

**MINUTES**  
**Herkimer County Legislature**  
**Fourth Quarter – Fourth Day**  
**Wednesday, November 13, 2019**  
**7:00 p.m.**

**NOTICE**

NOTICE IS HEREBY GIVEN that there has been presented to the County Legislature of the County of Herkimer, State of New York, on the 23rd day of October, 2019, Introductory Local Law B for the year 2019 entitled, "A LOCAL LAW INCREASING THE SALARIES OF SOME ELECTED COUNTY OFFICERS AND COUNTY OFFICERS APPOINTED FOR A FIXED TERM DURING THEIR TERM OF OFFICE."

NOTICE IS FURTHER GIVEN that the County Legislature of the County of Herkimer will hold a public hearing on the aforesaid proposed Local Law, to be conducted by the Committee on Ways and Means, at the Legislative Chambers in the County Office Building, Herkimer, New York, on the 13th day of November, 2019 at 6:00 p.m. at which time all persons interested will be heard.

Dated: November 4, 2019.

By Order of the Herkimer County Legislature

The Regular Session of the Herkimer County Legislature was called to order by Bernard Peplinski, Sr., Chairman of the Legislature at 7:00 p.m.

Chairman Peplinski called on Mark Nagele, Highway Superintendent, 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.

Chairman Peplinski called for a moment of silence in recognition of the recent floods.

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

Present: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Peplinski, Campione, Russell, Shaw, Weakley (16).

Absent: Ackerman (1).

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 October 23, 2019 and the minutes of November 1, 2019 Special Session. There were none, and the Chairman ordered them approved.

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

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. 436 – A communication was received from the Director of Office for the Aging advising of renewal of contract with America Food & Vending for congregate and home delivered meals. Filed.

No. 437 - A communication was received from the Oneida-Herkimer Solid Waste Authority submitting proposed 2020 budget. Filed.

No. 438 - A communication was received from the Chairman of the Herkimer County Sewer District Board submitting Proposed Assessment Roll. Referred to the Committee on Natural Resources.

No. 439 - A communication was received from the Budget Officer/Purchasing Agent requesting authorization for preparation of tentative copies of budget. Referred to the Committee on Ways & Means.

No. 440 - A communication was received from the Budget Officer/Purchasing Agent requesting a transfer of funds in Public Health. Referred to the Committee on Ways & Means.

No. 441 - A communication was received from the Budget Officer/Purchasing Agent requesting a transfer of funds in Emergency Services. Referred to the Committee on Ways & Means.

No. 442- A communication was received from Chairman Peplinski submitting appointments to the Office for the Aging Advisory Council. Referred to the Committee on Human Resources.

No. 443 - A communication was received from the Budget Officer/Purchasing Agent requesting renewal of Insurance Coverages for Herkimer County for 2020. Referred to the Committee on Ways & Means.

No. 444 - A communication was received from the Director of Office for the Aging requesting renewal of contract with Community Transportation Services, Ltd. in Office for the Aging. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 445 - A communication was received from the Director of Office for the Aging requesting renewal of contract for Registered Dietitian Services in Office for the Aging. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 446 - A communication was received from Mark R. Rose, Dolgeville Village Attorney requesting cancellation of tax lien on premises in the Village of Dolgeville. Referred to the Committee on County Properties.

No. 447 - A communication was received from the Herkimer County Treasurer submitting Apportionment of Mortgage Tax. Referred to the Committee on Ways & Means.

No. 448 - A communication was received from the County Clerk submitting Semi-Annual Mortgage Tax Report. Referred to the Committee on Ways & Means.

No. 449 - A communication was received from the Budget Officer/Purchasing Agent requesting approval for County Intranet development. Referred to the committee on Information Services and the Committee on Ways & Means.

No. 450 - A communication was received from the Budget Officer/Purchasing Agent requesting budget amendment, appropriation of funds and establish project for HCCC pool and structural repairs. Referred to the Committee on Education and the Committee on Ways & Means.

No. 451 - A communication was received from the Senior VP for Administration & Finance at HCCC submitting a draft Resolution of Board of Trustees for pool and structural repairs at Physical Education Building. Referred to the Committee on Education and the Committee on Ways & Means.

No. 452 - A communication was received from the Director of Real Property requesting County Auditor to process Refund and Corrections for the year 2020. Referred to the Committee on Ways & Means.

No. 453 - A communication was received from the Personnel Officer requesting contract for Stop Loss Coverage. Referred to the Committee on Ways & Means.

No. 454 - A communication was received from the Commissioner of DSS requesting approval of contracts for Flexible Funds for Family Services Plan in DSS. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 455 - A communication was received from the Commissioner of DSS requesting approval of contract with Catholic Charities for victims of domestic violence in DSS. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 456 - A communication was received from the Commissioner of DSS requesting approval of contract with ICAN for Juvenile Justice SPIN services in DSS. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 457 - A communication was received from the Commissioner of DSS requesting an amendment of contract with Beacon Center for substance abuse testing services in DSS. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 458 - A communication was received from the Budget Officer/Purchasing Agent requesting an appropriation in Highways. Referred to the Committee on Highways and the Committee on Ways & Means.

No. 459 - A communication was received from the County Highway Superintendent requesting approval of purchase of tree chipper in Highway Department. Referred to the Committee on Highways and the Committee on Ways & Means.

No. 460 - A communication was received from the Budget Officer/Purchasing Agent requesting approval of bid for purchase of excavator in Highway Department. Referred to the Committee on Highways and the Committee on Ways & Means.

No. 461- A communication was received from the Herkimer County District Attorney requesting approval of contract for Court Reporter in District Attorney's Office. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 462 - A communication was received from the Personnel Officer requesting an amendment to Salary Schedule III in District Attorney's Office. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 463 - A communication was received from the Herkimer County District Attorney requesting to accept grant from Division of Criminal Justice Services for District Attorney's Office. Referred to the Committee on Public Safety & Emergency Management and Ways & Means.

No. 464 - A communication was received from the Director of Employment & Training requesting authorization of office space permit at the Working Solutions Career Center. Referred to the Committee on County Planning & Development and the Committee on Ways & Means

No. 465 - A communication was received from the Director of Community Services requesting authorization of contracts in Mental Health. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 466 - A communication was received from the Director of Community Services requesting an amendment of contract with Catholic Charities in Mental Health. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 467 - A communication was received from the Director of Community Services requesting an amendment of contract for Electronic Medical Records System in Mental Health. Referring to the Committee on Human Resources and the Committee on Ways & Means.

No. 468 - A communication was received from the Director of Community Service requesting an increase in payment to contractors in Mental Health. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 469 - A communication was received from the County Administrator requesting an amendment to Part-Time Salary Schedule. Referred to the Committee on Ways & Means.

No. 470 - A communication was received from the County Highway Superintendent requesting approval for 2019/2020 Capital Construction/Storm damage projects. Referred to the Committee on Highways and the Committee on Ways & Means.

No. 471 - A communication was received from the Budget Officer/Purchasing Agent requesting appropriation of funds in the Highway Department. Referred to the Committee on Highways and the Committee on Ways & Means.

No. 472 - A communication was received from the Budget Officer/Purchasing Agent requesting appropriation of funds for Agreement with the Paige Group. Referred to the Committee on Ways & Means.

Pursuant to Rule 6, Chairman Peplinski then proceeded with Reports of Standing Committees. Legislator Russell, Chairman of the Committee on Ways & Means thanked everyone for their efforts on completing the 2020 budget; Legislator Bono, Chairman of the Committee on Public Safety & Emergency Management thanked everyone for the work done from the floods and also gave an update on the progress; Legislator Manno, Chairman of the Committee on Education informed the Legislature of the Trustee appointment in an upcoming resolution and introduced Cornell students; Legislator Shaw, Chairman of the Committee on Human Resources informed the Legislature of Programs held in Little Falls by Kathy Fox, Director of the Office for the Aging, and what a great job she did. Mr. Shaw also requested a resolution to clean water ways.

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

On motion of Mr. Stephens, seconded by Mr. Gaworecki, Resolutions No. 300 – Resolution No. 304 were handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

- 300 NAT. RESOURCES, WAYS & MEANS: Setting time for Public Hearing on Assessment Roll for the HC Sewer District
- 301 WAYS & MEANS: Authorizing preparation of tentative copies of budget
- 302 WAYS & MEANS: Authorizing transfer of funds in Public Health
- 303 WAYS & MEANS: Establishing account within project and transferring funds in Emergency Services
- 304 HUMAN RES.: Confirming appointments/reappointments to the Office for the Aging Advisory Council

The Chairman continued with the Regular Agenda.

On motion of Mr. Shaw, seconded by Mr. Hollum, Report and Resolution No. 305 sponsored by the Committee on Ways and Means authorizing insurance coverages was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Gaworecki, seconded by Mr. Weakley, Report and Resolution No. 306 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing contract with Community Transportation Services was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Shaw, seconded by Mr. Campione, Report and Resolution No. 307 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing an agreement for services of Dietician in the Herkimer County Office for the Aging was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Smith, seconded by Mr. Keeler, Report and Resolution No. 308 sponsored by the Committee on County Properties cancelling tax lien on premises in the Village of Dolgeville was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Stephens, seconded by Mr. Malta, Report and Resolution No. 309 sponsored by the Committee on Ways and Means apportioning Mortgage Tax was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Hollum, seconded by Mr. Schrader, Report and Resolution No. 310 sponsored by the Committee on Information Services and the Committee on Ways and Means authorizing County Intranet development was handed up; discussion was held, voted on and adopted by voice vote:

For: Ayes (16).      Against: None.      Absent: Ackerman (1).

On motion of Mr. Gaworecki, seconded by Mr. Brezinski, Report and Resolution No. 311 sponsored by the Committee on Education and the Committee on Ways and Means approving swimming pool and structural repairs at Herkimer County Community College, amending budget, transferring funds, and establishing project was handed up; discussion was held, voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Peplinski, Campione, Russell, Shaw, Weakley (16).

Against: None.      Abstain: None.      Absent: Ackerman (1).

On motion of Mr. Campione, seconded by Mr. Bono, Report and Resolution No. 312 sponsored by the Committee on Ways and Means authorizing County Auditor to process Real Property tax refund applications and to correct errors on tax rolls was handed up; voted on and adopted by voice vote:

For: Ayes (16).      Against: None.      Absent: Ackerman (1).

On motion of Mr. Stephens, seconded by Mr. Shaw, Report and Resolution No. 313 sponsored by the Committee on Ways and Means concerning Stop Loss coverage for health insurance was handed up; voted on and adopted by voice vote:

For: Ayes (16).      Against: None.      Absent: Ackerman (1).

On motion of Mr. Smith, seconded by Mr. Shaw, Report and Resolution No. 314 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing contracts in connection with Flexible Funds for Family Services Plan in the Department of Social Services was handed up; voted on and adopted by voice vote:

For: Ayes (16).      Against: None.      Absent: Ackerman (1).

On motion of Mr. Bono, seconded by Mr. Weakley, Resolution No. 315 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing contract in the Department of Social Services for Non-Residential Domestic Violence Program was handed up; voted on and adopted by voice vote:

For: Ayes (16).      Against: None.      Absent: Ackerman (1).

On motion of Mr. Shaw, seconded by Mr. Bono, Resolution No. 316 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing renewal of agreement for Service Provisions for Individual Needs (SPIN) Contract with ICAN in relation to Raise the Age Program implementation was handed up; voted on and adopted by voice vote:

For: Ayes (16).      Against: None.      Absent: Ackerman (1).

On motion of Mr. Shaw, seconded by Mr. Stephens, Resolution No. 317 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing renewal of agreement for provision of screening services to the Department of Social Services was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Smith, seconded by Mr. Weakley, Resolution No. 318 sponsored by the Committee on Highways approving projects under Article 6, Section 116 of the Highway Law was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Weakley, seconded by Mr. Stephens, Resolution No. 319 sponsored by the Committee on Highways and the Committee on Ways and Means appropriating funds in connection with flooding was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Peplinski, Campione, Russell, Shaw, Weakley (16).

Against: None. Abstain: None. Absent: Ackerman (1).

On motion of Mr. Campione, seconded by Mr. Smith, Resolution No. 320 sponsored by the Committee on Highways and the Committee on Ways and Means authorizing the purchase of equipment for the Highway Department was handed up; discussion was held, voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Stephens, seconded by Mr. Weakley, Resolution No. 321 sponsored by the Committee on Highways and the Committee on Ways and Means awarding bid for the purchase of equipment for the Highway Department was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Bono, seconded by Mr. Brezinski, Resolution No. 322 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways and Means concerning Grand Jury Stenographer fees was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Russell, seconded by Mr. Bono, Resolution No. 323 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways and Means amending Salary Schedule No. III for position change in Herkimer County District Attorney's Office was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Peplinski, Campione, Russell, Shaw, Weakley (16).

Against: None. Abstain: None. Absent: Ackerman (1).

On motion of Mr. Campione, seconded by Mr. Stephens, Resolution No. 324 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways and Means accepting grant from the Division of Criminal Justice Services for Herkimer County District Attorney's Office was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Shaw, seconded by Mr. Weakley, Resolution No. 325 sponsored by the Committee on County Planning and Development and the Committee on Ways and Means authorizing office space permit agreement with the Mary Imogene Bassett Hospital d/b/a Bassett Medical Center at the Working Solutions Career Center was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Smith, seconded by Mr. Gaworecki, Resolution No. 326 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing contracts for Herkimer County Mental Health Services was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Bono, seconded by Mr. Smith, Resolution No. 327 sponsored by the Committee on Human Resources and the Committee on Ways and Means amending contract for Herkimer County Mental Health Services was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Shaw, seconded by Mr. Stephens, Resolution No. 328 sponsored by the Committee on Human Resources and the Committee on Ways and Means amending contract for Electronic Medical Records System for Herkimer County Mental Health Services was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Bono, seconded by Mr. Shaw, Resolution No. 329 sponsored by the Committee on Human Resources and the Committee on Ways and Means increasing payment to contractors of Mental Health Services was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Hollum, seconded by Mr. Russell, Resolution No. 330 sponsored by the Committee on Ways and Means adjusting wages for hourly employees was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Peplinski, Campione, Russell, Shaw, Weakley (16).

Against: None. Abstain: None. Absent: Ackerman (1).

On motion of Mr. Stephens, seconded by Mr. Malta, Resolution No. 331 sponsored by the Committee on Ways and Means approving standard work day and retirement reporting for Elected and Appointed Officials was handed up; voted on and adopted by voice vote:



For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Bono, seconded by Mr. Keeler, Resolution No. 332 sponsored by the Committee on County Planning and Development and the Committee on Ways and Means authorizing an agreement with the Herkimer County Industrial Development Agency for administration of Turbo Machined Products, LLC. Grant was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Bono, seconded by Mr. Campione, Resolution No. 333 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways and Means authorizing payments to attorneys for counsel at arraignment plan was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Russell, seconded by Mr. Malta, Resolution No. 334 sponsored by the Committee on Ways and Means accepting tentative budget and fixing time and place for Public Hearing was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Russell, seconded by Mr. Malta, Resolution No. 335 sponsored by the Committee on Ways and Means adopting Introductory Local Law B for 2019 was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Peplinski, Campione, Russell, Shaw, Weakley (16).

Against: None. Abstain: None. Absent: Ackerman (1).

On motion of Mr. Russell, seconded by Mr. Malta, Resolution No. 336 sponsored by the Committee on Ways and Means adopting salary schedules for the year 2020 was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Keeler, Brezinski, Smith, Bono, Peplinski, Campione, Russell, Shaw (12).

Against: Johnson, Stephens, Manno, Weakley (4).

Abstain: None. Absent: Ackerman (1).

On motion of Mr. Bono, seconded by Mr. Malta, Resolution No. 337 sponsored by the Committee on County Properties and the Committee on Ways and Means authorizing letter of agreement with the Paige Group for Public Information and Crisis Communication Services and appropriating funds in connection therewith was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Peplinski, Campione, Russell, Shaw, Weakley (16).

Against: None. Abstain: None. Absent: Ackerman (1).

On motion of Mr. Stephens, seconded by Mr. Keeler, Resolution No. 338 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways and Means amending Resolution No. 287 of 2019 authorizing agreement with school district for placement of officers at schools was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

On motion of Mr. Manno, seconded by Mr. Gaworecki, Resolution No. 339 sponsored by the Committee on Education appointing Trustee at the Herkimer County Community College was handed up; discussion was held, voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Ackerman (1).

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

At 7:32 p.m. on motion of Mr. Manno, seconded by Mr. Stephens, the Legislature adjourned to Wednesday, December 11, 2019 at 7:00 p.m., with a Public Hearing on the Sewer District Assessment Roll at 5:50 p.m., and a Public Hearing on the 2020 Herkimer County Budget at 6:00 p.m.

Brittney R. Viscomi, Clerk



## HERKIMER COUNTY LEGISLATURE

No. 300

### **REPORT AND RESOLUTION FIXING TIME AND PLACE FOR THE PUBLIC HEARING ON THE ASSESSMENT ROLL OF THE PART COUNTY SEWER DISTRICT**

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

WHEREAS, the Herkimer County Sewer District has prepared an assessment roll pursuant to the provisions of Section 271 of the County Law; and

WHEREAS, this Legislature has been advised that the assessment roll has been submitted to the Herkimer County Budget Officer together with the estimate of revenues and expenditures; and

WHEREAS, the Herkimer County Budget Officer has transmitted the assessment roll together with the tentative budget to the Clerk of the Legislature; now, therefore, be it

RESOLVED, that the Herkimer County Legislature shall cause a notice to be published stating the time, place and purpose of a public hearing on the said assessment roll; and, be it further

RESOLVED, that the Herkimer County Legislature shall hold such public hearing at the Legislative Chambers of the Herkimer County Office Building in the Village of Herkimer, County of Herkimer, New York, on the 11<sup>th</sup> day of December, 2019 at 5:50 p.m., pursuant to the provisions of Section 271 of the County Law.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 301

### **REPORT AND RESOLUTION AUTHORIZING PREPARATION OF TENTATIVE COPIES OF BUDGET**

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

RESOLVED, that the Budget Officer of the County of Herkimer prepare up to seventy five (75) copies of the tentative budget for the County Legislature; and, be it further

RESOLVED, that the Committee on Ways and Means of this Legislature is hereby designated as the Committee to review the tentative budget pursuant to the provisions of Section 357 of the County Law of the State of New York.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 302

### REPORT AND RESOLUTION AUTHORIZING TRANSFERS OF FUNDS IN PUBLIC HEALTH DEPARTMENT

**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 October 24, 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:**

\$5,874.13

From: A4189L.10000-001, Lead Prevention, Salaries

To: A4189L.86000, Lead Prevention, Health Insurance

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: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 303

### REPORT AND RESOLUTION ESTABLISHING ACCOUNT WITHIN HOMELAND SECURITY GRANT PROJECT AND TRANSFERRING FUNDS IN EMERGENCY SERVICES

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

WHEREAS, by letter dated October 24, 2019 from Sheri A. Ferdula, Budget Officer/Purchasing Agent, your committee is advised of a request to create an account within the above project EM02-12 and transfer funds in the 2019 budget in order to cover costs of maintenance agreement and equipment; and

WHEREAS, letter further states a 44000 (Contracted Services) account will need to be established within Project EM02-12 in order to transfer as follows:

\$2,950	From: A3020A.22000, Em. Mgmt., Homeland Security, Computer Equipment To: A3020A.44000, Em. Mgmt., Homeland Security, Contracted Services
\$10,674.02	From: A3020A.22000, Em. Mgmt., Homeland Security, Computer Equipment To: A3020A.25000, Em. Mgmt., Homeland Security, Other Equipment

and, be it further

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

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 304

### **REPORT AND RESOLUTION CONFIRMING APPOINTMENTS AND REAPPOINTMENTS TO THE HERKIMER COUNTY OFFICE FOR AGING ADVISORY COUNCIL**

**Sponsored by: Committee on Human Resources**

WHEREAS, the Chairman of the Herkimer County Legislature, by letter dated October 17, 2019, has made reappointments to the Office for Aging Advisory Council; now, therefore, be it

RESOLVED, that the following appointments and reappointments to the Office for the Aging Advisory Council be, and hereby are ratified and confirmed:

**New appointments for term of 10/2019 -10/2022**

Shirley Garlick, 165 Kelly Road, Cold Brook, NY 13324

Carol Hadcock, 281 E. State Street, Ilion, NY 13357

**Reappointment for term of 10/2019 – 10/2022**

Brian Bunce, 115 Old State Road, Newport, NY 13416

Bruce Lyon, 36 W. State Street, Dolgeville, NY 13329

**Reappointment for term of 10/2019 – 10/2021**

Joseph Lee, 528 Garden Street, Little Falls, NY 13365

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Director of the Herkimer County Office for the Aging and each appointee.

Dated: November 13, 2019.



# HERKIMER COUNTY LEGISLATURE

No. 305

## REPORT AND RESOLUTION AUTHORIZING INSURANCE COVERAGES

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

WHEREAS, this Legislature is informed by communication from Sheri Ferdula, Budget Officer and Purchasing Agent, dated October 29, 2019 of a request that certain policies for insurance coverages be approved for the year beginning December 9, 2019 through December 9, 2020, that an overall increase in premiums is noted, and that the totals for each Agency will not exceed the amount listed; and

WHEREAS, sufficient monies are available to cover said expense; now, therefore be it

RESOLVED, that policies of insurance beginning December 9, 2019, are authorized by this Legislature as follows:

**NYMIR  
c/o Mang/NBT Insurance Agency  
56 North Main Street  
Gloversville, NY 12078**

<u>COVERAGE</u>	<u>2020 PREMIUM</u>
Property	\$49,513.20
Boiler & Machinery	\$10,365.30
General Liability	\$81,393.40
OCP	\$275.00
Auto	\$66,337.70
Public Officials Liability	\$27,727.70
Law Enforcement Liability	\$45,122.00
Inland Marine	\$24,113.10
Healthcare Gen. & Professional Liability	\$32,950.65
Excess Catastrophe Liability	\$42,249.90
Excess Employers Liability	\$8,257.00
Fire Fee	\$228.25
Motor Vehicle Fee	\$1,250.00
Crime Insurance	\$6,199.60
Cyber Policy	\$9,572.00
<b>NYMIR Total</b>	<b>\$405,554.80</b>

and, be it further

RESOLVED, that the Chairman of this Legislature be and he hereby is, authorized to execute any documents on behalf of the County of Herkimer in order to purchase said insurance coverages; and, be it further

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

Dated: November 13, 2019.





## HERKIMER COUNTY LEGISLATURE

No. 306

### REPORT AND RESOLUTION AUTHORIZING CONTRACT WITH COMMUNITY TRANSPORTATION SERVICES

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

WHEREAS, by letter dated October 8, 2019 from Kathy L. Fox, Director of the Office for the Aging, this Legislature is advised of a request to enter into a renewal of the agreement with Community Transportation Services, Ltd., a not-for-profit organization, to provide transportation services to senior citizens who are residents of the Town of Webb, Herkimer County; and

WHEREAS, under said agreement, Community Transportation Services will perform said services for the time period January 1, 2020 through December 31, 2020, at an annual charge not to exceed \$4,000.00, to be paid in equal quarterly installments and with Community Transportation Services to provide documentation of all rides provided to Town of Webb residents and submit properly completed vouchers to the Herkimer County Office for the Aging; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute an agreement with Community Transportation Services, Ltd., PO Box 995, Old Forge, NY 13420, to provide transportation services to senior citizens who are residents of the Town of Webb, for an annual charge not to exceed \$4,000.00, with the terms of said agreement to be subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that said contract shall be for the period January 1, 2020 through December 31, 2020, with the option for the Chairman of this Legislature to enter into an annual renewal of said contract after the expiration of the current agreement, upon the same or more favorable terms and conditions to the Office for the Aging; be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of the Office for the Aging and Community Transportation Services, Inc.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 307

### **REPORT AND RESOLUTION AUTHORIZING AGREEMENT FOR SERVICES OF DIETICIAN IN THE HERKIMER COUNTY OFFICE FOR THE AGING**

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

WHEREAS, by Resolution No. 226 adopted on October 3, 2013 an agreement was entered into with Shannon Davis, RD, CDN of Hartwick to provide the state mandated services of a registered dietician to the Office for the Aging Nutrition Program, on a consultant basis, which agreement was renewed by Resolution No. 4 of 2015; and

WHEREAS, by letter dated October 23, 2019, Kathy L. Fox, Director of the Office for the Aging, requests that said agreement be extended for a period of one year for fourteen hours per week at the rate of \$40.00 per hour, with mileage at the IRS rate; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into an agreement for a period of one year from January 1, 2020 to December 31, 2020, with Shannon Davis, RD, CDN, 4340 State Highway 80, Hartwick, New York, to provide services to the Herkimer County Office for the Aging Nutrition Program for fourteen hours per week at the rate of \$40.00 per hour, with mileage at the IRS rate; 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 to the Office for the Aging; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of the Office for the Aging and Shannon Davis.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 308

### REPORT AND RESOLUTION CANCELLING TAX LIEN ON PREMISES IN THE VILLAGE OF DOLGEVILLE

**Sponsored by: Committee on County Properties**

WHEREAS, by letter dated October 22, 2019, Mark R. Rose, Village Attorney for the Village of Dolgeville, has advised that the Village has obtained title to property located at 3 Baker Street in the Village, having Tax Map No. 108.44-3-56, which structure had been condemned due to damage by fire; and

WHEREAS, the County of Herkimer had previously withdrawn those premises from the In Rem Tax Proceedings; and

WHEREAS, the Village has obtained title to the parcel and intends to remove and properly dispose of any and all debris resulting from the demolition of the structure and to return the property to a safe and saleable condition, after which the Village will offer the property for sale at a fair market value and return the property to the tax rolls or use same for a municipal center park project and if the property is sold, to thereafter pay to the County the net proceeds of any sale of the premises over and above its expenditures from its general fund, as shown on a full accounting of the disposition of the proceeds of sale, also to be supplied to the County; and

WHEREAS, currently there are outstanding real property taxes for the years 2014 to date totaling approximately \$9,000.00; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute an agreement with the Village of Dolgeville containing the above terms and conditions; and, be it further

RESOLVED, that all delinquent tax liens shall be cancelled and the enforcing officer is hereby authorized to issue a certificate of cancellation of taxes at that time; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, County Property Agent and Village of Dolgeville Attorney Mark R. Rose.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 309

### REPORT AND RESOLUTION APPORTIONING MORTGAGE TAX

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

WHEREAS, your Committee on Ways and Means, to which was referred the report of the Recording Officer and County Treasurer showing the amounts received from the mortgage taxes, respectfully reports that we have examined the report containing the list of mortgages as kept by the Herkimer County Clerk, and herewith submit the following report showing the apportionment to the several towns, villages and the City in the County. Your Committee recommends that the Herkimer County Treasurer be authorized to draw warrants payable to the Supervisors of the several Towns and to the City of Little Falls, and to the treasurers of the incorporated villages in an amount apportioned as indicated on the tabulated statement recommended by the Committee herewith, and your Committee offers the following Resolution:

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed to draw warrants payable to the Supervisors of the several towns in Herkimer County and to the Treasurer of the City of Little Falls and the Treasurers of the incorporated villages in the County of Herkimer entitled to a portion thereof, in the amounts of mortgage taxes apportioned respectively, and that a certified copy of the Resolution be served by the Clerk of this Legislature on the Herkimer County Treasurer.

Dated: November 13, 2019.

APPORTIONMENT OF MORTGAGE TAX  
April 1, 2019 - September 30, 2019

TOWNS	TOTAL TAX RECEIVED	TOWN SHARE	INCLUDING VILLAGES	VILLAGES SHARES
COLUMBIA	\$ 6,536.68	\$ 6,536.68		
DANUBE	3,206.01	3,206.01		
FAIRFIELD	11,955.41	11,049.10	MIDDLEVILLE	\$ 906.31
FRANKFORT	38,765.97	34,774.46	FRANKFORT	3,919.83
			ILION	71.68
GERMAN FLATTS	58,049.18	36,908.79	ILION	15,766.28
			MOHAWK	5,374.11
HERKIMER	34,847.44	23,967.37	HERKIMER	10,880.07
LITCHFIELD	8,488.68	8,488.68		
CITY OF LITTLE FALLS	18,029.23	18,029.23		
T/O LITTLE FALLS	8,080.91	8,080.91		
MANHEIM	43,913.62	36,071.58	DOLGEVILLE	7,842.04
NEWPORT	8,469.54	7,275.17	MIDDLEVILLE	178.08
			NEWPORT	875.23
			POLAND	141.06
NORWAY	2,152.77	2,152.77		
OHIO	5,025.21	5,025.21		
RUSSIA	10,105.01	9,433.17	COLD BROOK	243.19
			POLAND	428.65
SALISBURY	5,341.58	5,341.58		
SCHUYLER	17,535.60	17,535.60		
STARK	2,337.76	2,337.76		
WARREN	7,334.46	7,334.46		
WEBB	82,505.47	82,505.47		
WINFIELD	4,656.88	4,004.90	WEST WINFIELD	651.98
<b>TOTAL</b>	<b>\$ 377,337.41</b>	<b>\$330,058.90</b>		<b>\$47,278.51</b>

Herkimer County Treasurer \$619.09



# HERKIMER COUNTY LEGISLATURE

No. 310

## REPORT AND RESOLUTION AUTHORIZING COUNTY INTRANET DEVELOPMENT

**Sponsored by: Committee on Information Services  
Committee on Ways and Means**

WHEREAS, by letter dated October 29, 2019 from Sheri A. Ferdula, Budget Officer, she has requested an appropriation of funds to cover the cost of development of a county intranet by Quadsimia, 412 Main Street, Utica, NY 13501, with a one-time fee of \$6,000 and a yearly maintenance of \$1,290; and

WHEREAS, a county intranet would allow for more efficient document sharing and uploading and storing information for committee and legislative meetings, and will also allow for possible future sharing of and access to policies and procedures, payroll forms and information, health insurance rates and change forms, directories and user guides, and other information for county employee use; now, therefore be it

RESOLVED, that development of a county intranet, as proposed from Quadsimia, 412 Main Street, Utica, NY 13501 is hereby approved; and, be it further

RESOLVED, that an appropriation in the amount of \$6,000 is hereby approved as follows:

\$6,000            From: A878, Computer System Reserve  
                      To:    A1680.44000, Information Services, Contracted Services

and, be it further

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

Dated: November 13, 2019.





## HERKIMER COUNTY LEGISLATURE

No. 312

### **REPORT AND RESOLUTION AUTHORIZING COUNTY AUDITOR TO PROCESS REAL PROPERTY TAX REFUND APPLICATIONS AND TO CORRECT ERRORS ON TAX ROLLS**

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

WHEREAS, Section 556 (8) of the Real Property Tax Law authorizes this Legislature to delegate, by resolution, to an appropriate official who is either empowered to authorize payment of bills without prior audit by this Legislature or to an official responsible for the payment of bills upon audit by this Legislature to perform the duties set forth in said section related to the refund of taxes, when the refund recommended by the Director of Real Property Tax Service is less than \$2,500.00; and

WHEREAS, Section 554 (9) of the Real Property Tax Law authorizes this Legislature to, by resolution, delegate the authority to perform corrections of errors in the tax roll to an appropriate official who is either empowered to authorize payment of bills without prior audit by this Legislature or to an official responsible for the payment of bills upon audit by this Legislature, provided said correction is \$2,500 or less; and

WHEREAS, by letter dated October 28, 2019, the Director of the Real Property Tax Service Agency has requested approval for said procedures for the year 2020; now, therefore, be it

#### RESOLVED:

1. That pursuant to Real Property Tax Law Section 556(8) the County Auditor is hereby authorized to perform the duties set forth in Section 556 of the Real Property Tax Law for the Legislature to perform, when the refund recommended by the Director of Real Property Tax Services is \$2,500 or less;
2. That pursuant to Real Property Tax Law Section 554(9) the County Auditor is hereby authorized to perform the duties set forth in Section 554 of the Real Property Tax Law when the recommended correction is \$2,500 or less;
3. That the County Auditor, in performing such duties, shall be governed by the provisions of Real Property Tax Law Section 554 and Section 556 and shall make reports to the Legislature as provided in said Sections;
4. That certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor and Director of Real Property Tax Services.

Dated: November 13, 2019.





## HERKIMER COUNTY LEGISLATURE

No. 313

### **REPORT AND RESOLUTION CONCERNING STOP LOSS COVERAGE FOR HEALTH INSURANCE**

#### **Sponsored by: Committee on Ways and Means**

WHEREAS, by letter dated October 21, 2019 from Steven R. Billings, Personnel Officer, this Legislature is advised and your Committee has determined that stop-loss insurance coverage for the County's minimum premium health insurance plans for 2020 would best be provided by Excellus Health Plan, Inc.; now, therefore, be it

RESOLVED, that a contract be entered into with Excellus Health Plan, Inc., Utica Business Park, 12 Rhoads Drive, Utica, NY 13502, for health insurance stop loss coverage for the County of Herkimer for the period January 1, 2020 through December 31, 2020 at a quoted annual premium of \$30.34 per participant per month, with an annual deductible of \$225,000; 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 Excellus Health Plan, Inc.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 314

### REPORT AND RESOLUTION AUTHORIZING CONTRACTS IN CONNECTION WITH FLEXIBLE FUNDS FOR FAMILY SERVICES PLAN (FORMERLY KNOWN AS TEMPORARY ASSISTANCE TO NEEDY FAMILIES – TANF) IN THE DEPARTMENT OF SOCIAL SERVICES

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

WHEREAS, by letter dated October 22, 2019 from Timothy Seymour, Commissioner of Social Services, this Legislature is advised that the State of New York has approved Herkimer County's Flexible Funds for Family Services Plan (formerly known as Temporary Assistance to Needy Families - TANF) Plan for the year 2020; and

WHEREAS, Herkimer County will receive federally allocated grant funding in connection with the implementation of the Flexible Funds for Family Services Plan, and in addition, capped Title XX and open-ended child welfare funding remain in place for the period; and

WHEREAS, said letter further requests that contracts be entered into with the following agencies for the implementation of the aforesaid programs; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute contracts with the following agencies in connection with the Herkimer County Department of Social Services Flexible Funds for Family Services Plan (formerly known as Temporary Assistance to Needy Families -TANF):

1. **Herkimer County Department of Mental Health and Chemical Dependency**, 301 N. Washington Street, Suite 2470, Herkimer, NY 13350 in the amount of \$21,500 to provide assessment of TANF and Safety Net clients with indicators of alcohol and/or drug abuse problems;
2. **Center for Family Life and Recovery**, 502 Court Street, Suite 401, Utica, NY 13502 not to exceed the amount of \$39,338 for management and coordination services to ensure clients with alcohol and/or drug abuse issues receive and follow through with services they need to overcome barriers to self-sufficiency;
3. **Catholic Charities of Herkimer County**, 61 West Street, Ilion, NY 13357 in the amount of \$20,000 to screen and provide assessment of clients who may have domestic violence issues as a barrier to self-sufficiency or receipt of child support;
4. **Legal Aid Society of Mid-New York**, 255 Genesee Street, Utica, NY 13501 to assist TANF and Safety Net clients in the appeal process, who have been denied Social Security Disability or Supplemental Security

Income benefits. Said contract not to exceed \$12,000;

5. **Resource Center for Independent Living, Inc.**, 131 Genesee Street, P.O. Box 210, Utica, NY 13503 to work with clients who have medical exemptions, or limited exemptions, to bridge the gap between vocational services and disability support services to achieve employment. Said contract not to exceed \$52,000;
6. **Center for Family Life and Recovery**, 502 Court Street, Suite 401, Utica, NY 13502 to provide preventive services to the Family Support/Persons in Need of Supervision Unit (PINS). Said contract not to exceed \$334,000;
7. **Integrated Community Alternatives Network (ICAN)**, 310 Main Street, Utica, NY 13501 – Family Reunification/Readiness Assessment and Return Home Early/Service Provision for Individual Needs (SPIN) – to provide service under a coordinated system of care to address the prevention of residential placement, and expedite identified children’s return home from such placement. Also to include an additional menu of services (SPIN) to be used on an as-needed basis for existing Herkimer County cases. Said contract not to exceed a combined total of \$237,536 annually; and, be it further

RESOLVED, that the Chairman of the Legislature is hereby authorized to execute contracts with the following agencies under Title XX funding:

1. **Catholic Charities of Herkimer County**, 61 West Street, Ilion, NY 13357 in the amount of \$48,500 to provide non-residential services to eligible clients and their families, who are victims of domestic violence;
2. **Integrated Community Alternatives Network (ICAN)**, 310 Main Street, Utica, NY 13501 to provide intensive preventive services on a continuous basis for families with children at risk for out-of-home placement into the highest level of institutional care. Said contract not to exceed \$137,917 annually;
3. **ICAN**, 310 Main Street, Utica, NY 13501 to provide voluntary and court-ordered parenting/nurturing skills classes for parents in various stages of child welfare services, said contract not to exceed \$27,250 annually; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer and Commissioner of Social Services and the above listed agencies.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 315

### **REPORT AND RESOLUTION AUTHORIZING CONTRACT IN DEPARTMENT OF SOCIAL SERVICES FOR NON-RESIDENTIAL DOMESTIC VIOLENCE PROGRAM**

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

WHEREAS, by letter dated October 24, 2019 from Timothy J. Seymour, Commissioner of Social Services, this Legislature is advised that the Office of Children and Family Services (OCFD) has recently revised their model contract for the purchase of Residential Domestic Violence Services, and further requests a contract be entered into with Catholic Charities of Herkimer County to provide these services; now, therefore, be it

RESOLVED, that this authorizes an agreement between Catholic Charities of Herkimer County, 61 West Street, Ilion, New York, and the Herkimer County Department of Social Services, for the provision of Non-Residential Domestic Violence Services, for the period beginning January 1, 2020 to December 31, 2020, at a per diem cost of \$94.33 established by OCFS; 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, with said contract 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, Commissioner of Social Services and Catholic Charities of Herkimer County.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 316

### **REPORT AND RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT FOR SERVICE PROVISIONS FOR INDIVIDUAL NEEDS (SPIN) CONTRACT WITH ICAN IN RELATION TO RAISE THE AGE PROGRAM IMPLEMENTATION**

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

WHEREAS, Resolution No. 283 adopted on September 12, 2018, authorized the Commissioner of Social Services to complete and submit the initial Herkimer County Raise the Age Fiscal Plan to the Division of Budget for approval, in compliance with recent legislation that will raise the presumptive age of criminal responsibility for persons sixteen and seventeen years old in New York State beginning October 1, 2018; and

WHEREAS, by letter dated October 22, 2019, Timothy Seymour, Commissioner of Social Services has requested that a renewal agreement be established with ICAN, 310 Main Street, Utica, NY 13501 in the amount of \$19,932.00 for the period of January 1, 2020 through December 31, 2020, and that the Chairman be authorized to renew said agreement; now, therefore be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into a renewal agreement with ICAN, 310 Main St., Utica, New York, 13501, in the amount of \$19,932.00 to meet the Raise the Age requirements for the establishment of a Service Provisions for Individual Needs (SPIN) program for the period January 1, 2020 through December 31, 2020; and, be it further

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

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 317

### **REPORT AND RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT FOR PROVISION OF SCREENING SERVICES TO DEPARTMENT OF SOCIAL SERVICES**

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

WHEREAS, by Resolution No. 202 adopted September 16, 2015 the Chairman of the Legislature and the Commissioner of Social Services were authorized to enter into an agreement with Beacon Center, Inc., 3131 Sheridan Drive, Suite 106, Amherst, New York 14223, for the provision of all services for, and administration of, drug and alcohol/substance abuse screening/testing for the Herkimer County Department of Social Services; and

WHEREAS, Resolution No. 34 of 2017, Resolution No. 380 of 2018, and Resolution No. 19 of 2019 amended the contract for price increases/decrease in services; and

WHEREAS, by letter dated October 22, 2019, Timothy Seymour, Commissioner of Social Services, has advised that there will be no additional pricing changes forthcoming in 2020, and requests to renew the agreement with Beacon Center, Inc., 3354 Sheridan Drive, Amherst, NY 14223 to continue to provide substance abuse testing, with the agreement to be effective January 1, 2020 through December 31, 2021; now, therefore be it

RESOLVED, that the Chairman of the Legislature and the Commissioner of Social Services be and hereby are authorized to renew the agreement for the above period of time, with Beacon Center, Inc., 3354 Sheridan Drive, Amherst, New York 14223, for the provision of all services for, and administration of, drug and alcohol/substance abuse screening/testing for the Herkimer County Department of Social Services; and, be it further

RESOLVED, that the Chairman of this Legislature is further authorized to enter into renewals of said agreement, after the expiration of the current agreement, upon the same or more favorable terms and conditions; with the final form of said agreement 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, Commissioner of Social Services and Beacon Center, Inc.

Dated: November 13, 2019.



# HERKIMER COUNTY LEGISLATURE

No. 318

## REPORT AND RESOLUTION APPROVING PROJECTS UNDER ARTICLE 6, SECTION 116 OF THE HIGHWAY LAW

**Sponsored by: Committee on Highways**

WHEREAS, your Committee on Highways, to which was referred the letter of Mark Nagele, County Superintendent of Highways, dated November 7, 2019, submitting three copies each of statements under Article 6 of the Highway Law designating work to be done with County Road Fund monies during the years 2019/2020 covering two projects involved in the Capital Construction Program, respectfully reports that we have examined said statements contained in said communication from and signed by the County Superintendent of Highways, recommend its adoption and offer the following Resolution:

RESOLVED, that the statements under Article 6 of the Highway Law which designate work to be done with County Road Fund monies be, and hereby are, approved by the County Legislature of the County of Herkimer for the following projects involved in the Capital Construction Program, to be funded as listed:

PROJECT NO.	ROAD/LOCATION	TYPE OF PROJECT	ESTIMATED CONSTRUCTION COST
393	Gray Wilmurt Road CR 4, Bridge BIN 3307910 Storm Damage over Black Creek, Town of Norway	Engineering/ Design	\$100,000.00
394	Dairy Hill Road, CR 36 Storm Damage Reconstruction, Town of Salisbury	Reconstruction/ Storm Damage	\$806,000.00

RESOLVED, that these projects will be funded by CHIPS/EWR monies; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, County Auditor and County Highway Superintendent.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 319

### REPORT AND RESOLUTION APPROPRIATING FUNDS IN CONNECTION WITH FLOODING

**Sponsored by: Committee on Highways  
Committee on Ways and Means**

WHEREAS, by letter dated November 4, 2019, the Herkimer County Budget Officer has advised of the need for additional funding to allow for the work necessary to repair damages from the recent flooding for supplies, professional services, contract work, salaries, and overtime; and

WHEREAS, the Budget Officer, further advises that funds have been verified and are available for this appropriation; now, therefore, be it

RESOLVED, that an appropriation within the 2019 budget be made as follows:

\$300,000	From: D889, Reserve Emergency Disaster Work To: D8760.41000, Emergency Disaster Work, Supplies
\$570,000	From: D889, Reserve Emergency Disaster Work To: D8760.44000, Emergency Disaster Work, Contracted Services
\$15,000	From: D889, Reserve Emergency Disaster Work To: D5110.10000-002, Maintenance Division, Overtime
\$50,000	From: D889, Reserve Emergency Disaster Work To: D5110.10100, Maintenance Division, Temporary Employees
\$20,000	From: D889, Reserve Emergency Disaster Work To: D5110.10100-002, Maintenance Division, Temp. Overtime.

and, be it further

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

Dated: November 13, 2019.





## HERKIMER COUNTY LEGISLATURE

No. 320

### **REPORT AND RESOLUTION AUTHORIZING PURCHASE OF EQUIPMENT FOR HIGHWAY DEPARTMENT**

**Sponsored by: Committee on Highways  
Committee on Ways & Means**

WHEREAS, Mark Nagele, County Superintendent of Highways has advised by letter dated October 25, 2019 that proposals were received for the purchase of one (1) new Model 280XP Brush Bandit for the Herkimer County Highway Department; and

WHEREAS, the letter further advises that it is the recommendation of your Committee and the County Superintendent of Highways, that the Legislature approve the purchase of (1) new Model 280XP Brush Bandit from Thompson & Johnson Equipment, 6926 Fly Road, East Syracuse, NY 13057 for a total price of \$60,196.40; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby authorizes the purchase of (1) new Model 280XP Brush Bandit from, Thompson & Johnson Equipment, 6926 Fly Road, East Syracuse, NY 13057 for a total price of \$60,196.40; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, County Highway Superintendent and Thompson & Johnson Equipment.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 321

### **REPORT AND RESOLUTION AWARDING BID FOR PURCHASE OF EQUIPMENT FOR HIGHWAY DEPARTMENT**

**Sponsored by: Committee on Highways  
Committee on Ways & Means**

WHEREAS, Sheri Ferdula, Budget Officer/Purchasing Agent has advised by letter dated October 24, 2019 that sealed bids were received, opened and read in accordance with law for the purchase of a used 2014 or newer 43,000 lb. Rubber Tired Excavator for the Herkimer County Highway Department; and

WHEREAS, the Budget Officer further advises that it is the recommendation of your Committee and the County Superintendent of Highways that the bid for the used excavator be accepted, and the Legislature approve the purchase of a 2014 Cat M318D from Milton Cat, Southworth-Milton Cat, Syracuse, New York, which was the lowest bidder for a total bid price of \$148,550; and

WHEREAS, there are sufficient funds available for said purchase; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby awards a bid for the purchase of a 2014 Cat M318D rubber tired excavator and a contract be awarded to Milton Cat, Southworth-Milton Cat, 294 Ainsley Drive, Syracuse, New York 13210 which was the lowest bidder for a total bid price of \$148,550; and, be it further

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

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 322

### REPORT AND RESOLUTION CONCERNING GRAND JURY STENOGRAPHER FEES

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

WHEREAS, by letter dated October 9, 2019, Jeffrey S. Carpenter, Herkimer County District Attorney, has requested an increase in the per diem rate to be paid to Grand Jury stenographers from the current rate of \$150.00 for a half day and \$300.00 for a full day to \$200.00 for a half day and \$400.00 for a full day plus \$5.25 per page; and

WHEREAS, your Committees have inquired into this matter and are satisfied that the increase is necessary in order to be able to continue to provide stenographer services for Grand Jury proceedings; now, therefore, be it

RESOLVED, that the compensation payable to Grand Jury stenographers under Section 218 of the County Law, be increased from \$150.00 for a half day and \$300.00 for a full day to \$200.00 for a half day and \$400.00 for a full day plus \$5.25 per page, effective this date; and, be it further

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

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 323

### **REPORT AND RESOLUTION AMENDING SALARY SCHEDULE NO. III FOR POSITION CHANGE IN HERKIMER COUNTY DISTRICT ATTORNEY OFFICE**

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

WHEREAS, by letter dated October 29, 2019, Jeffrey Carpenter, District Attorney, has requested to amend Salary Schedule III to delete a Senior Account Clerk in Account A1165 and establish a position of Office Assistant II in Account A1165 in the 2019 Salary Schedule; and

WHEREAS, by letter dated October 29, 2019, Steven R. Billings, Personnel Officer, your committees have been advised that Salary Schedule No. III should be amended to delete a Senior Account Clerk in Account A1165, and establish an Office Assistant II in Account A1165 at an annual hire rate of \$28,450.00 and be effective as of December 2, 2019; now, therefore be it

RESOLVED, that Salary Schedule No. III be amended to delete a Senior Account Clerk in Account A1165, and establish an Office Assistant II in Account A1165 at an annual hire rate of \$28,450.00 and be effective as of December 2, 2019; and, be it further

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

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 324

### **REPORT AND RESOLUTION ACCEPTING GRANT FROM DIVISION OF CRIMINAL JUSTICE SERVICES FOR HERKIMER COUNTY DISTRICT ATTORNEY'S OFFICE**

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

WHEREAS, by letter dated October 25, 2019 from the Herkimer County District Attorney's Office, this Legislature is advised of the receipt of an Aid to Prosecution Grant from the New York State Division of Criminal Justice Services, said grant to be used by the Herkimer County District Attorney's Office to help fund the salaries of a full-time Assistant District Attorney and Confidential Investigator; and

WHEREAS, said grant award is in the amount of \$30,200.00, and shall be effective for the term October 1, 2019 to September 30, 2020; now, therefore, be it

RESOLVED, that the Chairman of this Legislature be, and he hereby is, authorized to execute a grant agreement on behalf of the County of Herkimer with the New York State Division of Criminal Justice Services for the receipt by Herkimer County of an Aid to Prosecution Grant in the amount of \$30,200.00 for the period from October 1, 2019 to September 30, 2020; and, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature is hereby further authorized to execute any necessary documents and e-sign the contract for funding in connection with the receipt of additional grant funds; and, be it further

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

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 325

### **REPORT AND RESOLUTION AUTHORIZING OFFICE SPACE PERMIT AGREEMENT WITH THE MARY IMOGENE BASSETT HOSPITAL d/b/a BASSETT MEDICAL CENTER AT THE WORKING SOLUTIONS CAREER CENTER**

**Sponsored by: Committee on County Planning and Development  
Committee on Ways and Means**

WHEREAS, Resolution No. 293 adopted on December 11, 2013, this Legislature authorized an Office Space Permit Agreement with the Mary Imogene Bassett Hospital d/b/a Bassett Medical Center to provide office space at the Working Solutions One Stop Center, with payment to the County to be in the amount of \$7,000 annually; and

WHEREAS, by further Resolutions, this Legislature authorized contracts for additional years and additional lease of space by Mary Imogene Bassett Hospital d/b/a Bassett Medical Center at the Working Solutions One Stop Center, the most recent being Resolution No. 16 of 2018; and

WHEREAS, by letter dated October 22, 2019, Karin Piseck, Director of Employment and Training has advised of a request to enter into a new Office Space Permit Agreement with the Mary Imogene Bassett Hospital for the period of January 1, 2020 to December 31, 2020 in the amount of \$24,000; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute an Office Space Permit Agreement on behalf of the County of Herkimer to provide office space at the Working Solutions One Stop Center for use by The Mary Imogene Bassett Hospital d/b/a Bassett Medical Center in the amount of \$24,000 for the time period of January 1, 2020 to December 31, 2020, with terms and conditions 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 Employment and Training and the Mary Imogene Bassett Hospital d/b/a Bassett Medical Center.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 326

### REPORT AND RESOLUTION AUTHORIZING CONTRACTS FOR HERKIMER COUNTY MENTAL HEALTH SERVICES

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

WHEREAS, by letter dated October 11, 2019, from Kristen Snyder-Branner, Director of Community Services, this Legislature is advised of a request to enter into contracts for the years 2020 and 2021 with various agencies to provide a variety of mental health services for county residents; and

WHEREAS, said contracts shall be supported at the 100% state aid level; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute contracts for the years 2020 and 2021 with the following agencies to provide services to Herkimer County Mental Health Services:

1. Upstate Cerebral Palsy Association  
1020 Mary Street  
Utica, NY 13501  
For a contract sum of \$550,184
2. Herkimer ARC  
333 South Main Street  
Herkimer, NY 13350  
For a contract sum of \$277,000
3. Catholic Charities  
61 West Street  
Ilion, NY 13357  
For a contract sum of \$545,000
4. Center for Family Life and Recovery  
502 Court St., Suite 401  
Utica, NY 13502  
For a contract sum of \$188,441
5. Neighborhood Center  
615 Mary Street  
Utica, NY 13501  
For a contract sum of \$155,217
6. Cornell Cooperative Extension  
State Route 5  
Herkimer, NY 13350  
For a contract sum of \$5,250

and, be it further

RESOLVED, that said above contracts shall be for a period of two years and shall end whenever state funds for said purposes are no longer available; 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 above listed agencies.

Dated: November 13, 2019.





## HERKIMER COUNTY LEGISLATURE

No. 327

### REPORT AND RESOLUTION AMENDING CONTRACT FOR HERKIMER COUNTY MENTAL HEALTH SERVICES

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

WHEREAS, by Resolution No. 13 of 2018 this Legislature approved contracts for 2018 and 2019 with various agencies to provide a variety of mental health services for county residents; and

WHEREAS, by Resolution No. 267 of 2018, the amounts were amended to receive additional funding;

WHEREAS, by letter dated October 10, 2019, from Kristen Snyder-Branner, Director of Community Services, this Legislature is advised of a request to amend the contract with Catholic Charities in connection with the receipt of additional funding through the New York State Office of Mental Health, which is provided at the 100% state level; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute said contract for increased amounts with the following agency to provide services to the Herkimer County Mental Health Services:

1. Catholic Charities  
61 West Street  
Ilion, NY 13357  
For a contract amendment of \$507,000 to \$515,500

and, be it further

RESOLVED, that in all other respects, Resolution No. 13 of 2018 and Resolution No. 267 of 2018 are hereby ratified and confirmed; 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 above listed agency.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 328

### **REPORT AND RESOLUTION AMENDING CONTRACT FOR ELECTRONIC MEDICAL RECORDS SYSTEM FOR HERKIMER COUNTY MENTAL HEALTH SERVICES**

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

WHEREAS, by Resolution No. 139 dated May 15, 2019, this Legislature approved a contract renewal with TenEleven Group Incorporated of East Amherst, New York, for the provision of an electronic medical records system and ongoing technical support services for Herkimer County Mental Health Services beginning July 27, 2019 through July 26, 2024; and

WHEREAS, by letter dated October 18, 2019, from Kristen Snyder-Branner, Director of Community Services, this Legislature is advised of a request to amend the agreement due to a mandatory upgrade that needs to take place prior to January 2020 at a cost of \$5,500; now, therefore, be it

RESOLVED, that Resolution No. 139 of May 15, 2019 be amended due to a mandatory upgrade that needs to take place at a cost of \$5,500; and, be it further

RESOLVED, that in all other respects, Resolution No. 139 of 2019 shall remain in full force and effect; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of Information Services, Director of Community Services and TenEleven Group Incorporated.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 329

### REPORT AND RESOLUTION INCREASING PAYMENT TO CONTRACTORS OF MENTAL HEALTH SERVICES

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

WHEREAS, by letter dated October 29, 2019, Kristen Snyder-Branner, Director of Community Services, has requested approval for increases in the hourly rates paid to consulting psychiatrists and other consulting counselors, with whom contracts have been entered into pursuant to resolutions previously adopted; and

WHEREAS, said resolutions provide for hours worked and compensation for said contractors; now, therefore, be it

RESOLVED, that the current hourly rate for Consulting Psychiatrists be increased 2% from \$139.39 to \$142.18, and Mental Health Consultants increased 2% from \$35.69 to \$36.40 effective January 1, 2020, and the contracts of each of said contractors be revised to reflect such increase effective January 1, 2020; and, be it further

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

Dated: November 13, 2019.



# HERKIMER COUNTY LEGISLATURE

No. 330

## REPORT AND RESOLUTION ADJUSTING WAGES FOR HOURLY EMPLOYEES

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

WHEREAS, by letter dated November 1, 2019, from James W. Wallace, Jr., County Administrator, this Legislature is advised that adjustments must be made to the salaries for the year 2019 for certain employees of the County in various departments who are paid on an hourly basis; now, therefore, be it

RESOLVED, that the wages of all employees of the County of Herkimer paid pursuant to the hourly scale for graded employees be and hereby are, established for the year 2020 as follows:

<u>Grade</u>	<u>Hourly Wage 2020</u>
1	10.00
2	11.80
3	12.00
4	12.05
5	12.10
6	12.50

and, be it further

RESOLVED, that the following rates are hereby established for the following positions for the year 2020:

<u>Title</u>	<u>2020 Rate</u>
Part-time Motor Vehicle Clerk	\$14.46/hr.
Court Attendants (per diem)	\$80.00/day
Part-time Building Maintenance Worker (Jail)	\$11.80/hr.
Part-time Public Safety Telecommunicator (E-911)	\$14.28/hr.
Part-time Account Clerk (A4010)	\$14.44/hr.
Part-time Alcohol Abuse Counselor (Mental Health)	\$27.47/hr.
Part-time Clerk (A3110)	\$14.58/hr.
Polling Site Coordinator (Board of Elections)	\$15.00/hr.
Voting Machine Technician (Board of Elections)	\$25.00/hr.
Supervising Community Health Nurse	\$29.98/hr.

<u>Title</u>	<u>2020 Rate</u>
Part-time Registered Professional Nurse	\$22.45/hr.
Part-time Recording Clerk (19 ½ hours/week)	\$15.09/hr.
Hearing Officer	\$15.76/hr.
Nurse Practitioner	\$51.00/hr.
Part-time Psychiatric Social Worker	\$36.40/hr.
Psychiatric Nurse Practitioner	\$67.63/hr.
Computer Operator (A1680)	\$14.28/hr.

and, be it further

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

Dated: November 13, 2019.



# HERKIMER COUNTY LEGISLATURE

No. 331

## RESOLUTION APPROVING STANDARD WORK DAY AND RETIREMENT REPORTING FOR ELECTED AND APPOINTED OFFICIALS

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

RESOLVED, that the Herkimer County Legislature hereby establishes the following as standard work days for elected and appointed officials to report 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:	Standard Work Day: (Hrs/day) Min. 6 hrs Max. 8 hrs	Name: (First and Last)	Social Security Number: (Last 4 digits)	NYSLRS ID:	Tier 1 (Check only if member is Tier 1)	Current Term Begin & End Dates: (mm/dd/yy-mm/dd/yy)	Record of Activities Result	Not Submitted: (Check only if official did not submit their Record of Activities)
<b>Elected Officials</b>								
Legislator	6	Robert J. Schrader	████	██████		01/01/18-12/31/19	11.46	
Legislator	6	Raymond Johnson	████	██████		01/01/18-12/31/19	6.22	
Legislator	6	Vincent J. Bono	████	██████		01/01/18-12/31/19	16.43	
Legislator	6	Peter J. Campione	████	██████		01/01/18-12/31/19	2.92	
Legislator	6	Patrick E. Russell	████	██████		01/01/18-12/31/19	13.28	
Legislator	6	William Weakley	████	██████		01/01/18-12/31/19	5.69	
Coroner	6	Vincent J. Enea	████	██████		01/01/17-12/31/20	3.14	
<b>Appointed Officials</b>								
Commissioner, Board of Elections	6	Kim Tranter	████	██████		01/01/19-12/31/20	23.65	
Commission	6	Anthony	████	██████		01/01/19-	23.65	

er, Board of Elections		Fumarol a		■		12/31/20		
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;and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Personnel Officer, and Principal Account Clerk in the Treasurer's Office.



## HERKIMER COUNTY LEGISLATURE

No. 332

### **RESOLUTION AUTHORIZING AGREEMENT WITH THE HERKIMER COUNTY INDUSTRIAL DEVELOPMENT AGENCY FOR ADMINISTRATION OF TURBO MACHINED PRODUCTS LLC. PROJECT GRANT**

**Sponsored by: Committee on County Planning & Development  
Committee on Ways and Means**

WHEREAS, the County has been awarded a \$225,000 Community Development Block Grant from the New York State Housing Trust Fund Corporation for community development activities in connection with the Turbo Machined Products, LLC. Project; and

WHEREAS, the County, as the grantee of these funds, is responsible for the timely and proper use of the funds and completion of the project in accordance with federal guidelines; and

WHEREAS, the Herkimer County Industrial Development Agency (IDA) has the capacity to administer the program in accordance with and in the best interest of the County and has agreed to be solely responsible for all activities which must be performed to administer the grant; now, therefore, be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to enter into a sub-recipient agreement with the IDA on the above terms and conditions; and, be it further

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

Dated: November 13, 2019.





## HERKIMER COUNTY LEGISLATURE

No. 333

### **RESOLUTION AUTHORIZING PAYMENTS TO ATTORNEYS FOR COUNSEL AT ARRAIGNMENT PLAN**

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

WHEREAS, by Resolution No. 40, adopted on January 24, 2019, approval was given for Attorney Keith Bowers to provide services to Herkimer County which are mandated by the State of New York in connection with indigent representation improvements, including counsel at arraignment; and

WHEREAS, to address the requirement for counsel at arraignment, Attorney Bowers has proposed the following: a program will be established which will set 24 hour segments of attorney availability, with each 24 hour segment being from noon to noon; attorneys would be paid, to be on call, \$175 per day for weekdays, weekdays being defined as noon on Monday through noon on Friday; \$225 for weekends, weekends defined as noon on Friday to noon on Monday; and \$275 for holidays, holidays being defined as Thanksgiving Eve to Thanksgiving Day, Thanksgiving Day to the following day, Christmas Eve to Christmas Day, Christmas Day to December 26<sup>th</sup>, New Year's Eve to New Year's Day, New Year's Day to January 2<sup>nd</sup>, Easter Eve to Easter Day, and Easter Day through the day after Easter (noon to noon on each day). All other holidays will be paid at the normal rate based upon the day of the week that they fall. An additional back up attorney would be paid to be on call at the flat rate of \$100 per day, regardless of the day. The on call payment would be in addition to mileage and the statutory rate for assigned counsel. More than one attorney may be required to cover the entire County; and

WHEREAS, reimbursement will be sought from the grant funds accepted by the County from the State of New York by Resolution No. 271 adopted on October 2, 2019; now, therefore, be it

RESOLVED, that the above payment plan to counsel at arraignment is hereby approved subject to review and modification by this Legislature as necessary; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, New York State Indigent Legal Services, New York State Office of Court Administration, and Keith Bowers Assigned Counsel Administrator.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 334

### **RESOLUTION ACCEPTING TENTATIVE BUDGET AND FIXING TIME AND PLACE FOR PUBLIC HEARING**

#### **Sponsored by: Committee on Ways and Means**

WHEREAS, your Committee on Ways and Means, which was the Committee designated to review the tentative budget for the year 2020 pursuant to the provisions of Section 357 of the County Law, respectfully reports that there was transmitted to the Chairman of said Committee by the Clerk a copy of the tentative budget; now, therefore, be it

RESOLVED, that the County Legislature of the County of Herkimer accepts the tentative budget for the year 2020 as filed, and the Clerk of the Legislature shall cause a notice to be published stating the time and place and purpose of a public hearing on the tentative budget as filed; and, be it further

RESOLVED, that such public hearing shall be held in the Legislative Chambers of the County Office Building in the Village of Herkimer, County of Herkimer, State of New York, on the 11th day of December, 2019 at 6:00 p.m., pursuant to the provisions of Section 359 of the County Law.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 335

### RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW B FOR 2019

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

WHEREAS, your Committee on Ways and Means of the Herkimer County Legislature desires to report that on the 13<sup>th</sup> day of November, 2019 pursuant to Resolution No. 296, they held a public hearing on the adoption of Introductory Local Law B for 2019 entitled, "A LOCAL LAW INCREASING THE SALARIES OF SOME ELECTED COUNTY OFFICERS AND COUNTY OFFICERS APPOINTED FOR A FIXED TERM DURING THEIR TERM OF OFFICE" and that there were (no) appearances and (no) objections at the said public hearing; that your Committee advises the adoption and enactment of the said Introductory Local Law and offers the following Resolution:

RESOLVED, that Introductory Local Law B for 2019 be adopted in form attached hereto.

Dated: November 13, 2019.

### INTRODUCTORY LOCAL LAW B - 2019

#### LOCAL LAW NO. 1 - 2020

#### **A LOCAL LAW INCREASING THE SALARIES OF SOME ELECTED COUNTY OFFICERS AND COUNTY OFFICERS APPOINTED FOR A FIXED TERM DURING THEIR TERM OF OFFICE**

BE IT ENACTED by the Herkimer County Legislature of the County of Herkimer as follows:

Section 1. The base annual salary of the County Administrator shall be the sum of One Hundred Eight Thousand Three Hundred Twenty One Dollars (\$108,321).

Section 2. The base annual salary of the County Clerk shall be the sum of Sixty Five Thousand Eight Hundred Eight Dollars (\$65,808).

Section 3. The base annual salary of the County Treasurer shall be the sum of Fifty Eight Thousand Nine Hundred Sixty Three Dollars (\$58,963).

Section 4. The base annual salary of the Commissioners of Elections shall be the sum of Forty Five Thousand Seven Hundred Twenty Nine Dollars (\$45,729).

Section 5. The base annual salary of the County Highway Superintendent shall be the sum of Ninety Six Thousand Five Hundred Seventy Dollars (\$96,570).

Section 6. The base annual salary of the Personnel Officer shall be the sum of Seventy

Six Thousand Twenty One Dollars (\$76,021).

Section 7. The base annual salary of the Director of Public Health shall be the sum of Seventy One Thousand Nine Hundred Ninety Four Dollars (\$71,994).

Section 8. The base annual salary of the Director of Real Property Tax Services shall be the sum of Fifty Seven Thousand Six Hundred Three Dollars (\$57,603).

Section 9. The base annual salary of the Commissioner of Social Services shall be the sum of Eighty Nine Thousand One Hundred Ninety Four Dollars (\$89,194).

Section 10. The salary of the county coroners shall be One Hundred Thirty Five Dollars (\$135) per call.

Section 11. This Local Law shall take effect forty-five days after its adoption and shall be subject to a permissive referendum.

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 336

### **RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS ADOPTING SALARY SCHEDULES FOR THE YEAR 2020**

#### **Sponsored by: Committee on Ways and Means**

Your Committee on Ways and Means respectfully reports the following Salary Schedule for the year 2020:

We recommend that the county officers and employees be paid equal bi-weekly installments on Thursday, or as near thereto as holidays and other conditions permit, pursuant to the Rules and Regulations of the Herkimer County Legislature and the Herkimer County Personnel Civil Service Rules. These salary schedules reflect salaries for personnel as follows:

- Salary Schedule No. 1 - 2020 Legislators and Department Heads
- Salary Schedule No. 2 - 2020 Officers & Non-Union
- Salary Schedule No. 3 - 2020 CSEA
- Salary Schedule No. 4 - 2020 Highway
- Salary Schedule No. 5 - 2020 Deputy Sheriffs

now, therefore, be it

RESOLVED, that the recommendations of the Committee on Ways and Means as set forth above be, and they hereby are adopted; and, be it further

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

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 337

### **RESOLUTION AUTHORIZING LETTER OF AGREEMENT WITH THE PAIGE GROUP FOR PUBLIC INFORMATION AND CRISIS COMMUNICATION SERVICES AND APPROPRIATING FUNDS IN CONNECTION THEREWITH**

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

WHEREAS, in connection with recent and severe flooding in Herkimer County, Herkimer County has agreed to retain Paige Marketing Communications Group, Inc. (the Paige Group) to provide public information and crisis communications services related to the severe flooding throughout the County; and

WHEREAS, the services to be provided would be consultation, planning and coordination of communications related to flood conditions and emergency action plans, serving as liaison with New York State's Public Information Officer, managing public communications including press release distribution, media relations and development of web-based vehicles including an emergency information web page and Facebook page, which would be the property of Herkimer County and would be used for future information needs; and

WHEREAS, estimated costs for a 90 day period would be \$19,100.00 for public information and crisis communication services, printing of public information materials, and web-based communications vehicles; and

WHEREAS, by letter dated November 8, 2019, from the Budget Officer/Purchasing Agent this Legislature is advised that sufficient funds are available for the following appropriation from the 2019 Contingency Fund for payment for the above services in an amount not to exceed \$19,100.00; now, therefore be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into a Letter of Agreement with Paige Marketing Communications Group, Inc., 258 Genesee Street, Suite 204, Utica, NY 13502, upon the above terms and conditions and in accordance with the hourly rates set forth in the attached Letter of Agreement up to a maximum amount of \$19,100.00 for the period from November 4, 2019 to February 1, 2020; and, be it further

RESOLVED, that the sum of \$19,100.00 is hereby appropriated from A1990.46000, Contingency Fund – Miscellaneous Expense, to A1010.44000, County Legislature – Contracted Services; and, be it further

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

Dated: November 13, 2019.



## HERKIMER COUNTY LEGISLATURE

No. 338

### **RESOLUTION AMENDING RESOLUTION NO. 287 OF 2019 AUTHORIZING AGREEMENT WITH SCHOOL DISTRICT FOR PLACEMENT OF OFFICERS AT SCHOOLS**

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

WHEREAS, by Resolution No. 287 of 2019, this Legislature entered into an agreement with Central Valley Academy (CVA), for the placement of a Special Patrol Officer at the Ilion schools, and

WHEREAS, an amendment has been requested for the placement of Special Patrol Officer at CVA schools; now, therefore be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into agreement with Central Valley Academy, for the placement of a Special Patrol Officer at CVA schools, with the School District to provide reimbursement for all salary and fringe benefits, plus an additional administrative fee of 15% of the salary and fringe benefits, with the terms and conditions of said agreement to be subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that in all other respects, Resolution No. 287 of 2019 shall remain in full force and effect; and, be it further

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



## HERKIMER COUNTY LEGISLATURE

No. 339

### **RESOLUTION APPOINTING TRUSTEE AT HERKIMER COUNTY COMMUNITY COLLEGE**

**Sponsored by: Committee on Education**

WHEREAS, there presently exists a vacancy on the Board of Trustees; and

WHEREAS, it is the recommendation of your Committee on Education that Daniel B. Reardon of Little Falls, New York, be appointed to fill said vacancy; now, therefore, be it

RESOLVED, that Daniel B. Reardon, Little Falls, New York, is hereby appointed as a member of the Board of Trustees of Herkimer County Community College, pursuant to Section 6306 of the Education Law of the State of New York, to fill a vacancy presently existing on said board, which term shall expire on June 30, 2023; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Personnel Officer, Chancellor of the State University of New York, the Vice Chancellor for Two Year Colleges, President of Herkimer County Community College, Senior Vice President for Administration and Finance of Herkimer County Community College, Chairperson of the Board of Trustees of Herkimer County Community College and Daniel B. Reardon.

Dated: November 13, 2019.