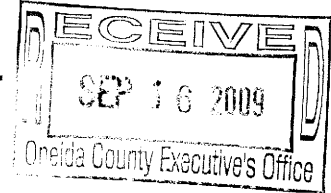


**Oneida County Department of Planning**  
Boehlert Center at Union Station, 321 Main Street, Utica, NY 13501

September 14, 2009

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

7/12/2009-396  
**ECONOMIC DEVELOPMENT  
& TOURISM**



**WAYS & MEANS**

Re: Submission of the 2009 /10 FTA Section 5311 Non-Urbanized  
Formula Grant Application - Authorizing Resolution

Dear County Executive Picente:

Oneida County is the sponsor of the rural transportation services in the County provided by Birnie Bus Tours. The New York State Department of Transportation (NYSDOT) recently announced \$83,200 allocated to Oneida County for 2009 and \$89,000 for 2010 to support these rural transit services. This amount will be matched with New York State Operating Assistance funds and Birnie Bus Tours own funds, to cover operating expenses. There are no Oneida County funds involved in the Section 5311 application.

The Federal Transit Administration provides funds up to 50 percent of the operating deficits for public transportation systems providing scheduled mass transit services in the non-urbanized and rural areas of the country. The federal funds are distributed on a bi-annual basis through the Section 5311 Urbanized Areas Formula program which is administered by the New York State Department of Transportation (NYSDOT).

I request that you recommend to the Oneida County Board of Legislators for its consideration and approval the attached resolution authorizing you, as the Oneida County Executive, to file the Fiscal Year 2009-10 Section 5311 Non-Urbanized Formula Grant application, and sign the third party service agreement. In order to access the funds in a timely manner, we would appreciate the Board taking action on this matter no later than their October 14<sup>th</sup> 2009 meeting.

Harry Miller and I would be pleased to discuss this matter with you and/or the Board at your convenience.

Sincerely,

*John R. Kent Jr.*

John R. Kent, Jr.  
Commissioner

2009 SEP 17 AM 8:44  
RECEIVED  
ONEIDA COUNTY LEGISLATURE

Reviewed and Approved for submittal to the  
Oneida County Board of Legislators by  
*Anthony J. Picente, Jr.*  
Anthony J. Picente, Jr.  
County Executive  
Date 9/16/09

**INTRODUCTORY  
NO.**

**F.N.**

**ONEIDA COUNTY BOARD OF LEGISLATORS**

**RESOLUTION NO.**

**INTRODUCED BY:  
2ND BY:**

**RE: RESOLUTION AUTHORIZING THE FILING OF FTA SECTION 5311  
TRANSPORTATION OPERATING ASSISTANCE GRANTS FOR ONEIDA COUNTY  
RURAL TRANSPORTATION SERVICE**

**WHEREAS**, The Oneida County Planning Department is submitting a request for a grant to the New York State Department of Transportation, pursuant to Section 5311, Title 49 United States Code, for a project to provide public mass transportation service to Non-Urbanized and Rural areas of Oneida County for the 2009/10 fiscal years, and

**WHEREAS**, the County of Oneida and the State of New York have entered into a continuing Agreement for a ten-year period which authorizes the undertaking of said Project and payment of the Federal share, identified as State Contract C-003684, now, therefore, be it herby

**RESOLVED**, that the Oneida County Executive is hereby authorized to act on behalf of Oneida County to sign the grant application and progress and complete the above named Project; and be it further,

**RESOLVED**, that the Oneida County Executive is authorized to sign any contracts or agreements between the County of Oneida and third party subcontractor necessary to complete the public transportation project, subject to the approval of the Oneida County Attorney.

APPROVED:

DATED:

Adopted by the following vote:  
AYES \_\_\_\_ NAYS \_\_\_\_

# ONEIDA COUNTY HEALTH DEPARTMENT

Adirondack Bank Building, 5<sup>th</sup> Floor, 185 Genesee St., Utica, NY 13501

ANTHONY J. PICENTE, JR.  
ONEIDA COUNTY EXECUTIVE

DANIEL W. GILMORE, PH.D.  
DIRECTOR OF ENVIRONMENTAL HEALTH  
SUPERVISOR-IN-CHARGE

## ADMINISTRATION

Phone: (315) 798-6400 Fax: (315) 266-6138

September 11, 2009

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

7/12009-397  
**PUBLIC HEALTH  
WAYS & MEANS**

Dear Mr. Picente:

The New York State Department of Health (NYSDOH) Bureau of Immunization has received monies from the American Recovery and Reinvestment Act (ARRA) to buy vaccines. The Bureau has also received funds that can be used by local health department in regards to the storage of ARRA vaccines. Oneida County will receive a total of \$37,000. We are requesting \$12,000 of this amount for transfer. These funds can be used to purchase refrigerators approved and made specifically for the storage of vaccine. Due to the anticipated storage demands for new H1N1 vaccine, the health department would like to purchase these units as soon as possible.

Thus, we are requesting a supplemental appropriation of \$12,000 for the 2009 fiscal year.

To: A4089.295 - Other equipment .....\$ 12,000

Revenue A3408 - State Aid - Immunization Consortium

If you have any questions, please do not hesitate to contact me.

Sincerely,

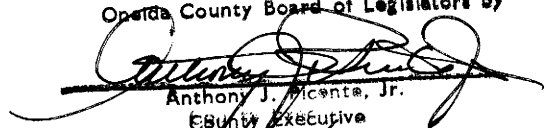


Daniel W. Gilmore, Ph.D.  
Acting Public Health Director

Cc: T. Keeler, Director of Budget

2009 SEP 17 AM 8:44  
RECEIVED  
ONEIDA COUNTY LEGISLATURE

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

  
Anthony J. Picente, Jr.  
County Executive  
Date: 9/16/09



ONEIDA COUNTY DEPARTMENT OF HEALTH

Date: 9-11-09

ONEIDA COUNTY BOARD OF LEGISLATORS

APPROPRIATION / SUMMARY

Appropriation   X    
Transfer         
Fiscal Year: 2009

**1.) Appropriation or Transfer Description –**

To: A4089.295 - Other equipment .....\$ 12,000

**2.) Activity or Service –**

Vaccine storage for Immunization Program

**3.) Client population to be served –**

Residents of Oneida County

**4.) Explanation of Appropriation /Transfer –**

Due to new H1N1 vaccine more storage is needed. New York State Department of Health vaccine storage regulations request replacement of refrigeration.

**5.) Funding Source**

Revenue A3408 - State Aid - Immunization Consortium

**Oneida County Department Staff Comments:**

Partner Agencies: Children’s Therapy Network, Upstate Cerebral Palsy, Communicare Therapy Services, ARC/Oneida Lewis and Building Blocks Learning Center.



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

**ANTHONY J. PICENTE JR.**

County Executive

ce@ocgov.net

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

*FN2009-398*

**READ & FILED**

RECEIVED  
ONEIDA COUNTY LEGISLATURE  
2009 SEP 22 AM 9:56

September 21, 2009

Board of Legislators  
Oneida County  
800 Park Avenue  
Utica, NY 13501

Dear Honorable Members:

In accordance with the terms of the Oneida County Charter, I wish to appear before you on Monday October 5, 2009 at 10:00 a.m. to present the proposed Oneida County operating budget and capital project plan for the year 2010.

Respectfully submitted,

Anthony J. Picente Jr.  
Oneida County Executive



**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

*FN 2009-399*

**READ & FILED**

**NOTICE OF SPECIAL MEETING**

**TO: Members of the Board of Legislators**

**FROM: Susan L. Crabtree, Clerk**

**DATE: September 22, 2009**

~~~~~

At the request of County Executive Anthony J. Picente, Jr., notice is hereby given that a Special Meeting of this Board for the purpose of receiving the proposed 2010 Oneida County Budget and Capital Program will be held on Monday, October 5th at 10:00 A.M. in the Legislative Chamber of the County Office Building, 800 Park Avenue, Utica, New York.

**NOTE:** The Ways & Means Committee will meet immediately following the Board meeting to set their agenda for the budget review process.

**cc: County Executive  
Budget Director**



# OFFICE OF THE SHERIFF

DANIEL G. MIDDAGH  
SHERIFF

COUNTY OF ONEIDA

M. PETER PARAVATI  
UNDERSHERIFF

September 24, 2009

*FN 2009-400*

Anthony Picente Jr.  
Oneida County Executive  
800 Park Avenue  
Utica, New York 12501

## WAYS & MEANS

*[Signature]*  
Dear Mr. Picente,

The Sheriff's Office receives reimbursement from the United States Marshals Service for overtime incurred by Investigators for participation in the Fugitive Task Force Operation. The agreement was recently modified to allow for the purchase of equipment related expenses in support of this effort.

The funds will be used to purchase night vision binoculars with magnifier lens and tactical parkas to be used by the Criminal Investigations Unit.

The contract ends September 30, 2009, therefore we are requesting that the following Supplemental Appropriation Request to be expedited:

Expenses:

|           |          |
|-----------|----------|
| A3120.295 | \$ 1,655 |
| A3120.436 | \$ 3,345 |
|           | \$ 5,000 |

Revenue:

|       |          |
|-------|----------|
| A1526 | \$ 5,000 |
|-------|----------|

*A1280*  
*(per Tom Keeler 9/25/09)*

Please feel free to contact me if I can be of further assistance.

RECEIVED  
ONEIDA COUNTY LEGISLATURE  
2009 SEP 24 PM 3:10

Sincerely,

*[Signature]*

Daniel G. Middaugh,  
Sheriff

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

*[Signature]*  
Anthony J. Picente, Jr.  
County Executive

Date 9/24/09

cc: Tom Keeler

**Administrative Office**  
6065 Judd Road Oriskany, NY 13424  
Voice (315) 736-8364  
Fax (315) 765-2205

**Law Enforcement Division**  
6065 Judd Road Oriskany, NY 13424  
Voice (315) 736-0141  
Fax (315) 736-7946

**Correction Division**  
6075 Judd Road Oriskany, NY 13424  
Voice (315) 768-7804  
Fax (315) 765-2327

**Civil Division**  
200 Elizabeth Street Utica, NY 13501  
Voice (315) 798-5862  
Fax (315) 798-6495

*20.*

Oneida Co. Department: Sheriff

Competing Proposal \_\_\_\_\_  
Only Respondent \_\_\_\_\_  
Sole Source RFP \_\_\_\_\_

ONEIDA COUNTY BOARD  
OF LEGISLATORS

Name of Proposing Organization: United States Marshals Service

Title of Activity or Service: Participation in Fugitive Task Force: Amended Agreement

Proposed Dates of Operation: December 14, 2008 to September 30, 2009

Client Population/Number to be Served: N/A

**Summary Statements**

1) **Narrative Description of Proposed Services** Overtime for Criminal Investigators and amendment of agreement to purchase equipment

2) **Program/Service Objectives and Outcomes:** Assist in finding fugitives

3) **Program Design and Staffing** Overtime of existing staff

**Total Funding Requested:** \$5,000

**Account #** A3120

**Oneida County Dept. Funding Recommendation:** Recommend receiving funds

**Proposed Funding Sources (Federal \$/ State \$/County \$):** Federal funds

**Cost Per Client Served:** N/A

**Past Performance Data:** Good

**O.C. Department Staff Comments:** Expenses offset with revenue



**ONEIDA COUNTY DEPARTMENT OF PERSONNEL**

County Office Building 800 Park Avenue Utica, New York 13501-2986  
Phone: (315) 798-5725 Fax: (315) 798-6490 Email: personnel@ocgov.net  
Web site: www.ocgov.net

*FN 2009-401*

September 11, 2009

**WAYS & MEANS**



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

Dear Tony:

Attached please find correspondence from Commissioner of Department of Public Works, John J. Williams, requesting extended sick leave with pay for Robert Thomas, Light Motor Equipment Operator (LMEO).

Mr. Thomas began his employment with Oneida County on December 19, 1991 and has more than 18 years of service with Oneida County. According to Oneida County Personnel Rules, he may be granted up to sixty (60) working days of extended sick leave with pay with the understanding that he is obligated to pay back the sick days used upon his return to work. He has also applied for the Leave Donation Program as required by the Oneida County Personnel Rules.

I recommend that this request be forward to the Board of Legislators for their consideration at their next meeting.

Sincerely,

John P. Talerico  
Commissioner of Personnel

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

Anthony J. Picente, Jr.  
County Executive

Attachment

Cc: John J. Williams  
Robert Thomas

RECEIVED  
ONEIDA COUNTY LEGISLATURE  
2009 SEP 22 PM 1:47

Date 9/21/09

# Oneida County Department of Public Works

ANTHONY J. PICENTE, JR.  
County Executive

JOHN J. WILLIAMS  
Commissioner

6000 Airport Road  
Oriskany, New York 13424  
Phone: (315) 793-6213  
Fax: (315) 768-6299

DIVISIONS:  
Buildings & Grounds  
Engineering  
Highways, Bridges & Structures  
Reforestation

September 3, 2009

John Talerico  
Commissioner of Personnel  
800 Park Avenue  
Utica, New York 13501

Dear Commissioner Talerico:

I am writing on behalf of Robert Thomas, who is a HMEO with the Department of Public Works in the Division of Highways and Bridges. Due to a recent injury, Robert will be depleting his time bank and is asking for an extension of sixty (60) days of sick leave.

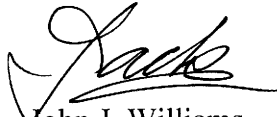
Robert began his employment with Oneida County on December 19, 1991, and according to the Oneida County Department of Personnel Rules, he may be granted sixty (60) working days of extended sick leave with pay with the understanding that he is obligated to pay back the sick days used upon his return to work.

I am asking that this request be forwarded to the County Executive and subsequently to the Oneida County Board of Legislators for their consideration to be heard at their regularly scheduled meeting.

If additional information is needed, please contact my office.

Thank you.

Sincerely,



John J. Williams  
Commissioner

JJW/mk

cc: Anthony J. Picente, Jr.  
Oneida County Executive



24.



**REQUEST FOR LEAVE DONATION**

**Employee Application**

PRINT Name: ROBERT J THOMAS

Date: 8 - - 09

Title: HMEU

Hire Date: 12-19-91

Department: HIGHWAYS & BRIDGES

I do hereby request donated leave per the Oneida County Leave Donation policy. I understand that I must have been employed with Oneida County for at least one (1) year as a full time employee; that I have exhausted all of my appropriate accrued leave before requesting leave donations; and that I must solicit leave donations myself and/or fellow employees may solicit for me.

I understand that I will be required to provide the necessary documentation to substantiate the need for donated leave and to provide any additional information whenever requested by Oneida County.

I have attached all necessary documentation to substantiate my need for donated leave and have provided in the space below a brief description of my personal or family crisis:

TORN LIGAMENTS IN LEFT KNEE REQUIRING  
SURGERY & 4 MONTH RECOVERY & PHYSICAL THERAPY

**AUTHORIZATION**

Approved

Department Head:

[Signature]

Disapproved

Date: \_\_\_\_\_

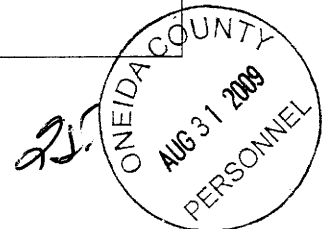
Approved

Commissioner of Personnel:

[Signature]

Disapproved

Date: \_\_\_\_\_



**HAMILTON ORTHOPAEDIC SURGERY & SPORTS MEDICINE**

HAMILTON, NY (315) 824-1250  
ONEIDA, NY (315) 363-4651

DATE: 09/02/2009

PATIENT: Robert J Thomas

To Whom This May Concern,

I am recommending the following, effective **09/02/2009** :

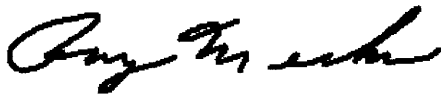
- Patient is **able** to return to (work, gym, athletic activity, other) with **no** restrictions.
- Patient is **able** to return to (work, gym, athletic activity, other) **with** some restrictions. **See Comment.**
- Patient is **not able** to return to (work, gym, athletic activity, other) **until further notice.**
- Miscellaneous:**
- This is a work related injury. DOI: 00/00/0000**

---

**Diagnosis:** LEFT KNEE ACL TEAR/MCL SPRAIN

**Prognosis:** Good

**Comments:** SURGERY 9/29/09  
ESTIMATED OUT OF WORK TIME 4 MONTHS FROM TIME OF SURGERY



---

RAYMOND MEEKS, M.D.

SPT 9/10/09

# LEAVE REQUEST

Complete appropriate information and forward with supporting documents to the Department of Personnel.

Employee Name Robert Thomas SS# 059403460 Date 9/3/09

Job Title HMEO Department Public Works (H & B)

Cost Center D5110.101 Position # 90 Salary/Grade/Step \$40,020 Grade 17 Step off

## PAID SICK LEAVE Complete for an employee who is absent for more than three consecutive sick days.

Leave Requested: From 9/3/09 To 9/23/09 Total Sick Days 19 Sick Leave Accrued 162.44 Hours

Physician's Statement Attached  Worker's Comp. Pending  207C Pending  FMLA

## LEAVE OF ABSENCE Complete for an employee requesting a leave of absence for other than paid sick leave.

Leave With Pay Requested: From 9/24/09 To 10/5/09 Total Work Days 8

Employee is using the following accrued hours: Personal 9 Comp 1.5 Vacation 51.55

Leave WithOut Pay Requested: From 10/6/09 To 1/29/10

Supporting Documents Attached

Check ALL That Apply: FMLA  LWP  Leave to another position  Maternity  Unauthorized Leave   
207 C  Educational  LWOP  Military  SLWOP  Worker's Comp.

Comments: \_\_\_\_\_

## AUTHORIZATION

Approve  Disapprove

Appointing Authority *John Williams*  
Commissioner of Personnel *John Williams*

## EXTENDED SICK LEAVE WITH PAY

Only employees with at least five years of continuous active service are eligible and after all accrued time and donated time are exhausted.

Length of Continuous Active Service: 17 Years, 10 Months

Leave Request from First day of SLWOP: From 10/06/09 To 1/29/10 Total 77 work days

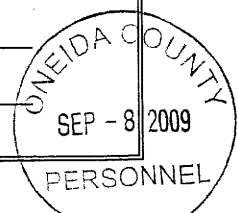
Employee's Request Letter  Physician's Statement  Appointing Authority's Letter of Justification

FMLA Application  Leave Donation Application

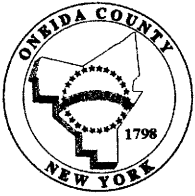
Approve  Disapprove

Personnel Commissioner *John Williams*  
County Executive \_\_\_\_\_  
Chairman of the Board of Legislators \_\_\_\_\_

RES # \_\_\_\_\_



27.



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

**ANTHONY J. PICENTE JR.**

County Executive

ce@ocgov.net

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

*JN 2009-402*

RECEIVED  
ONEIDA COUNTY LEGISLATURE  
2009 SEP 22 PM 1:47

September 22, 2009

Oneida County Board of Legislators  
800 Park Ave.  
Utica, NY 13501

**PUBLIC HEALTH  
WAYS & MEANS**

Honorable Members:

As you are aware, my office, along with a Health Director Search Committee have been in the process to find a permanent, qualified Director of Health without success.

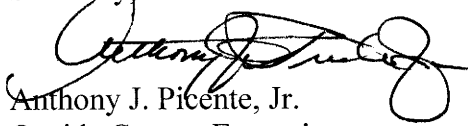
Our search committee was composed of respected members of our health-related community in order to provide a community based opinion since our Health Department works closely with the outside health agencies. They have conducted interviews and made recommendations to my office. This process has been going on for the past several months without an acceptance by a qualified applicant. Several offers were made and each was declined as the salary was too low and a higher one could not be negotiated without Board approval. Our Commissioner of Personnel has further outlined the process and his recommendations in his attached letter.

In light of the difficulty the County is having finding a qualified Director of Health to work at the salary offered, I am requesting your action to raise the position to a Grade 49, Step 1 at \$72,981 so that we may be able to hire a qualified candidate.

Public Health is one of the largest and most vital departments to our County. The H1N1 Virus (Swine Flu) has added to the duties and necessity of the Department as well as a qualified Director to lead it. I hope that you will see the need to pay this position what it is worth as there is a minimum educational requirement of a Masters Degree in Public Health and the health of our residents is continually monitored through this Department.

If you have any questions regarding this matter, please feel free to contact me.

Sincerely,

  
Anthony J. Picente, Jr.  
Oneida County Executive

Anthony J. Picente Jr.  
County Executive



John P. Talerico  
Commissioner

**ONEIDA COUNTY  
DEPARTMENT OF PERSONNEL**

County Office Building ♦ 800 Park Avenue ♦ Utica, New York 13501-2986  
Phone: (315) 798-5725 ♦ Fax: (315) 798-6490  
E-Mail: labor@ocgov.net

Sept 18, 2009

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

Re: Public Health Director

Dear Tony:

I have been advised that the Public Health Director Search Committee has failed to select a candidate. The County received twenty seven applications and forwarded eleven to the search committee. A total of six candidates were interviewed. Three candidates were offered employment but declined because of salary. The committee has suggested we re-advertise the position.

The Public Health Director position was advertised on several web sites that were suggested by the New York State Department of Health. The web sites were specific to the field of Public Health. Although we received twenty seven applicants, we failed to generate candidates that met the New York State minimum qualifications **and** were willing to accept the current salary.

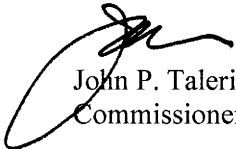
A survey of Broome, Niagara, Saratoga, Schenectady, and Rensselaer counties indicates that Oneida County has the lowest salary for this position from among those surveyed.

Therefore, before we re-advertise the position, I would recommend an increase in the starting salary for Public Health Director from the current Grade 47, Step 1 salary of \$67,418 to Grade 49, Step 1 at a salary of \$72,981. Board of Legislature action would be required.

I would further recommend that the county retain the services of an Executive Recruitment Agency to assist us in our search efforts.

Please review my recommendations and if you agree, you can forward it to the Board of Legislature for their action.

Sincerely,

  
John P. Talerico  
Commissioner



**ONEIDA COUNTY DEPARTMENT OF LAW**

Oneida County Office Building  
800 Park Avenue ♦ Utica, New York 13501-2975  
(315) 798-5910 ♦ fax (315) 798-5603

**ANTHONY J. PICENTE JR.**  
COUNTY EXECUTIVE

**LINDA M.H. DILLON**  
COUNTY ATTORNEY

September 16, 2009  
*FN 2009-403*  
**ECONOMIC DEVELOPMENT  
& TOURISM**

**WAYS & MEANS**

RECEIVED  
ONEIDA COUNTY LEGISLATURE  
2009 SEP 22 AM 9:56

HON. ANTHONY J. PICENTE, JR.  
ONEIDA COUNTY EXECUTIVE  
800 PARK AVENUE 10<sup>TH</sup> FLOOR  
UTICA NY 13501

**RE: CONVENTION & VISITORS BUREAU FOR ONEIDA  
COUNTY**

Dear Mr. Picente:

Enclosed are proposed contracts allowing the Convention and Visitors Bureau to continue tourism promotion on the County's behalf. As discussed, all the changes proposed by Ms. Blazosky in her July 22 letter have been incorporated, including the two-year term of agreement. The resolution she mentioned regarding TPA designation was previously passed.

Please forward the agreement to the Board of Legislators for its consideration.

Thank you.

Respectfully submitted,

**HARRIS J. SAMUELS**  
Assistant County Attorney

HJS/rlc  
Attachment

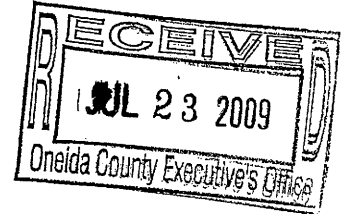
Reviewed and Approved for submittal to the  
Oneida County Board of Legislators by  
  
Anthony J. Picente, Jr.  
County Executive  
Date 8/21/09



Oneida County Convention & Visitors Bureau

July 22, 2009

Hon. Anthony Picente  
Oneida County Executive  
Oneida County Office Building  
800 Park Avenue  
Utica, NY 13501



The agreement between County of Oneida and the Convention & Visitors Bureau for Oneida County, Inc. expires September 30, 2009. We would appreciate your assistance in renewing the agreement for a period of two (2) years so that we may continue to voucher for the occupancy tax.

The Bureau requests a change pursuant to paragraph 8 of the existing agreement to reflect that the Bureau shall be entitled to keep a \$50,000.00 cash reserve, with any legally or contractually dedicated funds it may be holding, and funds being reserved for the purpose of capital expenditures in amounts necessary for that purpose. This change proposes a \$10,000.00 increase in the allowable carryover provision. Capital expenditures would include purchases of equipment for operations, improvements to the existing building, or future sites operated by the Bureau.

Also, in accordance with the New York State Matching Funds program, we request that the Oneida County Convention & Visitors Bureau be designated the official Tourism Promotional Agency (TPA) for Oneida County.

This recognition is required by New York State and funding is provided only to those designated agencies. The resolution must be forwarded with the Matching Funds application and we will be submitting the application by September 4, 2009.

Sincerely,

Kelly Blazosky  
President

Cc: Michael Damsky  
Mark Cherry





County, thus contributing to the economic impact of tourism and visitors in our communities.

2. The Bureau shall consult and collaborate with area officials, tourism industry representatives, business leadership and others so as to enhance commerce in Oneida County through convention and tourism marketing activities.

3. The Bureau shall operate the Information Center at Exit 31 of the New York State Thruway. This Information Center shall be open to the public as follows:

July 1 - August 31.....9:00 AM - 7:00 PM, Monday - Sunday

Sept 1 - June 30.....9:00 AM - 5:00 PM, Monday - Friday  
10:00 AM - 6:00 PM, Saturday - Sunday

However, the Information Center shall be closed on the following holidays: Christmas Day, New Years Day, Thanksgiving Day and Easter.

Information Center programs shall include: attraction and event brochures and promotional literature; travel directions and personalized services when needed and appropriate; assistance in locating overnight lodging; a clean rest stop with accessible washrooms; and additional services required of visitors and travelers entering Oneida County.

4. The Bureau shall conduct the following programs and activities:

- \* Attendance and participation in travel related shows and displays;
- \* Promotion of Oneida County as a site for meetings and conventions;
- \* Assistance of meeting planners;
- \* Operation of visitors information displays;
- \* Support and promotion of motor coach programs attracting visitors to Oneida County;
- \* Management of the NYS Matching Funds Program in Oneida County;
- \* Collaboration with other tourism/visitor-related organizations, including an annual contribution to Leatherstocking Country, NY;
- \* Preparation of materials for use in promoting tourism, encouraging visitors, attracting meetings/conventions, and marketing Oneida County as a visitor destination;
- \* Conduct a Bureau membership program; and
- \* Other activities contributing to accomplishing the mission and purposes of the Bureau.

5. The Bureau shall periodically prepare a strategic vision and marketing/promotional plan of action relating to Bureau activities. Such a Plan shall include provisions for measuring the outcomes of Bureau activities and programs, and reporting such information to the community.

6. In accordance with Section 12 of Local Law #3 of 1993, the net revenue of the Oneida County Occupancy Tax shall be paid to the Bureau by the County in order to enable the Bureau to carry on the above-described activities commencing October 1, 2009 through September 30, 2011.

7. The Bureau shall file with the Clerk of the Oneida County Board of Legislators, the Oneida County Comptroller, and the Oneida County Commissioner of Finance, a budget of expenditures and receipts for the periods of October 1, 2009 through September 30, 2010 and October 1, 2010 through September 30, 2011.

8. The Bureau hereby agrees that it will refund any excess of receipts in any contract period over its expenditures for that contract period to the Oneida County Commissioner of Finance no later than three months after the end of the contract period except that the Bureau shall be entitled to keep a \$50,000 cash reserve, any legally or contractually dedicated funds it may be holding, and funds being reserved for capital purposes in amounts necessary for that purpose.

9. At such time as this contract, and any renewals thereof, shall expire and the Bureau shall cease performing the activities for the County as described herein, the Bureau's assets shall become County property, and the Bureau shall cooperate in changing title to such assets.

10. The Bureau shall indemnify and hold harmless the County and its officers, agents and employees from any claims, demands, causes of action and judgments arising out of injuries to persons or property of whatever kind or nature as a result of furnishing the services provided for in this Agreement.

11. Pursuant to Oneida County Board of Legislators Resolution No. 249 of May 26,

1999, the Contractor agrees to deliver exclusively to the facilities of the Oneida-Herkimer Solid Waste Authority, all wastes and recyclables generated within the Authority's service area by performance of this contract by Contractor and any subcontractors. Upon awarding of this contract, and before work commences, the Contractor will be required to provide Oneida County with proof that Resolution No. 249 of 1999 has been complied with, and that all wastes and recyclables in the Oneida-Herkimer Solid Waste Authority's service area which are generated by the Contractor and any subcontractor in performance of this contract will be delivered exclusively to Oneida-Herkimer Solid Waste Authority facilities.

12. This Agreement shall become effective as of October 1, 2009 and shall terminate September 30, 2011.

**IN WITNESS WHEREOF**, the parties herein have hereunto set their hands and seals the day and year first above written.

**COUNTY OF ONEIDA**

By \_\_\_\_\_  
**ONEIDA COUNTY EXECUTIVE**

**CONVENTION & VISITORS BUREAU FOR  
ONEIDA COUNTY, INC.**

By Kelly Blazosky, President

Approved as to form  
Oneida County Attorney

Harris J. Samuels  
**HARRIS J. SAMUELS, ESQ.**

ONEIDA COUNTY  
OFFICE OF THE DISTRICT ATTORNEY

Michael A. Coluzza  
First Assistant

Kurt D. Hameline  
Timothy P. Fitzgerald  
Laurie Lisi  
Paul J. Hernon  
Joseph A. Saba  
Grant J. Garramone

Scott D. McNamara  
District Attorney

FN 2009-404

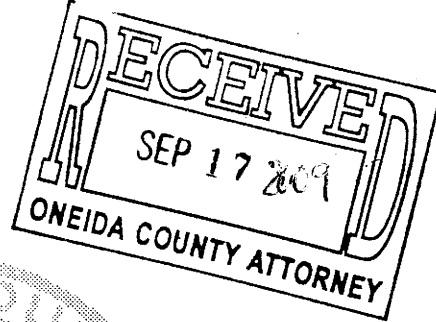
PUBLIC SAFETY

WAYS & MEANS

Dawn Catera Lupi  
First Assistant

Steven G. Cox  
Stacey L. Paolozzi  
Bernard L. Hyman Jr.  
Douglas M. DeMarche' Jr.  
Todd C. Carville  
Robert L. Bauer  
Michael R. Nolan  
Kurt D. Schultz  
Kara E. Wilson  
John J. Raspante  
Joshua L. Bauer

September 17, 2009



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

Dear Mr. Picente:

Enclosed is the proposed grant award which the New York State Division of Criminal Justice Services has rewarded our office in the amount of \$202,684.00. The grant period is from July 1, 2009 through June 30, 2010. Matching funds are not required.

I am hereby requesting your review and approval of this grant. After doing so, please forward this information to the Oneida County Board of Legislators for their review and approval.

Should you have any questions or concerns, please notify me.

Thank you for your time and assistance in this matter.

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

Anthony J. Picente, Jr.  
County Executive

Date: 9/21/09

Sincerely,

Scott D. McNamara  
Oneida County District Attorney

SDM/jl  
Enc.

2009 SEP 22 AM 9:57  
RECEIVED  
ONEIDA COUNTY LEGISLATURE

36.

ONEIDA COUNTY BOARD  
OF LEGISLATORS

**Name of Proposing Organization:**

Oneida County District Attorney

**Title of Activity or Service:**

IMPACT VI

**Proposed Dates of Operation:**

07/01/09 – 06/30/10

**Client Population/Number to be Served:**

**Summary Statements:**

**1) Narrative Description of Proposed Services**

Funds will be used to support coordinated strategic crime fighting and violence prevention initiatives. This project is New York State's multi-agency crime fighting program designed to achieve sustained, long term crime reduction through intelligence-led policing.

**2) Program/Service Objectives and Outcomes:**

**3) Program Design and Staffing**

**Total Funding Requested:**

\$202,684.00

**Account #:**

A3038

A1165.495124

**Oneida County Dept. Funding Recommendation:**

**Proposed Funding Sources (Federal \$/ State \$/County \$):**

\$202,684.00 in state dollars.

**Cost Per Client Served:**

**Past Performance Data:**

**O.C. Department Staff Comments:**

ONEIDA COUNTY SERVICE AGREEMENT

COUNTY

County of Oneida  
800 Park Avenue  
Utica, New York 13501  
Acting through Oneida  
County District Attorney

(Hereinafter referred to  
as the County)

FUNDING SOURCE

NYS Division of Criminal Justice  
4 Tower Place  
Albany, New York 12203-3702

(Hereinafter referred to as the Contractor)

PERIOD OF AGREEMENT

From: 07/01/09  
To: 06/30/10

COUNTY RESOLUTION NO.

Adopted on:

FINANCIAL TERMS OF AGREEMENT:

|                      |          |            |
|----------------------|----------|------------|
| Total Program        | Approved | Matching   |
| Budget: \$202,684.00 | Funds:   | Funds: \$0 |

GENERAL LIABILITY INSURANCE:

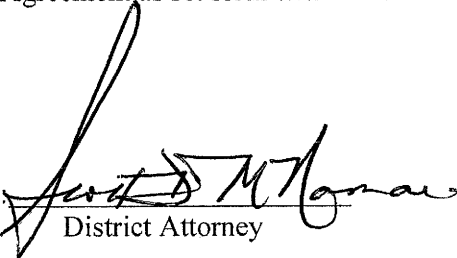
\$ 1 Million

This agreement is made between the County, a municipal corporation of the State of New York, identified above, acting through its duly constituted Oneida County District Attorney, and the Service Provider referred to above.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement for the consideration and in accordance with the terms, provisions and conditions of the Agreement as set forth within the following pages, as of the first day of the period of agreement.

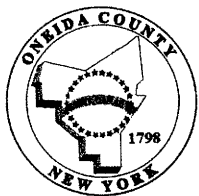
COUNTY OF ONEIDA

By: \_\_\_\_\_  
County Executive

By:   
District Attorney

Approved as to form

By: \_\_\_\_\_  
Oneida County Attorney



COUNTY OF ONEIDA  
OFFICE OF THE COUNTY EXECUTIVE

ANTHONY J. PICENTE JR.

County Executive

ce@ocgov.net

ONEIDA COUNTY OFFICE BUILDING

800 PARK AVENUE

UTICA, NEW YORK 13501

(315) 798-5800

FAX: (315) 798-2390

www.ocgov.net

*FN 2009-405*

**WAYS & MEANS**

September 21, 2009

Board of Legislators  
Oneida County Office Building  
800 Park Avenue, 10<sup>th</sup> Floor  
Utica, New York 13501

RECEIVED  
ONEIDA COUNTY LEGISLATURE  
2009 SEP 29 AM 10:50

Re: UPSEU v. County of Oneida County  
Case Nos. CP-1189, CP-1190 and E-2478

Honorable Members:

As you may know, there are three outstanding Petitions that were filed by the United Public Service Employees Union (UPSEU) with the New York State Public Employment Relations Board (PERB). After extensive negotiations, the parties, by and through their respective legal counsel, agreed to resolve the Petitions in the manner set forth in the attached Stipulation of Settlement.

Essentially, the settlement would result in the inclusion of eleven (11) positions within the UPSEU, and twelve (12) positions remaining under the classification of managerial / confidential. Finally, the settlement would then authorize an Administrative Law Judge from PERB to determine the placement of the six (6) remaining positions.

Because the proposed Stipulation will affect wages and hours of County employees, legislative approval must be obtained in order for the agreement to become binding. Upon the recommendation of Gregory Amoroso, acting in his capacity as counsel for the County of Oneida, I would ask that you approve the proposed Stipulation. Mr. Amoroso will be available to provide any additional information the Board may require.

Very truly yours,

Anthony J. Picente, Jr.  
County Executive

AJP/kdp  
Encl;

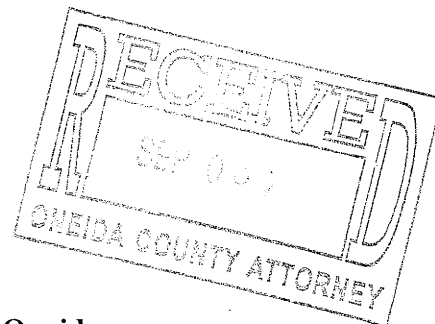
Joseph E. Saunders  
Camille Tauroney Kahler\*  
Merritt S. Locke  
Gregory J. Amoroso  
James S. Rizzo  
Jeremy D. Alexander  
\*also admitted in Florida

  
**Saunders Kahler** L.L.P.  
ATTORNEYS AT LAW

James H. Gilroy, Jr. of counsel  
(1921-2008)

September 2, 2009

Linda M.H. Dillon, Esq.  
County Attorney  
Oneida County Attorney's Office  
800 Park Avenue  
Utica, New York, 13501



**Re: United Public Service Employees Union vs. County of Oneida**  
**Case No.: CP-1189**

**United Public Service Employees Union vs. County of Oneida**  
**Case No.: CP-1190**

**County of Oneida v. United Public Service Employees Union**  
**Case No.: E-2478**

Dear Linda:

Enclosed please find a copy of a Stipulation of Settlement for two (2) Unit Placement Petitions filed by the United Public Service Employees Union ("UPSEU"), and one (1) Application for Designation of Persons as Managerial or Confidential filed by the County.

The settlement would result in eleven (11) positions being included within UPSEU and twelve (12) positions remaining managerial/confidential. The settlement would also result in an Administrative Law Judge from the Public Employment Relations Board determining the placement of the six (6) remaining positions after an evidentiary hearing.

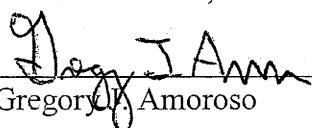
I recommend that the County Executive execute the Stipulation of Settlement. As the Stipulation of Settlement will affect wages and hours of County employees, there will need to be legislative approval before execution by the County Executive.

Please take the necessary steps to obtain the approval of the Board of Legislators to enter into the Stipulation of Settlement. I will make myself available to discuss the matter with the Board.

Very truly yours,

SAUNDERS KAHLER, L.L.P.

By: \_\_\_\_\_

  
Gregory J. Amoroso

GJA/bla  
Enclosure

cc: John P. Talerico (w/ enc.)



## STIPULATION OF SETTLEMENT

THIS STIPULATION OF SETTLEMENT made as of the 31<sup>st</sup> day of August, 2009, by and between the County of Oneida (hereinafter referred to as "County") and the United Public Service Employees Union (White Collar Unit) (hereinafter referred to as "UPSEU").

WHEREAS, the County of Oneida and UPSEU are signatories to a collective bargaining agreement with an effective period of January 1, 2006 through December 31, 2010 (hereinafter referred to as the "Agreement"); and

WHEREAS, UPSEU is currently the sole and exclusive bargaining representative for employees holding budgeted regular full-time positions in the titles reflected in Appendix A of the Agreement; and

WHEREAS, on or about February 27, 2009, UPSEU filed a Unit Placement Petition with the New York State Public Employment Relations Board (hereinafter referred to as "PERB"), seeking inclusion of certain additional positions within UPSEU, said petition being assigned Case No. CP-1189; and

WHEREAS, on or about March 5, 2009, UPSEU filed another Unit Placement Petition with PERB, seeking inclusion of certain additional positions within UPSEU, said petition being assigned Case No. CP-1190; and

WHEREAS, on or about May 26, 2009, County filed an Application for Designation of Persons as Managerial or Confidential with PERB, seeking designation of certain positions currently represented by UPSEU as managerial, said petition being assigned Case No. E-2478; and

WHEREAS, the parties are desirous of settling the above referenced petitions and application according to the terms and conditions set forth hereunder.

**NOW THEREFORE, IN CONSIDERATION OF THE TERMS AND CONDITIONS SET FORTH HEREUNDER, IT IS HEREBY AGREED AND STIPULATED AS FOLLOWS:**

1). County will voluntarily recognize that employees holding budgeted, regular full-time positions in the following titles are included within UPSEU and UPSEU is the sole and exclusive bargaining representative for employees holding budgeted, regular full-time positions in these titles:

Nutrition Services Coordinator  
Public Education Coordinator  
OCC Nurse Coordinator  
Staff Development Supervisor  
Managed Care Supervisor

Assistant Supervisor of Managed Care  
Assistant Director of Services  
Veterans Services Officer  
Principal Planner  
Program Manager  
Public Health Planner

2). Union will withdraw its entire unit placement petition for Case No. CP-1189 from PERB in writing, and will provide the County, at the time of execution of this Stipulation, with a signed letter withdrawing the petition and requesting that the matter be dismissed and closed by PERB. This Stipulation is subject to and shall not become effective until the dismissal and closure of Case No. CP-1189 by PERB.

3). Union will withdraw from its unit placement petition for Case No. CP-1190 all but the following titles. Union will provide County, at the time of execution of this Stipulation, a signed letter to PERB withdrawing all but the following titles from the petition. This Stipulation is subject to and shall not become effective until acceptance by PERB of the withdrawal of all but the following titles from the petition for Case No. CP-1190:

Director of Employment Services  
Director of Income Maintenance  
Director of Medical Services  
Director of Services  
Child Support Unit Supervisor  
Early Intervention Program Supervisor

4). The County will withdraw its entire application for Case No. E-2478 and will provide the Union, at the time of the execution of this Stipulation, with a signed letter withdrawing the application and requesting that the matter be dismissed and closed by PERB. This Stipulation is signed subject to and shall not become effective until the dismissal and closure of Case No. E-2478 by PERB.

5). Union agrees and covenants that it will not file or support any future Union Placement Petition or Unit Clarification Petition for any of the following titles, absent a significant change in job duties within said job title:

Program Coordinator  
GIS Coordinator  
WIC Coordinator  
Budget Analyst  
Assistant Purchasing Director  
Director of Civil Service Administration  
Safety Officer  
Chief Planner  
Environmental Health Director  
Director of Community Wellness

Fiscal Services Administrator  
Director of Administrative Services

6). The parties acknowledge that during the discussion which resulted in this Stipulation, that they were fully and fairly represented; that they had the unlimited right and opportunity to propose the terms of this Stipulation; that they knowingly, voluntarily and of their own free will, entered into this Stipulation as an alternative to arbitration and/or hearing, having read and fully understanding its terms; and that all understanding and stipulations arrived at between the parties are set forth in this Stipulation.

7). Should any provision of this Stipulation of Settlement be declared unenforceable by a Court or other Tribunal of competent jurisdiction, it shall not adversely affect the enforceability of any other provision thereof.

8). Except where preempted by federal law, this Stipulation shall be construed and enforced in accordance with and governed by the statutes of the common law of the State of New York.

9). This Stipulation constitutes the entire agreement and understanding between the parties and supersedes all prior agreements or understanding, whether oral or written. The parties acknowledge that no representation, promise, inducement or statement of intention has been made by any party to this Stipulation that is not embodied in this Stipulation, and agree that no party shall be bound by, or liable for, any alleged representation, promise, inducement, or statement of intention not set forth in this Stipulation.

10). This Stipulation may not be modified except by a subsequent agreement in writing.

11). This Stipulation shall be binding upon and inure to the benefit of each of the parties hereto, and each of their respective legal representatives, successors and assigns.

**IN WITNESS WHEREOF**, the parties hereto have caused this Stipulation of Settlement to be executed on the date shown by each of their signatures below.

\_\_\_\_\_  
The County of Oneida

By:

*Gary M. Hickey*

\_\_\_\_\_  
United Public Service Employees Union

By: *GARY M. HICKEY*

*EXECUTIVE VICE PRESIDENT/REGIONAL DIRECTOR*

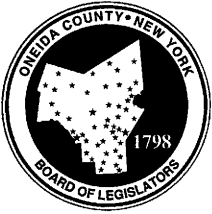
\_\_\_\_\_  
Date

*8-31-09*

\_\_\_\_\_  
Date

43.  
Approved As To Form  
ONEIDA COUNTY ATTORNEY

By: *[Signature]*



# 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

*FN 2009-406*

September 29, 2009

**PUBLIC HEALTH**

**COURTS, LAWS & RULES**

**WAYS & MEANS**

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

Honorable Members:

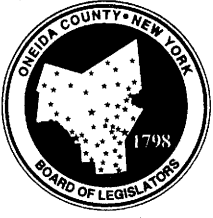
I have received a draft Local Law from Legislator George Joseph asking the Board to institute a County policy that would ban the use of all tobacco products and officially designate County facilities tobacco free.

I hereby refer Mr. Joseph's proposal to the appropriate committees and to the full Board for consideration.

Respectfully submitted,

Gerald J. Fiorini  
Chairman of the Board

RECEIVED  
ONEIDA COUNTY LEGISLATURE  
2009 SEP 29 AM 11:30



# ONEIDA COUNTY BOARD OF LEGISLATORS

*George E. Joseph*

*7315 Merriman Rd.*

*Clinton, NY 13323*

September 29, 2009

Chairman Gerald J. Fiorini  
Board of Legislators  
800 Park Ave.  
Utica, NY 13501

Dear Chairman Fiorini,

I am forwarding for Board consideration a County policy that would make all County facilities tobacco free. Current County policy for employees bans the use of all tobacco products, including cigarettes, cigars, and smokeless tobacco inside County facilities and vehicles, but I believe that a local law would give a great level of enforcement. It is also important to assure that we abide by the same rules and regulations that the State of New York has placed upon other businesses and public facilities.

I believe that to ensure the health and safety of our employees and the visitors to our facilities, officially designating county facilities as tobacco free makes sense. Since the Board holds ultimate authority over the building, it is appropriate that the Board consider this legislation. Although this policy would make the buildings tobacco free, the designated areas for tobacco use would remain in place.

Thank you in advance for your consideration.

Sincerely,

George Joseph  
County Legislator

2009 SEP 29 AM 11:09

RECEIVED  
ONEIDA COUNTY LEGISLATURE

45.

## ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY:  
2ND BY:

**RE: LOCAL LAW INTRODUCTORY "G" PROHIBITING THE BURNING OR USE OF TOBACCO PRODUCTS IN OR ON COUNTY OWNED OR LEASED BUILDINGS OR PREMISES**

**Legislative Intent:** To bring Oneida County into compliance with State Public Health Law and with certain advisories issued by the American Cancer Society and the Surgeon General of the United States which recognize the serious health risks associated with smoking, secondhand smoke and the use of tobacco products in public buildings and premises.

**BE IT ENACTED** by the Board of County Legislators of the County of Oneida, State of New York, as follows:

1. For the purposes of applying this local law, the term "smoking" shall be as defined in New York State Public Health Law section 1399 (n) (11), to wit, burning of a lighted cigar, cigarette, pipe or any other matter or substance which contains tobacco.
2. For the purposes of applying this local law, the term "tobacco products" shall be as defined in New York State Public Health Law section 1399 (aa) (5), to wit, one or more cigarettes or cigars, bidis, chewing tobacco, powdered tobacco or any other tobacco products.
3. That smoking and the use of tobacco products in or on Oneida County owned or leased buildings or premises is hereby banned and prohibited except in areas which have been clearly designated for smoking or use of tobacco products by the Oneida County Executive.
4. Any person violating this local law shall be subject to a written notice of violation and warning. Thereafter, a monetary civil penalty for each violation shall be imposed using the graduated fine schedule as currently provided for and set forth in the Oneida County Clean Indoor Air Act Enforcement policy.
5. The Oneida County Department of Health is hereby designated as the enforcement officer to determine, after conducting a hearing thereon, whether a violation of this local law has occurred.
6. The Oneida County Health Department may, in its discretion, transfer its authority to act as enforcement officer to an agent or agents of the County to act in the Department's stead.
7. Any person aggrieved by the determination of an enforcement officer shall have the right to appeal such determination to the Director of Health within thirty days of the date of such determination.

8. Such enforcement officer shall have the authority to bring a civil action to recover any penalty provided for in this local law after the determination of an appeal in favor of the County, if any, as provided for in New York State Public Health Law section 1399 (u).

This Local Law shall take effect in accordance with Section 20, 21 and 27 of the Municipal Home Rule Law.

APPROVED: Public Health Committee ( )  
Courts, Laws and Rules Committee ( )  
Ways & Means Committee ( )

DATED:

Adopted by the following roll call vote:  
AYES \_\_\_ NAYS \_\_\_ ABSENT \_\_\_

# ONEIDA COUNTY HEALTH DEPARTMENT

A Adirondack Bank Building, 5<sup>th</sup> Floor, 185 Genesee St., Utica, NY 13501

ANTHONY J. PICENTE, JR.  
ONEIDA COUNTY EXECUTIVE

DANIEL W. GILMORE, PH.D.  
DIRECTOR OF ENVIRONMENTAL HEALTH  
SUPERVISOR-IN-CHARGE

## ADMINISTRATION

Phone: (315) 798-6400 Fax: (315) 266-6138

September 18, 2009

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

7N 2009-407  
**PUBLIC HEALTH**  
**WAYS & MEANS**

RECEIVED  
ONEIDA COUNTY LEGISLATURE  
2009 SEP 29 PM 3:14

Dear Mr. Picente:

Attached are three (3) copies of an amendment between Oneida County through its Health Department and the Neighborhood Center.

The Oneida County Health Department is the recipient of a New York State Department of Health Lead Primary Prevention Grant. By targeting low income high risk families with newborns for home inspections and facilitating the necessary repairs, the program is able to reduce their exposure to lead poisoning hazards. The program has worked in partnership with the Neighborhood Center for the past two years to provide outreach and education visits to newborns in the high risk designated areas of the City of Utica as part of its required grant deliverables. Due to meeting its outcomes, and increasing demand for the services, the program was notified by the New York State Department of Health that it will be provided with increased funding in grant year three, beginning in October 1, 2009, but will also need to increase the number of infants and housing units that it inspects and provides lead education for. There are currently three part time home visitation workers in the program through the Neighborhood Center. This enhanced funding will provide for one of the workers to move to full time hours to support the demand for more lead prevention visits and improve program coverage to five days per week. This is 100% grant funded with no cost to the County. The full time home visitation worker would continue to be employed by the Neighborhood Center, but work in partnership with our lead primary prevention staff to meet grant deliverables.

The term of this amendment is effective from April 1, 2009 through September 30, 2010 and will be reimbursed 100% by the New York State Department of Health in the amount of \$94,006. This agreement is being submitted for signature after the commencement date due to the late receipt by Oneida County from the New York State Department of Health.

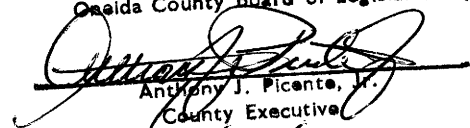
If this amendment meets with your approval, please forward to the Board of Legislators. Please contact me should you require additional information.

Sincerely,



Daniel W. Gilmore, PhD.  
Acting Public Health Director

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



Anthony J. Picente, Jr.  
County Executive

Date 9/29/09

attachments



**CONTRACT SUMMARY SHEET - ONEIDA COUNTY HEALTH DEPARTMENT**

**DIVISION:** Environmental Health

**NAME AND ADDRESS OF VENDOR:** Neighborhood Center, Inc.  
293 Genesee Street  
Utica, New York 13501

**VENDOR CONTACT PERSON:** Catherine Bullwinkle, RN, BSN (Quality Improvement Program Coordinator)

**DESCRIPTION OF CONTRACT:** Home visitation services contract

**SUMMARY STATEMENTS:** The Neighborhood Center, Inc., offers home visitation program services for socio-economically disadvantaged families in the lead high risk targeted neighborhoods. The Neighborhood Center will provide home visitation/sampling technician services, provide training and general supervision of its employees, home visitation staff must have a reliable motor vehicle to perform client home visitation. Home visitation staff covered under this agreement agrees to make home visits for the purpose of client admission to the lead primary prevention program.

**PREVIOUS CONTRACT YEAR:** April 1, 2008 through September 30, 2010  
**TOTAL:** \$29,920

**THIS CONTRACT YEAR:** April 1, 2008 through September 30, 2010  
**TOTAL:** \$94,006

       **NEW**                             **RENEWAL**                        X   **AMENDMENT**

**FUNDING SOURCE:** A4062      \$94,006  
Less Revenues:                                              -0-  
State Funds: \$94,006 \*  
County Dollars – Previous Contract      -0-  
County Dollars – This Contract              -0-

\*Funded through the New York State Department of Health Lead Primary Prevention Grant

**SIGNATURE:** Daniel W. Gilmore, Acting Public Health Director  
**DATE:** August 26, 2009

*Dm* *Nicholas Dmy*  
9/2/09

**Amendment Between Oneida County through its Health Department and The Neighborhood Center, Inc.**

**THIS AMENDMENT** by and between ONEIDA COUNTY, a municipality of the State of New York, with its principal offices located at 800 Park Avenue, Utica, N.Y., 13501, hereinafter referred to as the "County" through its Health Department, located at 185 Genesee Street, Utica, N.Y., hereinafter referred to as "Agency" and the Neighborhood Center, Inc., hereinafter referred to as the "Contractor", AND;

**WHEREAS**, The Neighborhood Center, Inc., entered into a contract term effective April 1, 2008 to remain in effect until September 30, 2010 for the Lead Primary Prevention Pilot Program grant for the provision of home visitation services to Geographic Information Systems identified families with newborn and young children in the high risk lead areas of the City of Utica for the purpose of enrolling these families into services to reduce their children's exposure to lead-based paint hazards in their homes, AND;

**WHEREAS**, the Lead Primary Prevention Program grant deliverables increased the number of housing units and families with newborns to be enrolled in Year Three (3) effective October 1, 2009 of the project resulting in an increased need for additional home visitation workers and hours to implement these home visits in a time efficient manner to reduce lead hazard risks to these newborns at high risk for lead poisoning, AND;

**WHEREAS**, it is desirable to conduct home visits by Lead Primary Prevention Program staff to detect lead dust hazards and other conditions conducive to lead poisoning and work with property owners to re-mediate them early to prevent these newborns from being lead poisoned before six months of age, AND;

**WHEREAS**; these primary prevention home visits are 100% funded by the New York State Department of Health's Lead Primary Prevention Program at no cost to the County;

**NOW THEREFORE**, the parties hereby agree to amend said agreement as follows:

**3. FEE:**

- a. The Contractor shall not exceed validated expenditures for implementation of the home visitation/sampling technician portion of the Lead Primary Prevention Program \$94,006 as outlined in Appendix A.

ALL OTHER PROVISIONS SHALL REMAIN THE SAME.

IN WITNESS WHEREOF, this amendment has been duly executed and signed by:

ONEIDA COUNTY

DATE: \_\_\_\_\_

BY: \_\_\_\_\_

Anthony J. Picente, Jr.  
Oneida County Executive

THE NEIGHBORHOOD CENTER, INC.

DATE: \_\_\_\_\_

BY: \_\_\_\_\_

PRINTED NAME: \_\_\_\_\_

TITLE: \_\_\_\_\_

APPROVED AS TO FORM ONLY

BY: \_\_\_\_\_

Brian M. Miga  
Assistant County Attorney

**PROPOSED BUDGET**  
 The Neighborhood Center, Inc.  
 Lead Primary Prevention Contract  
 10/1/2009-9/30/2010

52

**Appendix A Personal Services**

|                                                 |                 | adjusted 2010    |             | Total         |
|-------------------------------------------------|-----------------|------------------|-------------|---------------|
|                                                 |                 | Annual Salary    | % Allocated | Allocated     |
|                                                 | Annual Salary   | increase 3%      | to Program  | to Program    |
|                                                 | a/o 7/6/2009    | effective 1/1/10 |             |               |
| <b>Employee Title</b>                           | <b>Employee</b> |                  |             |               |
| Program Supervisor                              | Vannortwick     | 60,100           | 2%          | 1,238         |
| Senior Position                                 | Rasmussen       | 36,582           | 50%         | 18,840        |
| Staff Position (1) -Full-Time                   | St. Peter       | 17,250           | 100%        | 32,724        |
| <b>**10/1/08-9/30/09 Position was part-time</b> |                 |                  |             |               |
| Staff Position (2) -Part-Time                   | Allison         | 17,250           | 100%        | 17,764        |
| <b>Total Salaries</b>                           |                 |                  |             | <u>70,566</u> |
| <b>Fringe Benefits @ 19%</b>                    |                 |                  |             | <u>13,407</u> |
| <b>Total Personnel Services</b>                 |                 |                  |             | <b>83,973</b> |
| <b>Other Than Personnel Services:</b>           |                 |                  |             |               |
| Mileage                                         |                 |                  |             | 1,000         |
| Approximately 2,000 miles annually @            |                 |                  |             |               |
| \$.50/mile                                      |                 |                  |             | 9,033         |
| A & OH                                          |                 |                  |             | 10,033        |
| <b>Total OTPS</b>                               |                 |                  |             | <u>94,006</u> |
| <b>Total Proposed Program Expenditures</b>      |                 |                  |             | <u>94,006</u> |

Anthony J. Picente Jr.  
County Executive



Lucille A. Soldato  
Commissioner

**ONEIDA COUNTY DEPARTMENT OF SOCIAL SERVICES**  
County Office Building, 800 Park Avenue, Utica, NY 13501  
Phone (315) 798-5733 Fax (315) 798-5218

September 16, 2009

*FN 2009-408*

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

**HUMAN RESOURCES**

**WAYS & MEANS**

RECEIVED  
ONEIDA COUNTY LEGISLATURE  
2009 SEP 29 PM 3:15

Dear Mr. Picente:

I am submitting the following Purchase of Services Agreement for review and approval by the Board of Legislators per Board Resolutions and Local Law #3 of 2001, amending Article VIII, Section 802 of the Administrative Code.

This is a request to renew our Purchase of Services Agreement for Private Duty Nursing, provided by Sibley Nursing Personnel Services, Inc., 3111 Winton Road South, Rochester, New York 14623. Private Duty Nursing Services are a vital deterrent to the placement of eligible Medicaid Clients in Nursing Home Care. These services enable people to remain at home, maintaining a lower cost of care.

The agreement will run for one year from November 1, 2009 through October 31, 2010. The Department of Social Services has renewed this contract yearly since 2001. The nursing rates range from \$ 21.63 to \$ 28.84 which vary according to level of care and are approved by New York State. The service cost \$ 318,879.00 in 2008 with a local share of 10% or \$31,887.90.

I am respectfully requesting that this matter be forwarded to the Board of Legislators for action as soon as possible. Thank you for your consideration.

Sincerely,

Lucille A. Soldato  
Commissioner

LAS/tms  
attachment

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

Anthony J. Picente, Jr.  
County Executive

Date 9/29/09

8/14/09  
# 26901

**Oneida Co. Department Social Services**

**Competing Proposal** \_\_\_\_\_  
**Only Respondent** \_\_\_\_\_  
**Sole Source RFP** \_\_\_\_\_

**Oneida County Board of Legislators**  
**Contract Summary**

**Name of Proposing Organization:**

Sibley Nursing Personnel Services Inc.  
3111 Winton Road South  
Rochester, New York 14623

Local Office: 17 Rhoads Drive  
Utica, New York 13502

**Title of Activity or Services:** Private Duty Nursing

**Proposed Dates of Operations:** November 1, 2009 – October 31, 2010

**Client Population/Number to be Served:** Physically or Mentally Disabled Medicaid Recipients.

**SUMMARY STATEMENTS**

**1). Narrative Description of Proposed Services**

Private Duty Nursing Services prior approval by Office of Continuing Care/ Office for the Aging.

**2). Program/Service Objectives and Outcomes -**

To provide Private Duty Nursing Services to eligible Medicaid Recipients to enable them to remain at home or delay or prevent entrance to a higher level of care.

**3). Program Design and Staffing Level - N/A**

**Total Funding Requested:** \$ 25.75 per hour RN  
\$ 28.84 per hour RN Hi-Tech  
\$ 24.72 per hour LPN Hi-Tech  
\$ 21.63 per hour LPN

**Oneida County Dept. Funding Recommendation:** Same as above -Rates approved by New York State. Account #: A6102.495.

**Mandated or Non-mandated:** The service is mandated.

**Proposed Funding Source (Federal \$ /State \$ / County \$):**

|         |      |   |               |
|---------|------|---|---------------|
| Federal | 62 % | - | \$ 197,704.98 |
| State   | 28 % | - | \$ 89,286.12  |
| County  | 10 % | - | \$ 31,887.90  |

**Cost Per Client Served:** Rates approved by New York State & vary according to level of care:

|          |             |
|----------|-------------|
| \$ 25.75 | RN          |
| \$ 28.84 | RN Hi-Tech  |
| \$ 24.72 | LPN Hi-Tech |
| \$ 21.63 | LPN         |

**Past performance Served:** The Department has contracted with this provider for this service since 2001. The total cost of this service was \$ 318,879 in 2008 with a local share of \$38,265.48.

**O.C. Department Staff Comments:** The Department Contracts with many agencies for Private Duty Nursing. This ensures service will be available when needed.

# Oneida County Department of Public Works

ANTHONY J. PICENTE JR.  
County Executive

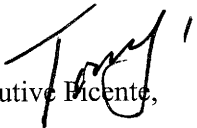
JOHN J. WILLIAMS  
Commissioner

6000 Airport Road  
Oriskany, New York 13424  
Phone:(315) 793-6235  
Fax: (315) 768-6299

DIVISIONS:  
Buildings & Grounds  
Engineering  
Highways, Bridges & Structures  
Reforestation

September 18, 2009

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



Dear County Executive Picente,

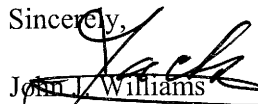
As you are aware there have been several discussions regarding energy conservation and environmental design and how these initiatives could be applied to the renovation of 300 West Dominick Street.

I fully support any effort to become more energy efficient and environmentally responsible however, the timing and scheduling for reconstruction of 300 W. Dominick Street are critical. If environmental design and/or energy efficiency measures are to be integrated into the project it must be done immediately. With this in mind, I asked Towne Engineering, the Mechanical-Electrical-Plumbing engineer, to evaluate energy conserving retrofit measures that would not have a negative impact on scheduling. The attached letter outlines three options that would reduce energy consumption, have a relatively quick pay-back period, and would not have a negative impact on scheduling.

Additional funding in H-441 300 West Dominick Street would be required to perform the energy conserving retrofit measures noted above. The attached letter contains a construction costs estimate of \$500,000.00 for the identified improvements. In addition, there would be design fees of approximately 10% and a construction contingency of at least 10%. Therefore the total cost for replacing existing HVAC equipment, installing an airside economizer, and providing digital temperature controls would be approximately \$600,000.00. The pay-back period for this total would be approximately 13 years.

If you approve, please forward a request to the Oneida County Board of Legislators to increase the budget for Capital Project H-441, 300 West Dominick Street, from \$3,000,000.00 to \$3,600,000.00 to allow construction of the energy conserving retrofit measures described above. Because of the time constraints noted above I request that the full Board consider this request no later than October 14, 2009.

Sincerely,

  
John J. Williams  
Commissioner of Public Works

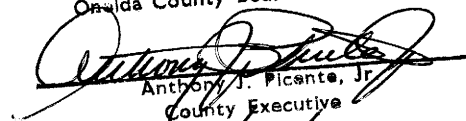
By,

Mark E. Laramie, P.E.  
Deputy Commissioner  
Division of Engineering

7N2009-409  
**PUBLIC WORKS**  
**WAYS & MEANS**

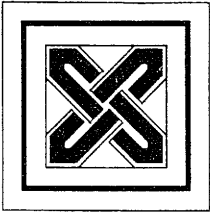
RECEIVED  
ONEIDA COUNTY LEGISLATURE  
2009 SEP 29 PM 3:18

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

  
Anthony J. Picente, Jr.  
County Executive

Date 9/29/09





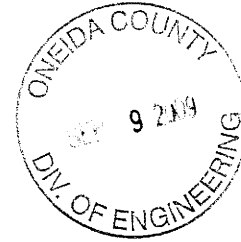
# Towne Engineering

September 8, 2009

Mr. Mark Laramie  
OC Dept of Public Works  
6000 Airport Road  
Oriskany, NY 13424

re: Oneida County Offices  
Rome, NY  
(presently Herb Philipson's)  
TE #3200

Dear Mr. Laramie:



Pursuant to your request, we have investigated potential energy conserving retrofit measures, and offer the following:

1. Replacing the existing HVAC equipment with contemporary units will improve cooling related efficiency by 20% (EER 11 vs. EER 9) and the heating related efficiency by 10%.
2. Introducing an airside economizer (free cooling via outside air; principally, during the fall and spring) will reduce refrigeration related energy consumption by 40%.
3. Providing a building management system (direct digital control) will improve performance (increased zone control) while reducing energy related operating expense by 10%.

Instituting the above measures will provide the following annual energy related savings for 20 years (refer to building summary, attached):

1. Cooling (50%):  
 $0.50 \times \$27,000 \times 2$  or  
\$27,000.
2. Heating (10%):  
 $0.10 \times \$32,000 \times 2$  or  
\$6,000.

Mr. Mark Laramie  
OC Dept of Public Works  
September 8, 2009  
Page 2

3. Controls (10%):

$0.10 \times \$60,000 \times 2$  or

\$12,000.

4. Total:

$\$27,000 + \$6,000 + \$12,000$  or

\$45,000.

The associated estimated capital investment, \$500,000 will be returned in approximately 10 years.

Should you have questions, please advise.

Sincerely,



William H. Towne, P. E.

WHT/pac

Enc.

cc: Dave Bonacci; Bonacci Architects

ONEIDA COUNTY  
OFFICE OF THE DISTRICT ATTORNEY

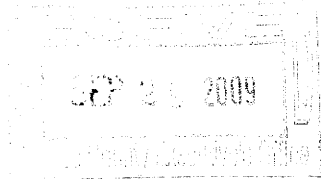
Scott D. McNamara  
District Attorney

Michael A. Coluzza  
First Assistant

Dawn Catera Lupi  
First Assistant

Kurt D. Hameline  
Timothy P. Fitzgerald  
Laurie Lisi  
Paul J. Hernon  
Matthew P. Worth  
Joseph A. Saba  
Grant J. Garramone  
Steven G. Cox  
Stacey L. Paolozzi  
Bernard L. Hyman, Jr.

Todd C. Carville  
Robert L. Bauer  
Michael R. Nolan  
Kurt D. Schultz  
Kara E. Wilson  
John J. Raspante  
Joshua L. Bauer  
Patrick F. Scully  
Christopher D. Hameline



September 25, 2009

7N2009-410

PUBLIC SAFETY

WAYS & MEANS

2009 SEP 29 AM 3:16  
RECEIVED  
ONEIDA COUNTY LEGISLATURE

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

Dear Mr. Picente:

By this letter, I am requesting your approval as well as that of the Board of Legislators for the following supplemental appropriation from the federal forfeiture cost center to pay for training for the Rome Police Department's canine:

TO:

A1162.495121      Other Expenses      \$5,500

This 2009 supplemental appropriation will be fully supported by federal forfeiture funds that are already on deposit.

A2678.1      Federal Seizure      \$5,500

At your earliest convenience, please submit this request to the Board of Legislators for their approval.

If you have any questions or concerns, please contact me.

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

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

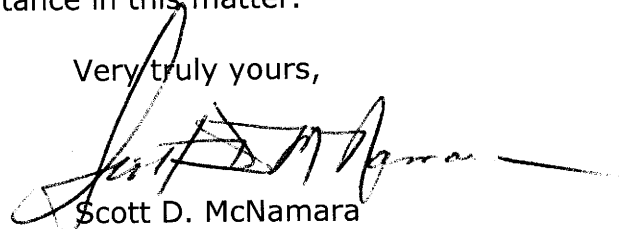
Date 9/29/09

59

The Honorable Anthony J. Picente, Jr.  
September 25, 2009  
Page Two

Thank you for your time and assistance in this matter.

Very truly yours,



Scott D. McNamara  
Oneida County District Attorney

se

cc: Hon. Gerald Fiorini, Chairman  
Hon. David Wood, Majority Leader  
Hon. Michael Hennessy, Minority Leader  
Hon. Les Porter, Chairman, Ways & Means Comm.  
Hon. Richard Flisnik, Chairman, Public Safety  
Thomas Keeler, Budget Director

GO.

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



**Lucille A. Soldato**  
Commissioner

**ONEIDA COUNTY DEPARTMENT OF SOCIAL SERVICES**  
County Office Building, 800 Park Avenue, Utica, NY 13501

September 16, 2009

*7N2009-411*

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

**HUMAN RESOURCES**  
**WAYS & MEANS**

RECEIVED  
ONEIDA COUNTY LEGISLATURE  
2009 SEP 29 PM 3:14

Dear Mr. Picente:

I am submitting the following Purchase of Service Agreement for Review and approval by the Board of Legislators per Board Resolutions and Local Law # 3 of 2001, amending Article VIII, Section 802 of the Administrative Code.

Jewish Child Care Association, 120 Wall Street, 12<sup>th</sup> floor, New York, New York 10005 is a Child-Caring Residence, with several levels of care. They will provide essential care to children in Oneida County's custody who are in need of higher levels of care beyond foster care.

This is a new contract between the Oneida County Department of Social Services and Jewish Child Care Association. The term of the Agreement is Date of Execution through June 30, 2010.

I am respectfully requesting that this matter be forwarded to the Board of Legislators for action as soon as possible. Thank you for your consideration.

Sincerely,

Lucille A. Soldato  
Commissioner

LAS/tms  
Attachment

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

Anthony J. Picente, Jr.  
County Executive

Date *9/29/09*

*61.*

9/15/09  
# 90101

**Oneida Co. Department Social Services**

**Competing Proposal** \_\_\_\_\_  
**Only Respondent** \_\_\_\_\_  
**Sole Source RFP** \_\_\_\_\_

**Oneida County Board of Legislators**  
**Contract Summary**

**Name of Proposing Organization:** Jewish Child Care Association  
120 Wall Street, 12<sup>th</sup> Floor  
New York, New York 10005

**Title of Activity or Services:** Institutional Foster Care for Children

**Proposed Dates of Operations:** Date of Execution through June 30, 2010

**Client Population/Number to be Served:** Children in need of Institutional Foster Care up to age 18 or in some cases 21.

**SUMMARY STATEMENTS**

**1). Narrative Description of Proposed Services**

To provide institutional foster care for those children under the age 18 or in some cases 21 who have been adjudicated as neglected or abused. Person in need of supervision or delinquents. Those whose parents or legal guardians have voluntarily transferred custody to Oneida County Department of Social Services. Those children whose custody has been involuntarily committed by the court to an authorized agency or a foster parent in accordance with section 384-b of the Social Services Law or article 6 of the Family Court Act.

The specialized services offered include mental health, child welfare, youth development, juvenile justice, special education, and developmental disability services to children.

**2). Program/Service Objectives and Outcomes -**

Institutional Foster Care for those children who are unable to remain at home with their biological parents due to issues of abuse and neglect, voluntary transfer of custody to Oneida County Department of Social Services or those children who have been determined by Family Court to be delinquent or persons in need of supervision (PINS).

**3). Program Design and Staffing Level -**

**Total Funding Requested:** Rates are determined by the New York State Office of Children & Family Services.

62.

Daily rates for this Institution are as follows:

|                                |           |
|--------------------------------|-----------|
| Regular Agency Boarding Home   | \$ 171.75 |
| Edenwald Ctr Institution       | \$ 241.32 |
| Pleasantville Ctr. Institution | \$ 264.71 |
| Emergency Group Home:          | \$ 301.25 |

**Oneida County Dept. Funding Recommendation:** Account #: A6119.495

**Mandated or Non-mandated:** Service Mandated

**Proposed Funding Source (Federal \$ /State \$ / County \$):**

|         |        |   |    |       |
|---------|--------|---|----|-------|
| Federal | 36.5 % | - | \$ | 96.62 |
| State   | 33.5 % | - | \$ | 88.68 |
| County  | 30.0 % | - | \$ | 79.41 |

\*Calculated utilizing the daily cost of Pleasantville Ctr. Institution \$ 264.71

**Cost Per Client Served:**

**Past performance Served:** This is the first year the Department will be contracting with this provider for services. Daily rates range from \$ 171.75 to \$ 301.25 depending on the service needed.

**O.C. Department Staff Comments:** The Department Contracts with a number of Institutions to ensure the availability of services when needed.