

CITY OF ONEIDA

MEETING OF THE COMMON COUNCIL

109 N. MAIN ST., ONEIDA, NY 13421

AGENDA

Date:

March 7, 2023

Presiding:

Helen B. Acker, Mayor

Time:

6:30 p.m.

Clerk:

Sandy LaPera, City Clerk

Location:

Common Council Chambers

Meeting Type:

Regular 🗵

Special \square

Call to Order/Pledge of Allegiance/Roll Call

PROCLAMATION:

Red Cross Month

(Lisa Smith-Central and Northern NY Chapter Executive Director)

PUBLIC COMMENT:

Limited to 3 minutes

OLD BUSINESS:

Sidewalk Replacement Program Discussion (Pulled)

Approval of the Minutes: February 21, 2023

Approval of Warrant:

5

Item	Title	Facilitator
1.	FINAL ASSESSMENT ROLL-2022 SIDEWALK REPLACEMENT PROGRAM: confirm the Assessment Roll for the 2022 Sidewalk Replacement Program as amended, corrected, or altered by the City of Oneida Common Council; further deem the Report of Assessment to be final and correct; and authorize the Mayor and City Clerk to sign said Assessment Roll and file with the City Chamberlain for collection (Roll Call Vote)	ROWE
2.	WATER BOARD RECOMMENDATION: approve a recommendation from the City of Oneida Water Board to obtain a grant from the New York State Department of Health (NYSDOH) for funding to study the technical and economic feasibility of starting water fluoridation of the City of Oneida's water	SMOLINSKI/ MONAGHAN
3.	AGREEMENT: authorize the Mayor to sign a service agreement with NY Urgent Care Practice P.C. (WellNow) to provide occupational health services for the City's drug and alcohol testing and annual physicals	WELLS
4.	INRODUCE LOCAL LAW: introduce a Local Law amending Chapter 5, titled "Alarm Systems" of the City of Oneida Code relating to alarm system fees and schedule a Public Hearing for Tuesday, March 21, 2023 at 6:30 p.m., Common Council Chambers, 109 N. Main Street, Oneida, NY	MAYOR/FIELDS

Item	Title	Facilitato
5.	BUDGET TRANSFERS/AMENDMENTS: approve the budget transfers and amendments as outlined by the Comptroller	WELLS
6.	KALLET CAPITAL RESERVE FUND: establish a Capital Reserve Fund for the Kallet to accumulate moneys to finance the cost of capital improvements and equipment as per the signed agreement with William DiPaolo, Inc.; to direct the Comptroller to deposit and secure moneys of this Reserve Fund into a separate bank account and to authorize the Comptroller to invest the moneys of this Capital Reserve Fund pursuant to the provisions of Section 11 of General Municipal Law	WELLS

NEW BUSINESS

MINUTES OF THE COMMON COUNCIL REGULAR MEETING MARCH 7, 2023

A meeting of the Common Council of the City of Oneida, NY was held on the seventh day of March 2023, at 6:30 pm at the City of Oneida Common Council Chambers, 109 N. Main Street, Oneida NY 13421.

The meeting was called to order by Mayor Helen Acker

Attendees	Present	Absent	Arrived Late	
Mayor Acker				
Councilor Szczerba				
Councilor Laureti				
Councilor Rossi			□	
Councilor Kinville				
Councilor Pagano			□	
Councilor Simchik				
Also Present				
City Attorney Nadine Bell	□ F	Fire Chief Dennis Fiel	ds	
City Clerk Sandy LaPera		Police Chief Steve Lo	well	
City Engineer Jeff Rowe	□ t	Public Safety Com. Ke	evin Salerno	
Codes Director Bob Burnett		Other		
Comptroller Lee Ann Wells		Other		

Call to Order/Pledge of Allegiance/Roll Call

PROCLAMATION:

American Red Cross Month

Proclamation City of Oneida - Office of the Mayor

WHEREAS, the tradition of proclaiming March as American Red Cross month began in 1943 by President Franklin D. Roosevelt and has continued throughout the years to recognize how the Red Cross helps people throughout the country and around the world, and

WHEREAS, each year for the month of March, the City of Oneida honors those in our community who dedicate their time through volunteer work, giving blood or making a financial donation to the Red Cross, and

WHEREAS, here in the City of Oneida, local families have relied on volunteers from the Central and Northern New York Chapter for comfort and hope while coping with home fires and other local disasters. Volunteers have supported local families in other ways too by providing lifesaving blood, teaching skills that save lives, and supporting military, veterans, and their families, and

WHEREAS, this lifesaving work is vital to strengthening our community's resilience. Nearly 200 years since the birth of American Red Cross founder Clara Barton, we dedicate this month of March to all those who continue to advance her noble legacy, and now therefore

I, Helen B. Acker, Mayor of the City of Oneida do hereby proclaim March 2023 as;

American Red Cross Month

in the City of Oneida, and I ask others to join in their commitment to care for people in need.

IN WITNESS WHEREOF, I have hereunto set my hand and affix the official seal of the City of Oneida on this 7th day of March 2023.

Mayor Helen B. Acker

PUBLIC COMMENT:

OLD BUSINESS:

Sidewalk Replacement Program Discussion (Pulled)

See attached information

APPROVAL OF MINUTES

Moved by Councilor Seconded by Councilor

RESOLVED, that the minutes of the regular meeting of February 21, 2023, are hereby approved as presented.

Ayes:

Nays:

APPROVAL OF WARRANT

Moved by Councilor Seconded by Councilor

RESOLVED, that Warrant No. 5, checks and ACH payments in the amount of \$2,060,557.79 as audited by the Voucher Committee are hereby approved for payment in the usual manner at the discretion of the Comptroller.

Ayes:

Nays:

WARRANT	5
DATE:	March 7, 2023

FUND		PAYMENT NUMBER (S)	AMOUNT
Capital	4788		\$ 595.00
Library Fund	025		
Fund	027		
ARPA Fund	030	1273	\$ 6,953.02
Current Funds		71451-71533	\$ 1,996,864.88
ACH			\$ 56,144.89

WARRANT #1 TOTAL	\$ 2,060,557.79
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Oneida, NY

Expense Approval ReportBy Fund

Payment Dates 2/22/2023 - 3/7/2023

STATE OF THE PARTY				1 dyment bates 2/22/2025	3/1/2023
Vendor Name	Payment Number	Post Date	Description (Item)	Account Number	Amount
Fund: 001 - GENERAL FUND					
EXCELLUS BLUECROSS BLUESHI	. 71451	03/01/2023	MARCH 2023	001.9060.0805.0000	218,903.18
HUMANA INS CO OF NY	71452	03/01/2023	MARCH 2023	001.9060.0805.0000	23,127.72
JEROME FIRE EQUIPMENT CO, I	. 71483	03/07/2023	Air-pack recertification	001.3410.0400.0000	3,238.00
RELIABLE PRODUCTS	71513	03/07/2023	BUILDING SUPPLIES	001.1620.0300.0000	149.50
KEITH J HUDSON	71486	03/07/2023	MEAL	001.3120.0416.0000	12.00
TYLER WITCHLEY	71526	03/07/2023	MEALS	001.3120.0416.0000	24.00
TRACEY ROAD EQUIPMENT INC	71525	03/07/2023	parts and labor	001.5132.0300.0000	1,446.07
UNITED AUTO SALES	71527	03/07/2023	parts	001.5132.0300.0000	319.95
AMCHAR WHOLESALE INC	71456	12/30/2022	Glock 21 Gen 4HGA 45	001.3120.0300.0000	
LINSTAR, INC.	DFT0003490	03/07/2023	ID MONAGHAN JR		469.78
GARRETT PETERSON	71475	03/07/2023	POWER JET NOZZLE	001.1989.0400.0000	12.80
Dr. Robert J Kohlbrenner	71471	12/30/2022	EVAL LAPERLA POLICE	001.3410.0409.0000	99.99
SILVER CITY TIRE INC	71521	03/07/2023		001.1430.0403.0000	450.00
INTERSTATE BATTERY SYSTEM I		03/07/2023	10 new tires	001.1640.0403.0001	2,267.60
CHARTER COMMUNICATIONS	71465	03/07/2023	batteries	001.5132.0303.0000	58.90
TOTAL SOLUTIONS	71524	03/07/2023	INTERNET/TV/PHONE KALLET	001.7521.0403.0000	205.97
TOTAL SOLUTIONS	71524		FEB SERVICE	001.1680.0403.0000	4,080.00
CITY OF SHERRILL	71468	03/07/2023	CLOUD BACKUP	001.1680.0403.0000	321.22
JON SNYDER	71485	03/07/2023	KENWOOD LIGHT	001.1620.0403.0001	75.98
JERRY BUTLER	71484	03/07/2023	MUNY BASKETBALL	001.7140.0403.2020	90.00
MICHAEL JANIEWICZ		03/07/2023	MUNY BASKETBALL	001.7140.0403.2020	90.00
LUCAS GRIFF	71502	03/07/2023	SCORE KEEPER	001.7140.0403.2020	90.00
	71493	03/07/2023	CERT LETTERS AND HAND TOW		35.00
LOWE'S HOME INADDOVENAGE	71493	03/07/2023	CERT LETTERS AND HAND TOW		40.65
LOWE'S HOME IMPROVEMENT, .		03/07/2023	Supplies for training prop	001.3410.0413.0000	18.96
VERIZON	71528	03/07/2023	FEB 16 - MAR 15	001.1680.0403.0000	221.22
MICHAEL HOLMES	71501	03/07/2023	SCORE KEEPER	001.7140.0403.2020	90.00
JEFFREY GILBERT	71482	03/07/2023	MUNY BASKETBALL	001.7140.0403.2020	90.00
RICHARD SENTS	71514	03/07/2023	BASKETBALL	001.7140.0403.2020	90.00
ROBERT SHEARIN	71516	03/07/2023	SCORE KEEPER	001.7140.0403.2020	90.00
WAL-MART, INC.	71529	03/07/2023	MAP FRAME	001.3410.0413.0000	18.86
NATIONAL GRID	71505	03/07/2023	ELETRIC	001.1620.0401.0000	20,054.22
AMAZON WEB SERVICES, LLC.	DFT0003486	03/07/2023	CAD PAPER ROLLS	001.1660,0300,0000	62.36
LEE ANN WELLS	DFT0003489	03/07/2023	FUEL TO TRANSPORT SUSPECT	001.3120.0416.0000	34.00
OFFICE ENVIRONMENTAL CON		12/30/2022	Inertia Mesh Back Chair	001.8664.0200.0000	425.00
AMAZON WEB SERVICES, LLC.	DFT0003486	03/07/2023	REELS FOR ID BADGES	001.1660.0300.0000	17.98
SCOTT CARROLL	71518	03/07/2023	VOLLEYBALL/BASKETBALL	001.7140.0403.2020	360.00
SCOTT CARROLL	71518	03/07/2023	VOLLEYBALL/BASKETBALL	001.7140.0403.2021	100.00
DOUG UHLIG	71470	03/07/2023	OC-ED VOLLEYBALL	001.7140.0403.2021	150.00
MATTHEW BURKS	71498	03/07/2023	MUNY BASKETBALL	001.7140.0403.2020	90.00
ALYSSA HOPKINS	71455	03/07/2023	MILEAGE	001.1430.0400.0000	37.99
	71500	03/07/2023	SCORE KEEPER	001.7140.0403.2020	90.00
BARRY VANDREASON	71458	03/07/2023	MUNY BASKETBAL	001.7140.0403.2020	90.00
MIKE DECK	71503	03/07/2023	MUNY BASKETBALL	001.7140.0403.2020	180.00
LEE ANN WELLS	71490	12/30/2022	PETTY CASH	001.5110.0416.0000	6.75
LEE ANN WELLS	71490	12/30/2022	PETTY CASH	001.8020.0400.0000	35.10
ESCREEN FTA CONSORTIU,	DFT0003488	03/07/2023	TESTING	001.1430.0403.0000	100.00
MADISON COUNTY TREASURER	71496	03/07/2023	SCHOOL RELEVY 2023	001.0001.0631.0000	28,580.94
CITY OF SHERRILL	71467	03/07/2023	2023 HYDRANT TAX	001.0001.0631.0000	5,872.00
NYSAPCSO	71507	03/07/2023	2023 MEMBERSHIP	001.1430.0403.0000	100.00
INTERNATIONAL ASSOC OF POL	71480	03/07/2023	Chief's Membership	001.3120.0407.0000	130.00
Mad. Co. Volunteer Firemen's A	71494	03/07/2023	MEMBERSHIP DUES	001.3410.0407.0000	20.00
William Obernesser Jr.	71532	03/07/2023	WOMANS BASKETBALL ASSIGN		36.00
GE SOFTWARE	71476	03/07/2023	EKOS fule site module software		80.00
					50.00

Payment Dates: 2/22/2023 - 3/7/2023

				rayment bates. 2/22/2	323 - 3/ // 2023
Vendor Name	Payment Number	Post Date	Description (Item)	Account Number	Amount
LOWE'S HOME IMPROVEMENT,	71492	03/07/2023	BLANKET PO	001.7140.0409.0000	122.52
CITY OF SHERRILL	71468	12/30/2022	KENWOOD LIGHTS	001.1620.0403.0001	151.94
GALLS INCORPORATED	71474	03/07/2023	Shipping	001.3120.0317.0000	5.00
GALLS INCORPORATED	71474	03/07/2023	TLR-7 Flashlight	001.3120.0317.0000	119.70
GALLS INCORPORATED	71474	03/07/2023	Duty Belt	001.3120.0317.0000	81.88
LEWIS UNIFORM CO., LLC	71491	12/30/2022	Fles RS Short Sleeve Shirt	001.3120.0317.0000	165.00
LEWIS UNIFORM CO., LLC	71491	12/30/2022	Flexs RS Long Sleeve SHirt	001.3120.0317.0000	165.00
LEWIS UNIFORM CO., LLC	71491	12/30/2022	Flex RS Trousers	001.3120.0317.0000	84.99
LEWIS UNIFORM CO., LLC	71491	12/30/2022	Chain Link Superlight	001.3120.0317.0000	59.99
LEWIS UNIFORM CO., LLC	71491	12/30/2022	Rev Flag Patch	001.3120.0317.0000	6.00
LEWIS UNIFORM CO., LLC	71491	12/30/2022	Performance Tech Crew	001.3120.0317.0000	48.00
LEWIS UNIFORM CO., LLC	71491	12/30/2022	Gold Clutch	001.3120.0317.0000	14.99
LEWIS UNIFORM CO., LLC	71491	12/30/2022	Sgt. Chevrons	001.3120.0317.0000	40.00
LEWIS UNIFORM CO., LLC	71491	12/30/2022	Velcro Tipped Leather Belt	001.3120.0317.0000	26.99
LEWIS UNIFORM CO., LLC	71491	12/30/2022	Serving Since Name Bar	001.3120.0317.0000	14.99
RELIABLE PRODUCTS	71512	03/07/2023	SALT FOR SIDEWALKS	001.1620.0300.0000	438.50
AT & T MOBILITY	71457	03/07/2023	WIRELESS PHONE SERVICE	001.1680.0403.0000	1,185.75
CARGILL SALT	71464	03/07/2023	road salt	001.5142.0315.0000	5,211.09
CARGILL SALT	71464	03/07/2023	road salt	001.5142.0315.0000	5,191.17
CARGILL SALT	71464	03/07/2023	road salt	001.5142.0315.0000	8,120.92
WILCOX PAPER CO	71531	03/07/2023	BUILDING SUPPLIES	001.1620.0300.0000	79.88
CHARTER COMMUNICATIONS	71465	03/07/2023	INTERNET & PHONE	001.1680.0403,0000	710.08
CANON FIANCIAL SERVICES	DFT0003487	03/07/2023	2/10-3/9 COPIER LEASE	001.1620.0406.0000	684.00
CANON FIANCIAL SERVICES	DFT0003487	03/07/2023	COPIER LEASE	001.1620.0406.0000	463.00
QUILL CORPORATION	71511	03/07/2023	TONER	001.1660.0300.0000	66.57
BUELL FUEL LLC	71463	03/07/2023	DIESEL	001.1640.0402.0000	1,861.62
CINTAS CORP	71466	03/07/2023	UNIFORM	001.5132.0403.0000	226.03
CINTAS CORP	71466	03/07/2023	UNIFORM	001.5132.0403.0000	217.69
WHITE FARM SUPPLY INC	71530	03/07/2023	KUBOTA SIDE BY SIDE ATV	001.7140.0200.0000	14,330.07
SCHINDLER ELEVATOR CORP.	71517	12/30/2022	FIX ELEVATOR	001.1620.0405.0000	2,095.00
COOPER ELECTRIC	71469	03/07/2023	ELECTRICAL SUPPLIES	001.3310.0300.0000	159.07
COOPER ELECTRIC	71469	03/07/2023	outside lights for DPW	001.5110.0314.0000	8.97
COOPER ELECTRIC	71469	03/07/2023	outside lights for DPW	001.5110.0314.0000	50.50
COOPER ELECTRIC	71469	03/07/2023	outside lights for DPW	001.5110.0314.0000	304.66
BLISS ENVIRONMENTAL SERVIC	71461	03/07/2023	217 CEDAR ST	001.1620.0403.0003	119.90
BLISS ENVIRONMENTAL SERVIC	71461	03/07/2023	109 N MAIN ST	001.1620.0403.0003	246.50
BLISS ENVIRONMENTAL SERVIC	71461	03/07/2023	403 SCONONDOA ST	001.1620.0403.0003	109.00
BLISS ENVIRONMENTAL SERVIC	71461	03/07/2023	217 CEDAR ST	001.1620.0403.0003	119.90
MGM PARTS DISTRIBUTORS, INC	71499	03/07/2023	Running Police Auto Supplies	001.1640.0403.0001	9.99
MGM PARTS DISTRIBUTORS, INC	71499	03/07/2023	parts	001.5132.0300.0000	45.54
MGM PARTS DISTRIBUTORS, INC	71499	03/07/2023	parts	001.5132.0300.0000	122.15
MGM PARTS DISTRIBUTORS, INC	71499	03/07/2023	parts	001.5132.0300.0000	60.36
BUELL FUEL LLC	71463	03/07/2023	GASOLINE	001.1640.0401.0000	7,068.84
BOUND TREE MEDICAL, LLC.	71462	03/07/2023	Medical Supplies	001.3410.0300.0000	247.96
HAUN WELDING SUPPLY INC	71478	03/07/2023	FIRST AID KITS	001.1660.0300.0000	108.00
HOWLAND PUMP AND SUPPLY	71479	03/07/2023	BLACK CAP	001.3410.0409.0000	2.27
LAWSON PRODUCTS, INC	71489	03/07/2023	supplies	001.5132.0303.0000	116.96
KIME HARDWARE	71488	03/07/2023	COMMUNITY GARDEN SUPPLIES	001.5110.0300.0000	55.03
NYE AUTOMOTIVE GROUP INC.	71506	03/07/2023	Running Police Auto Supplies	001.1640.0403.0001	139.95
MADISON COUNTY TREASURER	71496	03/07/2023	FEB COLL	001.0001.0663.0000	1,517,793.93
ONEIDA CITY SCHOOL DIST	DFT0003491	03/07/2023	FEB 2023	001.0001.0661.0008	52,177.20
ONEIDA CITY SCHOOL DIST	DFT0003491	03/07/2023	FEB 2023	001.0001.0661.0009	2,593.55
POWERDMS	71510	03/07/2023	PowerTIME Setup	001.1680.0403.0000	2,000.00
POWERDMS	71510	03/07/2023	PowerTIME Subscription	001.1680.0403.0000	2,500.00
MITCHELL DRYER JR	71504	03/07/2023	MARCH 2023	001.3410.0401.0000	2,975.52
MITCHELL DRYER JR	71504	03/07/2023	MARCH 2023	001.9060.0805.0000	-137.48
ALTA/VANTAGE	71454	03/07/2023	parts and labor	001.5132.0300.0000	507.16
			F	und 001 - GENERAL FUND Total:	1,944,373.48
Fund: 002 - WATER					
HUMANA INS CO OF NY	71452	03/01/2023	MARCH 2023	002.9060.0805.0000	2,202.64
		•	·-		2,202.07

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Vendor Name	Payment Number	Post Date	Description (Item)	Account Number	Amount
EXCELLUS BLUECROSS BLUESHI	71451	03/01/2023	MARCH 2023	002.9060.0805.0000	21,847.42
Ferguson Enterprises	71473	03/07/2023	Pollardwater	002.8300.0200.0000	246.80
Ferguson Enterprises	71473	03/07/2023	Pollardwater	002.8300.0200.0000	111.50
MADISON COUNTY TREASURER	71497	03/07/2023	ENVELOPES	002.8300.0300.0000	200,00
VERIZON	71528	03/07/2023	FEB 16 - MAR 15	002.8300.0402.0000	98.31
NATIONAL GRID	71505	03/07/2023	ELETRIC	002.8300.0401.0000	959.80
BENEFACTOR FUNDING CORP	71460	03/07/2023	RUNNING PO	002.8300.0415.0000	111.24
BENEFACTOR FUNDING CORP	71460	03/07/2023	RUNNING PO	002.8300.0415.0000	64.80
BENEFACTOR FUNDING CORP	71460	03/07/2023	RUNNING PO	002.8300.0415.0000	22.68
AT & T MOBILITY	71457	03/07/2023	WIRELESS PHONE SERVICE	002.8300.0403.0000	191.15
WAL-MART, INC.	71529	03/07/2023	RUNNING PO	002.8300.0319.0000	120,24
XYLEM INC	71533	03/07/2023	XYLEM INC.	002.8300.0319.0000	421,45
SLACK CHEMICAL CO	71522	03/07/2023	LIQUID CHLORINE AND BLEACH	002.8300.0308.0000	3,683.84
BUELL FUEL LLC	71463	03/07/2023	Buell Fuel	002.8300.0401.0000	3,598.41
HOWLAND PUMP AND SUPPLY	. 71479	03/07/2023	RUNNING PO	002.8300.0319.0000	19.69
GRAINGER INC	71477	03/07/2023	GRAINGER INC.	002.8300.0319.0000	95.14
GRAINGER INC	71477	03/07/2023	Grainger INC.	002.8300.0319.0000	8.89
GRAINGER INC	71477	03/07/2023	Grainger INC.	002.0023.2770.0000	751.99
KIME HARDWARE	71488	03/07/2023	RUNNING PO	002.8300.0319.0000	8.98
TI SALES, INC.	71523	03/07/2023	TI Sales	002.8300.0319.0000	306.67
TI SALES, INC.	71523	12/30/2023	Pocket Pro Reader for Neptune	002.8300.0324.0000	999.00
COOPER ELECTRIC	71469	03/07/2023	RUNNING PO	002.8300.0319.0000	6.72
				Fund 002 - WATER Total:	36,077.36
Fund: 003 - SEWER					
HUMANA INS CO OF NY	71452	03/01/2023	MARCH 2023	003.9060.0805.0000	550.66
EXCELLUS BLUECROSS BLUESHI		03/01/2023	MARCH 2023	003.9060.0805.0000	21,479.60
ONEIDA CITY CHAMBERLAIN	71509	03/07/2023	WWTP WATER BILL	003.8110.0435.0000	1,428.58
CITY OF SHERRILL	71468	12/30/2022	11-28 - 1-30/2023	003.8110.0435.0000	157.87
CITY OF SHERRILL	71468	12/30/2022	SKINNER RD	003.8110.0435.0000	13.23
CITY OF SHERRILL	71468	03/07/2023	PUMP STATION	003.8110.0435.0000	78.94
EASTERN CROWN INC	71472	03/07/2023	TUBING	003.8110.0300.0000	79.20
BARTON & LOGUIDICE, DPC	71459	03/07/2023	spcc engineering services	003.8110.0400.0000	1,770.00
ADIRONDACK ENVIRONMENTAL	71453	12/30/2022	TESTING	003.8110.0415.0000	580.00
LOWE'S HOME IMPROVEMENT,	71492	03/07/2023	SUPPLIES	003.8110.0300.0000	22.79
VERIZON	71528	03/07/2023	FEB 16 - MAR 15	003.8110.0400.0000	180.98
NATIONAL GRID	71505	03/07/2023	ELETRIC	003.8110.0401.0000	31,552.18
CITY OF SHERRILL	71468	03/07/2023	SKINNER RD	003.8110.0435.0000	6.62
MGM PARTS DISTRIBUTORS, INC	71499	03/07/2023	PARTS	003,8110.0411.0000	90.08
AT & T MOBILITY	71457	03/07/2023	WIRELESS PHONE SERVICE	003.8110,0400,0000	74.38
NYE AUTOMOTIVE GROUP INC.	71506	03/07/2023	truck repair	003,8110.0331,0000	1,042.43
SENSAPHONE	71520	03/07/2023	SUBSCRIPTION	003.8110.0331.0000	299.40
COOPER ELECTRIC	71469	03/07/2023	ELECTRICAL SUPPLIES	003.8110.0300.0000	35.99
RICK'S RAGS, INC.	71515	03/07/2023	rags	003.8110.0405.0000	235.00
HOWLAND PUMP AND SUPPLY	71479	03/07/2023	STEAM TRAPS	003.8110.0200.0000	28.68
HOWLAND PUMP AND SUPPLY	71479	03/07/2023	STEAM TRAPS	003.8110.0200.0000	1,204.02
HOWLAND PUMP AND SUPPLY	71479	03/07/2023	STEAM TRAPS	003.8110.0200.0000	30.73
KEMIRA WATER SOLUTIONS, IN	71487	03/07/2023	IRON SALTS	003.8110.0329.0000	6,416.31
SENECA PLUMBING AND HEATI	71519	03/07/2023	QUARTERLY SUPPLIES	003.8110.0200.0000	51.75
SENECA PLUMBING AND HEATI	71519	03/07/2023	QUARTERLY SUPPLIES	003.8110.0200.0000	34.00
SENECA PLUMBING AND HEATI	71519	03/07/2023	QUARTERLY SUPPLIES	003.8110.0200.0000	256.02
	71477	03/07/2023	Smart UPS for Pump Station	003.8110.0331.0000	392.15
	71488	03/07/2023	QUARTERLY SUPPLIES	003.8110.0300,0000	16.99
		03/07/2023	QUARTERLY SUPPLIES	003.8110.0300.0000	38.40
MADISON COUNTY TREASURER	71495	03/07/2023	BIOSOLIDS	003.8110.0412.0000	4,411.95
				Fund 003 - SEWER Total:	72,558.93
Fund: 005 - CAPITAL					
BARTON & LOGUIDICE, DPC	4788	03/07/2023	GLENMORE IMPROVEMENTS	005.8300.0401.0022	595.00
				Fund 005 - CAPITAL Total:	595.00

Expense Approval Report

Vendor NamePayment NumberPost DateDescription (Item)Account NumberFund: 030 - Federal ARPACUMMINS NORTHEAST INC.127303/07/2023Repairs to Engine 3030.3410.0402.0000

Fund 030 - Federal ARPA Total: 6,953.02

Payment Dates: 2/22/2023 - 3/7/2023

Grand Total: 2,060,557.79

Amount

6,953.02

Report Summary

Fund Summary

Fund		Payment Amount
001 - GENERAL FUND		1,944,373.48
002 - WATER		36,077.36
003 - SEWER		72,558.93
005 - CAPITAL		595.00
030 - Federal ARPA		6,953.02
	Grand Total:	2,060,557.79

Account Number	Account Name	Payment Amount
001.0001.0631.0000	DUE TO OTHER GOVERN	34,452.94
001.0001.0661.0008	Due to School 2022-2023	52,177.20
001.0001.0661.0009	Due to School 2022-2023	2,593.55
001.0001.0663.0000	DUE TO COUNTY-TAX LEVY	1,517,793.93
001.1430.0400.0000	OTHER EXPENSE	37.99
001.1430.0403.0000	CONTRACTS	650.00
001.1620.0300.0000	MAT SUPPLIES	667.88
001.1620.0401.0000	ELECTRIC AND GAS	20,054.22
001.1620.0403.0001	CONTRACTS MB/FD	227.92
001.1620.0403.0003	CONTRACTS COMBINED	595,30
001.1620.0405.0000	BUILDING MAINTENANCE,	2,095.00
001.1620.0406.0000	COPIER CONTRACTS	1,147.00
001.1640.0401.0000	CENTRAL GASOLINE	7,068.84
001.1640.0402.0000	CENTRAL DIESEL	1,861.62
001.1640.0403.0001	CENTRAL VEHICLE -POLICE	2,417.54
001.1660.0300.0000	Central Office Supplies	254.91
001.1680.0403.0000	CONTRACTS	11,018.27
001.1989.0400.0000	PRINTING	12.80
001.3120.0300.0000	MAT SUPPLIES	469.78
001.3120.0317.0000	CLOTHING	832.53
001.3120.0407.0000	CHIEF'S EXPENSE	130.00
001.3120.0416.0000	TRAVEL-MEALS	70.00
001.3310.0300.0000	MAT SUPPLIES	159.07
001.3410.0300.0000	MEDICAL SUPPLIES	247.96
001.3410.0400.0000	SCBA	3,238.00
001.3410.0401.0000	207A	2,975.52
001.3410.0407.0000	CHIEF'S EXPENSE	20.00
001.3410.0409.0000	EQUIPMENT REPAIR & MA	102.26
001.3410.0413.0000	TRAINING	37.82
001.5110.0300.0000	MAT SUPPLIES	55.03
001.5110.0314.0000	ROAD MATERIALS	364.13
001.5110.0416.0000	TRAVEL-MEALS	6.75
001.5132.0300.0000	DPW MAINTENANCE- RE	2,501.23
001.5132.0303.0000	GENERAL MATERIALS	175.86
001.5132.0403.0000	CONTRACTS	523.72
001.5142.0315,0000	SALT AND SAND	18,523.18
001.7140.0200.0000	EQUIPMENT	14,330.07
001.7140.0300.0000	MAT SUPPLIES	75.65
001.7140.0403.2003	CONTRACTS YOUTH BB	36.00
001.7140.0403.2020	CONTRACTS.MUNY BB	1,440.00
001.7140.0403.2021	CONTRACTS.ADULT VB	250.00
001.7140.0409.0000	EQUIP REPAIR & MAINT.	122.52
001.7521.0403.0000	KALLET CONTRACTS	205.97
001.8020.0400.0000	OTHER EXPENSE	35.10
001.8664.0200.0000	EQUIPMENT	425.00
001.9060.0805.0000	HEALTH INSURANCE	241,893.42
002.0023.2770.0000	MISCELLANEOUS	751.99
002.8300.0200.0000	EQUIPMENT	358.30

Account Summary

Account Number	Account Name	Payment Amount
002.8300.0300.0000	MAT SUPPLIES	200,00
002.8300.0308.0000	CHLORINE	3,683.84
002.8300.0319.0000	GENERAL MAINTENANCE	987.78
002.8300.0324.0000	METERS & PARTS	999.00
002.8300.0401.0000	UTILITIES	4,558.21
002.8300.0402.0000	TELEPHONE	98.31
002.8300.0403.0000	CONTRACTS	191.15
002.8300.0415,0000	LAB TESTING	198.72
002.9060.0805.0000	HEALTH INSURANCE	24,050.06
003.8110.0200.0000	EQUIPMENT	1,605.20
003.8110.0300.0000	MAT SUPPLIES	193.37
003.8110.0329.0000	LIQUID IRON SALTS	6,416.31
003.8110.0331.0000	PUMP STATIONS	1,733.98
003.8110.0400.0000	CONTRACTUAL SERVICES	2,025.36
003.8110.0401.0000	UTILITIES	31,552.18
003.8110.0405.0000	BUILDING MAINTENANCE	235.00
003.8110.0411.0000	VEHICLE MAINTENANCE	90.08
003.8110.0412.0000	MADISON COUNTY LANDF	4,411.95
003.8110.0415.0000	LAB TESTING	580.00
003.8110.0435.0000	PAYMENTS OTHER COM	1,685.24
003.9060.0805.0000	HEALTH INSURANCE	22,030.26
005.8300.0401.0022	2022 Lake Street Pump St	595.00
030.3410.0402.0000	Fire Equipment Repair	6,953.02
	Grand Total:	2,060,557.79

Project Account Summary

Project Account Key		Payment Amount
None		2,060,557.79
	Grand Total:	2,060,557,79

1. 2022 SIDEWALK REPLACEMENT PROGRAM ASSESSMENT ROLL

RESOLUTION 23-

Moved by Councilor Seconded by Councilor

WHEREAS, on or about February 7, 2023, the City of Oneida Common Council received and placed on file the Assessment Roll that has been prepared for the 2022 Sidewalk Replacement Program; and

WHEREAS, on or about February 8, 2023, due notice of the completion of said Assessment Roll and of the filing of same with the City Clerk, and of the time and place when and where this Council would meet to hear and consider any objections to the said Assessment Roll, and for the purpose of receiving, correcting, or amending the same, was duly provided by the City Clerk to each property owner on said Assessment Roll, as was publication of a notice thereof in the official newspaper; and

WHEREAS, the Council duly met at the time and place specified in said notice, to wit; in Council Chambers, Oneida Municipal Building, 109 N. Main St., Oneida, NY on the twenty first day of February, 2023 at 6:30 p.m. and a hearing was duly held upon said assessment roll; now therefore be it

RESOLVED, that in accordance with Article VI of the Oneida City Charter, titled "Assessments for Local Improvements," Section 6.5, the sidewalk replacement program having been completed, the Common Council does hereby assess the cost and expense incidental thereto; **and be it further**

RESOLVED, that in furtherance of such assessment, the Common Council does hereby confirm the Assessment Roll for the 2022 Sidewalk Replacement Program as amended, corrected, or altered by this Council, and does further deem the report of assessment to be final and correct; **and be it further**

RESOLVED, that the Common Council does hereby authorize the Mayor and the City Clerk to sign said Assessment Roll and file same with the City Chamberlain for collection. The amount assessed against each parcel of real property shall become and be a first lien upon such parcel of real property until fully paid.

Councilor Szczerba	
Councilor Laureti	
Councilor Rossi	
Councilor Kinville	
Councilor Pagano	
Councilor Simchik	
MOTION CARRIED	

ASSESSMENT ROLL-SIDEWALK REPLACEMENT PROGRAM

Stree	Street Name	Covered under tree upheaval	Total Number of Flags to Replace	under 50/50 program	Sgarlata's cost Measurement	Total 50/50 Bill Amount	OWNERS
Bel	Belmont	4	4	0	\$1,587.00	\$0.00	
Pa	Broad	4	27	23	\$9,384.00	\$3,996.89	TIMOTHY LUSHER
^ ا ^	Broad	0	9	9	\$2,208.00	\$1,104.00	
ٔ ٔ	Broad	0	∞	∞	\$2,760.00	\$1,380.00	-
"	Broad	0	12	12	\$4,347.00	\$2,173.50	-
	Broad	12	18	9	\$6,210.00	\$1,035.00	DANIEL LAGOY AND MARIA CRUZ
	Broad	00	œ	0	\$1,552.50	\$0.00	-
	Broad	0	5	5	\$1,587.00	\$7	MARK AND JOYCE BAUMANN
	Brook	က	3	0	\$717.60	\$0.00	
-	Cottage	7	14	7	\$6,727.50	\$1,681.88	MARTYN PROPERTIES LLC
۳	E Walnut	4	4	0	\$1,380.00	\$0.00	
۳	E Walnut	7	12	m	\$4,416.00	\$552.00	GARY AND SUSAN PRATT
	E Walnut	2	22	20	\$7,141.50	\$3,246.14	
	E Walnut	4	4	0	\$1,380.00	\$0.00	
	E Walnut	0	20	20	\$7,245.00	\$3,622.50	LEONARD AND MARIE VIENS
	E Walnut	9	9	0	\$2,070.00	\$0.00	-
	E Walnut	9	9	0	\$2,070.00	\$0.00	
	E Walnut	∞	∞	0	\$2,925.60	\$0.00	
	E. Sands	0	2	2	\$690.00	\$345.00	LESLIE STEWART
	E. Sands	0	4	4	\$1,449.00	\$724.50	JOSEPH AND GAIL BERNET
	Earl	3	5	2	\$2,139.00	\$427.80	ROBERTA AND SCOTT BENNETT
	Earl	0	3	3	\$1,104.00	\$552.00	NICKOLAS MELLACE
	Earl	0	9	9	\$2,254.00	\$1,127.00	DAVID AND SHEILA PICKARD
	Elizabeth	N	5	0	\$1,725.00	\$0.00	
	Elizabeth	4	4	0	\$1,380.00	\$0.00	
	Elizabeth	4	4	0	\$1,035.00	\$0.00	
	Elizabeth	10	10	0	\$2,967.00	\$0.00	
	Elizabeth	5	5	0	\$1,559.40	\$0.00	
	Elizabeth	6	6	0	\$3,381.00	\$0.00	
	Elizabeth	3	3	0	\$1,035.00	\$0.00	
	Franklin	0	5	5	\$1,766.40	\$883.20	ROBIN REDDEN
	Lexington	13	13	0	\$4,968.00	\$0.00	
	Loucks	3	3	0	\$910.80	\$0.00	HUA HWANG
	Main	4	4	0	\$1,725.00	\$0.00	
	Main	5	39	34	\$13,524.00	\$5,895.08	ONEIDA PUBLIC LIBRARY
	Main	4	4	0	\$1,725.00	\$0.00	
	Main	9	27	21	\$9,453.00	\$3,676.17	HAROLD AND SHARON STEVENS
	Main	1	24	23	\$8,211.00	\$3,934.44	JAMES AND KELLI ZIELINSKI
	Main	4	16	12	\$6,465.30	\$2,424.49	MARTYN PROPERTIES LLC
	Maple	11	11	0	\$3,657.00	\$0.00	
	Seneca	0	2	2	\$1,104.00	-	ADAM BERDANIER AND CATHRYN RUDD
- 1	Shattuck	2	11	6	\$3,933.00	\$1,608.95	SUSAN WHITE RELYEA
	Stone	0	4	4	\$1,380.00	\$690.00	ARWA AND SAYER NASSER
- 1	Stone	1	æ	2	\$1,380.00	\$460.00	PAUL VANDERHOFF
	Chain	•	(,				

ASSESSMENT ROLL-SIDEWALK REPLACEMENT PROGRAM

38.23-1-47	379	Washington	0	11	11	\$3,898,50	\$1.949.25 KEITH AND HOLLY PANFBIANCO
0,0000	- 40						
38.77-7-18	432	Washington	0	2	2	\$690,00	\$345.00 JAMES AND PATRICIA THORPE

	Bill	Billing Amounts		
Total Sparlata Bill	ADA Ramp	50/50 Sid	50/50 Sidewalk Bill	Replacement
oral ogaliata Dill	Replacement	Residents	City	aue to city Trees
\$180,750.00	\$24,980.25	\$46,560.27	\$46,560.27	\$60,857.55

DATED:	DATED:	DATED:
Helen B. Acker, Mayor	Sandra LaPera, City Clerk	Anna Hood, City Chamberlain

2. WATER BOARD RECOMMENDATION-GRANT APPLICATION-NEW YORK STATE DEPARTMENT OF HEALTH-FUNDING TO STUDY THE TECHNICAL AND ECONOMIC FEASIBILITY OF STARTING WATER FLUORIDATION

RESOLUTION 23-

Moved by Councilor Seconded by Councilor

WHEREAS, the City of Oneida Water Board recommends that the City seek to obtain a grant to study the technical and economic feasibility of starting fluoridation of Oneida's water; and

WHEREAS, the New York State Department of Health has released a rolling Request for Application (RFA) to support municipalities' increasing community access to optimally fluoridated water; **and**

WHEREAS, the Madison County Health Department recommends that the City of Oneida apply for the NYSDOH funding, and they are available to provide technical assistance for the grant application process and subsequent planning and implementation related to the grant award; now therefore be it

RESOLVED, to authorize the submission of a grant application to the New York State Department of Health (NYSDOH) for funding to study the technical and economic feasibility of starting water fluoridation for the City of Oneida water.

Ayes:

Nays:



January 20, 2023

City of Oneida Water Board Oneida City Hall 109 North Main Street Oneida, NY 13421

Dear City of Oneida Water Board,

Thank you for having the Madison County Health Department present at your December 13, 2022 meeting on "Oral Health in Madison County: Addressing a Real Problem with Real Solutions". As we mentioned, we are working with community partners to improve oral health outcomes for residents through education and safe and effective strategies to prevent tooth decay. This includes working with pediatric healthcare providers to increase access for fluoride varnish treatments as recommended for young children. It also includes working with municipalities to increase the number of communities with access to fluoridated water.

The New York State Department of Health (NYSDOH) has since released a rolling Request for Application (RFA) to support municipalities increasing community access to optimally fluoridated water. This is a valuable opportunity for the City of Oneida to receive up to \$50,000 to study the technical and economic feasibility of starting water fluoridation. Should the City choose to move ahead as a result of the feasibility study, funding for construction and installation is also available to municipalities.

Madison County Health Department recommends that the City apply for the NYSDOH funding. We are available to provide technical assistance for the grant application process and subsequent planning and implementation related to the grant award. If you would like more information on this grant opportunity and would like to discuss next steps, please contact me at 315-366-2526 or at aaron.lazzara@madisoncounty.ny.gov at your earliest convenience. We would be happy to work with you on this important initiative.

Lec //

Sincerely,

Director of Environmental Health



Addressing an Oral Health Problem in Madison County

December 2022

Consequences of Cavities For All Ages

- Pain
- * Tooth loss can impair speech
- Impaired chewing and nutrition
- Infection
- Poor self esteem
- Unhealthy/missing teeth –job market disadvantage
- Difficulty sleeping
- Increased tooth decay in permanent dentition
- Future dental work
- Pain and \$\$\$
- School absences leading to missed learning opportunities and lower grades
- Work absences affecting productivity and livelihood
- Oral Health is a Problem in Madison County



Oral Health is a problem locally.

Children in Madison County have more dental disease compared to the rest of New York State.

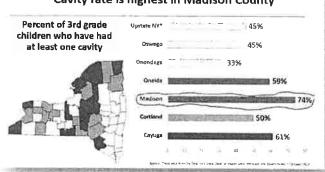
Protecting Baby Teeth is Important

 Baby teeth help children to eat healthy food, develop their speech, and maintain space for their adult teeth.

Protecting Children's Teeth is Important

Children who have poor oral health often miss nearly 3x more school and the rest are 4x more likely to receive lower grades than children who don't due to dental pain¹.

Cavity rate is highest in Madison County



In Madison County, the percent of 3rd graders with at least one dental cavity is approximately 74% compared to the rest of upstate New York at 45%.

Local Oral Health Initiatives

- 1. Engage the community, providing education and strategies for oral health
- 2. Increase access for fluoride varnish treatments in primary care practices
- 3. Work with municipalities to explore a feasibility study of fluoridating community water systems to increase the population of Madison County residents receiving the benefits of fluoridation

¹ Jackson SL, Vann WF, Kotch JB, Pahel BT, Lee JY. Impact of poor oral health on children's school attendance and performance. *Am J Public Health* 2011;101:1900–6

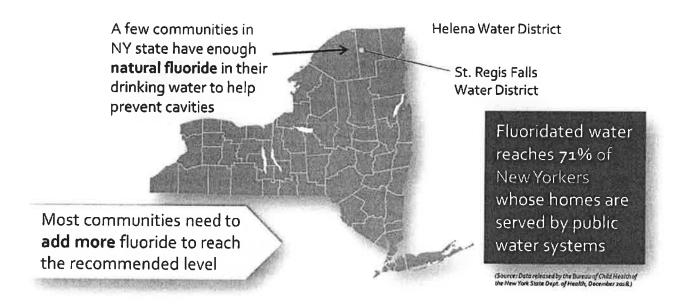
What is Fluoride?

Fluoride is nature's way to prevent tooth decay.

- Fluoride is a mineral.
- * Fluoride exists naturally, usually at low levels in drinking water—rivers, lakes and groundwater
- Fluoride strengthens tooth enamel the outer surface of teeth. This makes teeth more resistant to cavities.

For Best Results: Combine prevention strategies for a greater protective effect.

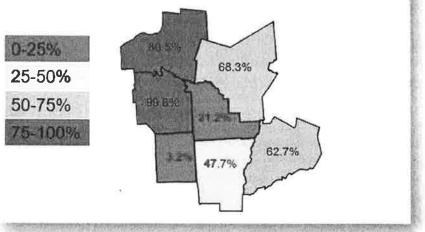
- Toothpaste provides fluoride to your teeth only a few times each day.
- · Fluoridated water complements the use of toothpaste.
 - Drinking water, coffee, or eating soup that's made with water, trace levels of fluoride mix with your saliva at low levels all day providing fluoride's benefits.
- Vehicles have seat belts and air bags; fluoride in water adds to protection we get from fluoride in toothpaste and other dental products.



Most Communities Add Fluoride to Reach Recommended Levels How Can Fluoridation Help Improve Oral Health?

- Fluoride does not occur naturally in our drinking water at the "optimal" level proven to prevent cavities.
 That is why so many public health water systems add a little more fluoride--to keep children and adults healthier.
- Water fluoridation is an effective delivery method to provide the "optimal" controlled fluoride levels to improve dental health of a community.

Percentage of residents served by community water systems with optimally fluoridated water



NYSDOH website, https://www.health.ny.gov/prevention/prevention_azenda/2013-2017/indicators/2013/p20 htm December 8, 2022 Source 2012 CDC Water Fluoridation Reporting System Data as of November, 2012

Research and Safety

- 1,000's of studies have let us know fluoridation is safe at the levels used for drinking water in the U.S.
- More than 100 leading national and international organizations recognize the public health benefits of community water fluoridation.

A 75 Year History of Water Fluoridation

1956 Study shows that in the Hudson Valley, Newburgh (fluoridated) has a cavity rate that is **53% lower** than Kingston (non-fluoridated)

1964 Syracuse City Council votes 8-1 to start water fluoridation **1991** The U.S. Public Health Service reviews 400+ studies and issues a report calling for continued support of water fluoridation

1945 Research trials in 6 U.S. cities and 3 Canadian cities begin comparing kids' tooth decay rates at different fluoride levels

1960 The American Dental Association officially recognizes fluoride's ability to fight cavities when added to toothpaste

1999 The CDC names fluoridation one of "10 great public health achievements" of the 20th century 2016 Study shows that fluoridation saves \$32 per person by reducing the need for dental treatments

2007 Research shows that water fluoridation reduces tooth decay among adults by 27%

(Sources: For one example of early research trials, see: D.B. Ast & J.R. Schlesinger, "The Conclusion of a Ten-Year Study of Water Fluoridation, American Journal of Public Health, March 1956; Morbidity & Mortality Weekly Report, April 2, 1999; other sources available on request)

Community Water Fluoridation Saves Money

- Taxpayers save because fluoridation reduces Medicaid expenses on dental treatments because of the cavities that were prevented by drinking fluoridated water².
- Cost-saving, even for small communities.
 - The estimated ROI for community water fluoridation (including productivity losses) is estimated to be \$4 in small communities of 5,000 people or less, and greater in larger communities³
- In recent decades, the evidence demonstrating cost savings has grown https://ilikemyteeth.org/fluoridation/cost-of-fluoride/

Grant Funding

- The NYSDOH awards grants to support counties, cities, towns, or village (municipalities), for costs related to the planning and feasibility, construction, installation, repair, replacement, or upgrade of fluoride equipment in drinking water facilities.
- In 2023, NYSDOH is expected to shift to a rolling, non-competitive RFP for municipalities to support increasing community access to fluoridated water.
 - Fluoridation systems must be planned and designed in accordance with Section 1.1 of:
 Recommended Standards for Water Works, 2018 Edition

 https://www.health.ny.gov/environmental/water/drinking/regulations/docs/2018 recommended standards.pdf
- 2023 Rolling grant amounts and details have not yet been released. 2022 funding examples:
 - Component 1 eligible municipality: Planning and Feasibility project- request up to \$50,000
 - Component 2 eligible municipality: Implementation and Maintenance Projects: request up to \$1 million

Why Take Action to Improve Oral Health in Your Community?

- There is a local need we can do something about
- It is beneficial to health
- It is cost-effective
- It is safe
- It is an effective method of delivery
- It is an inclusive benefit for everyone in your community, regardless of age, education, or income (Health Equity)

Next Steps

- Madison County Department of Health can help with technical assistance and questions as well
 as linking to funding opportunities, education information, and training.
- Seek state grant funding for a feasibility study.

² https://ilikemyteeth.org/fluoridation/fluoride-questions/2/

³ Griffin SO, Jones K, Tomar SL. An economic evaluation of community water fluoridation. *J Public Health Dent*. 2001;61(2):78–86.

3. AGREEMENT - NY URGENT CARE PRACTICE P.C. (WELLNOW)

RESOLUTION 23-

Moved by Councilor Seconded by Councilor

RESOLVED, to authorize the Mayor to sign a service agreement with NY Urgent Care Practice P.C., 7375 Oswego Road, Liverpool NY 13090 (WellNow Occupational Medicine) to provide occupational health services for the City's drug and alcohol testing and annual physicals.

Ayes:

Nays:



This service agreement (the "Agreement") is entered into with an effective date of February 21, 2023, by and between **NY Urgent Care Practice P.C.** (hereinafter referred to as "Provider"), a New York Limited Liability Company with a principal place of business located at 7375 Oswego Rd Liverpool NY 13090 and City of Oneida (hereinafter referred to as "Client"), a New York Company with a principal place of business located at 109 N Main St Oneida NY 13421.

WHEREAS, Provider provides occupational health services through its duly licensed employees; and

WHEREAS, Client desires to engage Provider to provide occupational health services; and

WHEREAS, Provider and Client agree that Client will retain Provider to provide occupational health services as set forth herein; and

NOW, THEREFORE, in consideration of the mutual agreement, covenants, terms and conditions in this Agreement, the parties agree as follows:

1.0 RESPONSIBILITIES OF PROVIDER

- 1.1 <u>Services</u>- As requested by Client, Provider will provide occupational health services at the rates set forth in Exhibit "A" (the "Services"), which is attached hereto and made a part hereof.
- 1.2 Billing- Provider will submit invoices to Client monthly and terms are net 30 days.

2.0 RESPONSIBILITIES OF CLIENT

- 2.1 Payment- Client will pay Provider within 30 days of the invoice date in accordance with the terms and rates expressed herein. After 30 days, interest will be charged at one and one half percent (1.5%) per month on all unpaid balances. In the event a balance remains unpaid after 90 days, Client shall pay Provider at the time of service for all future Services rendered ("COD Status"). Client shall remain on COD Status until all unpaid balances are paid in full.
- 2.2 Other Responsibilities- Client's other responsibilities (if any) are set forth in Exhibit "B", which is attached hereto and made a part hereof.

3.0 TERM AND TERMINATION

- 3.1 <u>Term</u>- The term of this Agreement shall be for a period of one (1) year from the effective date as set forth in the introductory paragraph and automatically renew each subsequent year for an additional one-year periods, unless terminated as set forth below.
- 3.2 <u>Termination</u>- Either party may terminate this Agreement without cause with thirty (30) days advance written notice.





4.0 MISCELLANEOUS

- 4.1 <u>Relationship of Parties</u>- Provider agrees to provide the Services to Client as an independent contractor. Client shall not have and shall not exercise any control or direction over the means, manner or method by which the Services are carried out and performed pursuant to this Agreement. Nothing herein shall be construed to create a relationship of employer/employee, partner, joint venture, or principal/agent between Provider and Client.
- 4.2 Ownership of Records- All records concerning the Services provided hereunder shall belong to and remain the property of Provider. Provider will provide Client with reasonable access to such records as necessary for Client's legal or regulatory compliance purposes, or in the case of litigation against Client, unless such access is prohibited by applicable law or regulations. The provisions contained in this Section 4.2 shall survive the expiration or termination of this Agreement.
- 4.3 Entire Agreement- This Agreement contains the entire agreement between the parties relating to the subject matter hereof and it supersedes any prior Agreement or understandings, whether oral or written, between the parties or with respect to the subject matter hereof. This Agreement may not be modified or amended orally or by any course of conduct or usage of trade but only by an Agreement in writing duly executed by the parties hereto. This Agreement shall be binding upon and inure to the benefit of and be enforceable by the parties hereto, their legal representatives, heirs, successors and assigns.
- 4.4 <u>Governing Law</u>- This Agreement shall be understood to be in accordance with, and governed by, the laws of the State of New York without regard to its conflicts of law provisions, and all actions to enforce any rights under this Agreement shall be brought and enforced in the federal or state courts located in Onondaga County and each party hereby irrevocably submits to the venue and jurisdiction of such courts. In addition, in the event litigation is commenced to interpret or enforce this Agreement, the prevailing party shall be entitled to recover reasonable attorney fees and litigation expenses.
- 4.5 <u>Severability</u>- If any provision of this Agreement shall be determined to be unenforceable or invalid, such determination shall not affect the enforceability or validity of any other provision.
- 4.6 Acts of God- Neither party shall be liable or deemed to be in default for any delay or failure in performance under this Agreement (other than payment obligations) or other interruption of service deemed to result, directly or indirectly, from Acts of God or any similar or dissimilar cause beyond the reasonable control of any party.
- 4.7 <u>Notices</u>- Any notice required or desired to be given in respect to this Agreement shall be deemed to be given upon the earlier of (i) actual delivery to the intended recipient or its agent, or (ii) upon the third business day following deposit in the United States mail, postage prepaid, certified or registered mail, return receipt requested. Any such notice shall be delivered to the respective addresses set forth in the introductory paragraph.
- 4.8 <u>Confidentiality</u>- The parties acknowledge and agree that this Agreement is confidential. Neither party shall disclose this Agreement or any terms hereof to any third parties except as may be necessary to obtain advice and counseling from a party's attorneys, accountants or financial advisors or as may otherwise be required through legal process.
- 4.9 <u>Assignment- Neither this Agreement nor any interest herein may be assigned in whole or in part by either party without obtaining the prior written consent of the other party; provided, however, that</u>





Provider may assign, delegate, transfer or convey its rights, benefits and/or obligations hereunder (whether by merger, consolidation, operation or otherwise) to an entity into which Provider is merged or with which Provider is consolidated or to a purchaser of all or substantially all of its assets or capital stock or as part of a corporate reorganization.

- 4.10 <u>Waiver of Breach</u>- The waiver by either party of a breach or violation of any provision of this Agreement shall not operate as, or be construed to be, a waiver of any subsequent breach of the same or other provision hereof.
- 4.11 <u>Severability</u>- If any provision of this Agreement is held to be unenforceable for any reason, its unenforceability shall not affect the remainder of this Agreement, which shall remain in full force and effect and enforceable in accordance with its terms.
- 4.12 <u>Construction</u>- The parties understand, agree, and acknowledge that this Agreement has been freely negotiated by the parties and that should any controversy arise over the meaning, interpretation, validity or enforceability of this Agreement or of its terms and conditions, there shall be no inference, presumption or conclusion drawn against either party by virtue of that party having drafted this Agreement or any part of it.

IN WITNESS WHEREOF, the parties hereto have duly executed this Agreement as of the date written above.

NY URGENT CARE PRACTICE, P.C.	Client:
Ву:	By:
Print:	Print:
Title:	Title:
Date:	Date:





ATTACHMENT A

Urine Drug Screen: \$60.00

Breath Alcohol Testing w/Confirmation: \$39.00 Physical Exam: Firefighter w/PFT: \$115.00 Physical Exam: Police Officer: \$85.00

EKG w/ Interpretation: \$55.00

CBC: \$45.00 CMP:\$45.00 Linid Panel: \$3

Lipid Panel: \$35.00

PSA: \$60.00

Chest X-Ray (2 View): \$90.00

Hep B Titer: \$85.00 PPD w/Read: \$30.00 Audiogram: \$50.00 Titmus: \$20.00 On-Site Fee: \$500.00



4. A LOCAL LAW AMENDING CHAPTER 5, TITLED "ALARM SYSTEMS," OF THE CITY OF ONEIDA CODE RELATING TO ALARM SYSTEM FEES AND SCHEDULE A PUBLIC HEARING

RESOLUTION 23-

Moved by Councilor Seconded by Councilor

WHEREAS, the proposed Local Law has been introduced and will be considered for enactment pursuant to the provisions of the Municipal Home Rule Law; and

WHEREAS, the proposed Local Law is intended to amend Chapter 5 of the Oneida City Code so as to amend Section 5.5, titled "User Permits, fees," to allow delinquent fees to be assessed against real property; **and**

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of local laws in the City of Oneida, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed enactment of said Local Law.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that there are no other involved agencies, that the Common Council shall act as lead agency and that the enactment of this proposed Local Law is a Type II action under SEQR, thus concluding the environmental review process; and be it further

RESOLVED AND DETERMINED, that the Common Council shall conduct a public hearing as to the enactment of the proposed Local Law at the Oneida City Hall located at 109 North Main Street, Oneida, New York on March 21, 2023, at 6:30 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard; **and it is further**

RESOLVED, that notice of said public hearing shall be provided at least five (5) days prior to the date of said public hearing in a newspaper of general circulation within the City of Oneida.

Ayes:

Nays:

MOTION CARRIED

"CITY OF ONEIDA

A LOCAL LAW AMENDING CHAPTER 5, TITLED "ALARM SYSTEMS," OF THE CITY OF ONEIDA CODE RELATING TO ALARM SYSTEM FEES

Be it enacted by the Common Council of the City of Oneida, that this local law amends the Code of the City of Oneida in the following manner:

SECTION 1.

So that § 5.5, titled "User Permits; fees," Subsection B(2) shall be amended so as to read, in its entirety, as follows:

"(2) Every application for an alarm user permit shall be accompanied by the appropriate fee. No alarm user permit shall be granted unless the fee is submitted at time of application. Fees shall be established by resolution of the Common Council, which may thereafter be amended from time to time by resolution. Any fee not paid shall be assessed against the property and collected as part of the annual tax levy, or in the statute manner for the collection of civil penalties."

SECTION 2. EFFECTIVE DATE

This Local Law shall be effective upon filing with the office of the Secretary of State.

5. BUDGET TRANSFERS/AMENDMENTS

RESOLUTION 23-

Moved by Councilor Seconded by Councilor

To allocate funds for printing as the General Code printing of local laws for 2023 has come in much higher than expected due to volume of changes

\$1,500.00

001.3620.0403.0000

001.0001.0912.0000

Structural Engineering Assessment

To allocate funds for the structural assessment of the shared wall at 138 Madison St

Ayes:

Nays:

6. CAPITAL RESERVE FUND-KALLET

RESOLUTION 23-

Moved by Councilor Seconded by Councilor

RESOLVED, that pursuant to General Municipal Law Section 6-c, as amended, the City of Oneida Common Council does hereby establish a Capital Reserve Fund for the Kallet to accumulate moneys to finance the cost of capital improvements and equipment as per the signed agreement between the City of Oneida and William Di Paolo, Inc., and be it further

BE IT FURTHER RESOLVED, that the City Comptroller, pursuant to General Municipal Law Section 10, is hereby directed to deposit and secure moneys of this Reserve Fund into a separate bank account to be known as the "Kallet Capital Reserve" Fund, **and be it further**

RESOLVED, that the City Comptroller is hereby authorized to invest the moneys of this Capital Reserve Fund for the Kallet pursuant to the provisions of Section 11 of General Municipal Law, and any interest earned and/or capital gains or losses realized on said investments shall accrue to, and become part of, this Reserve Fund, and be it further

RESOLVED, that no expenditures shall be made of this Kallet Capital Reserve Fund, except upon authorization of the Common Council, pursuant to Section 6-c of the General Municipal Law.

Ayes: Nays:

NEW BUSINESS

Motion to adjourn by Councilor Seconded by Councilor
Ayes: Nays: MOTION CARRIED
The regular meeting is hereby adjourned at p.m.
CITY OF ONEIDA
Sandra LaPera City Clerk