

MINUTES
Herkimer County Legislature
Fourth Quarter – First Day
Wednesday, October 2, 2019
2:00 p.m.

The Regular Session of the Herkimer County Legislature was called to order by Chairman Bernard Peplinski at 2:00 p.m.

Chairman Peplinski called on Jim Greiner, President of the Historic Friends of Herkimer County, to lead the Legislature in the Pledge of Allegiance.

Chairman Peplinski called for a moment of silence in recognition of all veterans, past and present.

Roll Call: Quorum present, the following answering the roll:

Present: Malta, Schrader, Hollum, Johnson, Stephens, Keeler, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (15).

Absent: Gaworecki, Brezinski (2).

Pursuant to Rule 8 of the Rules of the County Legislature, Chairman Peplinski asked if there were any objections or corrections to the minutes of September 11, 2019. There were none, and the Chairman ordered them approved.

Chairman Peplinski called on Legislator Shaw, Chairman of the Committee on Human Resources to present a proclamation to Jacqueline Ward and Megan Dack of Herkimer County Catholic Charities recognizing October as Domestic Violence Prevention Month. Ms. Ward thanked the Legislature for their support of the program and recognition of October as Domestic Violence Awareness Month.

Pursuant to Rule 11, Chairman Peplinski opened the floor for public comment. There were no appearances.

Chairman Peplinski stated that the communications received by the Legislature and the committees to which they were referred were as listed on the agenda and asked if any member of the Legislature requested mention of any particular communication. There were no requests.

No. 382 – A communication was received from the family of Russell Roof, Jr., expressing thanks. Filed.

No. 383 – A communication was received from the Sheriff submitting monthly report for June 2019. Referred to the Committee on Public Safety/Emergency Management.

No. 384 – A communication was received from the Sheriff submitting monthly report for July 2019. Referred to the Committee on Public Safety/Emergency Management.

No. 385 – A communication was received from the Capital District Off Track Betting Corporation submitting financial report for June 2019. Filed.

No. 386 – A communication was received from the Capital District Off Track Betting Corporation submitting financial report for July 2019. Filed.

No. 387 – A communication was received from the NYS Office of Homeland Security and Emergency Services advising of grant. Filed.

No. 388 – A communication was received from the NYS Office of Homeland Security and Emergency Services advising of grant. Filed.

No. 389 – A communication was received from Homes & Community Renewal advising of approval for request for release of funds. Filed.

No. 390 – A communication was received from the Stop-DWI Coordinator requesting to approve STOP-DWI plan for 2020. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways & Means.

No. 391 – A communication was received from the Personnel Officer requesting to approve the revised price schedule for Drug & Alcohol Testing. Referred to the Committee on Ways & Means.

No. 392 – A communication was received from Alison E. Albright submitting resignation as Trustee for the HCCC Board. Referred to the Committee on Education.

No. 393 – A communication was received from Chairman Peplinski submitting letter reappointing a representative to serve on the Greater Mohawk Valley Land Bank Corporation Board of Directors. Referred to the Committee on County Properties.

No. 394 – A communication was received from Chairman Peplinski submitting letter appointing a representative to serve on the Regional Fish and Wildlife Management Board. Referred to the Committee on Natural Resources.

No. 395 – A communication was received from the Director of Real Property submitting Equalization Rates for 2020. Referred to the Committee on Ways & Means.

No. 396 – A communication was received from the Personnel Officer requesting to renew contract with Benetech, Inc. to provide third party workers' compensation administrative services. Referred to the Committee on Ways & Means.

No. 397 – A communication was received from the Personnel Officer requesting authorization to execute contract with Benefit Resource, Inc. for administration of a Health Reimbursement Account Plan. Referred to the Committee on Ways & Means.

No. 398 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer of funds in Public Health. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 399 – A communication was received from the Budget Officer/Purchasing Agent requesting amendment to the 2019 Budget, creation of accounts and project in Public Health. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 400 – A communication was received from the Director of Public Health requesting approval of contracts in Public Health. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 401 – A communication was received from the Director of Public Health requesting renewal of contract and authorize Chairman to e-sign in Public Health. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 402 – A communication was received from the Budget Officer/Purchasing Agent requesting authorization to amend 2019 budget in Public Health. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 403 – A communication was received from the Budget Officer/Purchasing Agent requesting authorization to amend 2019 Budget in Mental Health. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 404 – A communication was received from the Sheriff requesting renewal of contract with Business Electronics Inc. for interview recording equipment in Sheriff’s Department. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways & Means.

No. 405 – A communication was received from the Sheriff requesting renewal of contract with Johnson Controls Fire Protection LP for fire alarm system in Sheriff’s Department. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways & Means.

No. 406 – A communication was received from the Budget Officer/Purchasing Agent requesting Chairman to e-sign and accept grant in Emergency Services. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways & Means.

No. 407 – A communication was received from the Director of Probation requesting acceptance of grant funding and authorizing e-signature. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways & Means.

No. 408 – A communication was received from the Budget Officer/Purchasing Agent authorizing payment in connection with installation of gas line at the New Correctional Facility. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways & Means.

Pursuant to Rule 6, Chairman Peplinski then proceeded with Reports of Standing Committees. Legislator Bono, advised of receipt of a grant for Ilion Water Extension Project.

The Chairman proceeded with Report and Resolutions beginning with the consent agenda.

On motion of Mr. Campione, seconded by Mr. Keeler, Resolution No. 254 – Resolution No. 256 were handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

- 254 PUB. SFTY./EM., WAYS & MEANS: Approving 2020 STOP-DWI Plan
- 255 CO. PROPERTIES: Reappointing member to the Greater Mohawk Valley Land Bank
- 256 NAT. RESOURCES: Appointing member to Regional Fish and Wildlife Management Board

The Chairman continued with the Regular Agenda.

On motion of Mr. Russell, seconded by Mr. Stephens, Report and Resolution No. 257 sponsored by the Committee on Ways and Means approving Equalization Rates for 2020 was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Russell, seconded by Mr. Shaw, Report and Resolution No. 258 sponsored by the Committee on Ways and Means approving contract for third party claims administration services was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Russell, seconded by Mr. Schrader, Report and Resolution No. 259 sponsored by the Committee on Ways & Means approving contract concerning services under Health Reimbursement Account Plan was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Russell, seconded by Mr. Stephens, Report and Resolution No. 260 sponsored by the Committee on Ways and Means authorizing transfers of funds for Public Health was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Smith, seconded by Mr. Hollum, Report and Resolution No. 261 sponsored by the Committee on Human Resources and the Committee on Ways and Means accepting grant funding, authorizing signatures, creating accounts, creating project number and amending budget in Public Health was handed up; voted on and adopted by voice vote:

For: Ayes: (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Ackerman, seconded by Mr. Shaw, Report and Resolution No. 262 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing contracts in connection with System of Care Grant in Public Health was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Stephens, seconded by Mr. Bono, Report and Resolution No. 263 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing contract with New York State for funding for Early Intervention Administration Program was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Weakley, seconded by Mr. Smith, Report and Resolution No. 264 sponsored by the Committee on Human Resources and the Committee on Ways and Means accepting additional grant funding and amending budget for Healthy Families Program was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Bono, seconded by Mr. Malta, Report and Resolution No. 265 sponsored by the Committee on Human Resources and the Committee on Ways and Means approving contract and amending budget in connection with funding in Mental Health was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Bono, seconded by Mr. Hollum, Report and Resolution No. 266 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways and Means authorizing annual service maintenance agreement for voice recorder located at the Correctional Facility was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Bono, seconded by Mr. Weakley, Report and Resolution No. 267 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways and Means authorizing maintenance agreement for fire alarm system at Correctional Facility was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Stephens, seconded by Mr. Campione, Report and Resolution No. 268 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways and Means accepting grant funding, authorizing e-signature, and amending 2019 budget in Emergency Services was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Weakley, seconded by Mr. Keeler, Report and Resolution No. 269 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways and Means accepting grant funding and authorizing e-signature in Probation was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Bono, seconded by Mr. Keeler, Report and Resolution No. 270 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways and Means authorizing payment in connection with installation of gas line at the new Correctional Facility was handed up; voted on and adopted by voice vote:

For: Ayes (14). Against: None.

Abstain: Ackerman (1). Absent: Gaworecki, Brezinski (2).

On motion of Mr. Campione, seconded by Mr. Weakley, Resolution No. 271 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways and Means accepting grant for Assigned Counsel Funding was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

On motion of Mr. Keeler, seconded by Mr. Manno, Resolution No. 272 sponsored by the Committee on County Properties and the Committee on Ways and Mean authorizing acceptance of grant for restoration and rehabilitation of the Historic 1834 Jail was handed up; voted on and adopted by voice vote:

For: Ayes (15). Against: None. Absent: Gaworecki, Brezinski (2).

Chairman Peplinski stated that pursuant to Rule 6(12) they would proceed with comments by legislators. The following legislators made a comment: Legislator Bono, Legislator Schrader.

At 2:20 p.m. on motion of Mr. Manno, seconded by Mr. Stephens, the Legislature adjourned to Wednesday, October 23, 2019 at 7:00 p.m.

Brittney R. Viscomi, Clerk



HERKIMER COUNTY LEGISLATURE

No. 254

REPORT AND RESOLUTION APPROVING 2020 STOP-DWI PLAN

**Sponsored by: Committee on Public Safety/Emergency Management
Committee on Ways and Means**

WHEREAS, the New York State Legislature, by Chapter 913 of the Laws of 1981, established a Special Traffic Options Program for Driving While Intoxicated; and

WHEREAS, the said Law provides for the establishment of such a program by the counties of the State of New York; and

WHEREAS, the Herkimer County Legislature authorized by Resolution No. 270 for the year 1981, participation by the County of Herkimer in the STOP-DWI Program; and

WHEREAS, by letter dated August 26, 2019, Michael L. Edwards, STOP-DWI Coordinator, has submitted the STOP-DWI Plan for the year 2020 for approval by this Legislature; now, therefore, be it

RESOLVED:

1. That the Herkimer County Legislature hereby approves the STOP-DWI Plan for 2020;
2. That the funds accrued in the year 2019 and prior thereto be expended for the continuance of the STOP-DWI Program;
3. That the STOP-DWI Coordinator and Advisory Board submit timely reports regarding revenue obtained and expended within limits previously approved, to the appropriate committees of the County Legislature;
4. That the previous resolutions regarding the STOP-DWI Program be continued as resolved;
5. That certified copies of this Resolution be forwarded to the County Treasurer, Auditor, Budget Officer, STOP-DWI Coordinator and the New York State Department of Motor Vehicles.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 255

REPORT AND RESOLUTION REAPPOINTING MEMBER TO THE GREATER MOHAWK VALLEY LAND BANK

Sponsored by: Committee on County Properties

WHEREAS, by Resolution No. 237 of 2016, this Legislature established the Greater Mohawk Valley Land Bank Corporation and appointed two representatives to the Board of Directors; and

WHEREAS, the term of John Stephens to the Greater Mohawk Valley Land Bank shall expire on October 4, 2019; and

WHEREAS, by letter dated September 18, 2019, Bernard Peplinski, Chairman of the Herkimer County Legislature has made the reappointment of John Stephens for a term to expire October 4, 2021; now, therefore, be it

RESOLVED, that the appointment of John Stephens, Herkimer County Legislator, Ilion, NY 13357, to the Greater Mohawk Valley Land Bank Corporation with the term expiration as listed above, is hereby ratified and confirmed; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Greater Mohawk Valley Land Bank Corporation and John Stephens.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 256

REPORT AND RESOLUTION APPOINTING MEMBER TO REGIONAL FISH AND WILDLIFE MANAGEMENT BOARD

Sponsored by: Committee on Natural Resources

WHEREAS, by letter dated September 13, 2019 from Bernard Peplinski, Chairman, Herkimer County Legislature, your Committee has been advised that an appointment of Chris Burke, Ilion New York be made as sportsman representative to the Regional Fish and Wildlife Management Board to fill a vacancy presently existing on said Board, which term shall expire on December 31, 2019; now, therefore be it

RESOLVED, that the appointment of Chris Burke of Ilion, New York, as sportsman representative to the Regional Fish and Wildlife Management Board, made by the Chairman of the Legislature, be and hereby is, ratified and confirmed, which term shall expire on December 31, 2019; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Regional Supervisor of Fish and Wildlife at Region 6 of the New York State Department of Environmental Conservation and Chris Burke.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 257

REPORT AND RESOLUTION FIXING PERCENTAGES WHICH THE ASSESSED VALUATION OF REAL PROPERTY BEAR TO THE FULL OR TRUE VALUATION OF THE VARIOUS TOWNS OF THE COUNTY AND THE CITY OF LITTLE FALLS

Sponsored by: Committee on Ways and Means

WHEREAS, your Committee on Ways and Means, to which was referred the communication from the Director of Real Property Tax Services, submitting the State Board established Herkimer County Equalization Rates to be used in the apportionment of the 2020 Tax Levy pursuant to Title 2 of Article 8 of the Real Property Tax Law, do respectfully report that we have examined said report and offer the following Resolution:

RESOLVED, that pursuant to Title 2 of Article 8 of the Real Property Tax Law the ratio of percentage which the assessed valuation of real property in each district bears to its full value is hereby established as follows:

County Equalization Rates for the 2019 Assessment Rolls for Municipalities in the County of Herkimer

City of Little Falls	19.00
Town of Columbia	90.00
Town of Danube	78.00
Town of Fairfield	76.00
Town of Frankfort	68.00
Town of German Flatts	77.50
Town of Herkimer	90.50
Town of Litchfield	90.00
Town of Little Falls	72.00
Town of Manheim	67.00
Town of Newport	100.50
Town of Norway	68.20
Town of Ohio	96.50
Town of Russia	100.00
Town of Salisbury	100.00
Town of Schuyler	83.00
Town of Stark	55.70
Town of Warren	65.00
Town of Webb	95.00
Town of Winfield	90.00

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Director of Real Property Tax Services and each town and the City of Little Falls.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 258

REPORT AND RESOLUTION APPROVING CONTRACT FOR THIRD PARTY CLAIMS ADMINISTRATION SERVICES FOR THE FORMER HERKIMER COUNTY SELF-INSURANCE PLAN AND STAND ALONE PLAN

Sponsored by: Committee on Ways and Means

WHEREAS, by Resolution No. 313 of 2008 this Legislature authorized a contract with Benetech, Inc., for third party administration services for the former Herkimer County Self-Insured Workers' Compensation Plan which has been extended and amended to include coverage for the Stand Alone Plan and extended by Resolution No. 256 of 2017 through December 31, 2019; and

WHEREAS, by letter dated September 9, 2019, Steven R. Billings, Personnel Officer, has requested to extend said agreement from January 1, 2020 through December 31, 2021, with the annual cost for the County Stand-Alone coverage to be at a rate of \$25,613.00 for the year 2020 and \$26,125.00 for the year 2021 and the former Herkimer County Self-Insurance Plan cost will be on a per claim basis of \$125.00 per medical only claim and \$406.00 per indemnity claim for both 2020 and 2021; now, therefore, be it

RESOLVED, an agreement with Benetech, Inc., One Dodge Street, PO Box 348, Wynantskill, NY 12198, for third party administrative services to the former Herkimer County Self-Insurance Plan and for the County's Stand-Alone coverage be approved for the period January 1, 2020 through December 31, 2021, at the above rates, with the terms and conditions of said contract to be subject to the approval of the County Attorney; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Personnel Officer and Benetech, Inc.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 259

REPORT AND RESOLUTION CONCERNING SERVICES UNDER HEALTH REIMBURSEMENT ACCOUNT PLAN

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated August 30, 2019, Steven R. Billings, Personnel Officer, advises that it is the recommendation of your Committee that a contract for the period commencing January 1, 2020 through December 31, 2021, be entered into with Benefit Resource, Inc. for administration of a Health Reimbursement Account Plan under Internal Revenue Code Section 105(h); and

WHEREAS, the Health Reimbursement Account is available to county employees who opt for health insurance under the Excellus-Healthy Choices Plan and can be used to reimburse a portion of employees' out-of-pocket medical expenses; now, therefore, be it

RESOLVED, that a contract be entered into with Benefit Resource, Inc., 245 Kenneth Drive, Rochester, NY 14623-4277, for January 1, 2020 through December 31, 2021 to provide services in the area of administration of a Health Reimbursement Account Plan under Internal Revenue Code Section 105(h), at a cost of \$3.75 per month per participant, with an annual compliance administration fee of \$395.00, with the terms and conditions of said contract to be subject to the approval of the County Attorney; and, be it further

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute said contract on behalf of the County of Herkimer; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Personnel Officer and Benefit Resource, Inc.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 260

REPORT AND RESOLUTION AUTHORIZING TRANSFERS OF FUNDS

Sponsored by: Committee on Ways & Means

WHEREAS, your Committee on Ways and Means, to which was referred a communication from Sheri A. Ferdula, Budget Officer/Purchasing Agent, dated September 10, 2019, submitting a request for transfer of funds, reports that we have examined said communication, inquired into the subject matter thereof, and recommend that said transfers be made and offer the following Resolution:

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed to transfer the following sum from and to the following accounts in the 2019 Budget:

Transfer:

\$15,000

From: A4010.10000-001, Public Health, Salaries

To: A4074.41000, Biologicals, Supplies

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, and Director of Public Health.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 261

REPORT AND RESOLUTION ACCEPTING GRANT FUNDING, AUTHORIZING SIGNATURES, CREATING ACCOUNTS, CREATING PROJECT NUMBER, AND AMENDING 2019 BUDGET

**Sponsored by: Committee on Human Resources
Committee on Ways and Means**

WHEREAS, by letter dated September 11, 2019, Christina Cain, Director of Public Health has advised of a Substance Abuse and Mental Health Services Administration “System of Care Expansion and Sustainability” Grant Funding for the period of September 30, 2019 to September 29, 2023 with years 1-4 being in the amount of \$989,447 per year and year 5 at \$746,278; and

WHEREAS, by letter dated September 10, 2019 from Sheri A. Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that Project PH20-1 be established for these funds and that the 2019 budget be amended; now, therefore be it

RESOLVED, that the above described grant is hereby accepted and that the 2019 budget be amended as follows:

CREATE:

Project PH20-1, System of Care Grant

A4189N.4489N, Care Expansion and Sustainability, Federal Aid	FROM:	\$0
\$989,447	TO:	

A4189N.44000, Care Expansion and Sustainability, Contracted Svs	FROM:	\$0
\$989,447	TO:	

and, be it further

RESOLVED, that the Chairman of the Legislature be authorized to e-sign the grant document; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer and Director of Public Health.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 262

REPORT AND RESOLUTION AUTHORIZING CONTRACTS IN CONNECTION WITH SYSTEM OF CARE GRANT IN PUBLIC HEALTH

**Sponsored by: Committee on Human Resources
Committee on Ways and Means**

WHEREAS, Public Health received a System of Care Grant which runs from September 30, 2019 through September 29, 2023 and it is necessary to enter into agreements in order to fulfill the requirements and goals of the grant; and

WHEREAS, by letter dated September 18, 2019 from Christina Cain, Director of Public Health, she has requested to enter into the following contracts:

1. Agreement with BOCES and/or the individual districts for them to purchase the DESSA software and distribute to the identified school districts in the total amount of \$30,559.36 per grant year.
2. Agreement with The United Way to provide Family School Navigators to identified schools in the amount of \$272,250.00 per grant year.
3. Agreement with ICAN to provide two required staff positions (Project Director and Lead Family Contact) for grant implementation totaling \$157,555 per grant year.
4. Agreement with SUNY Polytechnic Institute for required data collection and analysis in the amount of \$150,000.00 per grant year.

; now, therefore be it

RESOLVED, that the above contracts are approved contingent upon County Attorney approval, and that the Chairman is authorized to execute said contracts, and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer and Director of Public Health.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 263

REPORT AND RESOLUTION AUTHORIZING CONTRACT WITH THE STATE OF NEW YORK FOR FUNDING FOR EARLY INTERVENTION ADMINISTRATION PROGRAM

**Sponsored by: Committee on Human Resources
Committee on Ways and Means**

WHEREAS, by letter dated September 6, 2019, from Christina Cain, Director of Public Health, this Legislature is advised that the New York State Department of Health has submitted a contract providing for the renewal of the Early Intervention Administration Program grant in the total amount of \$25,806.00; and

WHEREAS, said agreement shall be effective for the term October 1, 2019 through September 30, 2020; and

WHEREAS, the County of Herkimer has qualified personnel, facilities and expertise to provide the services required under the terms of the agreement; now, therefore, be it

RESOLVED, that the Chairman of this Legislature be and he hereby is, authorized to execute said contract in form prepared by the State of New York, on behalf of the County of Herkimer for an Early Intervention Administration grant in the amount of \$25,806.00, with said grant to be for the period October 1, 2019 through September 30, 2020; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of Public Health and New York State Department of Health.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 264

REPORT AND RESOLUTION ACCEPTING ADDITIONAL GRANT FUNDING AND AMENDING BUDGET FOR HEALTHY FAMILIES PROGRAM

**Sponsored by: Committee on Human Resources
Committee on Ways and Means**

WHEREAS, Resolution No. 243, adopted on August 8, 2018 accepted a 2018-19 Healthy Families Grant for Herkimer County in the amount of \$374,434; and

WHEREAS, by letter dated September 23, 2019, Christina Cain, Director of Public Health, has advised of additional funding for said grant and requests the Chairman of the Legislature to sign by electronic signature; and

WHEREAS, by letter dated September 23, 2019, from Sheri A. Ferdula, Budget Officer, this Legislature is advised that it will be necessary to amend the 2019 Herkimer County Budget in connection with the receipt of additional funding in the amount of \$43,550; now, therefore be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to complete by electronic signature a contract with the New York State Department of Health to receive the additional funding for the 2018-19 Healthy Families Grant for Herkimer County in the amount of \$43,550 for the period September 1, 2018 to August 31, 2019; and, be it further

RESOLVED, that the Herkimer County Budget is hereby amended as follows:

A4189H-3401-PH13-12	From:	\$417,998
	To:	\$461,548

A4189H-44000-PH13-12	From:	\$417,998
	To:	\$461,548

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer and Director of Public Health.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 265

REPORT AND RESOLUTION TO APPROVE CONTRACT AND AMEND BUDGET IN CONNECTION WITH FUNDING IN HERKIMER COUNTY MENTAL HEALTH DEPARTMENT

**Sponsored by: Committee on Human Resources
Committee on Ways & Means**

WHEREAS, by letter dated September 9, 2019, Kristen Snyder-Branner, Director of Community Services, has advised of receipt of State funding in the amount of \$60,000 to provide substance abuse services to the Herkimer County Correctional Facility through a contract with the Beacon Center, 3354 Sheridan Drive, Amherst, NY 14223; and

WHEREAS, by letter dated September 10, 2019, from Sheri Ferdula, Budget Officer, this Legislature is advised that it will be necessary to amend the 2019 Herkimer County Budget in connection with the receipt of said funding; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute a contract with the Beacon Center, 3354 Sheridan Drive, Amherst, NY 14223, upon the above terms; and, be it further

RESOLVED, that the 2019 Budget be amended as follows:

A4320.3490, Mental Health, State Aid	From: \$363,345
	To: \$423,345

A4320.44000, Mental Health, Contracted Services	From: \$200
	To: \$60,200

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of Community Services, and the Beacon Center.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 266

REPORT AND RESOLUTION AUTHORIZING ANNUAL SERVICE MAINTENANCE AGREEMENT FOR VOICE RECORDER LOCATED AT THE HERKIMER COUNTY CORRECTIONAL FACILITY

**Sponsored by: Committee on Public Safety/Emergency Management
Committee on Ways and Means**

WHEREAS, by Resolution No. 211 adopted on September 7, 2011 a contract was entered into with Business Electronics Inc., of Connecticut, for the installation of voice recorder and computer software updates located at the Herkimer County Correctional Facility; and

WHEREAS, by letter dated September 4, 2019, Christopher P. Farber, Sheriff, has requested approval of a service maintenance contract on said voice recorder system for the period October 1, 2019 through September 30, 2020 at a cost of \$3,880.00; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into a service maintenance contract with Business Electronics, Inc., 6 Capital Drive, Wallingford, CT 06492 for the Verint Audiolog Voice Recorder and computer software updates on the Verint Tier II Remote; and; be it further

RESOLVED, that said contract shall be for the period October 1, 2019 through September 30, 2020 and shall be subject to the review and approval of the Herkimer County Attorney; and, be it further

RESOLVED, that the Chairman of this Legislature is authorized to enter into annual renewals of said contract after the expiration of the current agreement, upon the same or more favorable terms and conditions; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Sheriff and Business Electronics, Inc.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 267

REPORT AND RESOLUTION AUTHORIZING MAINTENANCE CONTRACT FOR FIRE ALARM SYSTEM AT CORRECTIONAL FACILITY

**Sponsored by: Committee on Public Safety/Emergency Management
Committee on Ways and Means**

WHEREAS, by letter dated September 4, 2019, from Christopher P. Farber, Herkimer County Sheriff, your committees have been advised of a request to extend the service maintenance contract with Johnson Controls Fire Protection LP, District #162 for the period August 1, 2019 to July 31, 2020, at a cost of \$2,533.16; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into a service maintenance agreement with Johnson Controls Fire Protection LP, District #162, 6731 Collamer Rd., Ste. 4, East Syracuse, NY 13057-8704 for the fire alarm system at the Herkimer County Correctional Facility at a cost of \$2,533.16 for the period August 1, 2019 to July 31, 2020; and, be it further

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute annual renewals of said agreement at the same or more favorable terms and conditions; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Sheriff and Johnson Controls Fire Protection LP.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 268

REPORT AND RESOLUTION ACCEPTING GRANT FUNDING, AUTHORIZING E-SIGNATURE, AND AMENDING 2019 BUDGET

**Sponsored by: Committee on Public Safety/Emergency Management
Committee on Ways and Means**

WHEREAS, by letter dated September 18, 2019, John Raymond, Director of Emergency Services has advised of a FY 2019 Emergency Management Performance Grant in the amount of \$28,560.00 which will be utilized for the yearly maintenance agreement for the mobile app., the 911 Center security camera service agreement, and turnout and protective gear for our Volunteer Deputy Fire and EMS Coordinators; and

WHEREAS, by letter dated September 10, 2019 from Sheri A. Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that the 2019 budget must be amended; now, therefore be it

RESOLVED, that the above described grant is hereby accepted and that the 2019 budget be amended as follows:

A3020A.4389H, Em. Mgt. HSG, State Aid, Project EM06-5	From: \$0
	To: \$28,560
A3020A.25000, Em. Mgt. HSG, Other Equipment, EM06-5	From: \$0
	To: \$28,560

and, be it further

RESOLVED, that the Chairman of the Legislature be authorized to e-sign the grant document; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer and Director of Emergency Services.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 269

REPORT AND RESOLUTION ACCEPTING GRANT FUNDING AND AUTHORIZING E SIGNATURE

**Sponsored by: Committee on Public Safety/Emergency Management
Committee on Ways & Means**

WHEREAS, by letter dated September 16, 2019, from Garry E. Murphy, Director of Probation, this Legislature is advised of the request for acceptance of a grant from the State Division of Criminal Justice Services, in the amount of \$61,984.00 for Raise the Age Legislation concerning appropriate cases, for the period from April 1, 2018 through March 31, 2020; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute by e-signature a contract with the New York State Division of Criminal Justices to receive a Raise the Age Grant in the amount of \$61,984.00 for the period from April 1, 2018 through March 31, 2020, with said contract to be subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of Probation and the State Division of Criminal Justice Services.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 270

REPORT AND RESOLUTION AUTHORIZING PAYMENT IN CONNECTION WITH INSTALLATION OF GAS LINE AT THE NEW CORRECTIONAL FACILITY

**Sponsored by: Committee on Public Safety & Emergency Management
Committee on Ways and Means**

WHEREAS, by letter dated September 11, 2019, Sheri Ferdula, Budget Officer/Purchasing Agent, requests that authorization be given for a payment of \$43,383.12 to National Grid for installation of a gas line at the new correctional facility; now, therefore, be it

RESOLVED, that the County of Herkimer is hereby authorized to pay National Grid \$43,383.12 for installation of a gas line at the new correctional facility; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, and Budget Officer.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 271

RESOLUTION ACCEPTING GRANT FOR ASSIGNED COUNSEL FUNDING

**Sponsored by: Committee on Public Safety & Emergency Management
Committee on Ways and Means**

WHEREAS, the New York State Office of Indigent Legal Services has approved grant funding to the County of Herkimer for a five year period from April 1, 2018 to March 31, 2023 in the total amount of \$3,989,861.28, and has submitted a contract to the County to accept that funding; and

WHEREAS, the funding is to support plans for counsel at arraignment, quality improvement of indigent defense and case load relief, with a line item budget and work plan for the first year of the contract, with budgets and work plans to be developed for future years, with the funds to be used to supplement and not supplant any state or local funds which would otherwise be spent; and

WHEREAS, expenditure of these funds will require further development and execution of contracts and plans for funding of these initiatives, all of which will be subject to further approval of this Legislature; now, therefore be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute the above described grant contract; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, and County Attorney.

Dated: October 2, 2019.



HERKIMER COUNTY LEGISLATURE

No. 272

RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FOR RESTORATION AND REHABILITATION OF THE HISTORIC 1834 JAIL

**Sponsored by: Committee on County Properties
Committee on Ways and Means**

WHEREAS, by Resolution No. 215 adopted by this Legislature on June 13, 2018, a lease agreement between the County of Herkimer and the Friends of Historic Herkimer County for the Herkimer County Historic 1834 Jail was extended from December 1, 2018 through November 30, 2023; and

WHEREAS, that lease contains a clause which requires that all contracts for the repair or improvement of the premises shall be subject to the approval of the Herkimer County Legislature, and also shall be subject to NYS competitive bidding requirements and any and all other Herkimer County requirements for entering into contracts; and

WHEREAS, the Friends of Historic Herkimer County have applied for and received a grant for the restoration and preservation of the deteriorated limestone walls and related work, in the amount of \$239,500.00 as described in the grant application prepared by C.T. Male Associates; and

WHEREAS, a grant agreement has been submitted by the NYS Office of Parks, Recreation and Historic Preservation, for execution by the Friends of Historic Herkimer County and the County, as owner of the premises; and

WHEREAS, it has been determined that the project is a prevailing wage project, subject to the competitive bidding requirements of the General Municipal Law, with the project to be administered by the Friends of Historic Herkimer County, through C.T. Male Associates, with appropriate documentation being submitted to the County of Herkimer to show compliance with the appropriate statutory and county standards; now, therefore, be it

RESOLVED, that the County of Herkimer hereby approves the acceptance of the above described grant and the execution of the grant agreement by the County of Herkimer, and further approves of the work described in the grant application, subject to the requirement that the Friends of Historic Herkimer County shall supply to the County of Herkimer copies of all bidding documents, contracts, contract modifications, change orders, any and all financial information related to the administration of the grant and project, certified payrolls showing compliance with prevailing wage standards, and any and all other documents or records requested by the County of Herkimer for the project; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, County Attorney, Friends of Historic Herkimer County, and NYS Office of Parks, Recreation and Historic Preservation.

Dated: October 2, 2019.

