



ONEIDA COUNTY BOARD OF LEGISLATORS

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

ADDITIONAL COMMUNICATIONS FOR DISTRIBUTION July 12, 2017

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

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Gerald J. Fiorini
Chairman
(315) 798-5900

Mikale Billard
Clerk
(315) 798-5404

George Joseph
Majority Leader

Philip M. Sacco
Minority Leader



ONEIDA COUNTY
OFFICE OF THE COUNTY EXECUTIVE

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

July 11, 2017

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

FN 20 17-258

WAYS & MEANS

Dear Chairman Fiorini:

Legislation to create Capital Project H-562, OCS&WC – Flood Mitigation -2017, is being presented to your Board. It is also necessary to approve this legislation to create the funding vehicle for the capital project.

I therefore request your Board approval for the following 2017 budgetary transfer:

TO:

AA# A9950.9 Budget / Transfer to Capital..... \$2,000,000.

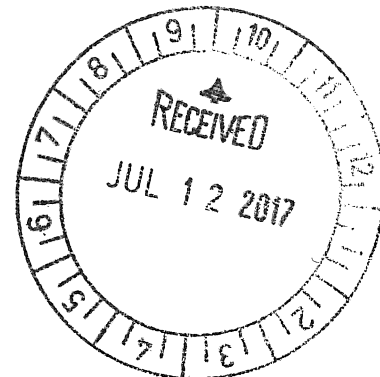
FROM:

AA# A599 Fund Balance..... \$2,000,000.

Respectfully submitted,

Anthony J. Picente, Jr.
Oneida County Executive

CC: County Attorney, Comptroller, Budget



2.



ONEIDA COUNTY
OFFICE OF THE COUNTY EXECUTIVE

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

July 11, 2017

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

FN 20 17 - 259

WAYS & MEANS

Dear Chairman Fiorini:

For the past several months the area has been inundated with rain. This record setting rain has exposed many weaknesses in the Oneida County's Flood Mitigation System. Many area citizens have been devastated by the hundred year floods which seem to occur every four years.

I would like to set up a Capital Project, Oneida County Soil and Water Conservation Flood Mitigation, which will provide funding of \$2 million for Oneida County Soil and Water to leverage and use the funding to start to improve the Oneida County Flood Mitigation Program. It is obvious much more work is needed throughout the County after the last couple of weeks and all the flooding which occurred throughout the Oneida County.

I therefore request your Board's approval for the following:

- A.) Establishment of **Capital Project H-562 – OCS&WC – Flood Mitigation - 2017**
- B.) Funding for Capital Project H – 562 as follows:

H – 562 - 5031 – Transfer from General Fund..... \$2,000,000

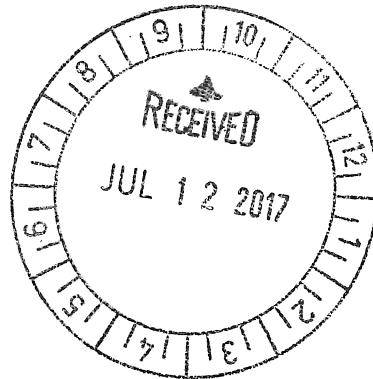
Thank you for kind attention to this request.

Very truly yours,

Anthony J. Picente, Jr.

Oneida County Executive

CC: Comptroller
County Attorney
Budget



3.



ONEIDA COUNTY
OFFICE OF THE COUNTY EXECUTIVE

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

July 11, 2017

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

FN 20 17-260

WAYS & MEANS

Dear Chairman Fiorini:

For the past several months the area has been inundated with rain which has resulted in many areas flooding. This above average rain fall has exposed many areas which are in need of additional flood mitigation and has resulted in the local municipalities experiencing extensive clean up.

With your help, and the help of the Legislators, I would like to reserve funds to help the various municipalities in their clean-up efforts. This account will help offset the extra cost being incurred by the municipalities due to the record setting rain fall and the inadequate flood mitigation.

I therefore request your Board's approval of the following 2017 supplemental appropriation for the General Fund:

TO:
AA# A6414.495 Oneida County Regional Assistance \$ 500,000.00

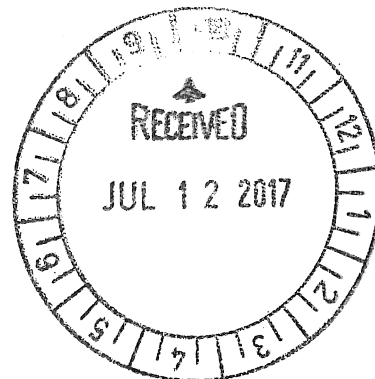
This supplemental appropriation will be fully supported by unanticipated revenue in:

RA# 889-889-10 - Fund Balance – Economic Development \$ 500,000.00

Respectfully submitted,

Anthony J. Picente, Jr.
County Executive

CC: Comptroller
County Attorney
Budget Director





ONEIDA COUNTY
OFFICE OF THE COUNTY EXECUTIVE

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

July 12, 2017

FN 20 17 - 261

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

WAYS & MEANS

Dear Chairman Fiorini:

On July 6 and 7, 2017, catastrophic rainfall caused flooding and flood related damage to roads, waterways and municipal and private infrastructure and structures throughout Oneida County. I recognize the need for disbursement of financial resources in order to halt the damage and alleviate the effects of the storm, and I have appropriated \$250,000 for such efforts.

Alicia Dicks, President and C.E.O. of the Community Foundation of Herkimer and Oneida Counties, Inc., volunteered the resources of the Community Foundation to the County for receipt and disbursement of those funds. I therefore am requesting approval of the following Agreement between Oneida County and the Community Foundation of Herkimer and Oneida Counties, Inc.

I am available at your convenience to answer any questions you may have regarding this Agreement.

Sincerely,

Anthony J. Picente, Jr.
County Executive

AGREEMENT

THIS AGREEMENT, made the day of July, 2017, by and between the COUNTY OF ONEIDA, a municipal corporation, having its office and principal place of business located at 800 Park Avenue, Utica, New York, hereinafter referred to as the “County”, and THE COMMUNITY FOUNDATION OF HERKIMER AND ONEIDA COUNTIES, INC., a New York State Not-for Profit Corporation; having its office and principal place of business at 2608 Genesee Street, Utica, New York 13502, hereinafter referred to as the “Community Foundation”.

WHEREAS, catastrophic rainfall on July 6 and July 7, 2017 (the “Storm”) caused flooding and flood related damage to roads, waterways, municipal and private infrastructure and municipal and private structures throughout Oneida County, and

WHEREAS, Oneida County Emergency Services received in excess of 1,500 calls to its 911 center during and after the Storm, and

WHEREAS, the Storm required responses from all segments of the first responder community throughout Oneida County, and

WHEREAS, the weather-related damage has caused and continues to pose a danger to the health, safety and welfare of the citizens of Oneida County, and

WHEREAS, upon review of the damage caused by the Storm, the County Executive for the County of Oneida and the Oneida County Board of Legislators recognized the need for the disbursement of financial resources in order to halt the damage and alleviate the effects of the Storm and, accordingly, appropriated \$250,000.00 for such efforts, and

WHEREAS, Alicia Dicks, President and C.E.O. of the Community Foundation, volunteered the resources of the Community Foundation to the County as a resource for receipt and disbursement of those funds,

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NOW, THEREFORE, in consideration of the mutual promises, terms and obligations hereinafter made, the parties hereto hereby agree as follows:

- 1.) The Community Foundation shall be the recipient, custodian and disperser of funds to be used to alleviate the effects of the Storm which pose a direct threat to the health, safety and welfare of individuals in Oneida County.
- 2.) The Community Foundation shall accept any funds provided to it for as specifically dedicated to and shall account for the custody and disbursement of these funds. The Community Foundation shall provide the County of Oneida a quarterly accounting of the use of the funds expended in the effort.
- 3.) Any expenditure of funds provided to the Community Foundation pursuant to this Agreement shall be subject to the provisions of the Unmet Needs Policies and Procedures (attached as Exhibit A).
- 4.) The County shall make a one-time payment to the Community Foundation in the amount of Two Hundred Fifty Thousand and No/100ths Dollars (\$250,000.00) upon execution of this agreement. Payment of the funds shall be made upon the submission of a voucher for the payment of the funds to the Oneida County Department of Audit and Control.
- 5.) This Agreement may not be modified or amended except by a writing of equal formality signed by both parties.
- 6.) The Community Foundation shall indemnify and hold harmless the County of Oneida and its officers, agents, and employees from any claims, demands, causes of action and judgments arising out of injuries to person(s) or property of any kind or nature arising out of the actions of the Community Foundation, its officers, employees, or agents pursuant to the terms of this agreement.
- 7.) In the performance of this Agreement, the Community Foundation will at all times act in its own capacity and rights as an independent contractor, and nothing contained herein shall be construed to make the Community Foundation and agent or partner of, or joint venture with, the County of Oneida.

7.

County of Oneida

By: _____
Anthony J. Picente, Jr.
Oneida County Executive

The Community Foundation of Herkimer and Oneida Counties, Inc.

By: _____
Alicia Dicks
President and C.E.O.

Approved

Peter M. Rayhill
Oneida County Attorney

Oneida County Flood Response Unmet Needs Committee Policies and Procedures

1. Procedures

- a. How projects are submitted to the Unmet Needs Committee:
 - i. Applicants contact 2-1-1, which will refer them to relevant services listed in the 2-1-1 resource database, including American Red Cross if they need financial assistance that meets this flood response program's criteria.
 - ii. American Red Cross will complete an assessment with the applicant and if they meet the criteria for financial assistance, a copy of the assessment and a financial assistance request will be forwarded to Jan Squadrito at The Community Foundation; jsquadrito@foundationhoc.org.
 - iii. Recommendation for financial assistance shall be submitted to the Unmet Needs Committee, which will meet weekly, or as needed, to review assessments and determine if the applicant will receive financial assistance. The Unmet Needs Committee consists of Jan Squadrito, Betty-Joan Beaudry, Connie Marcus, Joseph Johnson and Scott McCumber. Other members may be appointed to the Committee as needed.

- b. How decisions are made by the Unmet Needs Committee:
 - i. The Unmet Needs Committee members will gather in-person weekly, or as needed, to deliberate all current financial assistance requests.
 - ii. A minimum of three Committee members must be present to hold a vote for funding a request.
 - iii. Any committee member with a relationship to an applicant that might be construed to create a conflict of interest in a vote will identify the potential conflict to other committee members and recuse themselves from a vote on the application.
 - iv. When a vote is held, the majority of present members must vote in favor of the funding for approval to be granted.
 - v. The Committee will complete the appropriate section of the request form with the determination. A minimum of two Committee members signatures are required on each request form.
 - vi. The approved requests will be given to The Community Foundation's Finance Department to issue payments.
 - vii. The Foundation will keep track of approved projects
 - viii. The Foundation will send a letter to applicants not approved for funding. The letter will explain the reason for the declination and encourage them to contact 211 to determine if there are other resources for them.

2. Policies

a. The monetary caps for a financial assistance request through the Unmet Needs Committee are:

- i. Level 1 = up to \$5,000
- ii. Level 2 = up to \$2,500
- iii. Level 3 = up to \$1,000
- iv. Level 4 = up to \$500

b. Oneida County Flood Response Program's Unmet Needs Committee will review cases for any primary residence, whether rented or owner-occupied.



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County Executive
ce@ocgov.net

July 12, 2017

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

FN 20 17 - 262

WAYS & MEANS

Dear Chairman Fiorini:

In 2013, the Board of Legislators passed Resolution No. 229 authorizing access to county property for the purpose of completing repairs from storm-related damage. I am asking you to renew access, however this time without a sunset clause on the authorization for access.

Sincerely,

Anthony J. Picente, Jr.
County Executive

11.

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO.

INTRODUCED BY: Messrs.

2ND BY: Mr.

RE: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ENTER PRIVATE LANDS FOR THE PURPOSE OF COMPLETING WORK PURSUANT TO HIGHWAY LAW SECTION 118-B

WHEREAS, Oneida County’s highway infrastructure has suffered significant damage by a series of storm events over the past several weeks, and

WHEREAS, High water levels and flooding have damaged, obstructed and reduced hydraulic capacity on numerous bridges, structures and culverts, and

WHEREAS, Repairs, including but not limited to debris removal, dredging/stream channel restoration, obstruction removal and stabilization must begin immediately to protect and preserve the County’s highway infrastructure, and

WHEREAS, These repairs will require work outside of the County’s highway right-of-way and on private lands, and

WHEREAS, Pursuant to New York Highway Law Section 118-B, the Commissioner of Public Works needs the authorization of the Oneida County Board of Legislators to enter private lands to complete these repairs, now therefore be it

RESOLVED, that the Oneida County Board of Legislators hereby authorizes the Commissioner of Public Works to enter private lands to perform repairs, said repairs including but not limited to debris removal, dredging/stream channel restoration, obstruction removal and stabilization, subject to the following conditions:

- This shall be a blanket authorization limited to locations with damages resulting from, related to, or caused by the high water levels or flooding.
- Work shall be limited to what is required to protect or preserve Oneida County’s Highway infrastructure.

APPROVED: Ways & Means Committee

DATED:

Adopted by the following vote:
AYES NAYS ABSENT