

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.  
AUGUST MEETING

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

- R-1 Keith Schiebel (Vernon, District 1, 2, 3, 4, 5; Verona, District 3, 5)
- R-2 Colin Idzi (Augusta District 1, 2; Kirkland District 3, 8; Marshall District 1, 2; Sangerfield District 1, 2)
- R-3 Norman Leach (Rome 3<sup>rd</sup> Ward, District 3; Verona Districts 2, 4, 6; Vienna District 1, 2, 3, 4)
- R-4 Cynthia Rogers-Witt (Rome Ward 1, District 2; Ward 2 District 1, 2, 3, 4, 5 Ward 3 District, 4 Ward 7 District 2, 4 Verona District 1)
- R-5 Michael B. Waterman (Annsville, District 1, 2, 3; Camden District 1, 2, 3; Florence District 1; Lee District 3)
- R-6 Steve Boucher (Ava District 1; Boonville District 1, 2, 3, 4; Forestport District 1, 2; Remsen District 1; Steuben District 1)
- R-7 Gerald J. Fiorini (Lee District 4, 5; Rome Ward 1 District 1; Ward 6 District 1, 2, 3, 4; Ward 7 District 3, 5)
- R-8 Richard A. Flisnik (Marcy District 1, 2; Utica Ward 6 District 1; Whitestown District 1, 4, 5)
- R-9 David Buck (Deerfield District 1, 2, 3; Floyd District 1; Trenton District 1, 2, 3, 4)
- R-10 George Joseph (Kirkland District 1, 10; New Hartford Ward 4, District 4; Westmoreland District 1, 2, 3, 4)
- R-11 Robert Koenig (Whitestown District 2, 6, 7, 8, 9, 10, 11, 13, 15)
- R-12 Kenneth White (Rome Ward 3 District 1, 2, 5; Ward 4 District 1, 2, 3, 4; Ward 5 District 1, 2, 3, 4)
- R-13 Christopher Newton (New Hartford Ward 2, District 1, 2; Utica Ward 2, District 1; Whitestown District 3, 12, 14, 16)
- D-14 Chad Davis (Kirkland District 2, 4, 5, 6, 7, 9; New Hartford Ward 3 District 2 Ward 4 District 1, 2, 3, Utica Ward 3, District 2)
- D-15 Caroline Reale (New Hartford Ward 1 District 3, 5; Ward 2 District 3, 4; Ward 3 District 1, 3, 4 Utica Ward 3 District 5 Ward 4 District 2)
- R-16 Mary Pratt (Bridgewater District 1; New Hartford Ward 1 District 1, 2, 4; Paris District 1, 2, 3)
- R-17 Stephen DiMaggio (Floyd District 2, 3 Lee District 1, 2; Rome Ward 1, District 3, 4; Ward 7 District 1. Western District 1, 2, 3)
- R-18 Jeffery Daniels (Utica Ward 4 District 1, 3, 4, 5, 6, 7, 8, 9)
- D-19 Timothy Julian (Utica Ward 3 District 1, Ward 5 District 2, 3)
- D-20 Evon M. Ervin (Utica Ward 1 District 8; Ward 5 District 1, 4, 5, 6)
- D-21 Lori Washburn (Utica Ward 2 District 2, 3, 4, 5, 6, 7; Ward 3 District 10; Ward 5 District 7)
- D-22 Maria McNiel (Utica Ward 1 District 1, 2, 3, 4, 5, 6, 7; Ward 2 District 8)
- R-23 Michael Gentile. (Utica Ward 6, District 2, 3, 4, 5, 6, 7, 8, 9)

MEMBERS PRESENT: Schiebel, Idzi Leach, Rogers-Witt, Waterman, Fiorini, Flisnik, Buck, Joseph, Koenig, White, Newton, Davis, Reale, Pratt, DiMaggio, Daniels, Julian, Ervin, Washburn, McNiel, Gentile,

MEMBERS ABSENT: Boucher

PUBLIC COMMENT: Barbara Freeman spoke on behalf of town of Steuben property owners regarding Nation Grid's Beaver River-Porter project to rebuild 60 miles of electric transmission lines in Oneida and Lewis Counties. She asked for legislature to support property owners. In Oneida County, it traverses the towns of Boonville, Floyd, Marcy, Steuben and Trenton, and the villages of Boonville and Holland Patent.

**PETITIONS & COMMUNICATIONS**

**FN: 2025-1637** – Approval of a Template for Foster Care Services Between Oneida County Through Its Department of Family and Community Services, And Various Foster Care Service Providers

**FN 2025-1575** – Approval Of an Agreement Between Oneida County, Through Its Department of Family and Community Services, And Rebuilding the Village, Inc.

**FN 2025-1198** – Approval Of an Amendment to An Agreement Between Oneida County, Through Its Department of Family and Community Services, And House of the Good Shepherd

**FN 2025-1683** – Approval Of a Grant Agreement Between Oneida County, Through Its Department of Health, And New York State, Through Its Department of Health

**FN 2025-1650** – Approval Of an Amendment to A Grant Agreement Between Oneida County, Through Its Department of Health, And New York State, Through Its Department of Health

**FN 2025-1746** – Supplemental Appropriation Of \$53,302.00 To A 4010 4012.495-410 – Other Expense Vape Disposal Fees (Health)

**FN 2025-1587** – Authorization To Execute Commercial Card Program Authorizations Form with JP Morgan Chase Bank, N.A. To Allow Oneida County to Provide Virtual Card Services for Payment to Participating Vendors In Lieu Of Checks

**FN 2025-1838** – Appointment Of Maryangela Scalzo, Esq. As County Attorney

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**FN 2025-1777**- Approval Of an Agreement Between Oneida County and The Economic Development Growth Enterprises Corporation, D/B/A Mohawk Valley Edge, And Transfer Of \$50,000.00 To A 8020 6432.495-660 – Other Expenses Business

**FN 2025-1799** – Approval Of a Collective Bargaining Agreement Between the County of Oneida, The Board of Trustees of Mohawk Valley Community College, And Mohawk Valley Community College Adjunct and Part-Time Association

**FN 2025-1800** – Approval Of a Collective Bargaining Agreement Between the County of Oneida, The Board of Trustees of Mohawk Valley Community College, Mohawk Valley Community College and Association of Mohawk Valley Administrators

**FN 2025-1786** – Approval Of a Grant Disbursement Agreement Between Oneida County and New Ork State Urban Development Corporation D/B/A Empire State Development

**FN 2025-1673** – Approval Of an Agreement Between Oneida County, Through Its Office of the County Executive, And Boonville Fair Association

**FN 2025-1671** – Approval Of an Agreement Between Oneida County Through Its Office of The County Executive, And Boonville Fair Association

**FN 2025-1810** – Grant Of Easements Trough Property Owned by Oneda County to Niagara Mohawk Power Corporation and Verizon New York Incorporated

**FN 2025-1747**- Approval To Purchase A 7.2 Acre Parcel (Tax ID# 305.000-1-17) In the Town of Whitestown Association of American Veterans Of WWII, INC.

**FN 2025-1702** – Authorization For Oneida County to Apply for A Water Infrastructure Improvement Act (WIIA) Grant, And Complete Corresponding Clean Water State Revolving Fund Application, For A Proposed Ultraviolet Disinfection Project at the Water Pollution Control Plant

**FN 2025-1703** – Authorization To File Consolidating Funding Applications with The New York Department of Environmental Conservation Through the Water Quality Improvement Project (WQIP) Grant Program

**FN 2025-1553**- Approval Of a Consultant Services Agreement Between Oneida County, Through Its Department of Public Works and Delta Engineers, Architects, Surveyors & Landscape Architects, D.P.C.

**FN 2025-1809** – Resolution Designating the Board for County Legislators as Lead Agency Responsible for State Environmental Quality Review Act for The Cornell Cooperative Extension Additions and Alterations Project and Determining That Such Projects Is an Unlisted Action and Will Not Have a Significant Adverse Impact on The Environment

**FN 2025-1793** – Designation Of the Board of Legislators of The County of Oneida as Lead Agency Responsible for The State Environmental Quality Review (SEQR) For the Mohawk Valley Community College Science and Technology Building Project

**FN 2025-1843** – Appointment Of Edward Smith as Deputy Commissioner of Public Works – Division of Engineering at Grade 48M, Step 5 (\$137,759)

**FN 2025-1508** – Approval Of a Grant Agreement Between Oneida County, Through Its Office of Emergency Services, And the State Of New York, Through Its Division of Homeland Security and Emergency Services, And Establishment of Capital Project H EMG 145 Emergency Services – S124-1028-E00SICG

**FN 2025-1679** – Approval Of a Grant Agreement Between Oneida County, Through Its District Attorney’s Office, And New York State, Through Its Division of Criminal Justice Services

**FN 2025-1404** – Approval Of an Agreement Between Oneida County, Through Its District Attorney’s Office, And the John F. Finn Institute for Public Safety, Inc.

**FN 2025-1781** – Approval Of a Food Services Agreement Between Oneida County, Through Its Sheriff’s Office, And the Trinity Services Group, Inc.

**FN 2025-1096** – Approval Of Grant Agreement Between Oneida County, Through Its Sheriff’s Office, And New York State, Through Its Division of Homeland Security and Emergency Services

**FN 2025-1653** – Supplemental Appropriation Of \$11,300.00 To A 3110 3150.493-000 Maintenance, Repair & Services Contract (Sheriff)

**FN 2025-1698** – Supplemental Appropriation Of \$150,000.00 To A 3110 – Various Sheriff Accounts

**FN 2025-1617** – Approval Of a Canal Development Fund Grant Agreement Between Oneida County, Through Its Sheriff’s Office, And New York State, Through Its Canal Corporation

**FN 2025-1225** – Approval Of an Agreement to Lease Equipment and For Related Services Between Oneida County, Through Its Probation Department, And Buddi US, LLC

**FN 2025-1655** – Approval Of a Grant Agreement Between Oneida County, Through Its Department of Probation, And New York State, Through Its Division of Criminal Justice Services

**FN 2025-1806** – Approval Of The 2024 Equitable Sharing Agreement Between Oneida County, Through Its District Attorney’s Office, And the United States of America, Through Its Department of Justice

**FN 2025-1745** – Approval Of an Agreement to Capital Project H-AIR 103 56102 – Capital Outlay – Griffiss Airfield – Building 103 Roof Repair, And Supplemental Appropriation Of \$500,000.00 To A 9900 9901.900-105 – Transfer to Other Fund Capital Project Fund (Budget)

**FN 2025-1779** – Approval Of Task Order #39 To A Master Agreement for Consultant Services Between Oneida County, Through Its Department of Aviation, And C&S Engineers, INC.

**FN 2025-1842** – Advanced Approval of Grant Agreements Between Oneida County, Through Its Department of Aviation, And New York State Urban Development Corporation D/B/A Empire State Development – Triangle Project

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**FN 2025-1578** – A Local Law Establishing A Registration System for Short-Term Rental Units and Extending The Oneida County Hotel Occupancy Tax To Short-Term Rental Units

**MOTIONS & RESOLUTIONS**

**No. 170** – Messrs. Boucher, Flisnik offered the following resolution and moved its adoption.

**RE:       APPROVAL OF A TEMPLATE FOR FOSTER CARE SERVICES BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF FAMILY AND COMMUNITY SERVICES, AND VARIOUS FOSTER CARE SERVICE PROVIDERS**

**WHEREAS,**       This Board is in receipt of correspondence from Colleen Fahy-Box, Commissioner of the Department of Family and Community Services, requesting approval of a Template to be used for Agreements between Oneida County, through its Department of Family and Community Services, and various foster care service providers for children in need of institutional foster care up to age eighteen, or in some cases twenty-one, and

**WHEREAS,**       The Template will be used to enter into Agreements with various foster care service providers for terms commencing June 1, 2025 or thereafter and ending May 31, 2030, with payment for said services being the rates as assigned by the New York State Office of Children and Family Services for each facility, and

**WHEREAS,**       In accordance with Section 202(j) of the Oneida County Charter, Section 202(j) of the Oneida County Administrative Code, Section 227 of New York County Law, and Section 2202 of the Oneida County Charter, the County Executive has requested ratification and approval by this Board of said Agreements, now, therefore, be it hereby

**RESOLVED,**       That the Oneida County Board of Legislators hereby approves a Template to be used for Agreements between Oneida County, through its Department of Family and Community Services, and various foster care service providers for the provision of foster care services for children in need of institutional foster care up to age eighteen, or in some cases twenty-one, and it is further

**RESOLVED,**       That the Oneida County Board of Legislators hereby ratifies, approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute Agreements between Oneida County, through its Department of Family and Community Services, and various foster care service providers using the approved Template, for terms commencing June 1, 2025 or thereafter and ending May 31, 2030, including any renewals or non-material amendments.

**APPROVED:**       Health & Human Services (August 7, 2025)  
                          Ways & Means       (August 13, 2025)

**DATED:**         August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 171** – **FN 2025-1575** – Messrs. Boucher, Flisnik offered the following resolution and moved its adoption

**RE:       APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF FAMILY AND COMMUNITY SERVICES, AND REBUILDING THE VILLAGE, INC.**

**WHEREAS,**       This Board is in receipt of an Agreement between Oneida County, through its Department of Family and Community Services, and Rebuilding the Village, Inc., for an amount not to exceed \$1,550,293.00, for the provision of services to address the needs of low-income families utilizing Flexible Fund for Family Services (FFFS) to youth and their families simultaneously in accordance with Federal and New York State Laws and Regulations, including 18 NYCRR Part 404 and 423, and any other standards prescribed by New York State, and

**WHEREAS,**       The Agreement shall be for a term commencing April 1, 2025 and ending March 31, 2029, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Agreement between Oneida County, through its Department of Family and Community Services, and Rebuilding the Village, Inc., for an amount not to exceed \$1,550,293.00, for a term commencing April 1, 2025 and ending March 31, 2029, including any renewals or non-material amendments.

**APPROVED:** Health & Human Services (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 172 – FN 2025-1198** – Messrs. Boucher, Flisnik offered the flowing resolution and moved its adoption.

**RE: APPROVAL OF AN AMENDMENT TO AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF FAMILY AND COMMUNITY SERVICES, AND HOUSE OF THE GOOD SHEPHERD**

**WHEREAS,** This Board is in receipt of an Amendment to an Agreement between Oneida County, through its Department of Family and Community Services, and House of the Good Shepherd, and

**WHEREAS,** Pursuant to an Agreement entered into between Oneida County and House of the Good Shepherd, on or about December 27, 2023, House of the Good Shepherd agreed to provide non-secure detention services, six (6) reserved beds for Oneida County youth, and two (2) non-secure detention Family Court Liaisons for youth placed by Family Court remand, Persons in Need of Supervision (P.I.N.S.) warrant, Juvenile Delinquents (J.D.) warrant or placed by a Peace Officer and youth entering the Oneida County juvenile justice system, for an amount not to exceed \$4,383,316.00, for a term commencing January 1, 2023 and ending December 31, 2025 (Contract #174387), and

**WHEREAS,** Oneida County and House of the Good Shepherd with to enter into an Amendment for a classification change which includes a decrease from six (6) standard non-secure detention beds to four (4) and to add two (2) enhanced non-secure detention beds, with increased applicable bed cost, in the sum of \$284,563.20, bringing the new total of the Agreement to \$4,667,879.20, for a term commencing December 1, 2024 and ending December 31, 2025, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Amendment to an Agreement between Oneida County, through its Department of Family and Community Services, and House of the Good Shepherd, in the sum of \$284,563.20, for a term commencing December 1, 2024 and ending December 31, 2025, including any non-material amendments.

**APPROVED:** Health & Human Services (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** (August 13, 2025)

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

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No. 173 – FN 2025-1683 – Messrs. Boucher, Flisnik offered the following resolution and moved its adoption

**RE: APPROVAL OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF HEALTH, AND NEW YORK STATE, THROUGH ITS DEPARTMENT OF HEALTH**

**WHEREAS,** This Board is in receipt of a Grant Agreement between Oneida County, through its Department of Health, and New York State, through its Department of Health, in the sum of \$611,780.00, to provide funding to support part of the salaries and fringe benefits for one (1) PH Sanitarian, one (1) Principal PH Sanitarian and one (1) Public Health Engineer assigned to the Drinking Water Enhancement Program, for a term commencing April 1, 2025 and ending March 31, 2030, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to electronically execute any and all documents related to a Grant Agreement between Oneida County, through its Department of Health, and New York State, through its Department of Health, in the sum of \$611,780.00, for a term commencing April 1, 2025 and ending March 31, 2030, including any non-material amendments.

**APPROVED:** Health & Human Services (August 6, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 174 – FN 2025-1650 – Messrs. Boucher, Flisnik offered the following resolution and moved its adoptions

**RE: APPROVAL OF AN AMENDMENT TO A GRANT AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF HEALTH, AND NEW YORK STATE, THROUGH ITS DEPARTMENT OF HEALTH**

**WHEREAS,** Pursuant to a Grant Agreement entered into between Oneida County, through its Department of Health, and New York State, through its Department of Health, on or about October 17, 2022, Oneida County was awarded the sum of \$84,204.00 for reimbursement of costs associated with the implementation of the rabies plan in Oneida County, for a term commencing April 1, 2022 and ending March 31, 2025 (Contract #167886), and

**WHEREAS,** The parties wish to enter into an Amendment to amend the term of the Grant Agreement to commence April 1, 2022 and end March 31, 2027 and to amend funding for the Grant Agreement from \$84,204.00 to \$140,340.00 to cover the costs of the amended term of the Grant Agreement, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute any and all documents related to an Amendment to a Grant Agreement between Oneida County, through its Department of Health, and New York State, through its Department of Health, in the sum of \$140,340.00, for a term commencing April 1, 2022 and ending March 31, 2027, including any renewals or non-material amendments.

**APPROVED:** Health & Human Services (August 6, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

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

August 13, 2025

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AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 175 – FN 2025-1746 – Messrs. Boucher, Flisnik offered the following resolution and moved its adoption

**RE: SUPPLEMENTAL APPROPRIATION OF \$53,302.00 TO A 4010 4012.495-410 – OTHER EXPENSE VAPE DISPOSAL FEES (HEALTH)**

**WHEREAS,** In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$53,302.00 to A 4010 4012.495-410 – Other Expense Vape Disposal Fees (Health), and

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

A 4010 4012.1689-110	Other Health Department Income Insurance Reimbursement (Health)	\$53,302.00
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now, therefore, be it hereby

**RESOLVED,** That a supplemental appropriation, from 2025 funds, as hereinafter set forth, is hereby approved:

TO:

A 4010 4012.495-410	Other Expense Vape Disposal Fees (Health)	\$53,302.00
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**APPROVED:** Health & Human Services (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

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

AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 176 – FN 2025-1587 - Ms. Pratt, Mr. Flisnik offered the following resolution and moved its adoption.

**RE: AUTHORIZATION TO EXECUTE COMMERCIAL CARD PROGRAM AUTHORIZATIONS FORM WITH JPMORGAN CHASE BANK, N.A. TO ALLOW ONEIDA COUNTY TO PROVIDE VIRTUAL CARD SERVICES FOR PAYMENT TO PARTICIPATING VENDORS IN LIEU OF CHECKS**

**WHEREAS,** JPMorgan Chase Bank, N.A. was awarded NYS Contract # PS69527, Award # 23217 for Purchasing, Travel and NET Card Services (Statewide), for a term commencing April 13, 2022 and ending April 12, 2027, and

**WHEREAS,** This Board is in receipt of correspondence from Oneida County Comptroller, Enessa Carbone, requesting authorization to execute a Commercial Card Program Authorizations Form with JPMorgan Chase Bank, N.A. which will allow Oneida County to provide virtual card services for payment to participating vendors in lieu of checks, and

**WHEREAS,** The program will allow vendors the option of receiving an email with a one-time use credit card number for payment of goods or services. There are no costs to the County for the use of this program. Each payment made by virtual card earns a quarterly rebates for the County, with the potential for rebates being in excess of \$300,000.00 per year, and

**WHEREAS,** The Commercial Card Program Authorizations Form proposes the following authorizations: Deborah Joanis – Primary Program Administrator (PA), Enessa Carbone – Program Administrator #1, Cindy Cross - Program Administrator #2 and Anthony Carvelli - Program Administrator # 3, and

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

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**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes the execution of a Commercial Card Program Authorizations Form with JPMorgan Chase Bank, N.A. to allow Oneida County to provide virtual card services for payment to participating vendors in lieu of checks, and it is further

**RESOLVED,** That to the extent required, the Oneida County Board of Legislators ratifies, approves of and authorizes Oneida County agreements with J.P. Morgan Chase Bank, N.A. for virtual card services for payments to participating vendors in lieu of checks, and authorizes the Comptroller or County Executive, as the case may be, to execute all authorizations, applications, and agreements required to implement the same, and it is further

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of the following authorizations contained in the Commercial Card Program Authorizations Form with JPMorgan Chase Bank, N.A.: Deborah Joanis – Primary Program Administrator (PA), Enessa Carbone – Program Administrator #1, Cindy Cross - Program Administrator #2 and Anthony Carvelli - Program Administrator # 3.

**APPROVED:** Government Operations (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 177 – FN 2025-1838 –** Ms. Pratt, Mr. Flisnik offered the following resolution and moved its adoption.

**RE: APPOINTMENT OF MARYANGELA SCALZO, ESQ. AS COUNTY ATTORNEY**

**WHEREAS,** In accordance with the provisions of Article III, Section 302, and Article XV, Section 1501, of the Oneida County Charter, Oneida County Executive, Anthony J. Picente, Jr., has requested confirmation of the appointment of Maryangela Scalzo, Esq. to serve as County Attorney, and

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

**RESOLVED,** That the Oneida County Board of Legislators confirms the appointment of Maryangela Scalzo, Esq. to serve as County Attorney, effective July 16, 2025.

**APPROVED:** Government Operations (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 178 – FN 2025-1777 -** Messrs. Schiebel, Flisnik, White, Mme. Washburn offered the following resolution and moved its adoption.

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY AND THE ECONOMIC DEVELOPMENT GROWTH ENTERPRISES CORPORATION, D/B/A MOHAWK VALLEY EDGE, AND TRANSFER OF \$50,000.00 TO A 8020 6432.495-660 – OTHER EXPENSE BUSINESS DEVELOPMENT – ATREG (PLANNING)**

**WHEREAS,** This Board is in receipt of an Agreement between Oneida County and the Economic Development Growth Enterprises Corporation, d/b/a Mohawk Valley EDGE, in the sum of \$100,000.00, for the purpose of helping fund EDGE's mission, which includes publicizing the advantages of Oneida County and the region by advancing, fostering and marking of the Marcy Nanocenter at SUNY Polytechnic Institute, and

**WHEREAS,** The Agreement shall be for a term commencing upon execution and ending December 31, 2026, and

**WHEREAS,** In accordance with Oneida County Charter Section 2202 and County Law Section 224, said Agreement must be approved by the Oneida County Board of Legislators, and

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**WHEREAS,** In accordance with Section 610 of the Administrative Code, the County Executive has requested a transfer of 2025 funds in the amount of \$50,000.00 to A 8020 6432.495-660 – Other Expense Business Development – ATREG (Planning), and

**WHEREAS,** Said transfer will be from the following account in the following amount:

A 8020 6414.495-000	Other Expense (Planning)	\$50,000.00
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now, therefore, be it hereby

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Agreement between Oneida County and Economic Development Growth Enterprises Corporation, d/b/a Mohawk Valley EDGE, in the sum of \$100,000.00, for a term commencing upon execution and ending December 31, 2026, including any renewals or non-material amendments, and be it further

**RESOLVED,** That a transfer from 2025 funds, as hereinafter set forth, is hereby approved:

TO:

A 8020 6432.495-660	Other Expense Business Development ATREG (Planning)	\$50,000.00
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FROM:

A 8020 6414.495-000	Other Expense (Planning)	\$50,000.00
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**APPROVED:** Economic Development (August 7 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 179 – FN 2025-1799** – Messrs. Schiebel, Flisnik, Mme. Washburn offered the following resolution and moved its adoption.

**RE:** **APPROVAL OF A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE COUNTY OF ONEIDA, THE BOARD OF TRUSTEES OF MOHAWK VALLEY COMMUNITY COLLEGE, AND MOHAWK VALLEY COMMUNITY COLLEGE ADJUNCT AND PART-TIME ASSOCIATION**

**WHEREAS,** The Board of Trustees of Mohawk Valley Community College and representatives of Oneida County have negotiated a Collective Bargaining Agreement with the Mohawk Valley Community College Adjunct and Part-Time Association for a period commencing September 1, 2025 and ending August 31, 2028, and

**WHEREAS,** A copy of the Collective Bargaining Agreement between the parties has been filed with the Clerk of the Oneida County Board of Legislators, now, therefore, be it hereby

**RESOLVED,** That the Oneida County Board of Legislators hereby authorizes and approves a Collective Bargaining Agreement between the County of Oneida, The Board of Trustees of Mohawk Valley Community College, and Mohawk Valley Community College Adjunct and Part-Time Association, for a period commencing September 1, 2025 and ending August 31, 2028, and be it further

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

**APPROVED:** Economic Development (August 7, 2025)  
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DATED: August 13, 2025

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

AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 180 – FN 2025-1800** – Messrs. Schiebel, Flisnik, Mme. Washburn offered the following resolution and moved its adoption

**RE: APPROVAL OF A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE COUNTY OF ONEIDA, THE BOARD OF TRUSTEES OF MOHAWK VALLEY COMMUNITY COLLEGE, MOHAWK VALLEY COMMUNITY COLLEGE AND ASSOCIATION OF MOHAWK VALLEY ADMINISTRATORS**

**WHEREAS,** The Board of Trustees of Mohawk Valley Community College and representatives of Oneida County have negotiated a Collective Bargaining Agreement with Mohawk Valley Community College and the Association of Mohawk Valley Administrators for a period commencing September 1, 2025 and ending August 31, 2028, and

**WHEREAS,** A copy of the Collective Bargaining Agreement between the parties has been filed with the Clerk of the Oneida County Board of Legislators, now, therefore, be it hereby

**RESOLVED,** That the Oneida County Board of Legislators hereby authorizes and approves a Collective Bargaining Agreement between the County of Oneida, The Board of Trustees of Mohawk Valley Community College, Mohawk Valley Community College and the Association of Mohawk Valley Administrators, for a period commencing September 1, 2025 and ending August 31, 2028, and be it further

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

**APPROVED:** Economic Development (August 7, 2025)  
Wasy & Means (August 13, 2025)

DATED: August 13, 2025

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

AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 181 – FN 2025-1786** – Messrs. Schiebel, Flisnik, Mme. Washburn offered the following resolution and moved its adoption.

**RE: APPROVAL OF A GRANT DISBURSEMENT AGREEMENT BETWEEN ONEIDA COUNTY AND NEW YORK STATE URBAN DEVELOPMENT CORPORATION d/b/a EMPIRE STATE DEVELOPMENT**

**WHEREAS,** This Board is in receipt of a Grant Disbursement Agreement between Oneida County and New York State Urban Development Corporation d/b/a Empire State Development, in the sum of \$300,000.00, to provide funding that will assist Mohawk Valley Community College in the planning stages of the Mohawk Valley ON-RAMP Center site, which will be located at the soon-to-be available Science and Technology Building at MVCC's campus, and MVCC will provide \$30,000.00 of in-kind services, bringing the total value of the Grant Disbursement Agreement to \$330,000.00, and

**WHEREAS,** The Agreement shall be for a term commencing September 19, 2024 and ending August 31, 2026, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute a Grant Disbursement Agreement between Oneida County and New York State Urban Development Corporation d/b/a Empire State Development, for a grant amount of \$300,000.00 plus MVCC in-kind services of \$30,000.00, for a total sum of \$330,000.00, for a term commencing September 19, 2024 and ending August 31, 2026, including any renewals or non-material amendments.

**APPROVED:** Economic Development (August 7, 2025)

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.

AUGUST MEETING

Ways & Means (August 13, 2025)

DATED: August 13, 2025

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

AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 182 – FN 2025-1673** – Messrs. Schiebel, Flisnik, Buck, Mme. Washburn offered the following resolution and moved its adoption

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY AND THE BOONVILLE FAIR ASSOCIATION**

**WHEREAS,** This Board is in receipt of an Agreement between Oneida County and the Boonville Fair Association, in the sum of \$20,000.00, to provide funding towards “Youth Day” at the Boonville Fair on July 27, 2025. During “Youth Day,” children and teenagers will be provided with free admission, ride bracelets and food vouchers to promote, market and advertise the advantages of the County to young people, and

**WHEREAS,** The Agreement shall be for a term commencing upon execution and ending July 27, 2025, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Agreement between Oneida County and the Boonville Fair Association, in the sum of \$20,000.00, for a term commencing upon execution and ending July 27, 2025, including any renewals or non-material amendments.

APPROVED: Economic Development (August 7, 2025)  
Ways & Means (August 13, 2025)

DATED: August 13, 2025

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

AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 183 – FN 2025-1671** – Messrs. Schieble, Flisnik, Buck, Mme. Washburn offered the following resolution and moved its adoption

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE OF THE COUNTY EXECUTIVE, AND BOONVILLE FAIR ASSOCIATION**

**WHEREAS,** This Board is in receipt of an Agreement between Oneida County, through its Office of the County Executive, and Boonville Fair Association., in the amount of \$25,000.00, to publicize the advantages of Oneida County and the region, by advancing, fostering and promoting economic development within Oneida County, as well as contributing to, and promoting, the cultural development of the residents of Oneida County, and

**WHEREAS,** The Agreement shall be for a term commencing January 1, 2025 and ending December 31, 2025, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Agreement between Oneida County, through its Office of the County Executive, and Boonville Fair Association, in the amount of \$25,000.00, for a term commencing January 1, 2025 and ending December 31, 2025, including any renewals or non-material amendments.

APPROVED: Economic Development (August 7, 2025)  
Ways & Means (August 13, 2025)

DATED: August 13, 2025

August 13, 2025

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.  
AUGUST MEETING

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 184 – FN 2025-1810 – Messrs. Waterman, Flisnik offered the following resolution and moved its adoption

**RE: GRANT OF EASEMENTS THROUGH PROPERTY OWNED BY ONEIDA COUNTY TO NIAGARA MOHAWK POWER CORPORATION AND VERIZON NEW YORK INCORPORATED**

**WHEREAS,** This Board is in receipt of correspondence from James J. Genovese, II, Commissioner of Planning, requesting the grant of easements to Niagara Mohawk Power Corporation and Verizon New York Incorporated through property owned by Oneida County, identified as Section 318.51 Block 1 Lot 54./1 (SBL# 315.81-1-54./1) and Section 318.44 Block 1 Lot 24./1 (SBL# 318.44-1-24./1), to allow the installation of poles and anchors at the location of 800 Park Avenue/200 Elizabeth Street and at 2010 Railroad Street (otherwise known as 305-313 Broad Street) in Utica to accommodate the installation of electric vehicle charging infrastructure, and

**WHEREAS,** In accordance with the Oneida County Charter Section 2202, said Easement is subject to approval by this Board prior to execution, now, therefore, be it hereby

**RESOLVED,** That the Board of Legislators hereby approves of the grant of easements to Niagara Mohawk Power Corporation and Verizon New York Incorporated through property owned by Oneida County, identified as Section 318.51 Block 1 Lot 54./1 (SBL# 315.81-1-54./1) and Section 318.44 Block 1 Lot 24./1 (SBL# 318.44-1-24./1), to allow the installation of poles and anchors at the location of 800 Park Avenue/200 Elizabeth Street and at 2010 Railroad Street (otherwise known as 305-313 Broad Street) in Utica to accommodate the installation of electric vehicle charging infrastructure, as set forth on the "Easement" documents and attached and descriptions on file with the Clerk of the Board of Legislators, and be it further

**RESOLVED,** That the County Executive or the Chairman of the Board of County Legislators are hereby authorized to execute any and all documents necessary to effectuate the granting of said Easements.

**APPROVED:** Public Works (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 185 – FN 2025-1747 – Messrs. Waterman, Flisnik offered the following resolution and moved its adoption

**RE: APPROVAL TO PURCHASE A 7.2 ACRE PARCEL (TAX ID# 305.000-1-17) IN THE TOWN OF WHITESTOWN AND APPROVAL TO PURCHASE A 4.2 +/- ACRES OF THE 11.4-ACRE PARCEL OF TAX ID# 305.015-1-9 IN THE VILLAGE OF YORKVILLE FROM THE WHITESTOWN ASSOCIATION OF AMERICAN VETERANS OF WWII, INC.**

**WHEREAS,** This Board is in receipt of correspondence from Karl E. Schrantz, Commissioner of Water Pollution and Water Quality Control, requesting approval of the purchase of 7.2 acre parcel (Tax ID# 305.000-1-17) in the Town of Whitestown and approval to purchase a 4.2 +/- acres of the 11.4-acre parcel of Tax ID# 305.015-1-9 in the Village of Yorkville from the Whitestown Association of American Veterans of WWII, Inc., for the sum of \$34,000.00 plus closing costs and related fees, to accommodate current and future wastewater operations at the Sauquoit Creek Pumping Station, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby authorizes the purchase of a 7.2 acre parcel (Tax ID# 305.000-1-17) in the Town of Whitestown and approval to purchase a 4.2 +/- acres of the 11.4-acre parcel of Tax ID# 305.015-1-9 in the Village of Yorkville from the Whitestown Association of American Veterans of WWII, Inc., for the sum of \$34,000.00 plus closing costs and related fees, and be it further

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.  
AUGUST MEETING

**RESOLVED,** That the Oneida County Board of Legislators hereby authorizes the Chairman of the Board of Legislators to execute any deeds or other documents that he is required to execute pursuant to the law, the County Charter or Administrative Code, and hereby authorizes the County Executive to execute any other agreements and any other documents necessary to acquire said real property.

**APPROVED:** Public Works (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 186 – FN 2025-1702** – Messrs. Waterman, Flisnik offered the following resolution and moved its adoption

**RE: AUTHORIZATION FOR ONEIDA COUNTY TO APPLY FOR A WATER INFRASTRUCTURE IMPROVEMENT ACT (WIIA) GRANT, AND COMPLETE CORRESPONDING CLEAN WATER STATE REVOLVING FUND APPLICATION, FOR A PROPOSED ULTRAVIOLET DISINFECTION PROJECT AT THE WATER POLLUTION CONTROL PLANT**

**WHEREAS,** This Board is in receipt of correspondence from Karl E. Schrantz, P.E., Commissioner of Water Quality & Water Pollution Control, requesting authorization for Oneida County to submit an application for Water Infrastructure Improvement Act (WIIA) Grants through the 2025 Consolidated Funding Application process to secure grant funding for the Ultraviolet Effluent Water Disinfection System project at the Water Pollution Control Plant, and

**WHEREAS,** In order to access the funding, Oneida County must submit a WIIA grant application and corresponding Clean Water State Revolving Fund (CWSRF) application, now, therefore, be it hereby

**RESOLVED,** That Oneida County Executive, Anthony J. Picente, Jr., is authorized to sign a WIIA grant application and corresponding CWSRF application for the above-described project, and is further authorized to act in connection with the application to provide such additional information as may be required to request and implement said funds, and it is further

**RESOLVED,** That the County Executive is hereby authorized to execute all documents and certifications required as part of the submission of the applications and to execute such documents as may be required in order to implement the program and enter into agreements as are necessary to accept the awards and distribute the funds.

**APPROVED:** Public Works (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 187 – FN 2025-1703** – Messrs. Waterman, Flisnik offered the following resolution and moved its adoption

**RE: AUTHORIZATION TO FILE CONSOLIDATED FUNDING APPLICATIONS WITH THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION THROUGH THE WATER QUALITY IMPROVEMENT PROJECT (WQIP) GRANT PROGRAM**

**WHEREAS,** This Board is in receipt of correspondence from Karl E. Schrantz, P.E., Commissioner of Water Quality & Water Pollution Control, requesting permission to submit Consolidated Funding Applications with the New York State Department of Environmental Conservation through the Water Quality Improvement Project (WQIP) Grant Program, and

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.  
AUGUST MEETING

**WHEREAS,** Fund received through this grant program will be used to offset costs for the following projects: Ultraviolet Effluent Disinfection System; Sauquoit Creek Pumping Station Resiliency Enhancements; and Supplemental Collection System Rehabilitation (District-Wide), now, therefore, be it hereby

**RESOLVED,** That the Oneida County Executive is hereby authorized to act on behalf of Oneida County to sign Consolidated Funding Applications for the Water Quality Improvement Project (WQIP) Grant Program for the above named projects, and be it further

**RESOLVED,** That the Oneida County Executive is authorized to execute and file with the consolidated applications the annual certifications and assurances and other documents the New York State Department of Environmental Conservation requires before or in conjunction with awarding grants or cooperative agreements, and it is further

**RESOLVED,** That the Oneida County Executive is authorized to sign any contracts or agreements between the County of Oneida and the New York State Department of Environmental Conservation or the Third Party contractor necessary to facilitate the completion of the projects, subject to the approval of the Oneida County Attorney.

**APPROVED:** Public Works (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 188 – FN 2025-1553 –** Messrs. Waterman, Flisnik offered the following resolution and moved its adoption

**RE: APPROVAL OF A CONSULTANT SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PUBLIC WORKS, AND DELTA ENGINEERS, ARCHITECTS, SURVEYORS & LANDSCAPE ARCHITECTS, D.P.C.**

**WHEREAS,** This Board is in receipt of a Consultant Services Agreement between Oneida County, through its Department of Public Works, and Delta Engineers, Architects, Surveyors, & Landscape Architects, D.P.C., for a not-to-exceed fee of \$317,810.00, plus reimbursable expenses, for the provision of construction inspection services for various bridge, structure, and highway replacement/rehabilitation projects to be constructed in 2025 – 2026, and

**WHEREAS,** The Consultant Services Agreement shall be for a term commencing upon a written Notice to Proceed and ending upon completion of the project, anticipated to be no later than December 31, 2027, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute a Consultant Services Agreement between Oneida County, through its Department of Public Works, and Delta Engineers, Architects, Surveyors, & Landscape Architects, D.P.C., for a not-to-exceed fee of \$317,810.00, plus reimbursable expenses, for a term commencing upon a written Notice to Proceed and ending upon completion of the project, anticipated to be no later than December 31, 2027, including any extensions of time or non-material amendments.

**APPROVED:** Public Works (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.  
AUGUST MEETING

No. 189 – FN 2025-1809 – Messrs. Waterman, Flisnik offered the following resolution and moved its adoption

- RE:**       **RESOLUTION DESIGNATING THE BOARD OF COUNTY LEGISLATORS AS LEAD AGENCY RESPONSIBLE FOR STATE ENVIRONMENTAL QUALITY REVIEW ACT FOR THE CORNELL COOPERATIVE EXTENSION ADDITIONS AND ALTERATIONS PROJECT AND DETERMINING THAT SUCH PROJECT IS AN UNLISTED ACTION AND WILL NOT HAVE A SIGNIFICANT ADVERSE IMPACT ON THE ENVIRONMENT**
- WHEREAS,**     The County of Oneida, through its Department of Public Works (the County), seeks to undertake the Cornell Cooperative Extension Addition and Alterations Project (the “Action”)—which is an “Unlisted Action” pursuant to Article 8 of the Environmental Conservation Law, as amended, the New York State Environmental Quality Review Act (“SEQRA”) and the implementing regulations at 6 NYCRR Part 617 (the “Regulations”), and
- WHEREAS,**     The County of Oneida is identified as the agency directly undertaking the proposed Action, and the County wishes to conduct a coordinated review of the Action under the SEQRA Regulations, and
- WHEREAS,**     The Department of Public Works sent a notice of intent of the County of Oneida to serve as Lead Agency to all other “Involved Agencies” (as this term is defined in 6 NYCRR Part 617.2(t)), and such Involved Agencies have either consented to such designation or failed to respond within thirty days, and
- WHEREAS,**     Pursuant to the Regulations, the County has considered the significance of the potential environmental impacts of the Action by (a) using the criteria specified in Part 617.7 of the Regulations, and (b) examining the Short Environmental Assessment Form (“SEAF”) for the Action, including the facts and conclusions in Parts 1, 2 and 3 of the SEAF, together with other available supporting information, to identify and thoroughly analyze the relevant area of environmental concern, and
- WHEREAS,**     As set forth in two reports accompanying the SEAF, the project is near two types of wetlands—however, the project is not anticipated to impact hydrology, vegetation, and wildlife. To mitigate any such impacts, buffer zones, erosion control, and restoration will all be employed. Additionally, the Northern Harrier—also known as the Marsh Hawk—is a threatened species of bird found in the area. However, the likelihood of habitat disruption is minimal because the project is situated on mowed lawn—and any potential for disruption will be mitigated by scheduled construction outside of breeding season, preserving all suitable habitat nearby, and conducting regular monitoring, now, therefore, be it hereby
- RESOLVED,**     The Board of County Legislators hereby ratifies, approves of and authorizes the circulation by the Department of Public Works of the notice to other involved agencies of the Board of County Legislators’ intent to serve as Lead Agency for review of the Action pursuant to SEQRA, and be it further
- RESOLVED,**     The Board of County Legislators designates itself as the Lead Agency responsible for reviewing the environmental significance of the Action, and be it further
- RESOLVED,**     That based upon an examination of the SEAF and other available supporting information, and considering both the magnitude and importance of each relevant area of environmental concern, the Board of County Legislators makes the following findings and determinations: (a) No significant adverse environmental impacts are noted in the SEAF for the Action and none are known to the County, and (b) The Action will not have a significant adverse environmental impact and will not require the preparation of a Draft Environmental Impact Statement (DEIS) with respect to the Action, and be it further
- RESOLVED,**     That as a consequence of such determination and in compliance with the requirements of SEQRA and the Regulations, the Board of County Legislators authorizes the Oneida County Executive, Anthony J. Picente, Jr., to sign and complete Parts 1 and 3 of the SEAF for the Action, in accordance with the Regulations, and be it further
- RESOLVED,**     That this Resolution shall take effect immediately.
- APPROVED:**     Public Works (August 7, 2025)  
                      Ways & Means (August 13, 2025)
- DATED:**         August 13, 2025

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.  
AUGUST MEETING

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 190 – FN 2025-1793- Messrs. Waterman, Flisnik offered the following resolutions and moved its adoption.

**RE: DESIGNATION OF THE BOARD OF LEGISLATORS OF THE COUNTY OF ONEIDA AS LEAD AGENCY RESPONSIBLE FOR STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) FOR THE MOHAWK VALLEY COMMUNITY COLLEGE SCIENCE AND TECHNOLOGY BUILDING PROJECT**

**WHEREAS,** Pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as “SEQRA”), the Board of Legislators of the County of Oneida, as the County’s Legislative body, is required to make a determination whether the “action” (as said quoted term is defined in SEQRA) to be taken by the Department of Public Works to construct a new Science and Technology Building at Mohawk Valley Community College’s Utica Campus (“Project”) may have a “significant impact on the environment” (as said quoted term is utilized in SEQRA); and,

**WHEREAS,** To aid the Board of Legislators of the County of Oneida in determining whether undertaking the Project may have a significant impact upon the environment, the Department of Public Works has prepared and submitted to the County an Short Environmental Assessment Form (the “SEAF”) with respect to the Project, a copy of which is attached here as Exhibit A, with a copy of the SEAF on file at the office of the Commissioner of Public Works, and

**WHEREAS,** The Board of Legislators of the County of Oneida has examined the SEAF in order to classify the Project, now, therefore, be it hereby

**RESOLVED,** That:

- (1) Based upon an internal review of the EAF prepared by the Department of Public Works and the criteria contained in 6 NYCRR §617.4 the Board of Legislators of the County of Oneida makes the following findings and determinations with respect to the Project pursuant to SEQRA:

(A) The Project constitutes an “Unlisted Action” (as said quoted term is defined in SEQRA); and

(B) As a consequence of the foregoing, the Board of Legislators of the County of Oneida hereby declares its intent to act as Lead Agency (as said term is defined in SEQRA) with respect to a coordinated review of the Project pursuant to SEQRA; and

(C) The Commissioner of Public Works on behalf of the Board of Legislators of the County of Oneida shall arrange for distribution of the Board of Legislators of the County of Oneida’s notice of intent to be “Lead Agency” and is hereby authorized to take such actions as are necessary and appropriate to assist the Board of Legislators of the County of Oneida in fulfilling the requirements under SEQRA for the Project and to work with the Board of Legislators of the County of Oneida in connection therewith.

- (2) A copy of this Resolution, together with the attachments hereto, shall be placed on file in the office of the Commissioner of Public Works where the same shall be available for public inspection during business hours.

- (3) This Resolution shall take effect immediately. The Commissioner of Public Works and/or the County Executive of Oneida County, as the case may be, are hereby authorized to distribute copies of this Resolution and do such further things or perform such acts as may be necessary or convenient to implement the provisions of this Resolution.

**APPROVED:** Public Works (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.

**AUGUST MEETING**

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

AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 191 – FN 2025-1843** – Messrs. Waterman, Flisnik offered the following resolution and moved its adoption

**RE: APPOINTMENT OF EDWARD SMITH AS DEPUTY COMMISSIONER OF PUBLIC WORKS–  
DIVISION OF ENGINEERING AT GRADE 48M, STEP 5 (\$137,759)**

**WHEREAS,** This Board is in receipt of correspondence from the Commissioner of Public Works, Matthew S. Baisley, requesting the appointment of Edward Smith to the position of Deputy Commissioner of Public Works–Division of Engineering, at Grade 48M, Step 5 (\$137,759), and

**WHEREAS,** The foregoing must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

**RESOLVED,** That the Oneida County Board of Legislators authorizes and approves the appointment of Edward Smith as Deputy Commissioner of Public Works–Division of Engineering, at Grade 48M, Step 5 (\$137,759).

**APPROVED:** Public Works (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

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

AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**No. 192 – FN 2025-1508** – Messrs. Idzi, Flisnik offered the following resolution and moved its adoption

**RE: APPROVAL OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE  
OF EMERGENCY SERVICES, AND THE STATE OF NEW YORK, THROUGH ITS DIVISION OF  
HOMELAND SECURITY AND EMERGENCY SERVICES, AND ESTABLISHMENT OF CAPITAL  
PROJECT H EMG 145 EMERGENCY SERVICES – SI24-1028-E00 SICG**

**WHEREAS,** This Board is in receipt of a Grant Agreement between the County of Oneida, through its Office of Emergency Services, and the State of New York, through its Division of Homeland Security and Emergency Services, in the sum of \$759,816.00, for the purchase of P25 Compliant Interoperable Communications Equipment and annual Lease Agreement expenses for replacement of legacy analog system with P25 Compliant Interoperable Communications Equipment (hardware, software and related systems updates), for a term commencing January 1, 2024 and ending December 31, 2026, and

**WHEREAS,** This Board is in receipt of a request to establish “Capital Project H EMG 145 Emergency Services – SI24-1028-E00 SICG,” with approval of funding for such project; and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to electronically execute the Grant Agreement between County of Oneida, through its Office of Emergency Services, and the State of New York, through its Division of Homeland Security and Emergency Services, in the sum of \$759,816.00, for a term commencing January 1, 2024 and ending December 31, 2026, including any extensions of time or non-material amendments; and be it further

**RESOLVED,** That the Oneida County Board of Legislators authorizes the establishment of “Capital Project H EMG 145 Emergency Services – SI24-1028-E00 SICG,” with approval of funding for such project as follows:

H EMG 145.3397	\$759,816.00
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**APPROVED:** Public Safety (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

August 13, 2025

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.  
AUGUST MEETING

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 193 – FN 2025-1679 – Messrs. Idzi, Flisnik offered the following resolution and moved its adoption

**RE: APPROVAL OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DISTRICT ATTORNEY'S OFFICE, AND NEW YORK STATE, THROUGH ITS DIVISION OF CRIMINAL JUSTICE SERVICES**

**WHEREAS,** This Board is in receipt of a Grant Agreement between Oneida County, through its District Attorney's Office, and New York State, through its Division of Criminal Justice Services, in the sum of \$160,878.00, to provide funding to cover salaries and fringe benefits for one (1) full-time Senior Investigator, one (1) full-time Investigator and one (1) part-time Investigator assigned to investigating and prosecuting economic crimes, for a term commencing January 1, 2025 and ending December 31, 2025, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to electronically execute any and all documents related to a Grant Agreement between Oneida County, through its District Attorney's Office, and New York State, through its Division of Criminal Justice Services, in the sum of \$160,878.00, for a term commencing January 1, 2025 and ending December 31, 2025, including any term extensions or non-material amendments.

**APPROVED:** Public Safety (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 194 – FN 2025-1404 – Messrs. Idzi, Flisnik offered the following resolutions and moved its adoption.

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DISTRICT ATTORNEY'S OFFICE, AND THE JOHN F. FINN INSTITUTE FOR PUBLIC SAFETY, INC.**

**WHEREAS,** This Board is in receipt of an Agreement between Oneida County, through its District Attorney's Office, and The John F. Finn Institute for Public Safety, Inc., for a maximum amount of \$222,048.00, for the provision of Project Coordinator services for the Oneida County STRIVE Executive Board, which implements and coordinates strategies with the goal to reduce domestic violence throughout Oneida County, and

**WHEREAS,** The Agreement shall be for a term commencing April 1, 2025 and ending March 31, 2026, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Agreement between Oneida County, through its District Attorney's Office, and The John F. Finn Institute, Inc., for a maximum amount of \$222,048.00, for a term commencing April 1, 2025 and ending March 31, 2026, including any renewals or non-material amendments.

**APPROVED:** Public Safety (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.  
AUGUST MEETING

No. 195 – FN 2025-1781 – Messrs. Idzi, Waterman offered the following resolution and moved its adoption

- RE:** APPROVAL OF A FOOD SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS SHERIFF'S OFFICE, AND TRINITY SERVICES GROUP, INC.
- WHEREAS,** This Board is in receipt of a Food Services Agreement between Oneida County, through its Sheriff's Office, and Trinity Services Group, Inc., for the estimated sum of \$3,000,289.05 for the initial term, for the preparation of meals to feed inmates and staff members at the Oneida County Correctional Facility; and
- WHEREAS,** The Agreement shall be for a term commencing August 1, 2025 and ending July 31, 2028, with options to extend the Agreement for two (2) subsequent consecutive one (1) year periods; and
- WHEREAS,** In accordance with Oneida County Charter Section 2202, said Food Services Agreement must be approved by the Oneida County Board of Legislators; now, therefore, be it hereby
- RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute a Food Services Agreement between Oneida County, through its Sheriff's Office, and Trinity Services Group, Inc., for the estimated sum of \$3,000,289.05, for a term commencing August 1, 2025 and ending July 31, 2028, with the option to extend the Agreement for two (2) subsequent consecutive one (1) year periods, including any non-material amendments.
- APPROVED:** Public Safety (August 7, 2025)  
Ways & Means (August 13, 2025)
- DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 196 – FN 2025-1096- Messrs. Idzi, Flisnik offered the following resolution and moved its adoption

- RE:** APPROVAL OF GRANT AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS SHERIFF'S OFFICE, AND NEW YORK STATE, THROUGH ITS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES, AND ESTABLISHMENT OF CAPITAL PROJECT
- WHEREAS,** This Board is in receipt of a Grant Agreement between Oneida County, through its Sheriff's Office, and New York State, through its Division of Homeland Security and Emergency Services, through the State Law Enforcement Terrorism Prevention Program (SLETPP) Grant, in the sum of \$79,136.00, to provide funding towards the purchase of the mobile data equipment and vehicle location software; and
- WHEREAS,** The Grant Agreement shall be for a term commencing September 1, 2024 and ending August 31, 2027; and
- WHEREAS,** The Board is in receipt of a request to establish "Capital Project H SHF-146 Sheriff's Department – LE24-1023-D00 SLETPP Grant," with approval of funding for such project; and
- WHEREAS,** In accordance with Oneida County Charter Section 2202, said Grant Agreement must be approved by the Oneida County Board of Legislators; now, therefore, be it hereby
- RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to electronically execute a Grant Agreement between Oneida County, through its Sheriff's Office, and New York State, through its Division of Homeland Security and Emergency Services, through the State Law Enforcement Terrorism Prevention Program (SLETPP) Grant, in the sum of \$79,136.00, for a term September 1, 2024 and ending August 31, 2027, including any term extensions or non-material amendments; and be it further
- RESOLVED,** That the Oneida County Board of Legislators authorizes the establishment of "Capital Project H SHF-146 Sheriff's Department – LE24-1023-D00 SLETPP Grant," with approval of funding for such project as follows:

H SHF-146

\$79,136.00

August 13, 2025

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.  
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APPROVED: Public Safety Committee (August 7, 2025)  
Ways and Means Committee (August 13, 2025)

DATED: August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 197 – FN 2025-1653 – Messrs. Idzi, Flisnik offered the following resolution and moved its adoption

**RE: SUPPLEMENTAL APPROPRIATION OF \$11,300.00 TO A 3110 3150.493-000 – MAINTENANCE, REPAIR & SERVICES CONTRACT (SHERIFF)**

**WHEREAS,** In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$11,300.00 to A 3110 3150.493-000 – Maintenance, Repair & Services Contracts (Sheriff), and

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

A 3110 3150.2260-135	Public Safety Svcs-Other Gov Reimb Prisoners	\$11,300.00
	Other Govts (Sheriff)	

now, therefore, be it hereby

**RESOLVED,** That a supplemental appropriation, from 2025 funds, as hereinafter set forth, is hereby approved:

TO:

A 3110 3150.493-000	Maintenance, Repair & Services Contracts (Sheriff)	\$11,300.00
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APPROVED: Public Safety (August 7, 2025)  
Ways & Means (August 13, 2025)

DATED: August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 198 – FN 2025-1698 – Messrs. Idzi, Flisnik offered the following resolution and moved its adoption.

**RE: SUPPLEMENTAL APPROPRIATION OF \$150,000.00 TO A 3110 – VARIOUS SHERIFF 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 \$150,000.00 to A 3110 – various Sheriff accounts, and

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

A 3110 3120.1510-135	Miscellaneous Revenue Reimbursement for Training (Sheriff)	\$ 38,000.00
A 3110 3120.4389-115	Federal Aid – Other Public Safety Marshall's Task Force (Sheriff)	\$ 13,000.00
A 3110 3120.4389-125	Federal Aid – Other Public Safety DEA/DOJ Grant (Sheriff)	\$ 11,000.00
A 3110 3150.2260-135	Public Safety Svcs – Other Gov Reimb Prisoners Other Govts (Sheriff)	<u>\$ 88,000.00</u>

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.  
AUGUST MEETING

\$150,000.00

now, therefore, be it hereby

**RESOLVED,** That a supplemental appropriation, from 2025 funds, as hereinafter set forth, is hereby approved:

TO:

A 3110 3110.451-100	Automotive Repairs (Sheriff)	\$ 80,000.00
A 3110 3110.451-101	Automotive Parts & Supplies (Sheriff)	<u>\$ 70,000.00</u>
		\$150,000.00

APPROVED: Public Safety (August 7, 2025)  
Ways & Means (August 13, 2025)

DATED: August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 199 – FN 2025-1617 – Messrs. Idzi, Flisnik offered the following resolution and moved its adoption.

**RE: APPROVAL OF A CANAL DEVELOPMENT FUND GRANT AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS SHERIFF'S OFFICE, AND NEW YORK STATE, THROUGH ITS CANAL CORPORATION**

**WHEREAS,** This Board is in receipt of a Canal Development Fund Grant Agreement between Oneida County, through its Sheriff's Office, and New York State, through its Canal Corporation, in the sum of \$40,000.00, to establish frequent patrols of the Canalway trails by ATV, snowmobile and mountain bike patrols as well as Marine Patrol throughout the navigable season in order to deter illegal activity and provide a proactive approach to keeping these areas safe and enjoyable, and

**WHEREAS,** The Canal Development Fund Grant Agreement shall be for a term commencing April 1, 2025 and ending March 31, 2026, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute a Canal Development Fund Grant Agreement between Oneida County, through its Sheriff's Office, and New York State, through its Canal Corporation, in the sum of \$40,000.00, for a term commencing April 1, 2025 and ending March 31, 2026, including any term extensions or non-material amendments.

APPROVED: Public Safety (August 7, 2025)  
Ways & Means (August 13, 2025)

DATED: August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.  
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No. 200 – FN 2025-1225 – Messrs. Idzi, Flisnik offered the following resolution and moved its adoption.

**RE: APPROVAL OF AN AGREEMENT TO LEASE EQUIPMENT AND FOR RELATED SERVICES BETWEEN ONEIDA COUNTY, THROUGH ITS PROBATION DEPARTMENT, AND BUDDI US, LLC**

**WHEREAS,** This Board is in receipt of an Agreement to lease equipment and for related services between Oneida County, through its Probation Department, and Buddi US, LLC, for an amount not to exceed \$300,000.00, for the lease of GPS Monitoring units, including monitoring services, that will be used to monitor sex offenders, domestic violence offenders, offenders with gun possession histories, as well as Raise the Age Offenders and Juvenile Offenders; and

**WHEREAS,** The Agreement shall be for a five-year term commencing March 1, 2025 and ending February 28, 2030; and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute an Agreement to lease equipment and for related services between Oneida County, through its Probation Department, and Buddi US, LLC, for an amount not to exceed \$60,000.00 annually and \$300,000.00 over the entire term, for a term commencing March 1, 2025 and ending February 28, 2030, including any non-material amendments.

**APPROVED:** Public Safety (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 201 – FN 2025-1655 – Messrs. Idzi, Flisnik offered the following resolution and moved its adoption.

**RE: APPROVAL OF A GRANT AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PROBATION, AND NEW YORK STATE, THROUGH ITS DIVISION OF CRIMINAL JUSTICE SERVICES**

**WHEREAS,** This Board is in receipt of a Grant Agreement between Oneida County, through its Department of Probation, and New York State, through its Division of Criminal Justice Services, in the sum of \$479,897.00, to provide funding to cover salaries, fringe benefits, travel and training expenses of Probation Department staff assigned to the Raise the Age unit, including a probation supervisor and three (3) probation officers, as well as to assist with alternative to detention, including electronic monitoring, program services, and interpreter services, for a term commencing April 1, 2024 and ending March 31, 2025, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to electronically execute any and all documents related to a Grant Agreement between Oneida County, through its Department of Probation, and New York State, through its Division of Criminal Justice Services, in the sum of \$479,897.00, for a term commencing April 1, 2024 and ending March 31, 2025, including any term extensions or non-material amendments.

**APPROVED:** Public Safety (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

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

Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.

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AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 202-FN 2025-1806 – Messrs. Idzi, Flisnik offered the following resolution and moved its adoption.

**RE: APPROVAL OF THE 2024 EQUITABLE SHARING AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DISTRICT ATTORNEY’S OFFICE, AND THE UNITED STATES OF AMERICA, THROUGH ITS DEPARTMENT OF JUSTICE**

**WHEREAS,** This Board is in receipt of correspondence from Oneida County District Attorney, Todd Carville, requesting approval of the 2024 Equitable Sharing Agreement between Oneida County, through its District Attorney’s Office, and The United States of America through its Department of Justice, for a Federal Equitable Sharing Agreement, in the amount of \$94,711.94, to support the District Attorney’s Office for the year 2024, and

**WHEREAS,** According to Oneida County Charter Section 2202, said Equitable Sharing Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute the 2024 Equitable Sharing Agreement between Oneida County, through its District Attorney’s Office, and The United States of America through its Department of Justice, for a Federal Equitable Sharing Agreement, in the amount of \$94,711.94, to support the District Attorney’s Office for the year 2024.

**APPROVED:** Public Safety (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

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

AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 203 – FN 2025-1745 – Messrs. Koenig, Flisnik, White offered the following resolution and moved its adoption.

**RE: APPROVAL OF AN AMENDMENT TO CAPITAL PROJECT H-AIR 103 56102 – CAPITAL OUTLAY – GRIFFISS AIRFIELD – BUILDING 101 ROOF REPAIR, AND SUPPLEMENTAL APPROPRIATION OF \$500,000.00 TO A 9900 9901.900-105 – TRANSFER TO OTHER FUND CAPITAL PROJECT FUND (BUDGET)**

**WHEREAS,** This Board is in receipt of a request for an amendment to Capital Project H-AIR 103 56102 – Capital Outlay – Griffiss Airfield – Building 101 Roof Repair, and

**WHEREAS,** Said request must be approved by the Oneida County Board of Legislators, and

**WHEREAS,** In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$500,000.00 to A 9900 9901.900-105 – Transfer to Other Fund Capital Project Fund (Budget), and

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

A 8760 8760.2680-100 Insurance Recoveries Tornado Disaster (DPW) \$500,000.00

now, therefore, be it hereby

**RESOLVED,** That Capital Project H-AIR 103 56102 – Capital Outlay – Griffiss Airfield – Building 101 Roof Repair is amended and approved, as follows:

	<u>CURRENT</u>	<u>CHANGE</u>	<u>PROPOSED</u>
Transfer from General AIR – 103-5031-000	\$322,000.00	\$ 500,000.00	\$ 822,000.00
Capital Outlay			

**Meeting held on Wednesday, August 13, 2025, at 2:00 P.M.**

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H-AIR-103-56102	\$322,000.00	\$ 500,000.00	\$822,000.00
	\$644,000.00	\$1,000,000.00	\$1,644,000.00

; and be it further

**RESOLVED,** That a supplemental appropriation, from 2025 funds, as hereinafter set forth, is hereby approved:

TO:

A 9900 9901.900-105	Transfer to Other Fund Capital Project \$500,000.00
	Fund (Budget)

APPROVED: Airport (August 7, 2025)  
Ways & Means (August 13, 2025)

DATED: August 13, 2025

Seconded by Mr. Joseph and adopted by the following roll call vote:  
AYES 21 NAYS 0 ABSENT 1 (Mr. Boucher) ABSTAIN 1 (Mr. Buck)

**ROLL CALL SHEET**

DATE: August 13, 2025,

SESSION: Regular

MEMBERS PRESENT: 22

MEMBERS ABSENT: 1

AYES: 22 NAYS: 0 ABSENT: 1

INTRODUCTORY NO. 203

RESOLUTION NO. 203

DIST	MEMBERS	AYES	NAYS
R-1	SCHIEBEL	X	
R-2	IDZI	X	
R-3	LEACH	X	
R-4	ROGERS-WITT	X	
R-5	WATERMAN	X	
R-6	BOUCHER		ABSENT
R-7	FIORINI	X	
R-8	FLISNIK	X	
R-9	BUCK	X	
R-10	JOSEPH	X	
R-11	KOENIG	X	
R-12	WHITE	X	
R-13	NEWTON	X	
D-14	DAVIS	X	
D-15	REALE	X	
R-16	PRATT	X	
R-17	DIMAGGIO	X	
R-18	DANIELS	X	
D-19	JULIAN	X	
D-20	ERVIN	X	
D-21	WASHBURN	X	

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D-22	MCNIEL	X	
R-23	GENTILE	X	

No. 204 – FN 2025-1779 – Messrs. Koenig, Flisnik, White offered the following resolution and moved its adoption.

**RE: APPROVAL OF TASK ORDER #39 TO A MASTER AGREEMENT FOR CONSULTANT SERVICES BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF AVIATION, AND C & S ENGINEERS, INC.**

**WHEREAS,** Oneida County entered into a Master Agreement for Consultant Services with C & S Engineers, Inc. on or about March 19, 2021 for the provision of Airport Professional Consulting Services for Griffiss International Airport in accordance with the guidelines set forth in FAA Advisory Circular 150/5100-14E and the Oneida County Procurement Policy (Contract #130367), and

**WHEREAS,** Oneida County and C & S Engineers, Inc. wish to enter into Task Order #39 to the Master Agreement for Consultant Services, for a Lump Sum Fee of \$384,760.00, for the provision of services related to the Triangle Development – Sewer Force Main Project, for a term commencing upon execution and ending December 31, 2025, and

**WHEREAS,** In accordance with Oneida County Charter section 2202, this Task Order must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

**RESOLVED,** That the Oneida County Board of Legislators hereby approves of and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute Task Order #39 to the Master Agreement for Consultant Services between Oneida County, through its Department of Aviation, and C & S Engineers, Inc., for a Lump Sum Fee of \$384,760.00, for a term commencing upon execution and ending December 31, 2025, including any extensions of time or non-material amendments.

**APPROVED:** Airport (August 7, 2025)  
Ways & Means (August 13, 2025)

**DATED:** August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

No. 205 – FN 2025-1842 – Messrs. Koenig, Flisnik, White offered the following resolution and moved its adoption.

**RE: ADVANCED APPROVAL OF GRANT AGREEMENTS BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF AVIATION, AND NEW YORK STATE URBAN DEVELOPMENT CORPORATION d/b/a EMPIRE STATE DEVELOPMENT – TRIANGLE PROJECT**

**WHEREAS,** This Board is in receipt of correspondence from Edward Arcuri, Commissioner of Aviation, requesting authorization to enter into Grant Agreements between Oneida County, through its Department of Aviation, and New York State Urban Development Corporation d/b/a Empire State Development regarding the Triangle Project at Griffiss International Airport, if awarded, due to the limited notice and short deadlines associated with the execution of such Grant Agreements, and

**WHEREAS,** If awarded, the Grant Agreements will provide Oneida County with funding up to a total of \$65,822,845.00, with a total project cost of \$73,210,645.00 for the Triangle Project at Griffiss International Airport, and

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

**RESOLVED,** That the Oneida County Board of Legislators hereby grants advanced approval of Grant Agreements between Oneida County, through its Department of Aviation, and New York State Urban Development Corporation d/b/a Empire State Development regarding the Triangle Project at Griffiss International Airport, and authorizes Oneida County Executive, Anthony J. Picente, Jr., to execute said Grant Agreements upon Oneida County's

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receipt of the same, including future amendments and extensions for the Triangle Project at Griffiss International Airport, and be it further

**RESOLVED**, That the Oneida County Board of Legislators hereby authorizes the Oneida County Executive to execute any agreements or amendments associated with the foregoing.

APPROVED:     Airport (August 7, 2025)  
                  Ways & Means (August 13, 2025)

DATED:           August 13, 2025

Seconded by Mr. Joseph and adopted by the following vote:  
AYES 22   NAYS 0   ABSENT 1 (Mr. Boucher)

**LEFT ON THE LEGISLATORS DESKS FOR REVIEW**

No. 206 – FN 2025-1578 – Mr.. Flisnik offered the following resolution and moved its adoption.

**LOCAL LAW NO. \_\_ OF 2025**

**LOCAL LAW INTRODUCTORY “A” ESTABLISHING A REGISTRATION SYSTEM FOR SHORT- TERM RENTAL UNITS AND EXTENDING THE ONEIDA COUNTY HOTEL OCCUPANCY TAX TO SHORT-TERM RENTAL UNITS**

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

SECTION 1.       AUTHORITY.

The Board of County Legislators adopts this Act pursuant to New York State Constitution Article IX and New York Municipal Home Rule Law § 10.

SECTION 2.       LEGISLATIVE PURPOSE.

As technology continues to transform daily life, the County of Oneida is daily presented with new opportunities for growth and prosperity. These opportunities, though welcome, are accompanied by new challenges.

In the past decade, the internet has dramatically changed the way that many people visit Oneida County. In the past, visitors to the County stayed primarily at the County’s many hotels, motels, inns, and bed and breakfasts. Pursuant to State enabling legislation, an occupancy tax is imposed on these stays and the revenue from this tax is used to promote tourism, economic development, and other directly-related activities. However, internet-based booking services have upended this state of affairs, with many visitors to the County now staying at short-term rental units rented by hosts on websites such as Airbnb and VRBO.

Until recently, State law did not provide for the collection of occupancy tax upon short-term rentals, putting traditional hotels and motels at a competitive disadvantage and diminishing occupancy tax revenues. But in February 2025, the New York State Legislature adopted a short-term rental law requiring counties to establish registries for short-term rentals unless they opt-out of such registries, and authorizing the extension of hotel and motel occupancy taxes to short-term rentals.

The purpose of this Local Law is to promote tourism, economic development, and other directly-related activities by, among other things, establishing a short-term rental registry and extending the occupancy tax to short-term rentals.

SECTION 3.       Local Law No. 10 of 1984, as amended by Local Law No. 5 of 1987; Local Law No. 3 of 1990; Local Law No. 3 of 1993; Local Law No. 7 of 1996; Local Law No. 6 of 1999; Local Law No. 6 of 2002; Local Law No. 5 of 2005; Local Law 8 of 2008; Local Law No. 2 of 2011; Local Law No. 2 of 2012; Local Law No. 4 of 2014; Local Law No. 4 of 2017; Local Law No. 6 of 2019; Local Law No. 2 of 2020; and Local Law No. 2 of 2022, is hereby amended to add the matter appearing below in underscored font, and to delete the matter appearing below in bracketed font.

1.       Definitions:

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- (a) Person. An individual, partnership, limited liability company, society, association, joint stock company, corporation, estate, receiver, trustee, assignee, referee, and any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, and any combination of the foregoing.
- (b) Operator. Any person operating a hotel or short-term rental unit in the County of Oneida, including but not limited to the owner or proprietor of such premises, lessee, sublessee, mortgagee in possession, licensee or any other person otherwise operating such hotel.
- (c) Hotel. A building or portion of it which is regularly used and kept open as such for the lodging of guests. The term "hotel" includes an apartment hotel, a motel, boarding house or club, whether or not meals are served.
- (d) Occupancy. The use or possession, or the right to the use or possession of any room in a hotel or short-term rental unit.
- (e) Occupant. A person who, for a consideration, uses, possesses, or has the right to use or possess, any room in a hotel or short-term rental unit under any lease, concession, permit, right of access, license to use or other agreement, or otherwise.
- (f) Permanent Resident. Any occupant of any room or rooms in a hotel or short-term rental unit for at least thirty consecutive days shall be considered a permanent resident with regard to the period of such occupancy.
- (g) Rent. The consideration received for occupancy, including any service or other charge or amount required to be paid as a condition for occupancy, valued in money, whether received in money or otherwise and whether received or collected by the booking service or operator or another person on behalf of any of them.
- (h) Room. Any room or rooms of any kind in any part or portion of a hotel or short-term rental unit, which is available for or let out for any purpose other than a place of assembly.
- (i) Return. Any return filed or required to be filed as herein provided.
- (j) Short-term rental unit. An entire dwelling unit, or a room, group of rooms, other living or sleeping space, or any other space within a dwelling, made available for rent by guests for less than thirty consecutive days, where the unit is offered for tourist or transient use by the short-term rental host of the residential unit.
- (k) Short-term rental host. A person or entity in lawful possession of a short-term rental unit who rents such unit to guests in accordance with this local law.
- (l) Booking Service. A person or entity who, directly or indirectly:
  - (1) Provides one or more online, computer or application-based platforms that individually or collectively can be used to:
    - (i) List or advertise offers for short-term rentals of short-term rental units, and
    - (ii) Either accept such offers, or reserve or pay for such rentals; and
  - (2) Charges, collects or receives a fee for the use of such a platform or for provision of any service in connection with a short-term rental if a short-term rental unit.
- [j](m) Comptroller. The Comptroller of Oneida County.
- [k](n) Commissioner of Finance. The Commissioner of Finance of Oneida County.

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2. Imposition of Tax.

[On and after February 1, 2020, t]There is imposed and there shall be paid, a tax of five percent upon the rent for every occupancy of a room or rooms in a hotel or short-term rental unit in this county, except that the tax shall not be imposed upon a permanent resident of any such hotel or short-term rental unit.

3. Transitional Provisions.

The tax imposed by this local law shall be paid upon any occupancy on and after [January 1, 1994]the effective date of this local law, although such occupancy is pursuant to a prior contract, lease or other arrangement. Where rent is to be paid on a weekly, monthly or other term basis, the rent shall be subject to the tax imposed by this local law to, the extent that it covers any period on and after the effective date of such tax.

4. Exempt Organizations.

(a) Except as otherwise provided in this section, any use or occupancy by any of the following shall not be subject to the tax imposed by this local law:

- (1) The State of New York, or any of its agencies, instrumentalities, public corporations (including a public corporation created pursuant to agreement or contract with another state or Canada) improvement districts or political subdivisions of the state;
- (2) The United States of America, or any of its agencies and instrumentalities, insofar as it is immune from taxation;
- (3) Any corporation, association, trust or community chest, fund or foundation, organized and operated exclusively for religious, charitable or educational purposes, or for the prevention of cruelty to children or animals, and no part of the net earnings of which inures to the benefit of any private shareholder or individual and no substantial part of the activities of which is carrying on propaganda, or otherwise attempting to influence legislation; provided, however, that nothing in this subdivision shall include an organization operated for the primary purpose of carrying on a trade or business for profit, whether or not all of its profits are payable to one or more organizations described in this subdivision.

(b) Where any organization described in paragraph (3) of subdivision (a) of this section carries on its activities in furtherance of the purposes for which it was organized, in premises in which, as part of said activities, it operates a hotel, occupancy of rooms in the premises and rents therefrom received by such corporation or association shall not be subject to tax hereunder.

5. Territorial Limitations.

The tax imposed by this local law shall apply only within the territorial limits of the County of Oneida.

6. Registration of hotels.

(a) Within [ten days after the effective date of this local law, or in the case of operators commencing business after such effective date, within]three days after [such ]an operator of a hotel commencing business [commencement] or a hotel opening, every operator of a hotel shall file with the commissioner of finance a certificate of registration in a form prescribed by the commissioner of finance. The commissioner of finance shall within five days after such registration issue without charge to each operator of a hotel a certificate of authority empowering such hotel operator to collect the tax from the occupancy and duplicate thereof for each additional hotel of such hotel operator. Each certificate or duplicate shall state the hotel to which it is applicable. Such certificates of authority shall be prominently displayed by the hotel operator in such a manner that it may be seen and come to the notice of all occupants and persons seeking occupancy. Such certificates shall be non-assignable and non- transferrable and shall be surrendered immediately to the commissioner of finance upon the cessation of business at the hotel named or upon its sale or transfer.

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- (b) Nothing contained in this [paragraph]section shall be construed so as to require hotel operators who have previously registered [pursuant to Local Law No. 10 of 1984, Local Law No. 5 of 1987, or Local Law No. 3 of 1990,] with the commissioner of finance to file an additional certificate of registration, unless there is a change in the parameters of the previously registered operation or the commissioner of finance requests an update.

7. Short-term Rental Units and Booking Services.

(a) Regulation of Short-Term Rental Units.

- (1) A short-term rental host may operate a dwelling unit as a short-term rental unit provided such dwelling unit:
- i. is registered in accordance with this local law;
  - ii. is not used to provide single room occupancy as defined by subdivision forty-four of section four of the New York State Multiple Residence Law and subdivision sixteen of section four of the New York State Multiple Dwelling Law;
  - iii. includes a conspicuously posted evacuation diagram identifying all means of egress from the unit and the building in which it is located;
  - iv. has a working fire-extinguisher;
  - v. is insured by an insurer licensed to write insurance in the State of New York or procured by a duly licensed excess line broker pursuant to section two thousand one hundred eighteen of the New York State Insurance Law for a minimum of three hundred thousand dollars coverage for third party claims of property damage or bodily injury that arise out of the operation of a short-term rental unit. Such liability insurance coverage may be satisfied by insurance maintained by a booking service that provides equal or greater coverage if a short-term rental host lists a short-term rental unit with such booking service. Notwithstanding any other provision of law, no insurer shall be required to provide such coverage;
  - vi. is in compliance with any additional health and safety requirements or any other regulatory requirements applicable to short-term rental units promulgated by the county and its departments, officers, or administrative units; and
  - vii. is not otherwise prohibited from operating as a short-term rental unit by federal, state, or local law, rules, and regulations.
- (2) Short-term rental hosts shall maintain records related to guest stays for two years following the end of the calendar year in which an individual rental stay occurred, including the date of each stay and number of guests, the cost for each stay, including an itemization of the sales tax and hotel and motel occupancy tax collected, and records related to their registration as short-term rental hosts with the county or with the multi-county registry that includes the county. Short-term rental hosts shall make such records available to enforcement agencies of the county when lawfully requested.
- (3) Booking services shall collect data related to all short-term rental unit guest stays that the booking service facilitates within the county. Booking services shall maintain such data related to short-term rental unit guest stays that the booking service has facilitated in the county for two years following the end of the calendar year in which an individual rental stay occurred. The data maintained by booking services shall include the dates of each stay and the number of guests, the cost for each stay, including an itemization of the sales tax and hotel and motel occupancy tax collected, the physical address, including any unit designation, of each short-term rental unit booked, the full legal name of each short-term rental host, and each short-term rental unit's registration number. On the first day of every

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January, April, July, and October thereafter, the booking service shall report such data to the county for any short-term rental unit in the county. In the event a booking service does not comply with its reporting obligations pursuant to this subdivision, or more information is requested by the county, then the data required to be reported pursuant to this subdivision and all relevant records from a booking service shall be produced in response to valid legal process. The county following receipt of such data from a booking service shall share such data with all city, town, or village governments located within the county within 60 days of receiving such data and shall make such data available to city, town or village enforcement agencies upon request. Such data and any records provided to generate such data shall not be made publicly available. Booking services may require short-term rental hosts, as a term or condition of service, to consent to booking services producing data pursuant to this subdivision.

- (4) It shall be unlawful for a booking service to collect a fee for facilitating booking transactions for short-term rental units located in this county if the booking service has not verified with the commissioner of finance or multi-county registry, if any, that the short-term rental unit and its owner or tenant have been issued a current, valid registration by the commissioner of finance or multi-county registry, if any such includes such county.

(b) Registration of Short-term Rental Units

- (1) The commissioner of finance shall establish a registration system for short-term rental units located within the county, provided, however, that he or she may establish or join a shared registry with other counties. Such registration system shall identify the name of the physical address, including unit designation, of the short-term rental unit, its tax parcel identification number, and such other information identifying the short-term rental unit as the commissioner of finance may require.
- (2) The commissioner of finance may contract with another "covered jurisdiction," as defined in New York Real Property Law § 447-a(1), to provide either personnel or services to facilitate the registration of short-term rental units or enforcement of such registrations.
- (3) All short-term rental hosts shall register all short-term rental units within the county with the commissioner of finance, in accordance with such procedures he or she may establish.
- i. Upon due registration of a short-term rental unit, the commissioner of finance shall issue a short-term rental unit registration number to the short-term rental unit.
- ii. Registration shall be valid for two years, after which time the short-term rental host may renew the registration in a manner prescribed by the commissioner of finance. The commissioner of finance may revoke the registration of a short-term rental host upon a determination that the short-term rental host has violated any provision of this local law, or New York State Real Property Law Article 12-D, at least three times in two consecutive calendar years, and may determine that the short-term rental host shall be ineligible for registration for a period of up to twelve months from the date of such determination, or due to illegal occupancy. Listing or offering a dwelling unit, or portion thereof, as a short-term rental unit without current, valid registration shall be unlawful and shall make persons who list or offer such unit ineligible for registration for a period of twelve months from the date a determination is made that a violation has occurred.
- iii. A short-term rental host shall include their current, valid registration number on all offerings, listings or advertisements for short-term rental unit guest stays.
- iv. A tenant, or other person that does not own a unit that is used as a short-term rental unit but is in lawful possession of a short-term rental unit, shall not qualify for registration if they are not the permanent occupant of the dwelling unit in question and have not been granted permission in writing by the owner for its short-term rental. Proof of written consent by the owner shall be provided to and

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verified by the commissioner of finance or by the multi-county registry, if any be in use by the county, before the issuing or renewal of a registration number.

- v. The commissioner of finance, or a multi-county registry if it be in use by the county, shall make available to booking services the data necessary to allow booking services to verify the registration status of a short-term rental unit and that the unit is associated with the short-term rental host who registered the unit.
- vi. No short-term rental unit shall be registered unless the short-term rental host has paid the application and renewal registration fees in an amount to be established by the commissioner of finance or the multi-county registry, if any be in use by the county.
- vii. Such application and registration fees shall include a fee for the actual and necessary expenses associated with the construction, operation, and maintenance of the county or multi-county registry and for the enforcement of this local law and New York State Real Property Law Article 12-D.
- viii. The commissioner of finance shall cause to be posted on the County of Oneida website a prominent link to the county's short-term rental unit registry or the multi-county registry, if any.

- (4) The commissioner of finance may in his or her discretion, subject to all laws and rules concerning the procurement and approval of contracts, solicit and contract for the creation and maintenance of the registration system for short-term rental units described in this Local Law, or any other services in his/her discretion necessary to facilitate the collection, enforcement, or compliance with this local law, or for the shared registry with other counties within the State of New York.

(c) Registration System for Booking Services.

- (1) The commissioner of finance may create a registration system for booking services, or may establish or join a multi-county registry for booking services, and may require all booking services to register with such registry before facilitating the rental of any short-term rental unit within the county.
- (2) The commissioner of finance may set, or a multi-county registry for booking services may set, a fee for booking service registration, provided that such fee shall not exceed the actual and necessary expenses associated with the construction, operation, and maintenance of such booking service registration system.
- (3) The commissioner of finance shall cause to be posted on the County of Oneida website a prominent link to the county's booking service registry or the multi-county booking service registry, if any.
- (4) The commissioner of finance may in his or her discretion, subject to all laws and rules concerning the procurement and approval of contracts, solicit and contract for the creation and maintenance of the registration system for booking services described in this Local Law, or any other services in his/her discretion necessary to facilitate the collection, enforcement, or compliance with this local law, or for the shared registry with other counties within the State of New York.

(d) Exceptions.

This Section shall not apply to incidental and occasional occupancy of a dwelling unit for fewer than thirty consecutive days by other natural persons when the permanent occupants are temporarily absent for personal reasons, such as vacation or medical treatment, provided that there is no monetary compensation paid to the permanent occupants for such occupancy; or temporary housing or lodging permitted by the New York State Department of Health.

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(e) Penalties

- (1) Any booking service which collects a fee related to booking a unit as a short-term rental unit where such short-term rental unit is not registered in accordance with this local law may be fined in accordance with subdivisions four and five of this subsection. Any covered jurisdiction in which such unregistered short-term rental unit is located or the attorney general or the attorney general's designee may also seek an injunction from a court of competent jurisdiction prohibiting the collection of any fees relating to the offering or renting of such short-term rental unit as a short-term rental.
- (2) Any person who offers a short-term rental unit without registering with the commissioner of finance or with the multi-county registry that includes the county, if any, or any person who offers an eligible short-term rental unit as a short-term rental while the short-term rental unit's registration on the short-term rental unit registry is suspended, may be fined in accordance with subdivisions four and five of this subsection.
- (3) Any person who fails to comply with any notice of violation or other order issued pursuant to this local law may be fined in accordance with subdivisions four and five of this subsection.
- (4) A short-term rental host that violates the requirements of this local law shall receive a warning notice issued, without penalty, by the commissioner of finance or by the multi-county registry, if any includes the county, upon the first and second violation. The warning notice shall detail actions to be taken to cure the violation. For a third violation a fine up to two hundred dollars may be imposed. For each subsequent violation, a fine of up to five hundred dollars per day may be imposed. Upon the issuance of a violation, a seven-day period to cure the violation shall be granted. During such cure period, no further fines shall be accumulated against the short-term rental host, except where a new violation is related to a different short-term rental unit.
- (5) A booking service that violates the requirements of this local law may be issued a fine up to five hundred dollars per day, per violation, until such violation is cured.

(f) Enforcement.

- (1) The provisions of this section may be enforced in accordance with article eight of the New York State Multiple Dwelling Law or article eight of the New York State Multiple Residence Law, as applicable.
- (2) The county may enter into agreements with a booking service for assistance in enforcing the provisions of this section, including but not limited to an agreement whereby the booking service agrees to remove a listing from its platform that is deemed ineligible for use as a short-term rental unit under the provisions of this section, and whereby the booking service agrees to prohibit a short-term rental host from listing any listing without a valid registration number.
- (3) The Oneida County Attorney shall be entitled to bring an action for a violation of this section for any such violations of this section occurring in the county, and may also notify the New York Attorney General.

[7]8. Administration and Collection.

- (a) The tax imposed by this local law shall be administered and collected by the commissioner of finance of the County of Oneida or other fiscal officers of the County as he or she may designate by such means and in such manner as are other taxes which are now collected and administered by such officers in accordance with the county charter or as otherwise are provided by this local law.
- (b) The tax to be collected shall be stated and charged separately from the rent and shown separately on any record thereof, at the time when the occupancy is arranged or contracted for and charged for, and

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upon every evidence of occupancy or any bill or statement or charge made for said occupancy issued or delivered by the operator or booking service with respect to the rent for every occupancy of a short term rental unit such booking facilitates, and the tax shall be paid by the occupant to the operator, or to the booking service for every occupancy of a short term rental unit such booking service facilitates, as trustee for and on account of the county, and the operator, or booking service for every occupancy of a short term rental such booking service facilitates, shall be liable for the tax, and for the collection and remittance thereof [and for the tax]. The operator, or booking service for every occupancy of a short term rental such booking service facilitates, and any officer or any corporate operator shall be personally liable for the tax collected or required to be collected under this local law, and the operator, or booking service for every occupancy of a short term rental such booking service facilitates, shall have the same right in respect to collecting the tax from the occupant, or in respect to nonpayment of the tax by the occupant as if the tax were a part of the rent for the occupancy payable at the time such tax shall become due and owing, including all rights of eviction, dispossession, repossession and enforcement of any innkeeper's lien that he or she may have in the event of non-payment of rent by the occupant provided, however, that the commissioner of finance or other fiscal officer or officers, employees or agents duly designated by him or her shall be joined as a party in any action or proceeding brought by the operator to collect or enforce collection of the tax.

- (c) The commissioner of finance may, wherever he or she deems it necessary for the proper enforcement of this local law, provide by regulation that the occupant shall file returns and pay directly to the commissioner of finance the tax herein imposed, at such times as returns are required to be filed and payment made over by the operator or booking service for every occupancy of a short term rental such booking service facilitates.
- (d) The tax imposed by this local law shall be paid upon any occupancy [on and after January 1, 1994], although such occupancy is had pursuant to a contract, lease or other arrangement made prior to [such date]this local law. Where rent is paid or charged or billed, or falls due on either a weekly, monthly or other term basis, the rent so paid, charged, billed or falling due shall be subject to the tax herein imposed to the extent that it covers any portion of the period on or after the effective date of such tax. Where any tax has been paid hereunder upon any rent which has been ascertained to be worthless, the commissioner of finance may by regulation provide for credit and/or refund of the amount of such tax upon application therefore as provided in [section 13 of ]this local law.
- (e) For the purpose of the proper administration of this local law and to prevent evasion of the tax hereby imposed, it shall be presumed that all rents for a hotel or short-term rental are subject to tax until the contrary is established, and the burden of proving that a tax for occupancy is not taxable hereunder shall be upon the operator or booking service for every occupancy of a short term rental such booking service facilitates, except that, whereby regulation pursuant to subdivision [seven ]eight (c) of this section, an occupant is required to file returns and pay directly to the commissioner of finance the tax herein imposed, the burden of proving that a rent for occupancy is not taxable shall be upon the occupant. Where an occupant claims exemption from the tax under the provisions of [section four of ]this local law, the rent shall be deemed taxable hereunder unless the operator, or booking service for every occupancy of a short term rental such booking service facilitates, shall receive from the occupant claiming such exemption a certificate duly executed by an exempt corporation or association certifying that the occupant is its agent, representative, or employee, together with a certificate executed by the occupant that his or her occupancy is paid or to be paid by such exempt corporation or association, and is necessary or required in the course of or in connection with the occupant's duties as a representative of such corporation or association. Where deemed necessary by the operator, or booking service for every occupancy of a short-term rental unit such booking service facilitates, he or she may further require that any occupant claiming exemption from the tax furnish a copy of a certificate issued by the commissioner of finance certifying that the corporation or association therein named is exempt from the tax under section four of this law.

[8]9. Records to be Kept.

Every operator, and every booking service for every occupancy of a short-term rental unit such booking service facilitates, shall keep records of every occupancy and of all rent paid, charged or due thereon and of the tax payable thereon, in accordance with this local law and in such additional form as the commissioner of finance may by regulation require. Such records shall be available for inspection and examination at any time upon demand by the commissioner of finance or his or her duly authorized agent or employee and shall be preserved

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for a period of three years, or such other period as may be set forth in this local law, except that the commissioner of finance may consent to their destruction within that period or may require that they be kept longer.

[9.]10. Returns.

- (a) Every operator, or booking service for every occupancy of a short term rental such booking service facilitates, shall file with the commissioner of finance a return of occupancy and of rents, and of the taxes payable thereon for the periods ending March 31, June 30, September 30 and December 31 of each year. Such returns shall be filed within twenty days from the expiration of the period covered thereby. The commissioner of finance may permit or require returns to be made by other periods and upon such dates as he or she may specify. If the commissioner of finance deems it necessary in order to insure the payment of the tax imposed by this local law, he or she may require returns to be made for shorter periods than those prescribed pursuant to the foregoing provision of this section and upon such dates as he or she may specify.
- (b) The forms of returns shall be prescribed by the commissioner of finance and shall contain such information as he or she may deem necessary for the proper administration of this local law. The commissioner of finance may require amended returns to be filed within twenty days after notice to contain the information specified in the notice.
- (c) If a return required by this local law is not filed, or a return when filed is incorrect or insufficient on its face, the commissioner of finance shall take the necessary steps to enforce the filing of such a return or of a corrected return.
- (d) An operator is relieved from the duty to collect tax in regard to a particular rent for the occupancy of a short-term rental unit subject to tax under this local law, and from filing returns of occupancy and rents concerning such occupancy, if such occupancy was facilitated by a booking service. If the commissioner of finance has established a registry for booking services or joined a multi-county registry for booking services, the booking service must have been duly registered in order for the operator to be relieved.

[10.]11. Payment of Tax.

- (a) At the time of filing a return of occupancy and of rents, each operator, or each booking service for those occupancies it facilitated, shall pay to the commissioner of finance the taxes imposed by this local law upon the rents required to be included in such return, as well as all other moneys collected by the operator, or booking service for those occupancies it facilitated, acting or purporting to act under the provisions of this local law. Where the commissioner of finance in his or her discretion deems it necessary to protect revenues to be obtained under this local law, he or she may require any operator or booking service required to collect the tax imposed by this local law to file with him or her a bond, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as the commissioner of finance may fix to secure the payment of any tax and/or penalties and interest due or which may become due from such operator or booking service. In the event that the commissioner of finance determines that an operator or booking service is to file such bond he or she shall give notice to such operator or booking service to that effect specifying the amount of the bond required. The operator or booking service shall file such bond within five days after the giving of such notice unless within such five days the operator or booking service shall request in writing a hearing before the commissioner of finance at which the necessity, propriety and amount of the bond shall be determined by the commissioner of finance. Such determination shall be final and shall be complied with within fifteen days after the giving of notices thereof. In lieu of such bond, securities approved by the commissioner of finance or cash in such amount as he or she may prescribe, may be deposited which shall be kept in the custody of the commissioner of finance who may at any time without notice to the depositor apply them to any tax and/or interest or penalties due, and for that purpose the securities may be sold by him or her at public or private sale without notice to the depositor thereof.

[11.]12. Determination of Tax.

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If a return required by this local law is not filed, or if a return when filed is incorrect or insufficient the amount of tax due shall be determined by the commissioner of finance from such information as may be obtainable and, if necessary, the tax may be estimated on the basis of external indices, such as number of rooms, location, scale of rents, comparable rents, type of accommodations and service, number of employees and/or other factors. Notice of such determination shall be given to the person liable for the collection and/or payment of the tax. Such determination shall finally and irrevocably fix the tax unless the person against whom it is assessed, within thirty days after giving of notice of such determination, shall apply to the commissioner of finance for a hearing, or unless the commissioner of finance of his or her own motion shall re-determine the same. After such hearing, the commissioner of finance shall give notice of his or her determination to the person against whom the tax is assessed. The determination of the commissioner of finance shall be reviewable for error, illegality or unconstitutionality or any other reason whatsoever by proceeding under article seventy-eight of the civil practice law and rules if application thereof is made to the supreme court within thirty days after the giving of the notice of such determination. A proceeding under article seventy-eight of the civil practice law and rules shall not be instituted unless the amount of any tax sought to be reviewed, with penalties and interest thereon, if any, shall be first deposited with the commissioner of finance and there shall be filed with the commissioner of finance an undertaking, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as a justice of the supreme court shall approve to the effect that if such proceeding be dismissed or the tax confirmed the petitioner will pay all costs and charges which may accrue in the prosecution of the proceeding or at the option of the applicant such undertaking filed with the commissioner of finance may be in a sum sufficient to cover the taxes, penalties and interest thereon stated in such determination plus the costs and charges which may accrue against it in the prosecution of the proceeding, in which event the applicant shall not be required to deposit such taxes, penalties and interest as a condition precedent to the application.

[12.]13. Disposition of Revenues.

Revenues resulting from the imposition of tax authorized by this section shall be paid into the treasury of the County of Oneida and shall be credited to and deposited in the trust and agency fund of the County; the net collections therefrom shall thereafter be allocated by the County Board of Legislators of Oneida County and shall be used for the promotion of tourism development, economic development, and other directly related and supporting activities by a not-for-profit and/or a public benefit corporation under contract with the County.

[13.]14. Refunds.

- (a) In the manner provided in this section, the commissioner of finance shall refund or credit, without interest, any tax, penalty or interest erroneously, illegally or unconstitutionally collected or paid if application to the commissioner of finance for such refund shall be made within one year from the payment thereof. Whenever a refund is made by the commissioner of finance, he or she shall state his or her reason thereof in writing. Such application may be made by the occupant, operator or other person who has actually paid the tax. Such application may also be made by an operator, or booking service for any occupancy it has facilitated, who has collected and paid over such tax to the commissioner of finance provided that the application is made within one year of payment by the occupant to the operator or booking service, but no actual refund of moneys shall be made to such operator or booking service until he, she or it shall first establish to the satisfaction of the commissioner of finance, under such regulations as the commissioner of finance may prescribe, that he, she or it has repaid to the occupant the amount for which the application for refund is made. The commissioner of finance may in lieu of any refund required to be made, allow credit thereof on payments due from the applicant.
- (b) An application for a refund or credit made as herein provided shall be deemed an application for a revision of any tax, penalty or interest complained of and the commissioner of finance may receive evidence with respect thereto. After making his or her determination the commissioner of finance shall give notice thereof to the applicant who shall be entitled to review such determination by a proceeding pursuant to article seventy-eight of the civil practice law and rules, provided such proceeding is instituted within thirty days after the giving of the notice of such determination, and provided that a final determination of tax due was not previously made. Such a proceeding shall not be instituted unless an undertaking is filed with the commissioner of finance in such amount and with such sureties as a justice of the supreme court shall approve to the effect that if such proceedings be dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of such proceedings.

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- (c) A person shall not be entitled to a revision, refund or credit under this section of a tax, interest or penalty which had been determined to be due pursuant to the provisions of [section thirteen]this section [of this local law] where he or she has had a hearing or an opportunity for a hearing as provided in said section, or has failed to avail himself of the remedies therein provided. No refund or credit shall be made of a tax, interest or penalty paid after a determination by the commissioner of finance made pursuant to section [eleven] twelve of this local law unless it be found that such determination was erroneous, illegal or unconstitutional or otherwise improper by the commissioner of finance after a hearing or of his or her own motion or in a proceeding under article seventy-eight of the civil practice law and rules, pursuant to the provisions of said section, in which event refund or credit without interest shall be made of the tax, interest or penalty found to have been overpaid.

[14.]15. Reserves.

In cases where the occupant,[ or] operator or booking service has applied for a refund and has instituted a proceeding under article seventy-eight of the civil practice law and rules to review a determination adverse to him or her on his or her application for refund, the comptroller shall set up appropriate reserves to meet any decision adverse to the county.

[15.]16. Remedies Exclusive.

The remedies provided by [section eleven and thirteen of] this local law shall be exclusive remedies available to any person for the review of tax liability imposed by this local law; and no determination or proposed determination of tax or determination on any application for refund shall be enjoined or reviewed by an action for declaratory judgment, an action for money had and received or by any action or proceeding other than a proceeding in the nature of a certiorari proceeding under article seventy-eight of the civil practice law and rules; provided, however, that a taxpayer may proceed by declaratory judgment if he or she institutes suit within thirty days after a deficiency assessment is made and pays the amount of the deficiency assessment to the commissioner of finance prior to the institution of such suit and posts a bond for costs as provided in section eleven of this local law.

[16.]17. Proceedings to Recover Tax.

- (a) Whenever any operator, or booking service for any occupancy of a short-term rental unit it has facilitated, or any officer of a corporate operator or any occupant or other persons shall fail to collect and pay over any tax and/or to pay any tax, penalty or interest imposed by this local law as therein provided, the county attorney shall, upon the request of the commissioner of finance, bring or cause to be brought an action to enforce the payment of the same on behalf of the County of Oneida in any court of the State of New York or of any other state or of the United States. If, however, the commissioner of finance in his or her discretion believes that any such operator, booking service, officer occupant or other person is about to cease business, leave the state or remove or dissipate the assets out of which the tax or penalties might be satisfied, and that any such tax or penalty will not be paid when due, he or she may declare such tax or penalty to be immediately due and payable and may issue a warrant immediately.
- (b) As an additional or alternate remedy, the commissioner of finance may issue a warrant, directed to the sheriff commanding him or her to levy upon and sell the real and personal property of the operator, booking service, or officer or a corporate operator or other person liable for the tax, which may be found within the county for the payment of the amount thereof, with any penalties and interest, and the cost of executing the warrant, and to return such warrant to the commissioner of finance and to pay to him or her the money collected by virtue thereof within sixty days after the receipt of such warrant. The sheriff shall within five days after the receipt of the warrant file with the county clerk a copy thereof, and thereupon such clerk shall enter in the judgment docket the name of the person mentioned in the warrant and the amount of the tax penalties and interest for which the warrant is issued and the date when such copy is filed. Thereupon the amount of such warrant so docketed shall become a lien upon the interest in real and personal property of the person against whom the warrant is issued or any successor in interest. The sheriff shall then proceed upon the warrant, in the same manner, and with like effect, as that provided by law in respect to executions issued against property upon judgments of a court of record and for services in executing the warrant he or she shall be entitled to the same fees, which he or she may collect in the same manner. In the discretion of the commissioner of finance, a warrant of like terms force and effect may be issued and

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directed to any officer or employee of the commissioner of finance and in the execution thereof such officer or employee shall have all the powers conferred by law upon sheriffs, but shall be entitled to no fee or compensation in excess of the actual expenses paid in the performance of such duty. If a warrant is returned not satisfied in full, the commissioner of finance may from time to time issue new warrants and shall also have the same remedies to enforce the amount due thereunder as if the county had recovered judgment thereof and execution thereon as been returned unsatisfied.

- (c) Whenever an operator of a hotel shall make a sale, transfer, or assignment in bulk of any part or the whole of his or her hotel or his or her lease, license or other agreement or right to possess or operate such hotel or of the equipment, furnishings, fixtures, supplies or stock of merchandise, or the said premises or lease, license or other agreement or right to possess or operate such hotel and the equipment, furnishings, fixtures, supplies and stock of merchandise pertaining to the conduct or operation of said hotel, otherwise than in the ordinary and regular prosecution of business, the purchaser, transferee or assignee shall at least ten days before taking possession of the subject of said sale, transfer or assignment, or paying thereof, notify the commissioner of finance by registered mail of the proposed sale and of the price, terms and conditions thereof whether or not the seller, transferor or assignor, has represented to or informed the purchaser, transferee or assignee that it owes any tax pursuant to this local law, and whether or not the purchaser, transferee or assignee has knowledge that such taxes are in fact owing.

Whenever the purchaser, transferee or assignee shall fail to give notice to the commissioner of finance as required by the preceding paragraph or whenever the commissioner of finance shall inform the purchaser, transferee or assignee that a possible claim for such tax or taxes exists, any sums of money, property or choses in action, or other consideration, which the purchaser, transferee or assignee is required to transfer over to the seller, transferor or assignor shall be subject to a first priority right and lien for any such taxes theretofore or thereafter determined to be due from the seller, transferor or assignor to the county, and the purchaser, transferee or assignee is forbidden to transfer to the seller, transferor or assignor any such sums of money, property or choses in action to the extent of the amount of the county's claim. For failure to comply with the provisions of this subdivision, the purchaser, transferee or assignee, in addition to being subject to the liabilities and remedies imposed under the provisions of article six of the Uniform Commercial Code, shall be personally liable for the payment to the county of any such taxes theretofore or thereafter determined to be due to the county from the seller, transferor or assignor, and such liability may be assessed and enforced in the same manner as the liability for tax under this local law.

[17.]18. General Powers of the Commissioner of Finance.

- (a) In addition to the powers granted to the commissioner of finance in this local law, he or she is hereby authorized and empowered:
- (1) To make, adopt and amend rules and regulations appropriate to the carrying out of this local law and the purposes thereof;
  - (2) To extend for cause shown, the time of filing any return for a period not exceeding thirty days; and for cause shown, to remit penalties but not interest computed at the rate of six percent per annum; and to compromise disputed claims in connection with the taxes hereby imposed;
  - (3) To request information from the tax commission of the State of New York or the Treasury Department of the United States relative to any person, and to afford information to such tax commission or such treasury department relative to any person, any other provision of this local law to the contrary notwithstanding.
  - (4) To delegate his or her functions hereunder to a deputy commissioner of finance or any employee or employees of the department of finance.
  - (5) To prescribe methods for determining the rents for occupancy and to determine the taxable and non-taxable rents.

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- (6) To require any operator, or booking service for any short-term rental unit occupancy it facilitates, [within the County to to keep detailed records of the nature and type of hotel or short-term rental unit maintained, nature and type of service rendered, the rooms available and rooms occupied daily, leases or occupancy contracts or arrangements, rents received, charged and accrued, the names and addresses of the occupants, whether or not any occupancy is claimed to be subject to the tax imposed by this local law, and to furnish such information upon request to the commissioner of finance.
- (7) To assess, determine, revise and readjust the taxes imposed under this local law.

[18.]19. Administration of Oaths and Compelling Testimony.

- (a) The commissioner of finance or his or her employees or agents duly designated and authorized by him or her shall have power to administer oaths and take affidavits in relation to any matter or proceeding in the exercise of their powers and duties under this local law. The commissioner of finance shall have power to subpoena and require the attendance of witnesses and the production of books, papers, and documents to secure information pertinent to the performance of his or her duties hereunder and of the enforcement of this local law and to examine them in relation thereto, and to issue commissions for the examination of witnesses who are out of the State or unable to attend before him or her or excused from attendance.
- (b) A justice of the supreme court either in court or at chambers shall have power summarily to enforce by proper proceedings the attendance and testimony of witnesses and the production and examination of books, papers and documents called for by the subpoena of the commissioner of finance under this local law.
- (c) Any person who shall refuse to testify or to produce books or records or who shall testify falsely in any material matter pending before the commissioner of finance under this local law shall be guilty of a misdemeanor, punishment for which shall be a fine of not more than one thousand dollars or imprisonment for not more than one year, or both such fine and imprisonment.
- (d) The officers who serve the summons or subpoena of the commissioner of finance and witnesses attending in response thereto shall be entitled to the same fees as are allowed to officers and witnesses in civil cases in courts of record, except as herein otherwise provided. Such officers shall be the county sheriff and his or her duly appointed deputies or any officers or employees of the department of finance, designated to serve such process.

[19.]20. Reference to Tax.

Wherever reference is made in placards or advertisements or in any other publications to this tax, such reference shall be substantially in the following form: "Tax on occupancy of hotel rooms and short-term rental units", except that in any bill, receipt, statement or other evidence or memorandum of occupancy or rent charge issued or employed by the operator, the word "tax" will suffice.

[20.]21. Penalties and Interest.

- (a) Any person failing to file a return or to pay over any tax for the commissioner of finance within the time required by this local law shall be subject to a penalty of five percent of the amount of tax due; plus interest at the rate of one percent of such tax for each month of delay excepting the first month after such return was required to be filed or such tax became due; but the commissioner of finance if satisfied that the delay was excusable, may remit all or any part of such penalty, but not interest at the rate of six percent per year. Such penalties and interest shall be paid and disposed of in the same manner as other revenues from this local law. Unpaid penalties and interest may be enforced in the same manner as the tax imposed by this local law.
- (b) Any operator, booking service, or occupant and any officer of a corporate operator, booking service, or occupant failing to file a return required by this local law, or filing or causing to be filed, or making or causing to be made or giving or causing to given any return, certificate, affidavit, representation, information, testimony or statement required or authorized by this local law which is willfully false,

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and any operator, booking service, and any officer of a corporate operator or booking service willfully failing to file a bond required to be filed pursuant to section [eleven] twelve of this local law, or failing to file a registration certificate and such data in connection therewith as the commissioner of finance may by regulation or otherwise require or to display or surrender the certificate of authority as required by this local law or assigning or transferring such certificate of authority and any operator, booking service, and any officer of a corporate operator willfully failing to charge separately from the rent the tax herein imposed, or willfully failing to state such tax separately on any evidence of occupancy and on any bill or statement or receipt of rent issued or employed by the operator or booking service for any short-term rental unit occupancy it facilitates, or willfully failing or refusing to collect tax from the occupant, and any operator, booking service, and any officer of a corporate operator who shall refer or cause reference to be made to this tax in a form or manner other than that required by this local law, and any operator or booking service failing to keep the records required by [subdivision eight of section two of ]this local law, shall, in addition to the penalties herein or elsewhere prescribed, be guilty of a misdemeanor, punishment for which shall be a fine of not more than one thousand dollars, or imprisonment for not more than one year, or both such fine and imprisonment. Officers of a corporate operator or booking service shall be personally liable for the tax collected or required to be collected by such corporation under this local law, and subject to the penalties herein above imposed.

- (c) The certificate of the commissioner of finance to the effect that a tax has not been paid, that a return, bond or registration certificate has not been filed, or that information has not been supplied pursuant to the provisions of this local law, shall be presumptive evidence thereof.

[21.]22. Returns to be Secret

- (a) Except in accordance with proper judicial order, or as otherwise provided by law, it shall be unlawful for the commissioner of finance or any officer or employee of the department of finance to divulge or make known in any manner the rents or other information relating to the business of a taxpayer contained in any return required under this local law. The officers charged with the custody of such returns shall not be required to produce any of them or evidence of anything contained in them in any action or proceeding in any court except on behalf of the commissioner of finance in an action or proceeding under the provisions of this local law, or on behalf of any party to any action or proceeding under the provisions of this local law when the returns or facts shown thereby are directly involved in such action or proceeding, in either of which event the court may require the production of, and may admit in evidence, so much of said returns or of the facts shown thereby, as are pertinent to the action or proceeding and no more. Nothing herein shall be construed to prohibit the delivery to a taxpayer or his or her duly authorized representative of a certified copy of any return filed in connection with his or her tax nor to prohibit the publication of statistics so classified as to prevent the identification of particular returns and the items thereof, or the inspection by the county attorney or other legal representatives of the county of the return of any taxpayer who shall bring action to set aside or review the tax based thereon, or against whom an action or proceeding has been instituted for the collection of a tax or penalty. Returns shall be preserved for three years and thereafter until the commissioner of finance permits them to be destroyed.
- (b) Any violation of subdivision (a) of this section shall be punishable by a fine not exceeding one thousand dollars, or by imprisonment not exceeding one year, or both, in the discretion of the court, and if the offender be an officer or employee of the county he or she shall be dismissed from office and be incapable of holding any public office for a period of five years thereafter.

[22.]23. Notices and Limitations of Time.

- (a) Any notice authorized or required under the provisions of this local law may be given by mailing the same to the person for whom it is intended in a postpaid envelope addressed to such person at the address given in the last return filed by him or her pursuant to the provisions of this local law, or in any application made by him or her or, if no return has been filed or application made, then to such address as may be obtainable. The mailing of such notice shall be presumptive evidence of the receipt of the same by the person to whom addressed. Any period of time which is determined according to the provisions of this local law by the giving of notice shall commence to run from the date of mailing of such notice.

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- (b) The provisions of the civil practice law and rules or any other law relative to limitations of time for the enforcement of a civil remedy shall not apply to any proceeding or action taken by the county to levy, appraise, assess, determine or enforce the collection of any tax or penalty provided by this local law. However, except in the case of a willfully false or fraudulent return with intent to evade the tax, no assessment of additional tax shall be made after the expiration of more than three years from the date of the filing of a return; provided, however, that where no return has been filed as provided by law the tax may be assessed at any time.
- (c) Where, before the expiration of the period prescribed herein for the assessment of an additional tax, a taxpayer has consented in writing that such period be extended, the amount of such additional tax due may be determined at any time within such extended period. The period so extended may be further extended by subsequent consents in writing made before the expiration of the extended period.

[23.]24. Separability.

If any provision of this local law, or the application thereof to any person or circumstances, is held invalid, the remainder of this local law, and the application of such provisions to other persons or circumstances shall not be affected thereby.

[24.]25. This local law shall remain in full force and effect only through December 31, 2025

[25.]26. This local shall take effect on January 1, 1994.

SECTION 4. EXTENSION OF TAX

Section 24 of Local Law No. 10 of 1984, as subsequently amended by, among other local laws, Local Law No. 3 of 1993; and as renumbered to Section 25 as set forth in the preceding provisions of this Local Law, is hereby amended to add the matter appearing below in underscored font, and to delete the matter appearing below in bracketed font:

“This Local Law shall remain in full force and effect only through [December 31, 2025] December 31, 2028.”

SECTION 5. SEVERABILITY.

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

SECTION 6. EFFECTIVE DATE.

This Local Law shall take effect on January 1, 2026.

APPROVED:

DATED: August 13, 2025 (Sit on Desks)

Adopted by the following vote:

AYES      NAYS      ABSENT

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***NOTE: At this juncture a motion was made by Legislator Schiebel, that pursuant to Rule 22 made a motion to suspend Rules 22 and 55 for the purpose of considering this Resolution only. Legislator Flisnik seconded the motion. The motion was duly passed for the following resolution***

No. 207 – FN 2025-1895 – Mr. Flisnik offered the following resolution and moved its adoption.

**RE: RESOLUTION EXTENDING THE ADDITIONAL RATES OF TAXES ON SALES AND COMPENSATING USE OF TANGIBLE PERSONAL PROPERTY AND CERTAIN SERVICES, ON OCCUPANCY OF HOTEL ROOMS, AND ON AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK**

Be it enacted by the Board of Legislators of the County of Oneida, as follows:

SECTION 1. The first sentence of section two of Resolution #202 as enacted in nineteen hundred ninety, as amended, is amended to read as follows:

Section 2. Imposition of sales tax.

On and after December 1, 1990, there is hereby imposed and there shall be paid a tax of three percent upon, and for the period commencing September 1, 1992, and ending November 30, 2027, there is hereby imposed and there shall be paid an additional tax of one percent upon:

SECTION 2. Subdivision (f) of section three of Resolution #202 as enacted in nineteen hundred ninety, as amended, is amended to read as follows:

(f) With respect to the additional tax of one percent imposed for the period commencing September 1, 1992, and ending November 30, 2027, the provisions of subdivisions (a), (b), (c), (d) and (e) of this section apply, except that for the purposes of this subdivision, all references in said subdivisions (a), (b), (c) and (d) to an effective date shall be read as referring to September 1, 1992, all references in said subdivision (a) to the date four months prior to the effective date shall be read as referring to May 1, 1992, and the reference in subdivision (b) to the date immediately preceding the effective date shall be read as referring to August 31, 1992. Nothing herein shall be deemed to exempt from tax at the rate in effect prior to September 1, 1992. any transaction which may not be subject to the additional tax imposed effective on that date.

SECTION 3. Section four of Resolution #202 as enacted in nineteen hundred ninety, as amended, is amended to read as follows:

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Section 4. Imposition of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after September 1, 1992, except as otherwise exempted under this enactment, (A) of any tangible personal property purchased at retail, (B) of any tangible personal property (other than computer software used by the author or other creator) manufactured, processed or assembled by the user, (i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or (ii) if items are used as such or incorporated into a structure, building or real property, by a contractor, subcontractor or repairman in erecting structures or buildings, or building on, or otherwise adding to, altering, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property tax law, if items of the same kind are not offered for sale as such by such contractor, subcontractor or repairman or other user in the regular course of business, (C) of any of the services described in paragraphs (1), (7) and (8) of subdivision (c) of section two, (D) of any tangible personal property, however acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of section two have been performed, (E) of any telephone answering services described in subdivision (b) of section two and (F) of any computer software written or otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2027, the tax shall be at the rate of four percent, and on and after December 1, 2027, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2027, the tax shall be at the rate of four percent, and on and after December 1, 2027, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2027, the tax shall be at the rate of four percent, and on and after December 1, 2027, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one.

(e) Notwithstanding the foregoing provisions of this section, for purposes of clause (B) of subdivision (a) of this section, there

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shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land are defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property which a manufacturer, producer or assembler would charge an unrelated contractor who similarly fabricated and installed such tangible personal property to the specifications of an addition or capital improvement to such real property, property or land.

(f) For purposes of clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2027, the tax shall be at the rate of four percent, and on and after December 1, 2027, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph three of subdivision (b) of section one.

(g) For purposes of clause (F) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2027, the tax shall be at the rate of four percent, and on and after December 1, 2027, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes, used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.

SECTION 4. Section 4-A of Resolution #202 as enacted in nineteen hundred ninety, as amended, is amended to read as follows:

Section 4-A. Imposition of additional rate of sales and compensating use taxes. Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed and there shall be paid an additional three-quarters of one percent rate of such sales and compensating use taxes, for the period December 1, 2007, and ending November 30, 2027. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating or applicable to the administration and collection of the taxes imposed by such sections 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.

SECTION 5. Subdivision (k) of section 6 of Resolution #202 as enacted in nineteen hundred ninety, as amended, is amended to read as follows:

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(k) Exemption of certain energy sources and related services from additional one percent rate of tax. Notwithstanding any inconsistent provision of this resolution, receipts from the retail sale or use of fuel oil and coal used for residential purposes; the receipts from the retail sale or use of wood used for residential heating purposes; and the receipts from every sale, other than for residential heating purposes; and the receipts from every sale, other than for resale, or use of propane (except when sold in containers of less than one hundred pounds), natural gas, electricity, steam and gas, electric and steam services used for residential purposes shall be exempt from the additional one percent rate of sales and compensating use taxes imposed by sections 2 and 4, respectively, of this resolution for the period commencing September 1, 1992, and ending November 30, 2027.

SECTION 6. Paragraphs (B) and (E) of subdivision (1) of section 11 of Resolution #202 as enacted in nineteen hundred ninety, as amended, are amended to read as follows:

(B) With respect to the additional tax at the rate of one percent imposed for the period beginning September 1, 1992, and ending November 30, 2027, in respect to the use of property used by the purchaser in this County prior to September 1, 1992.

(E) With respect to the additional tax at the rate of three-quarters of one percent imposed for the period beginning December 1, 2007, and ending November 30, 2027, in respect to the use of property used by the purchaser in this County prior to December 1, 2007.

SECTION 7. Subdivisions (e) and (g) of section fourteen of Resolution #202 as enacted in nineteen hundred ninety, as amended, are amended to read as follows:

(e) Notwithstanding any contrary provision of law, with respect to the additional one percent rate of sales and compensating use taxes imposed by sections two and four of this resolution for the period September 1, 1992, through November 30, 2027:

(1) where a city in Oneida County imposes tax pursuant to the authority of subdivision (a) of section twelve hundred ten of the Tax Law of the State of New York, the County shall allocate, distribute and pay in cash quarterly to such city one-half of the net collections attributable to such additional one percent rate of the County's taxes collected in such city's boundaries;

(2) where a city in Oneida County does not impose tax pursuant to the authority of such subdivision (a) of such section twelve hundred ten, the County shall allocate, distribute and pay in cash quarterly to such city not so imposing tax a portion of the net collections attributable to one-half of the County's additional one percent rate of tax calculated on the basis of the ratio which such city's population bears to the County's total population, such populations as determined in accordance with the latest decennial federal census or special population census taken pursuant to section twenty of the general municipal law completed and published prior to the end of the quarter for which the allocation is made, which special census must include the entire area of the County; and

(3) the County hereby dedicates the first one million five hundred thousand dollars of net collections attributable to such additional one percent rate of tax received by the County after the County receives in the aggregate eighteen million five hundred thousand dollars of net collections from such additional one percent rate of tax imposed for any of the periods: September 1, 2017, through August 31, 2018; September 1, 2018, through August 31, 2019; September 1, 2019 through August 31, 2020; September 1,

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2020 through August 31, 2023; September 1, 2023 through August 31, 2025; and September 1, 2025 through August 31, 2027 to an allocation on a per capita basis, utilizing figures from the latest decennial federal census or special population census taken pursuant to section twenty of the general municipal law, completed and published prior to the end of the year for which such allocation is made, which special census must include the entire area of the County, to be allocated and distributed among the towns of the County by an appropriation of the County's Board of Legislators; provided, further, that nothing herein shall require the Board of Legislators to make any such appropriation until it has been notified by any town by appropriate resolution and, in any case where there is a village wholly or partially located within a town, a resolution of every such village, embodying the agreement of such town and village or villages upon the amount of such appropriation to be distributed to such village or villages out of the allocation to the town or towns in which it is located.

(g) Net collections from the additional taxes imposed at the rate of three-quarters of one percent for the period December 1, 2007, through November 30, 2027, shall be set aside for county purposes and shall be available for any county purpose, and shall not be subject to any revenue distribution agreement entered into pursuant to the authority of subdivision (c) of section twelve hundred sixty-two of the Tax Law.

SECTION 8. Section seventeen of Resolution # 202 as enacted in nineteen hundred and ninety, as amended, is amended as follows: This enactment shall take effect December 1, 2025.

APPROVED: Ways and Means (August 13, 2025)

DATED: August 13, 2025

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

AYES 22 NAYS 0 ABSENT 1 (Mr. Boucher)

**CERTIFICATION OF THE CLERK**

STATE OF NEW YORK, County of Oneida, ss:

I hereby certify that the foregoing is a true report of the proceedings of the Board of Legislators of the County of Oneida on Wednesday, August 13, 2025, at 2:00 P.M., typographical errors excepted.

**MIKALE BILLARD**