



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Susan L. Crabtree
Clerk
(315) 798-5901

David J. Wood
Majority Leader

Michael J. Hennessy
Minority Leader

ATTACHED FOR YOUR INFORMATION ARE RESOLUTIONS
NUMBERED 253 THROUGH 265 THAT WERE ACTED UPON BY THE
BOARD OF COUNTY LEGISLATORS AT THEIR REGULAR SESSION
HELD JULY 29, 2009.

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 253

INTRODUCED BY: Messrs. Welsh, Porter, Clancy, Scott, Ms. Convertino

2ND BY: Mr. Goodman

RE: APPROVAL OF AGREEMENT BETWEEN WORKFORCE DEVELOPMENT AND BOCES FOR THE PRIDE IN WORK PROGRAM

WHEREAS, This Board is in receipt of a Purchase of Service Agreement between the Oneida County Department of Workforce Development and BOCES to provide job training/placement services, for up to 500 potential public assistance recipients, through the Pride In Work Program with the intention of placing successful applicants in non-subsidized employment, and

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

RESOLVED, That this Board authorizes and approves a Purchase of Service Agreement between the Oneida County Department of Workforce Development and BOCES to provide job training/placement services, for up to 500 potential public assistance recipients, through the Pride in Work Program with the intention of placing successful applicants in non-subsidized employment, and it is further

RESOLVED, That the term of said Agreement shall be for one year commencing July 1, 2009 and ending June 30, 2010 at a proposed cost of \$163,194 supported, in full, by Account #J6300.495.

APPROVED: Education, Youth and Agriculture Committee (July 8, 2009)
Ways & Means Committee (July 15, 2009)

DATED: July 29, 2009

Adopted by the following v.v. vote:

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 254

INTRODUCED BY: Messrs. Waterman, Porter

2ND BY: Mr. Miller

RE: TEN CORRECTIONS OF ERRONEOUS TAX ASSESSMENTS

WHEREAS, The Commissioner of Finance has forwarded ten corrections of erroneous tax assessments in the Towns of Ava, Bridgewater, Lee and Vienna totaling \$13,844.36, and

WHEREAS, Title 3 of Article 5 of the Real Property Tax Law outlines the procedure that must be followed to process the applications for refunds and for correction of taxes, and

WHEREAS, The Commissioner of Finance has transmitted his written report to the Board and this Board has reviewed said applications and claimed errors and made its recommendations, now, therefore, be it hereby

RESOLVED, That this Board hereby concurs with the recommendations of the Oneida County Commissioner of Finance and directs that the Clerk of the Board take such action as required by Title 3 of Article 5 of the Real Property Tax Law, so as to reflect the corrected taxes as determined by said Commissioner, and be it further

RESOLVED, That this Board does hereby order that the taxes be corrected as recommended by the Commissioner of Finance and that the officer having jurisdiction of the tax rolls correct such rolls accordingly.

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

DATED: July 29, 2009

Adopted by the following v.v. vote:

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 255

INTRODUCED BY: Messrs. Wilcox, Porter, Ms. Convertino
2ND BY: Mr. Puma

RE: SUPPLEMENTAL APPROPRIATION OF \$25,000 TO AA#A4018.19515, ENVIRONMENTAL HEALTH, HEALTHY NEIGHBORHOODS PROGRAM

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$25,000 to AA#A4018.19515, Environmental Health, Healthy Neighborhoods Program, and

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

RA#A3418, State Aid-Healthy Neighborhoods.	\$25,000
now, therefore, be it hereby		

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

TO:		
AA#A4018.19515, HN-Other Fees and Services.	\$25,000

APPROVED: Public Health Committee (July 8, 2009)
Ways & Means Committee (July 15, 2009)

DATED: July 29, 2009

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 256

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

**RE: APPROVAL TO FILL POSITION #17, OFFSET DUPLICATING MACHINE OPERATOR,
GRADE W15, STEP 1 (\$20,544) IN AA#A1610, CENTRAL SERVICES DEPARTMENT**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Central Services Director Anthony J. Milograno, requesting authorization to recreate the position of Offset Duplication Machine Operator whose responsibilities include utilizing new printing technologies to maintain timely workflow and productivity, and

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

RESOLVED, That the Oneida County Board of Legislators approves recreating the position of Offset Duplication Machine Operator, Grade W15, Step 1 (\$20,544) in Department #A1610, Central Services effective immediately.

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

DATED: July 29, 2009

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 257

**INTRODUCED BY: Messrs. Welsh, Porter
2ND BY: Mr. Welsh**

**RE: SUPPLEMENTAL APPROPRIATION OF \$26,414 TO AA#AJ6300.495,
WORKFORCE DEVELOPMENT, OTHER EXPENSES**

WHEREAS, In accordance with Section 609 of the Administrative Code, the County Executive has requested a supplemental appropriation be made in the amount of \$26,414 to AA#J6300.495, Workforce Development, Other Expenses, and

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

RA#J4810, Federal Aid-American Recovery and Reinvestment Act (ARRA) Technology Funds	\$26,414
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now, therefore, be it hereby

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

TO: AA#J6300.495128, Other Expenses	\$26,414
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APPROVED: Education, Youth and Agriculture Committee (July 8, 2009)
Ways & Means Committee (July 15, 2009)

DATED: July 29, 2009

Adopted by the following v.v. vote:

AYES: 27 NAYS: 1 (Mr. Tanoury) ABSENT: 1 (Mr. Roefaro)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 258

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

**RE: APPROVAL TO REINSTATE POSITION #11, COURT ATTENDANT, GRADE 16C, STEP 2
(\$21,066) IN AA#3117, SHERIFF-COURT ATTENDANTS**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Sheriff Daniel G. Middaugh, requesting authorization to reinstate position #11, Court Attendant, in Department #AA3117, Sheriff, to facilitate courtroom proceedings and provide public assistance as needed, and

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

RESOLVED, That the Board of Legislators approves the reinstatement of position #11, Court Attendant, Grade 16C, Step 2 (\$21,066) in AA#A3117, Sheriff-Court Attendants, effective immediately.

APPROVED: Public Safety Committee (July 8, 2009)
Ways & Means Committee (July 15, 2009)

DATED: July 29, 2009

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 259

INTRODUCED BY: Mr. Porter

2nd BY: Mr. Wilcox

**RE: APPROVAL OF AGREEMENT WITH THE CIVIL SERVICE EMPLOYEES ASSOCIATION
REPRESENTING PUBLIC HEALTH NURSES EMPLOYED BY THE HEALTH DEPARTMENT**

WHEREAS, The County of Oneida has finalized negotiations with the Oneida County Nurses Unit 7750-05 of CSEA, Inc., Local 1000, AFSCME, AFL-CIO, and

WHEREAS, An Agreement has been reached with said organization for certain salary adjustments and additional fringe benefits for the years 2009, 2010, 2011, 2012, and

WHEREAS, The duration of said Agreement shall be from January 1, 2009 to December 31, 2012, now, therefore, be it hereby

RESOLVED, That this Board authorizes and ratifies a Labor Agreement between Oneida County and the Nurses Unit 7750-05 of CSEA, Inc., Local 1000, AFSCME, AFL-CIO for a term commencing January 1, 2009 and ending December 31, 2012 and further authorizes County Executive Anthony J. Picente, Jr., to execute same on behalf of the County of Oneida, and it is further

RESOLVED, That the Personnel Rules of the County of Oneida shall be amended accordingly to conform with the terms and conditions set forth in said Agreement on file with the Clerk of this Board.

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

DATED: July 29, 2009

Adopted by the following v.v. vote:

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 260

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

**RE: APPROVAL OF PURCHASE OFFER FOR COUNTY OWNED PROPERTY LOCATED IN THE
TOWN OF NEW HARTFORD**

WHEREAS, Certain real property located in the Town of New Hartford (Tax Map #4889 328.005-2-58 XP) was acquired by the County of Oneida through non-payment of taxes, and

WHEREAS, A purchase offer in the amount of \$500, plus recording fees, has been submitted by Mr. James Brown for acquisition of said parcel and it is the recommendation of the Commissioner of Finance, Anthony R. Carvelli, that same be accepted given that the subject property is landlocked and adjacent to property currently owned by Mr. Brown, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators hereby authorizes the transfer of real property located in the Town of New Hartford (Tax Map #4889 328.005-2-58 XP) to Mr. James Brown for the consideration of \$500, plus recording fees, and it is further

RESOLVED, That the Chairman of the Oneida County Board of Legislators is hereby authorized and directed to execute a quit claim deed, on behalf of the County of Oneida, to effect conveyance of the subject property.

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

DATED: July 29, 2009

Adopted by the following v.v. vote:

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 261

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

RE: ONE REFUND AND NINE CANCELLATIONS OF ERRONEOUS TAX ASSESSMENTS

WHEREAS, The Commissioner of Finance has forwarded one refund from the Town of Floyd totaling \$238.79 and nine corrections of erroneous tax assessments in the Towns of Lee, New Hartford, Trenton and Vienna totaling \$20,961.44, and

WHEREAS, Title 3 of Article 5 of the Real Property Tax Law outlines the procedure that must be followed to process the applications for refunds and for correction of taxes, and

WHEREAS, The Commissioner of Finance has transmitted his written report to the Board and this Board has reviewed said applications and claimed errors and made its recommendations, now, therefore, be it hereby

RESOLVED, That this Board hereby concurs with the recommendations of the Oneida County Commissioner of Finance and directs that the Clerk of the Board take such action as required by Title 3 of Article 5 of the Real Property Tax Law, so as to reflect the corrected taxes as determined by said Commissioner, and be it further

RESOLVED, That this Board does hereby order that the taxes be corrected as recommended by the Commissioner of Finance and that the officer having jurisdiction of the tax rolls correct such rolls accordingly.

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

DATED: July 29, 2009

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 262

**INTRODUCED BY: Messrs. Wilcox, Porter
2ND BY: Mr. D'Onofrio**

**RE: APPROVAL OF GRANT AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND
THE NYSDOH FOR THE WATER ENHANCEMENT PROGRAM**

WHEREAS, This Board is in receipt of a Grant Agreement between the Oneida County Department of Health and the NYSDOH for the Water Enhancement Program to ensure that the public is protected from waterborne disease and contamination, and

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

RESOLVED, That this Board hereby authorizes and approves a Grant Agreement between the Oneida County Department of Health and the NYSDOH for the Water Enhancement Program to ensure that the public is protected from waterborne disease and contamination commencing April 1, 2009 and ending March 31, 2010 at a proposed cost of \$148,313 supported, in full, by State funds.

APPROVED: Public Health Committee (July 8, 2009)
Ways & Means Committee (July 15, 2009)

DATED: July 29, 2009

Adopted by the following v.v. vote:

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 263

**INTRODUCED BY: Messrs. Wilcox, Porter
2ND BY: Mr. Puma**

**RE: APPROVAL TO FILL POSITION OF SENIOR CLERK, GRADE 12, STEP 1
(\$18,736) IN AA#A6774, OFFICE FOR THE AGING-OFFICE OF
CONTINUING CARE**

WHEREAS, Oneida County Executive Anthony J. Picente, Jr., is in receipt of correspondence from Michael J. Romano, Director, Office for the Aging and Continuing Care, requesting authorization to recreate the position of Senior Clerk in the Office for the Aging to provide clerical support for the Intake Unit's incoming calls, averaging over 200 per day, and to open case files, and

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

RESOLVED, That the Board of Legislators approves recreating the position of Senior Clerk, Grade 12, Step 1 (\$18,736) in Department #A6774, Office for the Aging-Office of Continuing Care effective immediately.

APPROVED: Public Health Committee (July 8, 2009)
Ways & Means Committee (July 15, 2009)

DATED: July 29, 2009

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

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 264

INTRODUCED BY: Messrs. Waterman, Porter
2nd BY: Mr. Waterman

RE: APPROVAL OF BIDS OFFERED AT THE JUNE 25, 2009 AUCTION FOR TAX DELINQUENT PROPERTIES

- WHEREAS,** The Commissioner of Finance has certified to this Board, under date of July 2, 2009, that his office is in receipt of down payments for various properties throughout Oneida County that were sold at auction on June 25, 2009 by the Department of Finance for delinquent taxes, and
- WHEREAS,** The sale of these properties was duly advertised in the official newspapers of the County and affidavits of said publications are on file with the Commissioner of Finance, and
- WHEREAS,** The Commissioner of Finance received offers for the sale of said properties described in the attached documents and duly approved same, now, therefore, be it hereby
- RESOLVED,** That the Chairman and Clerk of this Board be, and hereby are authorized and directed to execute and deliver quit claim deeds to the designated parties conveying the premises described for the considerations set forth in said documents on file with the Clerk of this Board, and it is further
- RESOLVED,** That Bid #09-02-02 (Tax Map #319.009-2-21) is hereby removed from consideration due to an existing title issue.

APPROVED: Internal Affairs Committee (July 8, 2009)
Ways & Means Committee (July 29, 2009)

DATED: July 29, 2009

Adopted by the following v.v. vote:

AYES: 27 NAYS 0 ABSENT: 1 (Mr. Roefaro) ABSTENTION: 1 (Mr. Porter)

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 265

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Goodman

RE: DESIGNATION OF ONEIDA COUNTY AS A RECOVERY ZONE UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

- WHEREAS,** The American Recovery and Reinvestment Act of 2009 ("ARRA") authorizes the County of Oneida to issue recovery zone economic development bonds in an amount up to \$4,290,000 pursuant to a sub-allocation of the national volume cap for Recovery Zone Bonds provided by the Federal Treasury Department, and
- WHEREAS,** Recovery zone economic development bonds are entitled to a direct Federal subsidy of 45% of the interest thereon, and
- WHEREAS,** The County is required to designate a recovery zone prior to issuing such bonds, and
- WHEREAS,** Any such bonds must be for expenditures for property located within the recovery zone or otherwise promote economic activity therein, and
- WHEREAS,** The term recovery zone is defined to mean (1) any area designated by the County as having significant poverty, unemployment, rate of home foreclosures, or general distress; (2) any area designated by the County as economically distressed by reason of the closure or realignment of a military installation pursuant to the Defense Base Closure and Realignment Act of 1990; and (3) any area for which a designation as an empowerment zone or renewal community is in effect as of February 17, 2009, and
- WHEREAS,** It is now desired to designate the County of Oneida as a recovery zone under ARRA, now, therefore, be it hereby

RESOLVED, By the County Legislature of the County of Oneida, New York, as follows:

Section 1. The County of Oneida is hereby designated as a recovery zone for purposes of ARRA as a result of significant unemployment, home foreclosure rates and general distress as the national recession has had and continues to have a significant adverse impact on the County as a whole.

Section 2. This resolution takes effect immediately.

APPROVED: Ways & Means Committee (July 29, 2009)

DATED: July 29, 2009

Adopted by the following v.v. vote:

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