



ONEIDA COUNTY BOARD OF LEGISLATORS

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

Gerald J. Fiorini
Chairman
(315) 798-5900

Mikale Billard
Clerk
(315) 798-5404

George Joseph
Majority Leader

Philip M. Sacco
Minority Leader

**ATTACHED FOR YOUR INFORMATION ARE RESOLUTIONS
NUMBERED 251 THROUGH 281 THAT WERE ACTED UPON BY
THE BOARD OF COUNTY LEGISLATORS AT THEIR
REGULAR SESSION HELD ON SEPTEMBER 14, 2016.**

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 251

INTRODUCED BY: Messrs. Porter, Idzi
2ND BY: Mr. Joseph

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY AND THE
MADISON CENTRAL SCHOOL DISTRICT**

WHEREAS, This Board is in receipt of a Revenue Sharing Agreement between Oneida County and the Madison Central School District, and

WHEREAS, The Revenue Sharing Agreement will provides for a payment by the County to the Madison Central School District of a part of the revenue received by the County from the Settlement Agreement between the County and the Oneida Nation, and

WHEREAS, Oneida County will pay the Madison Central School District the amount of \$7,379.01 for the 2014-2015 and 2015-2016 school years, and

WHEREAS, For future school fiscal years, Oneida County will pay the Madison Central School District an amount to be calculated pursuant to the terms of the Revenue Sharing Agreement, 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 authorizes and approves an Agreement between Oneida County and the Madison Central School District commencing upon execution and continuing in effect as long as the Oneida Indian Nation Settlement Agreement is in effect.

APPROVED: Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 252

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY AND THE
STOCKBRIDGE VALLEY CENTRAL SCHOOL DISTRICT**

WHEREAS, This Board is in receipt of a Revenue Sharing Agreement between Oneida County and the Stockbridge Valley Central School District, and

WHEREAS, The Revenue Sharing Agreement will provides for a payment by the County to the Stockbridge Valley Central School District of a part of the revenue received by the County from the Settlement Agreement between the County and the Oneida Nation, and

WHEREAS, Oneida County will pay the Stockbridge Valley Central School District the amount of \$4,330.11 for the 2014-2015 and 2015-2016 school years, and

WHEREAS, For future school fiscal years, Oneida County will pay the Stockbridge Valley Central School District an amount to be calculated pursuant to the terms of the Revenue Sharing Agreement, 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 authorizes and approves an Agreement between Oneida County and the Stockbridge Valley Central School District commencing upon execution and continuing in effect as long as the Oneida Indian Nation Settlement Agreement is in effect.

APPROVED: Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 253

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

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS
SHERIFF'S OFFICE, AND LEXIPOL, LLC**

WHEREAS, This Board is in receipt of an Agreement between Oneida County, through its Sheriff's Office, and Lexipol, LLC to provide an electronic subscription service, which will provide the Oneida County Sheriff's Office the ability to create and manage policy documentation and weekly training for all staff, and

WHEREAS, Lexipol, LLC will provide services to the Oneida County Sheriff's Office with a total cost to the County of Oneida of \$316,531.00, payable in yearly installments as follows: 2016 - \$51,227.00; 2017 - \$63,415.00; 2018 - \$65,317.00; 2019 - \$67,277.00; and 2020 - \$69,295.00, 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 authorizes and approves an Agreement between Oneida County, through its Sheriff's Office, and Lexipol, LLC.

APPROVED: Public Safety Committee (September 8, 2016)
 Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 254

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

RE: TRANSFER OF \$25,500.00 TO AA#A1165.109 – DISTRICT ATTORNEY, SALARIES, OTHER

WHEREAS, There is a need for additional funds in AA#A1165.109 – District Attorney, Salaries, Other, and

WHEREAS, In accordance with Section 610 of the Administrative Code, the County Executive has requested approval by this Board to transfer funds sufficient to cover the present shortage, now, therefore, be it hereby

RESOLVED, That a transfer from 2016 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:

A1165.101	District Attorney, Salaries	\$ 5,500.00
A1165.103	District Attorney, Overtime	\$ 5,000.00
A1165.251	District Attorney, Automotive Equipment	<u>\$15,000.00</u>
		\$25,500.00

TO:

A1165.109	District Attorney, Salaries, Other	\$25,500.00
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APPROVED: Public Safety Committee (September 8, 2016)
Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 255

INTRODUCED BY: Messrs. Waterman, Porter

2ND BY: Mr. Joseph

RE: RENEWAL TO A MASTER CONTRACT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF CENTRAL SERVICES, AND NORTHLAND COMMUNICATIONS

WHEREAS, This Board is in receipt of a Renewal to a Master Contract between Oneida County, through its Department of Central Services, and Northland Communications for recommended service upgrades to the current MPLS network connections for County facilities, as well as the addition of dedicated internet at Oneida County's Disaster Recovery location at 120 Airline Street, Oriskany, New York

WHEREAS, This Renewal to the Master Contract between Oneida County and Northland Communications will increase the contract by \$77,070.57, for a new contract total of \$216,291.60, and

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

RESOLVED, That the Board approves the Renewal to a Master Contract between Oneida County, through its Department of Central Services, and Northland Communications. The term of the Renewal will commence on October 3, 2016 and end on October 2, 2019.

APPROVED: Government Operations Committee (August 10, 2016)
Ways & Means Committee (September 14, 2016)

DATED: (September 14, 2016)

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 256

***INTRODUCED BY: Messrs. Miller, Porter, Flisnik, IDZI
2ND BY: Sacco***

RE: APPROVAL OF THE 2016 AGREEMENT FOR ROAD STRIPING AND BETWEEN ONEIDA COUNTY AND TOWN OF DEERFIELD, AS WELL AS ADDITIONAL TOWNS AND VILLAGES IN ONEIDA COUNTY

WHEREAS, This Board is in receipt of correspondence from Dennis S. Davis, Commissioner of Public Works, requesting approval of an Agreement between Oneida County and the Town of Deerfield to provide road striping on town roads located within the Town of Deerfield during the 2016 season, and

WHEREAS, Commissioner Davis has requested that this Agreement be approved as a template for similar arrangements with other municipalities within Oneida County; and

WHEREAS, The Towns of Deerfield, Kirkland, New Hartford, Remsen, Sangerfield and Whitestown, and the Villages of Holland Patent, New York Mills, Oriskany, Remsen and Yorkville and the City of Sherrill will reimburse the County for labor, machinery, and materials monetarily, and the Towns of Marcy and Paris which will provide in kind services in return for the striping services, and

WHEREAS, In accordance with the 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 Board of Legislators hereby approves the Road Striping Agreement between the County of Oneida and the Town of Deerfield, and be it further

RESOLVED, That the form contract provided by Commissioner Davis for Road Striping is hereby approved, and be it further

RESOLVED, That County Executive, Anthony J. Picente, Jr., is hereby authorized to execute such Agreements between Oneida County and certain towns and villages to provide road striping applications in various locations during the 2016 season.

APPROVED: Public Works Committee (August 10, 2016)
 Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 257

INTRODUCED BY: Messrs. D'Onofrio, Porter, Clancy, Flisnik
2ND BY: Mr. Goodman

RE: APPROVAL OF A LEASE AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF AVIATION, AND MERCY FLIGHT CENTRAL, INC.

WHEREAS, This Board is in receipt of correspondence from Commissioner of Aviation, Russell Stark, requesting approval of a Lease Agreement between Oneida County, through its Department of Aviation, and Mercy Flight Central, Inc. for office space located in Building 782, and hangar space located in Building 783, and

WHEREAS, In accordance with terms set forth therein, Mercy Flight Central, Inc. shall lease office space in Building 782, and hangar space in Building 783 at a total cost of \$1.00 for a two year term commencing May 31, 2016 and ending May 30, 2018. In the event that Mercy Flight Central, Inc. remains at the leased premises after the expiration of the Lease Agreement, Mercy Flight Central, Inc. will be deemed to be occupying the leased premises on a month-to-month basis as more fully outlined in the Lease Agreement, and

WHEREAS, In Accordance with Oneida County Charter section 2202, said Lease Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators approves and authorizes County Executive, Anthony J. Picente, Jr., to execute a Lease Agreement on behalf of the County of Oneida, through its Department of Aviation, and Mercy Flight Central, Inc. for office space located in Building 782, as well as hangar space located in Building 783 for a two year term commencing May 31, 2016 and ending May 30, 2018, and it is further

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

APPROVED: Airport Committee (August 24, 2016)
 Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 258

INTRODUCED BY: Messrs. D’Onofrio, Porter

2ND BY: Mr. Goodman

RE: APPROVAL OF AN AFFILIATION AGREEMENT BETWEEN ONEIDA COUNTY AND THE STATE UNIVERSITY OF NEW YORK (“SUNY”), ACTING ON BEHALF OF “SUNY” AT MOHAWK VALLEY COMMUNITY COLLEGE

WHEREAS, This Board is in receipt of an Affiliation Agreement between Oneida County and The State University of New York (“SUNY”), acting on behalf of “SUNY” at Mohawk Valley Community College, that places a portion of Nose Dock 784 located at Griffiss International Airport into the Start Up NY program, and

WHEREAS, The Affiliation Agreement will allow Oneida County to enter into a Lease Agreement with Pro Drones USA, LLC, a business that has been approved for Start Up NY benefits, 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 authorizes and accepts an Affiliation Agreement between Oneida County and The State University of New York (“SUNY”), acting on behalf of “SUNY” at Mohawk Valley Community College placing a portion of Nose Dock 784 located at Griffiss International Airport into the Start Up NY program, which will then allow Oneida County to enter into a Lease Agreement with Pro Drones USA, LLC, a business that has been approved for Start Up NY benefits.

APPROVED: Airport Committee (August 24, 2016)
 Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 259

INTRODUCED BY: *Messrs. Paparella, Porter*
2ND BY: *Mr. Schiebel*

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

WHEREAS, This Board is in receipt of correspondence from Phyllis D. Ellis, Director of Health, requesting approval of a Grant Agreement between Oneida County, through its Health Department, and New York State, through its Department of Health, to provide education to increase knowledge and awareness of the public and health care providers regarding lead poisoning, increase blood testing rates of mothers and children, and follow-up with children with elevated blood lead levels, 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 Oneida County Executive, Anthony J. Picente, Jr., is hereby authorized to execute any and all documents related to a Grant Agreement between Oneida County, through its Health Department, and New York State, through its Department of health, in the amount of \$1,051,295.00 for a term commencing October 1, 2015 and ending on September 30, 2020.

APPROVED: Health and Human Services Committee (August 24, 2016)
 Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 261

*INTRODUCED BY: Messrs. Paparella, Porter
2ND BY: Mr. Schiebel*

RE: APPROVAL OF AN AMENDMENT TO A PURCHASE OF SERVICES AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF MENTAL HEALTH, AND CENTRAL ASSOCIATION FOR THE BLIND, INC.

WHEREAS, This Board is in receipt of an Amendment to a Purchase of Services Agreement between Oneida County, through its Department of Mental Health, and Central Association for the Blind, Inc., and

WHEREAS, That pursuant to a Purchase of Services Agreement entered into between the County and Central Association for the Blind, Inc. on August 23, 2013, Central Association for the Blind, Inc. agreed to provide services to adults with a developmental disability and significant visual impairment to help them achieve and maintain the most independent level of functioning possible in their lives, with a term from January 1, 2014 through December 31, 2016 (the "Agreement"), and

WHEREAS, As a result of additional OPWDD State funding, the County and Central Association for the Blind, Inc. are required to amend the Agreement. OPWDD State funding for 2016 for Employment/Socialization Training Program Services has been increased in the amount of \$1,244.00, and

WHEREAS, This Amendment will result in a new gross amount of \$36,484.00 for the year 2016 and total three year funding of \$106,964.00, 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 this Board hereby authorizes and approves an Amendment to a Purchase of Services Agreement between Oneida County, through its Department of Mental Health, and Central Association for the Blind, Inc.

APPROVED: Health and Human Services Committee (August 24, 2016)
Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 264

INTRODUCED BY: Messrs. Porter, Schiebel, Clancy, Leach

2ND BY: Mr. Mandryck

**RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY AND THE
VERONA FIRE DISTRICT**

WHEREAS, This Board is in receipt of an agreement between Oneida County and the Verona Fire District in the amount of \$100,000.00, to support the costs of fire protection and emergency services to the citizens and facilities within the district for a one year term commencing on January 1, 2016 and ending December 31, 2016, and

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

RESOLVED, That this Board authorizes and approves an agreement between Oneida County and the Verona Fire District.

APPROVED: Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 265

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

RE: A RESOLUTION AUTHORIZING THE RECONSTRUCTION AND RESURFACING OF COUNTY ROADS IN AND FOR THE COUNTY OF ONEIDA, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$4,000,000, AND AUTHORIZING THE ISSUANCE OF \$4,000,000 BONDS OF SAID COUNTY TO PAY THE COST THEREOF. (H477)

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Oneida, New York, as follows:

- Section 1. The reconstruction and resurfacing of County roads in and for said County, including land or rights-in-land, sidewalks, curbs, gutters, landscaping and other incidental costs, is hereby authorized at a maximum estimated cost of \$4,000,000.
- Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$4,000,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.
- Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law.
- Section 4. The faith and credit of said County of Oneida, New York, are hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.
- Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Comptroller, consistent with the provisions of the Local Finance Law.
- Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Comptroller, the

chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the Observer Dispatch and in the Rome Sentinel, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED: Public Works Committee(September 12, 2016)
 Ways and Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following ROLL CALL vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 267

INTRODUCED BY: Messrs. Miller, Porter

2ND BY: Mr. Joseph

**RE: SUPPLEMENTAL APPROPRIATION OF \$282,000.00 TO AA#G8120.495 WP
CONTROL – SANITARY SEWERS – 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 \$282,000.00 to AA#G8120.495 WP Control – Sanitary Sewers – Other Expenses, and

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

RA#G599	WP Control – Fund Balance	\$282,000.00
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now, therefore, be it hereby

RESOLVED, That a supplemental appropriation, from 2016 funds, as hereinafter set forth, be and the same is hereby approved:

TO:

AA#G8120.495	WP Control – Sanitary Sewers – Other Expenses	\$282,000.00
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APPROVED: Public Works Committee (September 12, 2016)
Ways and Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 269

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF GRANT AGREEMENT BETWEEN ONEIDA COUNTY AND NEW YORK STATE THROUGH ITS DORMITORY AUTHORITY

WHEREAS, This board is in receipt of correspondence from Anthony J. Picente, Jr., Oneida County Executive, requesting approval of a Grant Agreement, between Oneida County and New York State, through its Dormitory Authority, for the State and Municipal Facilities Program (“SAM”) Grant program for continued renovations at the Upper Mohawk Valley Memorial Auditorium, which will include infrastructure improvements to both the interior and the exterior of the facility in the amount of \$1,000,000.00, 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 Oneida County Executive, Anthony J. Picente, Jr., is hereby authorized to execute any and all documents related to a Grant Agreement between Oneida County and New York State, through its Dormitory Authority, in the amount of \$1,000,000.00 for a term commencing upon execution and ending on March 11, 2019.

APPROVED: Public Works Committee (September 12, 2016)
Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 271

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

**RE: APPROVAL TO CREATE ONE (1) NEW POSITION OF MANAGER OF
INFRASTRUCTURE SERVICES AND ONE (1) NEW POSITION OF MANAGER OF
HELP DESK AND DESKTOP OPERATIONS**

WHEREAS, This Board is in receipt of correspondence from Commissioner of Personnel, John P. Talerico, requesting authorization to create one (1) new position of Manager of Infrastructure Services and one (1) new position of Manager of Help Desk and Desktop Operations, and

WHEREAS, Said request 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 and approves creating one (1) new position of Manager of Infrastructure Services and one (1) new position of Manager of Help Desk and Desktop Operations effective immediately.

APPROVED: Government Operations (September 12, 2016)
Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 272

INTRODUCED BY: Messrs. Waterman, Porter

2ND BY: Mr. Joseph

RE: APPROVAL FOR THE REALLOCATION OF GRADE FOR THE POSITION OF INFORMATION TECHNOLOGY PROJECT MANAGER

WHEREAS, Oneida County Executive, Anthony J. Picente, Jr., is in receipt of correspondence from Commissioner of Personnel, John P. Talerico, requesting authorization to reallocate the grade for the position of Information Technology Project Manager, currently allocated at Grade 38M, and

WHEREAS, After a review of the qualifications and job duties for the position of Information Technology Project Manager, it is the recommendation of the Commissioner of Personnel that this position be reallocated to Grade M40 - \$60,628.00, and

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

RESOLVED, That the Oneida County Board of Legislators authorizes and approves a reallocation of grade for the position of Information Technology Project Manager from Grade 38M to Grade 40M - \$60,628.00 - effective immediately.

APPROVED: Government Operations Committee (September 12, 2016)
Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 273

INTRODUCED BY: Messrs. Miller, Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF AN AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF PUBLIC WORKS, AND MARCH ASSOCIATES, ARCHITECTS AND PLANNERS, P.C.

WHEREAS, This Board is in receipt of an Agreement between Oneida County, through its Department of Public Works, and March Associates, Architects and Planners, P.C. in the amount of \$179,000.00 to provide plans, specifications and asbestos abatement monitoring services for asbestos abatement and renovations of the 10th floor of the County Office Building, 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 this Board hereby authorizes and approves an Agreement between Oneida County through its Department of Public Works and March Associates, Architects and Planners, P.C.

APPROVED: Public Works Committee (September 12, 2016)
 Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:

AYES: 23 NAYS: 0 ABSENT: 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 274

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

RE: APPROVAL OF THE 2016 YOUTH BUREAU RESOURCE ALLOCATION PLAN

WHEREAS, This board is in receipt of correspondence from Kevin Green, Director of the Oneida County Youth Bureau, requesting approval of a Resource Allocation Plan authorizing the distribution of funds in the amount of \$327,079.00 from the New York State Office of Children and Family Services among various agencies and municipalities who have contractual agreements with the Oneida County Youth Bureau for FY2016, and

WHEREAS, Said Allocation Plan 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 Oneida County Youth Bureau's Resource Allocation Plan for FY 2016.

APPROVED: Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:
AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 275

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

**RE: FINAL APPROVAL OF CONSOLIDATED AGRICULTURAL DISTRICT #7 TO
INCLUDE THE TOWNS OF DEERFIELD, FLOYD, MARCY AND TRENTON**

WHEREAS, Agricultural District #7 was established in 1975 pursuant to Article 25AA of the New York State Agricultural and Markets Law including lands situate within the Towns of Deerfield, Floyd, Marcy and Trenton, and

WHEREAS, Pursuant to the provisions of Section 303-a of the New York State Agricultural and Markets Law, the County of Oneida is required to review an Agricultural District eight years after its creation and every eight years thereafter, and

WHEREAS, Proposed modifications for Agricultural District #7, were reviewed by the Oneida County Agricultural & Farmland Protection Board and the Oneida County Department of Planning and a requisite Public Hearing was held on August 3, 2016 for the purpose of considering the recommendations of the Oneida County Agricultural and Farmland Protection Board and the Commissioner of the Oneida County Department of Planning, and

WHEREAS, That as a part of the requirements for the modification of the District, the Oneida County Board of Legislators conducted an environmental review and has complied with the requirements of the New York State Environmental Quality Review Act, now, therefore, be it hereby

RESOLVED, That this Board hereby authorizes final approval for the modification of Agricultural District #7 to include additional acreage, and it is further

RESOLVED, That the eight year review of Agricultural District #7 by the Oneida County Board of Legislators is hereby deemed complete and is adopted, with modifications, and it is further

RESOLVED, That the Oneida County Board of Legislators renew Agricultural District #7, as modified, for an additional eight year period, and it is further

RESOLVED, That the modification of Agricultural District #7 be submitted to the New York State Commissioner of Agriculture and Markets for approval and certification.

APPROVED: Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 276

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF A RESOLUTION ESTABLISHING THE STANDARD WORK DAY AND REPORTING DAYS FOR THE NEW YORK STATE AND LOCAL EMPLOYEES RETIREMENT SYSTEM FOR CERTAIN COUNTY OFFICIALS

RESOLVED, that the Oneida County Board of Legislators hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this legislative body:

TITLE	NAME	Social Security Number (Last 4 Digits)	Registration Number	STANDARD WORK DAY (Hrs/Day)	TERM BEGINS/ ENDS	PARTICIPATE S IN EMPLOYER'S TIME KEEPING SYSTEM (Y/N)	DAYS/MONTH (Based on Record of Activities)
<u>Elected Officials</u>							
County Executive	Anthony Picente			7	1/1/2016-12/31/2019	N	25.33
County Comptroller	Joseph Timpano			7	1/1/2016-12/31/2019	N	24.65
District Attorney	Scott McNamara			7	1/1/2016-12/31/2019	N	26.2
County Clerk	Sandra Depereno			7	1/1/2015-12/31/2018	N	21.52
County Legislator	Keith Schiebel			6	1/1/2016-12/31/2017	N	7.14
County Legislator	Jeffrey E. Daniels			6	1/1/2016-12/31/2017	N	
County Legislator	Michael Clancy			6	1/1/2016-12/31/2017	N	6.29
County Legislator	James M. D'Onofrio			6	1/1/2016-12/31/2017	N	19
County Legislator	David C. Davis			6	1/1/2016-12/31/2017	N	4.67
County Legislator	George E. Joseph			6	1/1/2016-12/31/2017	N	16.53
County Legislator	Brian Paul Mandryck			6	1/1/2016-12/31/2017	N	8.93
County Legislator	Norman Leach			6	1/1/2016-12/31/2017	N	14.5
County Legislator	Emil R. Paparella			6	1/1/2016-12/31/2017	N	29.28

County Legislator	Michael B. Waterman			6	1/1/2016- 12/31/2017	N	13.5
County Legislator	Edward P. Welsh			6	1/1/2016- 12/31/2017	N	12.11

APPROVED: Ways & Means Committee (September 14, 2016))

DATED: September 14, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 277

INTRODUCED BY: Mr. Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF A SETTLEMENT IN THE MATTER OF RICKEY JACKSON AND DESIREE N. OVIEDA, INDIVIDUALLY AND AS MOTHER AND NATURAL GUARDIAN OF TREVAUGHN A. PEARSON, AN INFANT UNDER THE AGE OF 14 YEARS V. COUNTY OF ONEIDA, ET AL

WHEREAS, Oneida County Executive Anthony J. Picente, Jr. is in receipt of correspondence from County Attorney Peter M. Rayhill, requesting Board approval of a proposed settlement in the amount of Forty Thousand Dollars (\$40,000.00) in the matter of Rickey Jackson and Desiree N. Ovieda, Individually and as Mother and Natural Guardian of Trevaughn A. Pearson, an Infant Under the Age of 14 Years v. Oneida County, et al., and

WHEREAS, Rickey Jackson and Desiree N. Ovieda commenced an action in Oneida County Supreme Court against the County of Oneida, City of Rome, Undersheriff Robert Swenszkowski, Investigator Peter Kallaur, Investigator Daniel Sullivan, and Officer Jeffrey Buckley for claims related to an arrest that occurred on February 6, 2013, and

WHEREAS, The County's outside counsel assigned to the litigation, David A. Bagley, Esq., recommends that Oneida County settle the claims set forth in the action for Forty Thousand Dollars (\$40,000.00) in full satisfaction of any and all claims related to said action now, therefore, be it

RESOLVED, That the Oneida County Board of Legislators hereby authorizes settlement in the amount of Forty Thousand Dollars (\$40,000.00) in full satisfaction of any and all claims against the County of Oneida, Undersheriff Robert Swenszkowski and Investigator Peter Kallaur set forth in the matter of Rickey Jackson and Desiree N. Ovieda, Individually and as Mother and Natural Guardian of Trevaughn A. Pearson, an Infant Under the Age of 14 Years v. Oneida County, et al.

APPROVED: Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 285

INTRODUCED BY: Messrs. Miller, Porter

2ND BY: Mr. Joseph

RE: APPROVAL OF A LEASE AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS DEPARTMENT OF WATER QUALITY AND WATER POLLUTION CONTROL, AND MOHAWK, ADIRONDACK & NORTHERN RAILROAD CORPORATION

WHEREAS, This Board is in receipt of correspondence from Commissioner of Water Quality and Water Pollution Control, Steven P. Devan, requesting approval of a Lease Agreement between Oneida County, through its Department of Water Quality and Water Pollution Control, and Mohawk, Adirondack & Northern Railroad Corporation for 8.54 acres of land directly west of the Oneida County Water Pollution Control Plant, and

WHEREAS, In accordance with terms set forth therein, the leased premises will be used to house construction trailers and provide a construction material laydown area for the upcoming construction at the Oneida County Water Pollution Control Plant. The property lease is a one (1) year term, which is self-renewing after every term, at a total cost of \$15,000.00 per year. The length of the use of the premises is anticipated to be from five (5) to six (6) years commencing upon execution, and

WHEREAS, In Accordance with Oneida County Charter section 2202, said Lease Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators approves and authorizes County Executive, Anthony J. Picente, Jr., to execute a Lease Agreement on behalf of the County of Oneida, through its Department of Water Quality and Water Pollution Control, and Mohawk, Adirondack & Northern Railroad Corporation for 8.54 acres of land directly west of the Oneida County Water Pollution Control Plant for a one year, self-renewing term for an anticipated use of the property of between five (5) and six (6) years commencing upon execution, and it is further

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

APPROVED: Public Works Committee (September 12, 2016)
Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 279

INTRODUCED BY: Messrs. Miller, Porter

2ND BY: Mr. Davis

**RE: TRANSFER OF \$48,800.00 TO G8130.495 – OTHER EXPENSES AND G8130.417 –
RENT/LEASE - SPACE**

WHEREAS, There is a need for additional funds in G8130.495 – Other Expenses and G8130.417 –
Rent/Lease - Space, and

WHEREAS, In accordance with Section 610 of the Administrative Code, the County Executive has requested
approval by this Board to transfer funds sufficient to cover the present shortage, now, therefore,
be it hereby

RESOLVED, That a transfer from 2016 funds, as hereinafter set forth, be and the same is hereby approved:

FROM:		
G8130.414	Utilities	\$48,800.00
TO:		
G8130.495	Other Expenses	\$32,000.00
G8130.417	Rent/Lease – Space	<u>\$16,800.00</u>
		\$48,800.00

APPROVED: Public Works Committee (September 12, 2016)
 Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 280

INTRODUCED BY: Mr. Porter, Ms. Convertino

2ND BY: Mr. Joseph

RE: APPROVAL OF A MEMORANDUM OF AGREEMENT BETWEEN ONEIDA COUNTY, THROUGH ITS OFFICE FOR THE AGING AND CONTINUING CARE, AND THE NEW YORK STATE OFFICE FOR THE AGING

WHEREAS, Oneida County Executive, Anthony J. Picente, Jr., is in receipt of correspondence from Michael J. Romano, Director of the Office for the Aging and Continuing Care, requesting approval of a Memorandum of Agreement between Oneida County and the New York State Office for the Aging for the usage and sharing of client data between the Oneida County Office for the Aging and Continuing Care and the New York State Office for the Aging, and

WHEREAS, Said Memorandum of Agreement shall be for an indefinite period of time commencing August 31, 2016, and

WHEREAS, In Accordance with Oneida County Charter section 2202, said Memorandum of Agreement must be approved by the Oneida County Board of Legislators, now, therefore, be it hereby

RESOLVED, That the Oneida County Board of Legislators approves and authorizes County Executive, Anthony J. Picente, Jr., to execute a Memorandum of Agreement on behalf of the County of Oneida, through its Office for the Aging and Continuing Care, and the New York State Office for the Aging for the usage and sharing of client data between the Oneida County Office for the Aging and Continuing Care and the New York State Office for the Aging, for an indefinite period of time commencing August 31, 2016 in accordance with the terms and conditions more specifically set forth in said Memorandum of Agreement on file with the Clerk of this Board.

APPROVED: Ways & Means Committee (September 14, 2016)

DATED: September 14, 2016

Adopted by the following vote:

AYES 23 NAYS 0 ABSENT 0

ONEIDA COUNTY BOARD OF LEGISLATORS

RESOLUTION NO. 281

INTRODUCED BY: Washburn

2ND BY: All Members

RE: RESOLUTION EXTENDING THE BOARD'S SYMPATHY TO THE FAMILY OF THE LATE GORDON W. HATHAWAY

WHEREAS, In the death of Gordon W. Hathaway on Sunday, September 11, 2016, the City of Utica and the County of Oneida have suffered the loss of a valued citizen and great friend who held the respect and esteem of the citizens of the entire County of Oneida and the members of this Board of Legislators; and

WHEREAS, Mr. Hathaway was very involved in City and County government, serving as a member of the Oneida County Board of Supervisors from 1954 through 1955 for the 15th Ward and as a Utica Councilman from 1960-1969 and again from 1974 to 1975; and

WHEREAS, Mr. Hathaway graduated from the Utica School of Commerce. He served with the US Marines during World War II in the South Pacific and Guadalcanal, prior to being honorably discharged; and

WHEREAS, Mr. Hathaway was a former Sales/Administrative Manager at Special Metals Corp.; and

WHEREAS, Mr. Hathaway was united in marriage to the former Marion Lockwood on August 12, 1944, a loving marriage of 66 years until her death May 2, 2011. He is survived by his son David G. Hathaway, daughter Debra Cheesman, several grandchildren, a sister and several nieces and nephews ; and

WHEREAS, Mr. Hathaway served on various boards both locally and statewide and was awarded the 33 Degree Mason. Now, therefore, be it hereby

RESOLVED, That the members of this Board, speaking for the citizens of their respective communities extend to the family of the late Gordon W. Hathaway their sincere sympathy, their appreciation of the value of his services to all of Oneida County, and their respect for his worth as a man.

Seconded and adopted viva voce by all members present, standing for a moment of silence in respect to the memory of Gordon W. Hathaway.

DATED: September 14, 2016