

**RESOLUTIONS OF THE OSWEGO COUNTY LEGISLATURE FOR  
JULY 9, 2020**

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**RESOLUTION NO. 120****RESOLUTION SETTING STANDARD WORKDAYS AND REPORTING FOR  
ELECTED AND APPOINTED OFFICIALS**

By Legislator David Holst:

BE IT RESOLVED, that the County of Oswego hereby establishes the following as standard workdays 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 body:

Title	Name	Standard Work Day Hrs/Day	Term Begins/Ends	Days/ Month based on Record of Activities
<b>ELECTED</b>				
Legislator	Cornelius-Mangano, Laurie	6	01/01/20 - 12/31/21	5.00
Legislator	Drumm, Thomas B.	6	01/01/20 - 12/31/21	3.39
Legislator	Emmons, Nathan	6	01/01/20 - 12/31/21	3.31
Legislator	House, Paul	6	01/01/20 - 12/31/21	7.50
Legislator	Karasek, James	6	01/01/20 - 12/31/21	6.25
Legislator	Kline, Richard P.	6	01/01/20 - 12/31/21	9.78
Legislator	Martino, John J.	6	01/01/20 - 12/31/21	7.92
Legislator	Reehil, Roy E.	6	01/01/20 - 12/31/21	9.93
Legislator	Stacy Jr, Ralph	6	01/01/20 - 12/31/21	3.53
Legislator	Stahl, Tim M.	6	01/01/20 - 12/31/21	2.78
Legislator	Twiss, Patrick	6	01/01/20 - 12/31/21	5.98
Legislator	Walpole, Stephen M.	6	01/01/20 - 12/31/21	19.45
Legislator	Weatherup, James S.	6	01/01/20 - 12/31/21	5.62
Legislator	Wilbur, Terry M.	6	01/01/20 - 12/31/21	12.23
Legislator	Wilmott, Robert	6	01/01/20 - 12/31/21	1.95
<b>APPOINTED</b>				
Administrator – Indigent Defendants	Davis, Sara	7	01/01/20 - 12/31/21	15.47

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Support Attorney	Dator, Rachael	7	01/01/20 - 12/31/21	10.28
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**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23 NO: 0 ABSENT: 2 ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

**RESOLUTION NO. 121**

**RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF DEEDS  
FOR PROPERTY SOLD BY THE OSWEGO COUNTY LEGISLATURE, TITLES  
TO WHICH WERE ACQUIRED BY THE TAX FORECLOSURES FOR TAX  
YEARS 2020 AND PRIOR.**

By Legislator David Holst:

RESOLVED, that in consideration of the payment to the County of Oswego, New York, of the following amounts by respective parties, hereinafter mentioned and named, the County Treasurer of the County of Oswego, in the name of the Oswego County Legislature, be authorized and empowered to sell and convey under his hand and seal to said respective parties, the following described parcels of real estate, titles to which were acquired by the Tax Foreclosures. The Consideration named in said deed shall be considered payment of all taxes held against the property, including the 2020 tax, unless otherwise limited:

Town of West Monroe - County Property #:2020-60-07; Tax Map No. 260.00-04-34.01; Lot Size: 5.77 acres; Address 1919 Co Rte 37 West Monroe. Taken on the Foreclosure of 2020; Sold to Christa LaFlamme 1919 Co Rte 37 West Monroe NY 13167, the current amount of unpaid taxes \$16,938.54 plus any interest and penalties.

Town of Constantia - County Property #:2020-26-07; Tax Map No. 296.18-05-09; Lot Size: 1.19 acres; Address 38 Doris Park Drive Constantia NY. Taken on the Foreclosure of 2020; Sold to Kelley Beverly 38 Doris Park Drive Constantia NY , for unpaid taxes in the amount of \$8070.87 plus any interest and penalties.

Town of Hannibal - County Property #:2020-30-13; Tax Map No. 215.00-04-09.01 Lot Size: 1 acres; Address 275 Mill St. Hannibal, NY. Taken on the Foreclosure of 2020; Sold to Marcus Simmons 275 Mill Street Hannibal NY, for unpaid taxes in the amount of \$8,461.07 plus any interest and penalties.

Town of Granby - County Property #:2020-28-02; Tax Map No. 218.00-09-30 Lot Size: 5.1 acres; Address 303 Honey Hill Road Granby, NY. Taken on the Foreclosure of 2020; Sold to Angel Colon 303 Honey Hill Road Granby NY , for unpaid taxes in the amount of \$1,479.23 plus any interest and penalties.

Town of Amboy - County Property #:2020-22-01; Tax Map No. 247.08-03-03 Lot Size: .57 acres; Address 1446 County Rte 17 Panther Lake, NY. Taken on the Foreclosure of 2020; Sold to John H. Race 1446 County Rte 17 Panther lake NY, for unpaid taxes in the amount of \$7921.78 plus any interest and penalties.

Town of Minetto - County Property #:2020-36-03/ 2020-36-08; Tax Map No. 165.16-02-17/184.05-01-07 Lot Size: 145.90' x 168' / 1.24 acres; Address 9 Ridgeway Suites Ave. /2762-84 St Rt 48. Taken on the Foreclosure of 2020; Sold to Keith D. Williams 9 Ridgeway Suites Ave. Oswego, NY, for unpaid taxes in the amount of \$22,989.30 plus any interest and penalties.

Town of Amboy - County Property #:2020-22-03/18-2200-12; Tax Map No. 229.00-01-08.2 / 229.00-01-17.02 Lot Size: 4 acres / 5 Acres; Address 8 Stark Road Amboy NY /County Rt. 23 . Taken on the Foreclosure of 2020; Sold to Maurice O'Brien 8 Stark Road, Amboy NY, for unpaid taxes in the amount of \$14,107.46 plus any interest and penalties.

Town of Albion - County Property #:2020-20-06; Tax Map No. 071.00-01-13.01 Lot Size: 1.5 acres; Address 3319 St Rte 13 Albion, NY . Taken on the Foreclosure of 2020; Sold to Andrew Seaman 3319 St Rte 13 Albion, NY, for unpaid taxes in the amount of \$3,496.63 plus any interest and penalties.

Town of Hastings - County Property #:2020-32-05; Tax Map No. 242.00-01-06 Lot Size: 150ft x 250ft; Address 167 Perfield Rd Hastings NY . Taken on the Foreclosure of 2020; Sold to Betty Buchanan 167 Perfield Rd Hastings NY , for unpaid taxes in the amount of \$14,835.39 plus any interest and penalties.

Town of West Monroe - County Property #:2020-60-11; Tax Map No. 260.00-04-32.02 Lot Size: 21.23; Address Co Rt. 37. Taken on the Foreclosure of 2020; Sold to Thomas Astafan Co Rt. 37 West Monroe NY , for unpaid taxes in the amount of \$3675.91 plus any interest and penalties.

Town of Mexico - County Property #:2020-34-05; Tax Map No. 136.00-04-19.2 Lot Size: 3 acres; Address 152 Richardson Rd . Taken on the Foreclosure of 2020; Sold to estate of Charles J house 152 Richardson Rd Parish NY , for unpaid taxes in the amount of \$6,376.11 plus any interest and penalties.

Town of Mexico - County Property #:2020-34-03; Tax Map No. 172.00-01-08 Lot Size: 1.34 acres; Address 3610 ST Rte 69 . Taken on the Foreclosure of 2020; Sold to Todd L. and Barbara Gables 3610 St Rte 69 Mexico NY, for unpaid taxes in the amount of \$6,495.81 plus any interest and penalties.

Town of Palermo - County Property #:2020-44-01; Tax Map No.238.00-01-10 Lot Size: 1.95 acres; Address 5245 St. Rt. 49 Palermo, NY. Taken on the Foreclosure of 2020; Sold to Tracey A. Carvell, 5245 St. Rt 49 Palermo, NY for unpaid taxes in the amount of \$4,670.93 plus any interest and penalties.

Town of Sandy Creek - County Property 2020-52-15; Tax Map No.037.00-02-05 Lot Size: 15.66 acres; Address 8187 State Route 3 Sandy Creek, NY. Taken on the

Foreclosure of 2020; Sold to estate of Joseph Zaccone, 8187 State Route 3 Sandy Creek, NY for unpaid taxes in the amount of \$20,040.36 plus any interest and penalties.

Town of Williamstown - County Property 2020-62-07; Tax Map No.106.00-02-04 Lot Size: 4.50 acres; Address 101 Ricard Road Williamstown, NY. Taken on the Foreclosure of 2020; Sold to Catherine Marie Landers, 101 Ricard Road Williamstown, NY for unpaid taxes in the amount of \$4,925.60 plus any interest and penalties.

Town of Volney – County Property#2020-58-07; Tax map no 203.00-02-14 lot size: 1 acre:1843 Co Rt 6 Fulton, NY 13069. Taken on the Foreclosure of 2020; Sold to Andrea Fountaine, 1843 Co Rt 6 Fulton, Ny 13069 for unpaid taxes in the amount of \$10,236.45 plus any interest and penalties.

Town of Minetto – County Prop#2020-36-02; Tax map no 184.09-02-08 lot size: 50'x 125':28 Meeker Ave. Minetto, NY. Taken on the Foreclosure of 2020; Sold to Morteza Sharif, 502 Gansvoort St. Fulton, NY 13069 for unpaid taxes in the amount of \$3829.67 plus any interest and penalties.

Town of Schroepfel - County Property #:2020-54-09; Tax Map No. 304.17-01-18 Lot Size: 49.5' x 132' Address: 21 Church St. Phoenix NY. Taken on the Foreclosure of 2020; Sold to Michael Walpole, for unpaid taxes in the amount of \$5113.20 plus any interest and penalties.

Town of Granby - County Property #:2020-28-03; Tax Map No. 218.00-09-31 Lot Size: 5.1 acres; Address 297 Honey Hill Road Granby, NY. Taken on the Foreclosure of 2020; Sold to Joy Conklin 297 Honey Hill Road Granby NY, for unpaid taxes in the amount of \$5,210.78 plus any interest and penalties.

Town of Amboy - County Property #:2020-22-10; Tax Map No. 212.00-03-08 Lot Size: .8 acres; Address 2302 Co rt 23 Williamstown NY 13493. Taken on the Foreclosure of 2020; Sold to Lindsey Smith 2302 Co Rt 23 Williamstown NY 13493, for unpaid taxes in the amount of \$5113.97 plus any interest and penalties.

Town of Richland (Village of Pulaski)- County Property #:2020-50-08; Tax Map No. 059.15-04-09; Lot Size: 75.71' x 270.18' Address 4789 Salina St. Pulaski, NY. Taken on the Foreclosure of 2020; Sold to John Vavalo 4789 Salina St. Pulaski, NY. for unpaid taxes in the amount of \$10,025.42 plus any interest and penalties.

Town of Richland (Village of Pulaski)- County Property #:2020-50-24; Tax Map No. 061.01-01-08; Lot Size: 200' x 60' Address Stewart Street. Pulaski, NY. Taken on the Foreclosure of 2020; Sold to Timothy and Katherine Mosher Stewart St. Pulaski, NY. for unpaid taxes in the amount of \$710.45 plus any interest and penalties.

Town of Richland - County Property #:2020-50-19; Tax Map No. 068.20-01-08; Lot

Size: 1.21 acres; Address: 173 Hager Drive Pulaski NY 13142. Taken on the Foreclosure of 2020; Sold to Patricia Whaley 173 Hager Drive Pulaski NY 13142 for unpaid taxes in the amount of \$2627.51 plus any interest and penalties.

Town of Constantia - County Property #:2020-26-02; Tax Map No. 313.13-04-21; Lot Size: 70.61 x 226 acres; Address 26 Center Street Constantia NY. Taken on the Foreclosure of 2020; Sold to Jean Marie Goodfellow, 26 Center Street Constantia NY, for unpaid taxes in the amount of \$7234.10 plus any interest and penalties.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23 NO: 0 ABSENT: 2 ABSTAIN: 0**

**RESOLUTION NO. 122**

**RESOLUTION AUTHORIZING THE TRANSFER OF TAX-FORECLOSED  
PROPERTIES TO THE OSWEGO COUNTY LAND BANK CORPORATION**

By Legislator David Holst:

WHEREAS, the County of Oswego has formed one of fewer than 25 land banks within the State of New York; and

WHEREAS, the county as a foreclosing governmental unit has, heretofore, foreclosed upon various delinquent and blighted tax properties within the County of Oswego; and

WHEREAS, the Oswego County Land Bank Corporation (hereinafter "Land Bank") has previously examined the inventory of tax foreclosed properties and identified several properties consistent with its mission throughout the county that it can return to productive use; and

WHEREAS, the Land Bank is both a not-for-profit corporation and a public authority and its Board of Directors has authorized the acquisition of same; and

WHEREAS, transfer of these properties to the Land Bank will be consistent with the purposes of land bank corporations and will result in improvements which will, in turn, make the properties return to productive use and will contribute to quality of life and improve property values,

NOW, THEREFORE, upon recommendation of the Government, Courts and Consumer Affairs Committee of this body, it is hereby,

RESOLVED, that the annexed schedule of tax properties are hereby sold and transferred to the Oswego County Land Bank Corporation effective upon the date of adoption of this resolution:

SEE ATTACHED SCHEDULE

and, it is further,

RESOLVED, that as this transfer is in the public interest, the consideration for all of the above-referenced parcels shall be ONE DOLLAR (\$1.00).

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23      NO: 0      ABSENT: 2      ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

Street Location	City/Town	Tax Map	Ranking
1522 State Route 49	Constantia	296.00-05-03.01	D
262 Grannis Road	Constantia	261.00-01-02.05	B
1920 County Route 8	Granby	201.00-04-04	B-
53 Lock Street	Schroeppel	304.17-02-15	B
7 Merrick Street	Oswego City	128.42-04-17	B

**RESOLUTION NO. 123**

**RESOLUTION ESTABLISHING THE 2020 COUNTY EQUALIZATION RATES FOR  
TOWNS AND CITIES WITHIN OSWEGO COUNTY**

By Legislator David Holst:

WHEREAS, on June 12th of 2020 the State of New York Department of Taxation and Finance, Office of Real Property Tax Services established the county equalization rates for the several cities and towns in the County listed below.

NOW, on recommendation of the Government, Courts & Consumer Affairs Committee and approval of the Finance & Personnel Committees of this body, be it

RESOLVED, that the several tax districts of the County of Oswego are hereby ascertained to be assessing the real property and improvements thereon in such several tax districts, upon the following equalization rates:

OSWEGO COUNTY LEGISLATURE

County of Oswego	92.27
City of Fulton	97.00
City of Oswego	100.00
Town of Albion	83.00
Town of Amboy	100.00
Town of Boylston	89.00
Town of Constantia	93.00
Town of Granby	94.00
Town of Hannibal	86.80
Town of Hastings	84.00
Town of Mexico	94.50
Town of Minetto	100.00
Town of New Haven	100.00
Town of Orwell	100.00
Town of Oswego	95.00
Town of Palermo	92.00
Town of Parish	94.00
Town of Redfield	97.00
Town of Richland	85.00
Town of Sandy Creek	92.00
Town of Schroepfel	75.00
Town of Scriba	91.00
Town of Volney	94.00
Town of West Monroe	100.00
Town of Williamstown	100.00

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23 NO: 0 ABSENT: 2 ABSTAIN: 0**

**RESOLUTION NO. 124**

**RESOLUTION REINSTATING CERTAIN POSITIONS IN THE 2020 COUNTY BUDGET**

By Legislator Terry Wilbur:

WHEREAS, the County Legislature has, heretofore, abolished certain positions for Court Attendants in the Sheriff's Office due to the lack of reimbursement from the State of New York; and

WHEREAS, the Unified Court System has agreed to resume reimbursement for some or all of said positions and the Courts have requested the Court Attendants be reinstated; and

WHEREAS, a resolution is both necessary and desirable to reinstate the Court Attendant positions,

NOW, THEREFORE, upon the recommendation of the Public Safety Committee and approval of the Finance and Personnel Committee; be it

RESOLVED, that the attached positions be, and are hereby reinstated in the 2020 county budget and the County Treasurer be, and is hereby authorized, to make such budgetary adjustments reflecting same without need for a budget modification or further resolution.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23 NO: 0 ABSENT: 2 ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

Title	Position #
COURT ATTENDANTS (PT)	311130321
COURT ATTENDANTS (PT)	311130302
COURT ATTENDANTS (PT)	311130301
COURT ATTENDANTS (PT)	311130319
COURT ATTENDANTS (PT)	311130303
COURT ATTENDANTS (PT)	311130305
COURT ATTENDANTS (PT)	311130304
COURT ATTENDANTS (PT)	311130307
COURT ATTENDANTS (PT)	311130309
COURT ATTENDANTS (PT)	311130306
COURT ATTENDANTS (PT)	311130308
COURT ATTENDANTS (PT)	311130312
COURT ATTENDANTS (PT)	311130320
COURT ATTENDANTS (PT)	311130311
COURT ATTENDANTS (PT)	311130310
COURT ATTENDANTS (PT)	311130315
COURT ATTENDANTS (PT)	311130317
COURT ATTENDANTS (PT)	311130318
COURT ATTENDANTS (PT)	311130313

**RESOLUTION NO. 125**

**RESOLUTION AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT  
REGARDING THE GRANBY (MUCK RD) TOWER SITE WITH VERIZON**

By Legislator Terry Wilbur:

WHEREAS, the County of Oswego has, heretofore, constructed a communications tower within the town of Granby for E-911 public safety and county communications purposes located at 32 Muck Dr., Fulton NY 13069; and

WHEREAS, there is remaining unused space for an additional tenant upon said tower which is desirable to Bell Atlantic Mobile Systems, LLC, having a mailing address of 1275 John Street, Suite #100, West Henrietta, New York 14586 (hereinafter "Verizon") as tenant; and

WHEREAS, certain engineering and radio interference studies have been conducted and the proposed lease will not have an effect on county operations; and

WHEREAS, the placement of cellular antennae upon the tower will improve cell phone communications for subscribers of Verizon in the Town of Granby and in surrounding areas; and

WHEREAS, Verizon has agreed to pay market rents acceptable to the Department of Emergency Communications with an escalator for subsequent lease terms; and

WHEREAS, a resolution is required under County of Oswego Local Law Number 2 of 2005 to enter into said lease,

NOW, THEREFORE, upon the recommendation of the Public Safety Committee of this body, it is hereby,

RESOLVED, that, in light of the foregoing, the unique nature of cell tower markets and the fact other cell carriers are well-established in the area, the county hereby waives the requirement for publicly let bids or proposals for this lease; and it is further

RESOLVED, that the Chair of the Legislature be and is hereby authorized to enter into a lease with New Cingular in acceptable form to the Department of Emergency Communications and the County Attorney for an initial five (5) year term with subsequent renewal terms authorized up to twenty (20) years in accordance with the annexed term sheet; and it is further

RESOLVED, that the initial rent shall be \$2,800 per month with a two (2) percent escalator in rent per annum.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23 NO: 0 ABSENT: 2 ABSTAIN: 0**

LEGISLATURE  
COUNTY  
OSWEGO

**RESOLUTION NO. 126**

**RESOLUTION AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT  
REGARDING THE ORWELL 1 (COUNTY ROUTE 2) TOWER SITE WITH  
VERIZON**

By Legislator Terry Wilbur:

WHEREAS, the County of Oswego has, heretofore, constructed a communications tower within the town of Orwell for E-911 public safety and county communications purposes located at 1808 County Route 2, Richland NY 13144; and

WHEREAS, there is remaining unused space for an additional tenant upon said tower which is desirable to Bell Atlantic Mobile Systems, LLC, having a mailing address of 1275 John Street, Suite #100, West Henrietta, New York 14586 (hereinafter "Verizon") as tenant; and

WHEREAS, certain engineering and radio interference studies have been conducted and the proposed lease will not have an effect on county operations; and

WHEREAS, the placement of cellular antennae upon the tower will improve cell phone communications for subscribers of Verizon in the Town of Orwell and in surrounding areas; and

WHEREAS, Verizon has agreed to pay market rents acceptable to the Department of Emergency Communications with an escalator for subsequent lease terms; and

WHEREAS, a resolution is required under County of Oswego Local Law Number 2 of 2005 to enter into said lease,

NOW, THEREFORE, upon the recommendation of the Public Safety Committee of this body; it is hereby

RESOLVED, that, in light of the foregoing, the unique nature of cell tower markets and the fact other cell carriers are well-established in the area, the county hereby waives the requirement for publicly let bids or proposals for this lease; and it is further

RESOLVED, that the Chair of the Legislature be and is hereby authorized to enter into a lease with New Cingular in acceptable form to the Department of Emergency Communications and the County Attorney for an initial five (5) year term with subsequent renewal terms authorized up to twenty (20) years in accordance with the annexed term sheet; and it is further

LEGISLATURE  
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RESOLVED, that the initial rent shall be \$2,800 per month with a two (2) percent escalator in rent per annum.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23      NO: 0      ABSENT: 2      ABSTAIN: 0**

**RESOLUTION NO. 127**

**RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT –  
WORKFORCE DEVELOPMENT BOARD**

By Legislator Roy Reehil:

WHEREAS, the County of Oswego's contract with Workforce Development Board, Inc. for coordination and monitoring of Workforce Innovation and Opportunity Act (WIOA) funds and programming expires June 30, 2020; and

WHEREAS, the Division of Employment & Training has determined it is in the best interest of Oswego County that this contract be renewed, as described and modified in the attached agreement for services;

NOW, THEREFORE, BE IT RESOLVED, that this body authorizes the Chairman of the Legislature to sign the attached agreement with Workforce Development Board, Inc. for a sum not to exceed \$98,139.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 22      NO: 1      ABSENT: 2      ABSTAIN: 0**

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COUNTY

OSWEGO

**RESOLUTION NO. 128**

**RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT –  
SCHOOL-BASED MENTAL HEALTH SERVICES**

By Legislator Roy Reehil:

WHEREAS, the County of Oswego's Division of Mental Hygiene desires to establish school-based mental health services in the Central Square School District for the 2020/21 school year; and

WHEREAS, this Legislature previously approved ARISE Child & Family Services, Inc. to provide these services as a successful proposer of RFP HD-18-003, however a contract was not executed for the 2019/2020 school year;

NOW, THEREFORE, BE IT RESOLVED, that this body authorizes the Chairman of the Legislature to sign and execute a professional services contract for school-based mental health services for the 2020/21 school year to ARISE Child & Family Services, Inc. for a sum not to exceed \$30,000.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 22      NO: 0      ABSENT: 2      ABSTAIN: 1**

OSWEGO COUNTY LEGISLATURE

**RESOLUTION NO. 129**

**RESOLUTION AUTHORIZING BUDGETARY MODIFICATION  
COMMUNITY DEVELOPMENT, TOURISM AND PLANNING DEPARTMENT –  
REVOLVING LOAN FUND**

By Legislator Tim Stahl:

Upon recommendation of the Economic Development and Planning Committee of this body, with the approval of the Finance and Personnel Committee, be it

RESOLVED, that the County Treasurer be, and he hereby is, authorized to transfer the funds from and to the accounts as shown on the attached budget modification request, and be it further

RESOLVED, that a certified copy of this resolution delivered to the County Treasurer shall be his authority to affect such transfer and make such adjustments.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23      NO: 0      ABSENT: 2      ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

Authorized Budget Modification

Res. 129 of 2020

A8020.427700.PLOAN  
A8020.545500.PLOAN

(\$15,000)  
\$15,000

**RESOLUTION NO. 130**

**RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO  
REQUEST THE REPURPOSING OF A RECENT NEW YORK STATE HOME  
LOCAL PROGRAM FOR THE PURPOSE OF PROVIDING TEMPORARY  
TENANT BASED RENTAL ASSISTANCE FOR FAMILIES EXPERIENCING  
FINANCIAL HARDSHIP BECAUSE OF COVID -19**

By Legislator Tim Stahl:

WHEREAS, a contract was executed between Oswego County and the Housing Trust Fund Corporation, a public benefit corporation created and existing as a subsidiary of the New York State Housing Finance Agency; and

WHEREAS, the Housing Trust Fund Corporation made an award to Oswego County in the amount of Six Hundred Thousand Dollars (\$600,000), in "NYS HOME Local Program Funds" or "HOME Funds"; and

WHEREAS, Oswego County implemented the NYS HOME LPA known as the Manufactured Home Replacement Program – Veterans First, spending \$265,084; and

WHEREAS, Oswego County NYS HOME LPA program has \$364,916 that can be repurposed to implement a NYS HOME Local Tenant Based Rental Assistance Program (TBRA) to address the rental needs of eligible Oswego County residents experiencing unemployment or financial hardship due to COVID – 19; and

WHEREAS, Oswego County can repurpose this grant to assist approximately 75 income eligible households with three months (3) of rental assistance for the months of August, September and October of 2020; and

WHEREAS, the Oswego County NYS HOME LPA -TBRA program would end on November 5, 2020 and uncommitted funds would be returned to NYS Housing Finance Agency; and

WHEREAS, Oswego County NYS HOME LPA-TBRA will be administered according to all the rules and regulations as amended and provided by the NYS HCR; and

WHEREAS, the Repurposing of the NYS HOME LPA grant will benefit Oswego County Renters, throughout Oswego County, experiencing financial hardship because of unemployment and under employment due of COVID- 19

NOW, THEREFORE, upon recommendation of the Economic Development and Planning Committee; be it

RESOLVED, that this body authorizes the repurposing of the NYSHOME LPA

OSWEGO COUNTY LEGISLATURE

Program for a Temporary Tenant Based Rental Assistance Program; and be it further

RESOLVED, that this body authorizes the Chairman to sign and enter into an amended agreement with the NYS Housing Trust Fund Corporation and the NYS HOME Local Program that may be necessary for program administration and implementation purposes.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 21      NO: 2      ABSENT: 2      ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

**RESOLUTION NO. 131**

**RESOLUTION AUTHORIZING BUDGET MODIFICATION INSURANCE  
RECOVERY FUND TO HIGHWAY SUPPLIES AND EXPENSES**

By Legislator Stephen Walpole:

WHEREAS, On April 8, 2020 the Highway Department received a check in the amount of \$349.17 from Kemper Insurance for repairs to a highway sign that was damaged due to a motor vehicle accident. The check was deposited in account A1325.426800 (Insurance Recovery Fund).

NOW, on recommendation of the Infrastructure, Facilities and Technology Committee and with the approval of the Finance and Personnel Committee; be it

RESOLVED, that the Treasurer is hereby authorized to transfer \$349.17 from account A1325.426800 (Insurance Recovery Fund) into account DM5110.545400 (Highway Supplies and Expenses-Highway).

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23 NO: 0 ABSENT: 2 ABSTAIN: 0**

LEGISLATURE  
COUNTY  
OSWEGO

Authorized Budget Modification

DM5110.545400  
A1325.426800.0

Res. 131 of 2020

\$349.17  
(\$349.17)

**RESOLUTION NO. 132**

**RESOLUTION AUTHORIZING BUDGET MODIFICATION – INSURANCE  
RECOVERY FUND TO REPAIRS - BUILDING AND PROPERTY - HIGHWAY**

By Legislator Stephen Walpole:

WHEREAS, On February 26, 2020 the Highway Department received a check in the amount of \$10,639.35 from New York Municipal Insurance Reciprocal for repairs to the Pulaski Garage overhead door. The check was deposited in account A1325.426800 (Insurance Recovery Fund).

NOW, on recommendation of the Infrastructure, Facilities and Technology Committee and with the approval of the Finance and Personnel Committee; be it

RESOLVED, that the Treasurer is hereby authorized to transfer \$10,639.35 from account A1325.426800 (Insurance Recovery Fund) into account DM5130.541200 (Repairs-Building and Property-Highway).

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23 NO: 0 ABSENT: 2 ABSTAIN: 0**

LEGISLATURE  
COUNTY  
OSWEGO

Authorized Budget Modification

Res. 132 of 2020

DM5130.541200  
A1325.426800.0

\$10,639.35  
(\$10,639.35)

**RESOLUTION NO. 133**

**RESOLUTION AUTHORIZING BUDGET MODIFICATION HIGHWAY  
DEPARTMENT TO ACCEPT 2020-21 EXTREME WINTER RECOVERY FUNDS  
AND PAVE NY FUNDS**

By Legislator Stephen Walpole:

Upon recommendation of the Infrastructure, Facilities and Technology Committee and with the approval of the Finance and Personnel Committee; be it

RESOLVED, that the County Treasurer be, and he hereby is, authorized to transfer the funds from and to the accounts as shown on the attached budget modification request; and be it further

RESOLVED, that a certified copy of this resolution delivered to the County Treasurer shall be his authority to affect such transfer and make such adjustments.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23      NO: 0      ABSENT: 2      ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

**Authorized Budget Modification**

**Res. 133 of 2020**

D5112.435010	(\$470,596)
D5112.545400	\$470,596
A159900	(\$738,410)
D5112.545400	\$738,410

**RESOLUTION NO. 134**

**RESOLUTION ESTABLISHING CAPITAL PROJECT NO. C0420 REPLACING  
THE OIL WATER SEPARATORS AT THE PARISH AND SCRIBA HIGHWAY  
GARAGES**

By Legislator Stephen Walpole:

WHEREAS, the oil water separators at the Parish and Scriba highway garages need to be replaced; and

WHEREAS, the existing oil water separators at the Parish and Scriba garages were installed when the buildings were built in the 1990's. Both tanks are single wall construction and do not have any leak detection function which is now a requirement. These tanks are approaching their expected service life of 30 years and need to be replaced.

NOW, on recommendation of the Infrastructure, Facilities and Technology Committee and with the approval of the Finance and Personnel Committee; be it

RESOLVED, that the Treasurer is hereby authorized to transfer \$50,000 from Highway Unappropriated Fund Balance to Capital Project No. C0420 – to fund the design phase for the replacement of the oil water separators at the Parish and Scriba highway garages.

OSWEGO COUNTY LEGISLATURE

Capital Project # C0420

Total Authorization

Replacing the oil water separators  
at the Parish and Scriba Highway  
garages

\$50,000

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23 NO: 0 ABSENT: 2 ABSTAIN: 0**

Authorized Budget Modification

Res. 134 of 2020

D159900  
C0420.529000

(\$50,000)  
\$50,000

**RESOLUTION NO. 135**

**RESOLUTION ESTABLISHING CAPITAL PROJECT NO. B0420  
CEMETERY ROAD BRIDGE OVER SCRIBA CREEK**

By Legislator Stephen Walpole:

WHEREAS, the Cemetery Road Bridge over the Scriba Creek, BIN 3208750, Town of Constantia, Oswego County, New York needs to be replaced; and

WHEREAS, this bridge was issued a Red Structural Flag on June 4, 2020 by the New York State Department of Transportation. When a bridge is issued a Red Structural Flag, it has to be repaired or closed within six weeks of the issue date. To comply with the six-week deadline the Highway Department will temporally reduce the bridge to one lane and post it for a 19-ton weight limit. Due to the condition of the existing structure the Highway Department has decided to replace the bridge to correct the Structural Red Flag condition: and

WHEREAS, this body has heretofore established Capital Project No. 46 – LOB Portico Brick Work, Capital Project No. 74 – HVAC Replacement – County Office Buildings and Capital Project No. 36 – Paving County Facilities with funding for said projects being authorized from Capital Reserve No. 07 – Facilities – OCTASC and Capital Reserve No. 08 – Paving – OCTASC: and

WHEREAS, Capital Project No. 46 – LOB Portico Brick Work, Capital Project No. 74 – HVAC Replacement – County Office Buildings and Capital Project No. 36 – Paving County Facilities are complete

NOW, on recommendation of the Infrastructure, Facilities and Technology Committee and with the approval of the Finance and Personnel Committee, be it

RESOLVED, that the Treasurer is hereby authorized to close Capital Project No. 46 – LOB Portico Brick Work, Capital Project No. 74 – HVAC Replacement – County Office Buildings and Capital Project No. 36 – Paving County Facilities, and be it further

RESOLVED, that the Treasurer is hereby authorized to close Capital Reserve No. 07 – Facilities – OCTASC and Capital Reserve No. 08 – Paving – OCTASC and transfer remaining balances totaling \$51,260 to Capital Reserve No. 06 Bridges – OCTASC, and be it further

OSWEGO COUNTY LEGISLATURE

RESOLVED, that the Treasurer is hereby authorized to create Capital Project No. B0420 – Cemetery Road Bridge over Scriba Creek with funding coming from a transfer of \$63,816 from Capital Reserve No 06 – Bridges – OCTASC and \$136,184 from Capital Reserve No. 16 - Bridges and that the following project is hereby authorized for the maximum expenditure as indicated.

Capital Project # B0420

Total Authorization

Cemetery Road Bridge  
over Scriba Creek

\$200,000

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23 NO: 0 ABSENT: 2 ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

**Authorized Budget Modification**

**Res. 135 of 2020**

H595000.46	(\$11,209)
H595000.74	\$8,810
H595000.36	(\$12,263)
H450310.07	\$20,019
H450310.08	\$12,263
H595000.07	(\$35,534)
H595000.08	(\$12,726)
H450310.06	\$48,260
H450310.B0420	(\$200,000)
H529000.B0420	\$200,000

**RESOLUTION NO. 136**

**RESOLUTION OF THE LEGISLATURE OF THE COUNTY OF OSWEGO  
INCREASING TAXES ON SALES AND USES OF TANGIBLE PERSONAL  
PROPERTY AND OF CERTAIN SERVICES, ON OCCUPANCY OF HOTEL ROOMS  
AND ON AMUSEMENT CHARGES PURSUANT TO ARTICLE 29 OF THE TAX LAW  
OF THE STATE OF NEW YORK**

By Legislator John Martino:

WHEREAS, the County of Oswego has heretofore imposed sales and compensating use taxes, and

WHEREAS, the continuation of the sales and compensating use taxes will be of benefit to individuals and businesses alike by alleviating the county's reliance on property taxes,

NOW, THEREFORE, upon the recommendation of the Finance and Personnel Committee,

BE IT ENACTED, by the Legislature of the County of Oswego, as follows:

SECTION 1. Section 4-A of Resolution No. 48 of 1996, enacted by the Legislature of the County of Oswego on April 11, 1996, imposing sales and compensating use taxes, as amended, is amended to read as follows:

SECTION 4-A. Imposition of additional rate of sales and compensating use taxes.

Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed and there shall be paid an additional one (1) percent rate of such sales and compensating use taxes, for the period beginning September 1, 2004, and ending November 30, 2023. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating applicable to the administration and collection of the taxes imposed by such sections 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations special provision exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.

SECTION 2. Paragraph (b) subdivision (1) of section 11 of Resolution No. 48 of 1996, enacted by the legislature of the County of Oswego on April 11, 1996, as amended, imposing sales and compensating use taxes, is amended to read as follows:

(b) With respect to the additional tax of one (1) percent imposed for the period beginning September 1, 2004, and ending November 30, 2023 in respect to the use of property used by the purchaser in this county prior to September 1, 2004.

SECTION 3. This enactment shall take effect December 1, 2020

SECTION 4. Pursuant to Tax Law §1262(a) and §1262-k(d) the County of Oswego may elect to set aside for county purposes all or any portion of the net collections from the additional rate imposed herein provided that a subsequent resolution of this body setting the net collections aside for county purposes is first passed and there is compliance with statutory notice provisions required by the Tax Law.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23 NO: 0 ABSENT: 2 ABSTAIN: 0**

**RESOLUTION NO. 137**

**RESOLUTION EXTENDING PURCHASING FREEZE IN RESPONSE TO  
COVID-19 PANDEMIC**

By Legislator John Martino:

WHEREAS, this Legislature previously adopted Resolution 104 of 2020 establishing a purchasing freeze until July 9, 2020 in response to the financial impact of the COVID-19 pandemic; and

WHEREAS, this pandemic continues to negatively impact many areas of the budget, including sales tax revenues, state funding, property tax collections, earned income, personnel costs, purchases of technology and personal protection equipment, and many others; and

WHEREAS, is it prudent to continue the purchasing freeze until the full financial impact of the pandemic is known;

NOW, THEREFORE, BE IT RESOLVED, that the Oswego County Legislature extends the current purchasing freeze until September 10, 2020, at which time this policy will be reviewed and may be abolished, modified, or extended by the Legislature:

**Purchasing Freeze**

1. Per the Chairman of the Legislature's Executive Order, the County Purchasing Policy is suspended for COVID-19-related procurements, but all other procurement must follow the policy, with the following exceptions:
  - a. All departments must cease all purchases of discretionary nonpersonal service items, including new publications and memberships, supplies, travel, equipment, and contractual services that are not necessary to protect the health, safety and security of employees and citizens, and to ensure the continuation of high priority operations and services such as mandated functions, court-orders, law enforcement, solid waste management, and public works. Departments are to cease the initiation of new contracts or purchase orders for all but essential items.
  - b. All procurements, except for those related to COVID-19 emergency response, must be initiated by purchase requisition in the PeopleSoft system, and are subject to authorization by the County Administrator and Chairman of the Legislature; and, it is further,

RESOLVED, that this resolution supersedes Emergency Order 2020-02 in part to the extent that it is inconsistent therewith.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23 NO: 0 ABSENT: 2 ABSTAIN: 0**

**RESOLUTION NO. 138**

**RESOLUTION AUTHORIZING BUDGETARY MODIFICATION  
UNAPPROPRIATED FUND BALANCE – COVID RESPONSE**

By Legislator John Martino:

Upon recommendation of the Finance and Personnel Committee and approval of this body; be it

RESOLVED, that the County Treasurer be, and he is, authorized to transfer the funds from and to the accounts as shown on the attached budget modification request; and be it further

RESOLVED, that a certified copy of this resolution delivered to the County Treasurer shall be his authority to affect such transfer and make such adjustments.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23      NO: 0      ABSENT: 2      ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

Authorized Budget Modification

A159900  
A1230.545500.COVID

Res. 138 of 2020

(\$100,000)  
\$100,000

**RESOLUTION NO. 139**

**RESOLUTION AUTHORIZING BUDGET MODIFICATION – BOARD OF  
ELECTIONS CYBERSECURITY REMEDIATION AND MITIGATION GRANT**

By Legislator John Martino:

WHEREAS, the Oswego County Board of Elections has been awarded \$93,000 in grant money through the State Board of Elections Cybersecurity Remediation and Mitigation Grant program; and

WHEREAS, the purpose of this grant is to provide reimbursement to Oswego County for expenditures made for election-related cybersecurity and remediation; and

WHEREAS, acceptance of this grant requires revenue and expenditure accounts to be established for proper accounting,

WHEREAS, on the recommendation of the Finance and Personnel Committee;

BE IT RESOLVED, that the Treasurer of Oswego County be, and hereby is, authorized to receive funds stated herein; and be it further

RESOLVED, that a certified copy of this resolution, delivered to the County Treasurer, be his authority to transfer from and to the accounts, as shown on the attached budget modification request.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23      NO: 0      ABSENT: 2      ABSTAIN: 0**

Authorized Budget Modification

Res. 139 of 2020

A1450.545500

(\$93,053.29)

A1450.430890

\$93,053.29

OSWEGO COUNTY LEGISLATURE

**RESOLUTION NO. 140**

**RESOLUTION AUTHORIZING BUDGETARY MODIFICATION  
SHERIFF'S OFFICE - HOMELAND SECURITY GRANT (OPERATION STONE  
GARDEN 2018)**

By Legislator John Martino:

Upon approval of the Finance and Personnel Committee; be it

RESOLVED, that the County Treasurer be, and he hereby is, authorized to transfer the funds from and to the accounts as shown on the attached budget modification request, and be it further

RESOLVED, that a certified copy of this resolution delivered to the County Treasurer shall be his authority to affect such transfer and make such adjustments.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23 NO: 0 ABSENT: 2 ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

Authorized Budget Modification

Res. 140 of 2020

A3110.4483890.OPSG-18

(\$185,000)

A3110.545500.OPSG-18

\$185,000

**RESOLUTION NO. 141**

**RESOLUTION AUTHORIZING THE CHAIRMAN AND SHERIFF TO ENTER  
INTO CERTAIN AGREEMENTS PAID FROM DRUG FORFEITURE FUNDS AS  
MAY BE NECESSARY FOR DRUG TASK FORCE PURPOSES**

By Legislator Terry Wilbur:

WHEREAS, the Oswego County Drug Task Force plays a vital role in combating illicit and illegal drugs within the County of Oswego; and

WHEREAS, the task force enjoys cooperation from local, state and federal law enforcement agencies; and

WHEREAS, as a result of its track record, it has received forfeiture funds which are restricted in their use for law enforcement purposes; and

WHEREAS, from time to time and in furtherance of the purposes of the Drug Task Force, the task force may need to enter into certain agreements to purchase, lease and/or acquire vehicles or equipment; to lease or occupy space on a short term or long term basis; and/or to share forfeited property and information with law enforcement agencies by agreement, the public disclosure of which could seriously compromise law enforcement efforts; and

WHEREAS, a resolution is both necessary and desirable; now therefore be it

RESOLVED, that the Sheriff and/or Chairman may enter into a lease agreement for commercial/warehouse property within the County of Oswego running through March 31, 2023 unless sooner terminated for the monthly rent of \$2,000 per month as may be necessary in furtherance of Drug Task Force activities and purposes said rents to be paid from drug forfeiture funds; and, it is further

RESOLVED, that the Sheriff shall keep an accounting of all expenditures same as required by state and federal agencies under revenue sharing agreements and for county audit purposes for a period of six years or longer as may be required by state or federal obligations.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23 NO: 0 ABSENT: 2 ABSTAIN: 0**

OSWEGO COUNTY LEGISLATURE

**RESOLUTION NO. 142**

**RESOLUTION AUTHORIZING THE CHAIR TO EXECUTE A RETAINER AGREEMENT WITH NAPOLI SHKOLNIK, PLLC REGARDING AN INVESTIGATION INTO, AND ANY RESULTING PRODUCTS LIABILITY LITIGATION THAT MAY RESULT CONCERNING, PERFLUORINATED CHEMICALS (PFCs) ON COUNTY PROPERTIES**

By Legislator David Holst:

WHEREAS, the County of Oswego owns a general aviation airport in the Town of Volney and a Fire Training Academy in the City of Oswego; and

WHEREAS, certain products are used nationally in both the aviation industry and in the fire service for fire suppression that contain perfluorinated chemicals ("PFC"); and

WHEREAS, PFCs are also commonly found in stain resistant carpets and furniture, clothing, containers, cleaning products and other products such as shaving cream which end up in landfills; and

WHEREAS, potential groundwater supply contamination by PFCs is a great concern to the EPA and DEC as PFCs can contaminate drinking water, can accumulate in the bloodstream and are associated with certain cancers and other ailments; and

WHEREAS, Napoli Shkolnik, PLLC has significant expertise in product liability and environmental litigation and is willing to represent the county on certain terms including a contingent fee retainer; and

WHEREAS, a resolution is both necessary and desirable,

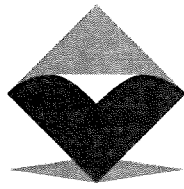
NOW, THEREFORE, upon recommendation of the Government, Courts and Consumer Affairs Committee and County Attorney; it is hereby

RESOLVED, that the Chair of the Legislature be, and is hereby authorized to execute the annexed contingent fee retainer agreement for an investigation into PFCs at county facilities and for subsequent litigation; and be it further

RESOLVED, that Napoli Scholnik, PLLC shall report to, and consult with, the county the results of its investigation prior to commencing suit against one or more responsible PFC manufacturers, including but not limited to, which county properties may be involved in said litigation.

**ADOPTED BY VOICE VOTE ON JULY 9, 2020:**

**YES: 23      NO: 0      ABSENT: 2      ABSTAIN: 0**



**NAPOLI**  
**SHKOLNIK PLLC**  
ATTORNEYS AT LAW

June 24, 2020

Richard C. Mitchell, Esq.  
County Attorney  
Oswego County  
46 E. Bridge St.,  
Oswego, NY 13126

Re: Investigation of Potential Groundwater Supply Contamination by PFCs  
Retainer by Oswego County, New York

Dear County Attorney Richard C. Mitchell:

This letter is our proposal for the retention of Napoli Shkolnik PLLC ("Napoli Shkolnik") to represent Oswego County in the investigation and any resulting litigation regarding the perfluorinated chemicals ("PFC") contamination of property owned by Oswego County, including its water supply. This also includes PFC contamination of Oswego County's airport, landfill, fire training facility, and all other related property.

Napoli Shkolnik has both the financial and legal resources to provide the County with the highest level of representation. Napoli Shkolnik is prepared to investigate the PFC contamination of the groundwater on behalf of the County upon the signing of this retainer agreement. If upon the conclusion of Napoli Shkolnik's initial investigation it is determined there are actionable claims for PFC contamination(s), Napoli Shkolnik shall bring suit on behalf of the County's PFC-contaminated property. Napoli Shkolnik is prepared to finance the entire litigation including all out of pocket expenses and disbursements and handle the lawsuit on a contingent fee basis. This guarantees that the taxpayers will not be responsible for any costs of this litigation whether we are successful or not. To that end, Napoli Shkolnik proposes the following fee arrangements:

**TERMS OF RETAINER**

Napoli Shkolnik shall handle the entire litigation for a contingent fee of Twenty-Five Percent (25%) of the sum recovered, whether by suit, settlement or otherwise. All costs and disbursements of the litigation will be paid by Napoli Shkolnik and will be reimbursable at the end of the litigation out of the proceeds of any recovery or settlement.

In the event there is no recovery, the County shall not be obligated to pay the law firm any disbursements or any legal fee for services rendered. Disbursements may include (but are not limited to) some of the following expenses: court filing fees, sheriff fees, medical and hospital report/record fees, doctor's report, court stenographer fees, deposition costs, expert fees for record review, conferences with counsel, preparation of exhibits and reports, expert depositions and court appearances, trial exhibits, computer on-line search fees, express mail, postage, and long distance telephone charges. At the time of the final settlement, these expenses shall be deducted prior to the computation of the Attorney's Fee.

Richard C. Mitchell  
County Attorney  
June 24, 2020  
Page 2

The above contingency fee shall be computed on the net recovery arrived at by deducting from the gross recovery all appropriate disbursements in connection with the institution and prosecution of this claim as set forth in the paragraph above. The contingency fee does not contemplate any appeal. The law firm is under no duty to perfect or prosecute such appeal until a satisfactory fee arrangement is made in writing regarding costs and counsel fees for such work.

In addition, if the firm borrows money from any lending institution to finance the cost of the client's case, the amounts advanced by this firm to pay the cost of prosecuting or defending a claim or action or otherwise protecting or promoting the client's interest will bear interest at the lesser of (i) the Bank Rate Monitor National Index for personal loans effective on the date of the initial advance and (ii) the highest lawful rate allowed by applicable law. In no event will the interest be greater than the amount paid by the firm to the lending institution. This interest will be included as a disbursement at the end of the case and will not in any be recoverable unless there is a recovery in the case by suit settlement or otherwise.

No attorney can accurately predict the outcome of any legal matter. Accordingly, no representations are made either expressly or impliedly as to the final outcome of this matter.

Napoli Shkolnik may, at their own expense, use or associate other attorneys in the representation of the aforesaid claims of the County. Oswego County understands that Napoli Shkolnik is a professional limited liability company with a number of attorneys. Several of those attorneys are anticipated to work on the County's case.

Napoli Shkolnik may participate in the division of fees in this case and assume joint responsibility for the representation of the client either in the event that the Attorney retains associate counsel or that the client later chooses new counsel, provided that the total fee to the client does not increase as a result of the division of fees and that the attorneys involved have agreed to the division of fees and assumption of joint responsibility.

This Agreement shall be considered construed under and in accordance with the laws of the State of New York and the rights, duties and obligations of the County and of Attorneys regarding Attorney's representation of the County and regarding anything covered by this Agreement shall be governed by the laws of the State of New York.

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Richard C. Mitchell  
County Attorney  
June 24, 2020  
Page 3

Oswego County shall not be responsible for any fees, costs or disbursements in the event the litigation is unsuccessful.

It is a privilege to have this opportunity and we look forward to working with you.

Very truly yours,

NAPOLI SHKOLNIK, PLLC



Paul J. Napoli

Agreed this \_\_\_\_\_ day of \_\_\_\_\_ 2020

\_\_\_\_\_  
Location

By: \_\_\_\_\_ (Please print name and title under signature)