

(PLEASE NOTE: Full Resolutions are attached following minutes)

**MINUTES
Herkimer County Legislature
Fourth Quarter – Third Day
Wednesday, November 16, 2016
7:30 p.m.**

Public Hearing

The Public Hearing on Introductory Local Law No. 3 for 2016 was called to order at 7:00 p.m. by Patrick E. Russell, Chairman of the Ways and Means Committee. The Clerk read the notice of the meeting. Mr. Russell then asked if there was anyone wishing to speak on the local law. There were no requests to speak and the hearing was declared closed at 7:02 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 26th day of October, 2016, Introductory Local Law No. 3 for the year 2016 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 16th day of November, 2016 at 7:00 p.m. at which time all persons interested will be heard.

Dated: November 4, 2016.

By Order of the Herkimer County
Legislature

Public Hearing

The Public Hearing on the Assessment Roll for the Herkimer County Sewer District to be used in the year 2017 was called to order at 7:15 p.m. by Frederick J. Shaw, Jr., Chairman of the Committee on Natural Resources. The clerk read the notice of the hearing. Chairman Shaw asked if anyone wished to speak at the hearing. There were no appearances, and the hearing was declared closed at 7:17 p.m.

LEGAL NOTICE

NOTICE OF COMPLETION OF ASSESSMENT ROLL AND PUBLIC HEARING ON ASSESSMENT ROLL FOR THE HERKIMER COUNTY SEWER DISTRICT TO BE USED IN THE YEAR 2017

NOTICE IS HEREBY GIVEN that the assessment roll for the Herkimer County Sewer District for the year beginning January 1, 2017 has been completed and filed in the Office of the Clerk of the Herkimer County Legislature at the County Office Building in Herkimer, New York, where it is available for inspection by any interested persons during office hours.

FURTHER NOTICE IS HEREBY GIVEN that the County Legislature of the County of Herkimer will hold a public hearing on the said assessment roll to hear and consider any objections which may be made to the Assessment Roll at the Herkimer County Legislators' Chambers in the County Office Building in the Village of Herkimer, New York, on the 16th day of November, 2016 at 7:15 p.m.

Dated: November 4, 2016.

By Order of the Herkimer
County Legislature

The Regular Session of the Herkimer County Legislature was called to order by Chairman Bernard Peplinski, Sr. at 7:30 p. m.

Chairman Peplinski called on Ed View 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, Markwardt, Schrader, Wellington, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (17).

Absent: None.

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 26, 2016. There were none, and the Chairman ordered them approved.

Pursuant to Rule 11, Chairman Peplinski opened the floor for public comment. Mr. Ed View of Mohawk, New York, spoke on behalf of the Herkimer County Humane Society. He asked for the County Legislature's support for the Humane Society's efforts to obtain adequate financial funding from the towns, villages and city that they provide services for. He stated that without the support from the municipalities it serves, the Humane Society will not be able to exist. Chairman Peplinski expressed thanks for all the work that the Humane Society does for

the County. Legislator Brezinski asked if there was something the County could do for the Humane Society and Chairman Peplinski said the matter would be referred to the proper committee.

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. 322 – A communication was received from the Oneida-Herkimer Solid Waste Authority submitting proposed 2017 Budget. Placed on file.

No. 323 – A communication was received from the Budget Officer submitting request for transfer of funds for Youth Bureau. Referred to the Committee on Ways and Means.

No. 324 – A communication was received from the Budget Officer submitting request for transfer of funds for Sheriff's Department. Referred to the Committee on Ways and Means.

No. 325 – A communication was received from the Budget Officer requesting authorization for printing copies of tentative 2017 Budget. Referred to the Committee on Ways and Means.

No. 326 – A communication was received from the County Property Agent requesting permission for issuance of Certificate of Prospective Cancellation of taxes on certain county owned properties. Referred to the Committee on Ways and Means and the Committee on County Properties.

No. 327 – A communication was received from the Budget Officer submitting request for transfer of funds for Employment & Training Department. Referred to the Committee on County Planning and Development and the Committee on Ways and Means

No. 328 – A communication was received from the Budget Officer requesting contract for replacement of multifunctional photocopier in Information Services Print Shop. Referred to the Committee on Information Services and the Committee on Ways and Means.

No. 329 – A communication was received from the Budget Officer requesting budget amendment in connection with 2016 Bulletproof Vest Partnership Grant for Sheriff's Dept. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 330 – A communication was received from the Sheriff requesting approval of a grant award under the Bulletproof Vest Partnership Program. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 331 – A communication was received from the Budget Officer requesting budget amendment in connection with receipt of additional funding for the Youth Violence Prevention Program. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 332 – A communication was received from the Budget Officer submitting request for appropriation of funds. Referred to the Committee on Ways and Means.

No. 333 – A communication was received from the Director of Real Property Tax Services requesting renewal of assessment services contracts with Towns of Columbia, Litchfield and Winfield. Referred to the Committee on Ways and Means.

No. 334 – A communication was received from the Director of Real Property Tax Services requesting renewal of assessment services contract with the Town of Danube. Referred to the Committee on Ways and Means.

No. 335 – A communication was received from the Employment & Training Director requesting the Chairman of the Legislature to sign the Multi-Jurisdictional Chief Elected Officials Agreement designating Herkimer-Madison-Oneida Counties as a local Workforce Development Area. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 336 – A communication was received from the Budget Officer recommending award of bids for Sheriff's vehicles. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 337 – A communication was received from the Director of the Office for the Aging requesting contract with Department of Social Services to implement the Balance Incentive Program. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 338 – A communication was received from the Director of the Office for the Aging requesting renewal of contract for legal services. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 339 – A communication was received from the Director of the Office for the Aging requesting contract under Title IIID Program to provide Evidence Based Health Promotion activities. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 340 – A communication was received from the Director of the Office for the Aging requesting contract with Community Transportation Services for Town of Webb. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 341 – A communication was received from the Budget Officer submitting recommendation for award of bid for noon time home delivered meals for the Mohawk area for the Office for the Aging. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 342 – A communication was received from the Budget Officer submitting recommendation for award of bid for noon time home delivered meals for the Office for the Aging. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 343 – A communication was received from the Senior Vice-President for Administration and Finance at the College requesting approval of a Smart Grid Training Laboratory Project at the College. Referred to the Committee on Education, the Committee on County Properties and the Committee on Ways and Means.

No. 344 – A communication was received from the Recording Officer and County Treasurer submitting Semi-Annual Mortgage Tax Report. Referred to the Committee on Ways and Means.

No. 345 – A communication was received from the County Treasurer submitting report of Canceled Taxes. Referred to the Committee on Ways and Means.

No. 346 – A communication was received from the Personnel Officer requesting contract for dental insurance for county employees. Referred to the Committee on Ways and Means.

No. 347 – A communication was received from the Budget Officer requesting amendment of Resolution No. 109 of 2016 authorizing contract with GovPayNet to include Probation Department. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 348 – A communication was received from the Budget Officer requesting authorization for renewal of insurance coverages. Referred to the Committee on Ways and Means.

No. 349 – A communication was received from the County Administrator requesting approval of part-time salary schedule. Referred to the Committee on Ways and Means.

No. 350 – A communication was received from the Budget Officer requesting authorization for additional insurance coverage. Referred to the Committee on Ways and Means.

No. 351 – A communication was received from the Budget Officer submitting copy of 2017 Proposed County Budget. Referred to the Committee on Ways and Means.

Pursuant to Rule 6, Chairman Peplinski then proceeded with Reports of Standing Committees. Kurt Ackerman, Chairman of the Education Committee, reported that the Education Committee had met last week and approved receipt of a grant from the Power Authority in the amount of \$949,000, with a possible match of another \$949,000, for a Smart Grid Training Lab Project to complement the STEM Program at the College, which is very good news for the College. He mentioned that the Women's Cross Country Team at the College took first in their region and one of the girls finished second in the nation for the Cross Country Team, while the Men's Soccer Team took fourth in the nation. He also mentioned that the Little Falls Girls Soccer Team took fourth in Class C in the State and the Poland Girls Soccer Team took second in Class D this weekend. Legislator Bono gave an update on a recent meeting of the Oneida-Herkimer Solid Waste Authority stating that tipping fees were going down again this year \$2.00 a ton for regular waste and construction demolition was also going down. Legislator Smith commented that these lower costs do not get to the consumer, but continue to go up.

Chairman Peplinski continued with the Regular Agenda.

On motion of Mr. Campione, seconded by Mr. Shaw, Report and Resolution No. 252 sponsored by the Committee on Natural Resources and the Committee on Ways and Means adopting Assessment Roll of Herkimer County Sewer District was handed up; voted on and adopted by roll call vote:

For: Malta, Markwardt, Schrader, Wellington, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (17).

Against: None. Absent: None.

On motion of Mr. Russell, seconded by Mr. Bono, Report and Resolution No. 253 sponsored by the Committee on Ways and Means adopting Introductory Local Law No. 3 for 2016 was handed up; voted on and adopted by roll call vote:

For: Malta, Markwardt, Schrader, Wellington, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (17).

Against: None. Absent: None.

On motion of Mr. Russell, seconded by Mr. Ackerman, Report and Resolution No. 254 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 (17). Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Stephens, Report and Resolution No. 255 sponsored by the Committee on Ways and Means authorizing preparation of tentative copies of budget was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Markwardt, Report and Resolution No. 256 sponsored by the Committee on Ways and Means authorizing transfers of funds was handed up; was voted on and adopted by voice vote:

For: Ayes (17). Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Bono, Report and Resolution No. 257 sponsored by the Committee on Ways and Means apportioning mortgage tax was handed up; voted on and adopted by roll call vote:

For: Malta, Markwardt, Schrader, Wellington, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (17).

Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Shaw, Report and Resolution No. 258 sponsored by the Committee on Ways and Means as regards dental insurance for county employees was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: None.

Abstain: Wellington (1).

On motion of Mr. Stephens, seconded by Mr. Markwardt, Report and Resolution No. 259 sponsored by the Committee on County Properties and the Committee on Ways and Means directing prospective cancellation of taxes on certain parcels was handed up; voted on and adopted by roll call vote:

For: Malta, Markwardt, Schrader, Wellington, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (17).

Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Smith, Report and Resolution No. 260 sponsored by the Committee on Ways and Means relating to canceled taxes and rejected taxes was handed up; voted on and adopted by roll call vote:

For: Malta, Markwardt, Schrader, Wellington, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (17).

Against: None.

Absent: None.

On motion of Mr. Bono, seconded by Mr. Stephens, Report and Resolution No. 261 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways and Means amending Resolution No. 109 of 2016 authorizing contract for payment of unpaid DWI conviction fines by credit or debit card to include Herkimer County Probation Department was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Ackerman, seconded by Mr. Markwardt, Report and Resolution No. 262 sponsored by the Committee on Education, Committee on Ways and Means and Committee on County Properties establishing Smart Grid Training Laboratory Project at Herkimer County Community College was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Bono, seconded by Mr. Brezinski, Report and Resolution No. 263 sponsored by the Committee on Human Resources and the Committee on Ways and Means awarding contracts for meals on wheels for the Frankfort-Schuyler, Herkimer and Ilion-Frankfort areas was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Johnson, seconded by Mr. Ackerman, Report and Resolution No. 264 sponsored by the Committee on Human Resources and the Committee on Ways and Means awarding contracts for meals on wheels for the Mohawk area was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Shaw, Report and Resolution No. 265 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 (17).

Against: None.

Absent: None.

On motion of Mr. Markwardt, seconded by Mr. Smith, Report and Resolution No. 266 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing agreement for services under Title IIID in the Herkimer County Office for the Aging was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Smith, seconded by Mr. Schrader, Report and Resolution No. 267 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing contract for provision of legal services for the Herkimer County Office for the Aging was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

For: Malta, Markwardt, Schrader, Wellington, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (17).

Against: None.

Absent: None.

On motion of Mr. Bono, seconded by Mr. Smith, Report and Resolution No. 274 sponsored by the Committee on County Planning and Development and the Committee on Ways and Means amending budget in connection with funding for Youth Violence Prevention Program was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Keeler, seconded by Mr. Schrader, Report and Resolution No. 275 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways & Means amending budget in connection with Bullet Proof Vest Grant for Sheriff's Department was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Manno, seconded by Mr. Ackerman, Report and Resolution No. 276 sponsored by the Committee on Information Services and the Committee on Ways and Means awarding contract for Multifunctional Photocopier for the Information Services Print Shop was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Ackerman, Report and Resolution No. 277 authorizing insurance coverages was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Bono, Report and Resolution No. 278 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, Markwardt, Schrader, Wellington, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (17).

Against: None.

Absent: None.

On motion of Mr. Stephens, seconded by Mr. Weakley, Resolution No. 279 sponsored by the Committee on Ways and Means adopting Salary Schedules for the year 2017; Mr. Smith stated that he would support this resolution but reserve the right to change Salary Schedule No. 1 at a future date. Mr. Johnson stated his support for that action. Mr. Russell stated that it was his understanding that it can be done and will be discussed at a future Ways and Means Committee meeting. The resolution was adopted by roll call vote:

For: Malta, Markwardt, Schrader, Wellington, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (17).

Against: None.

Absent: None.

On motion of Mr. Weakley, seconded by Mr. Campione, Resolution No. 280 sponsored by the Committee on Natural Resources in support of Intercounty Legislative Committee of the Adirondacks Resolution regarding increased access to Adirondack public land was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

Chairman Peplinski stated that pursuant to Rule 6(12) they would proceed with comments by legislators. There were no comments.

At 8:00 p.m., on motion of Mr. Manno, seconded by Mr. Wellington, the Legislature adjourned to Wednesday, December 14, 2016 at 7:30 p.m., with a public hearing on the Proposed 2017 County Budget at 7:00 p.m.

Carole L. LaLonde, Clerk



HERKIMER COUNTY LEGISLATURE

No. 252

REPORT AND RESOLUTION ADOPTING ASSESSMENT ROLL OF HERKIMER COUNTY SEWER DISTRICT

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

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

WHEREAS, the Herkimer County Budget Officer has transmitted the said assessment roll with the tentative budget of the Herkimer County Sewer District for the year 2017 to the Clerk of the Herkimer County Legislature; and

WHEREAS, by Resolution No. 248 adopted on October 26, 2016 the County Legislature of the County of Herkimer has provided for a public hearing on the said Sewer District Assessment Roll for November 16, 2016; and

WHEREAS, said public hearing has now been held pursuant to said notice; now, therefore, be it

RESOLVED:

1. That the Herkimer County Legislature hereby affirms and adopts the Assessment Roll to be used in the year 2017 as submitted by the Herkimer County Sewer District pursuant to Section 271 of the County Law;
2. That there shall be, and hereby is, levied and assessed the sum apportioned to each such lot or parcel of land within the boundaries of said Herkimer County Sewer District, at the time and in the manner provided by law for the levy of state, county and town taxes;
3. That certified copies of this Resolution be forwarded to the Herkimer County Treasurer and Herkimer County Sewer District.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 253

REPORT AND RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. 3 FOR 2016

Sponsored by: Committee on Ways and Means

Your Committee on Ways and Means of the Herkimer County Legislature desire to report that on the 16th day of November, 2016 pursuant to Resolution No. 249, they held a public hearing on the adoption of Introductory Local Law No. 3 for 2016 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 No. 3 for 2016 be adopted in form attached hereto.

Dated: November 16, 2016.

INTRODUCTORY LOCAL LAW NO. 3 - 2016

LOCAL LAW NO. - 2017

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 Sheriff shall be the sum of Seventh Thousand Two Hundred Thirty-Three Dollars (\$70,233).

Section 2. The base annual salary of the County Administrator shall be the sum of One Hundred Two Thousand Seventy-Four Dollars (\$102,074).

Section 3. The base annual salary of the Budget Officer and Purchasing Agent shall be the sum of Sixty Thousand Six Hundred Fifty-One Dollars (\$60,651).

Section 4. The base annual salary of the County Attorney shall be the sum of One Hundred Thirty Six Thousand Six Hundred Eighty-One Dollars (\$136,681).

Section 5. The base annual salary of the Commissioner of Social Services shall be the sum of Eighty Four Thousand Forty-Nine Dollars (\$84,049).

Section 6. The base annual salary of the Director of Real Property Tax Services shall be the sum of Fifty Two Thousand Three Hundred Fifty-Nine Dollars (\$52,359).

Section 7. The base annual salary of the Personnel Officer shall be the sum of Seventy One Thousand Six Hundred Thirty-Six Dollars (\$71,636).

Section 8. The base annual salary of the Director of Public Health shall be the sum of Sixty Five Thousand Nine Hundred Nineteen Dollars (\$65,919).

Section 9. The base annual salary of the County Auditor shall be the sum of Fifty Six Thousand Four Hundred Seventy-Six Dollars (\$56,476).

Section 10. The salary of the county coroners shall be One Hundred Twenty-Six Dollars (\$126.00) 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 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 254

REPORT AND RESOLUTION ACCEPTING TENTATIVE BUDGET AND FIXING TIME AND PLACE FOR PUBLIC HEARING

Sponsored by: Committee on Ways and Means

Your Committee on Ways and Means, which was the Committee designated to review the tentative budget for the year 2017 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 2017 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 14th day of December, 2016 at 7:00 p.m., pursuant to the provisions of Section 359 of the County Law.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 255

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 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 256

REPORT AND RESOLUTION AUTHORIZING TRANSFERS OF FUNDS

Sponsored by: Committee on Ways & Means

WHEREAS, your Committee on Ways and Means, to which was referred communications from Sheri Ferdula, Budget Officer, dated October 24, 2016, submitting requests for transfers of funds, reports that we have examined said communications, inquired into the subject matters 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 sums from and to the following accounts in the 2016 Budget:

\$15,000.00	From:	CD6292A.3002.10000-001, ETA Youth Training, Salaries
	To:	CD6292A.3002.460.683, ET02-16, ETA Youth Training, CRT
\$1,500.00	From:	CD6292A.3002.86000, ETA Youth Training, Health Ins.
	To:	CD6292A.3002.460.683, ET02-16, ETA Youth Training, CRT
\$1,000.00	From:	CD6292A.3002.81000, ETA Youth Training, Retirement
	To:	CD6292A.3002.460.683, ET02-16, ETA Youth Training, CRT
\$258.00	From:	CD6292A.3002.83000, ETA Youth Training, Social Security
	To:	CD6292A.3002.460.683, ET02-16, ETA Youth Training, CRT
\$9,617.50	From:	A3150.42000, Jail, Utilities
	To:	A3189.41000, Bullet Proof Vest Grant, Supplies
\$3,200	From:	A7310.10000, Youth Bureau, Salaries
	To:	A7310.44000, Youth Bureau, Contracted Services

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Employment and Training Director and Sheriff

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 257

REPORT AND RESOLUTION APPORTIONING MORTGAGE TAX

Sponsored by: Committee on Ways and Means

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 16, 2016.

APPORTIONMENT OF MORTGAGE TAX
April 01, 2016 - September 30, 2016

<u>TOWNS</u>	<u>TOTAL TAX RECEIVED</u>	<u>TOWN SHARE</u>	<u>INCLUDING VILLAGES</u>	<u>VILLAGES SHARES</u>
COLUMBIA	\$ 5,398.31	\$ 5,398.31		
DANUBE	2,174.49	2,174.49		
FAIRFIELD	11,395.88	10,502.56	MIDDLEVILLE	\$ 893.32
FRANKFORT	39,458.63	35,392.17	FRANKFORT	3,993.08
			ILION	73.38
GERMAN FLATTS	57,302.16	36,314.16	ILION	15,663.64
			MOHAWK	5,324.36
HERKIMER	37,586.38	25,689.86	HERKIMER	11,896.52
LITCHFIELD	7,103.66	7,103.66		
CITY OF LITTLE FALLS	18,178.15	18,178.15		
TOWN OF LITTLE FALLS	9,815.34	9,815.34		
MANHEIM	12,708.90	10,390.29	DOLGEVILLE	2,318.61
NEWPORT	12,960.41	11,062.06	MIDDLEVILLE	280.90
			NEWPORT	1,397.46
			POLAND	219.99
NORWAY	3,456.15	3,456.15		
OHIO	4,344.38	4,344.38		
RUSSIA	14,131.39	13,184.16	COLD BROOK	344.12
			POLAND	603.11
SALISBURY	11,116.49	11,116.49		
SCHUYLER	24,595.95	24,595.95		
STARK	2,498.45	2,498.45		
WARREN	2,211.93	2,211.93		
WEBB	72,220.50	72,220.50		
WINFIELD	8,892.03	7,624.76	WEST WINFIELD	1,267.27
TOTAL	\$ 357,549.58	\$313,273.82		\$44,275.76

Herkimer County Treasurer \$619.09



HERKIMER COUNTY LEGISLATURE

No. 258

REPORT AND RESOLUTION AS REGARDS DENTAL INSURANCE FOR COUNTY EMPLOYEES

Sponsored by: Committee on Ways and Means

WHEREAS, this Legislature has been informed by communication dated October 21, 2016 from Steven R. Billings, Personnel Officer, of a request for a contract with Lifetime Benefits Solutions for the County's Self-Insured Dental Plan for the period January 1, 2017 through December 31, 2018; now, therefore, be it

RESOLVED, that the Herkimer County Legislature authorizes a contract with Lifetime Benefits Solutions for the County's Self-Insured Dental Plan for the period January 1, 2017 through December 31, 2018, with the 2017 premium equivalent rates per month as follows:

Division #4 (CSEA)

Single \$ 3.84

Family \$13.47

Division #3 (Highway)

Single \$ 3.15

Family \$11.05

Division #2 (Exempt)

Single \$ 5.30

Family \$17.63

The administrative fee charged by Lifetime Benefits Solutions, Inc. for 2017 to be set at a rate of \$2.84 PEPM and for 2018 to be set at a rate of \$2.93 PEPM; and, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature be, and he hereby is, authorized, empowered and directed to execute any contract necessary with Lifetime Benefit Solutions, to provide such dental insurance plan for 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 Lifetime Benefits Solutions.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 259

REPORT AND RESOLUTION DIRECTING PROSPECTIVE CANCELLATION OF TAXES ON CERTAIN PARCELS

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

WHEREAS, the County of Herkimer has, for many years, enforced the collection of delinquent real estate taxes pursuant to Real Property Tax Law, Article 11, Title 3, Foreclosure of Tax Lien by Proceeding In Rem; and

WHEREAS, Real Property Tax Law Section 1138, provides methods to withdraw parcels of property from foreclosure and in certain instances, cancel said taxes; and

WHEREAS, by letter dated October 7, 2016 from Pamela J. Putch, County Property Agent, this Legislature is advised that parcels have been withdrawn from the County's list of delinquent taxes because if the County were to acquire the parcels, there is a significant risk that the County might be exposed to a liability substantially in excess of the amount that could be recovered by enforcing the tax lien; and

WHEREAS, action can be taken by the Legislature pursuant to Real Property Tax Law Section 1138-(6)(d) to direct the enforcing officer to issue a certificate of prospective cancellation; and

WHEREAS, the issuance of such a certificate of prospective cancellation renders the parcel involved exempt from taxation until it is determined by the Legislature that the parcel should be restored to the taxable portion of the tax roll; now, therefore, be it

RESOLVED, that the Legislature hereby determines that there is no practical method to enforce the collection of delinquent tax liens arising hereafter against the parcels listed on Exhibit A attached hereto and made a part hereof; and, be it further

RESOLVED, that the Enforcing Officer is directed to issue a certificate of prospective cancellation for the parcels set forth on Exhibit A; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, County Property Agent and Director of Real Property Tax Services.

Dated: November 16, 2016.

EXHIBIT A

TOWN	TAX MAP#	OWNER	LOCATION	DESCRIPTION
City of Little Falls	114.68-5-49		32 Church Street	Dilapidated Building
Fairfield - V/O Middleville	100.51-1-67		90 Fairfield Street	Environmental Issue
Frankfort - Village	112.74-1-9		104 Church Street	Dilapidated Building
German Flatts - V/O Ilion	120.45-2-74		86 Lester Ave	Dilapidated Building
Herkimer - Village	120.33-4-68		104 E. Steele Street	Dilapidated Building
Manheim - V/O Dolgeville	108.59-1-17		156 S Main Street	Dilapidated Building
Manheim - V/O Dolgeville	108.44-3-56		3 Baker Street	Dilapidated Building



HERKIMER COUNTY LEGISLATURE

No. 260

REPORT AND RESOLUTION RELATING TO CANCELED TAXES AND REJECTED TAXES

Sponsored by: Committee on Ways and Means

Your Committee on Ways and Means, to which was referred the reports of the County Treasurer, with account attached thereto, showing the amounts of canceled taxes and rejected taxes as of October 7, 2016 which should be charged back to the respective towns, municipalities and districts set forth on said account, does respectfully report that we have examined the same, inquired into the subject matter thereof, and offer the following Resolution:

RESOLVED, that the following amounts be charged to the respective towns, municipalities and districts as set forth on said account and that the portion of said canceled taxes and rejected taxes be included in the various towns' tax levies for the coming year as follows:

	Rejected Taxes	Canceled Taxes	Total	Town Portion For Levy
City of Little Falls		1,385.38	1,385.38	
Frankfort		7,330.00	7,330.00	6,807.63
German Flatts		501.74	501.74	2.00
Herkimer		372.60	372.60	4.89
Litchfield		1,318.77	1,318.77	186.14
Webb		271.40	271.40	53.52
Winfield		<u>394.39</u>	<u>394.39</u>	
Totals		11,574.28	11,574.28	7,054.18

and, be it further

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

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 261

REPORT AND RESOLUTION AMENDING RESOLUTION NO. 109 OF 2016 AUTHORIZING CONTRACT FOR PAYMENT OF UNPAID DWI CONVICTION FINES BY CREDIT OR DEBIT CARD TO INCLUDE HERKIMER COUNTY PROBATION DEPARTMENT

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

WHEREAS, by Resolution No. 109 adopted April 13, 2016 this Legislature authorized a contract with Government Payment Services, Inc. (GovPayNet.com) for the purpose of collecting unpaid fines related to driving while intoxicated for the Herkimer County District Attorney's Office; and

WHEREAS, by letter dated October 24, 2016 from Sheri Ferdula, Budget Officer, this Legislature is advised that there is a need for this service in the Herkimer County Probation Department and requests said Resolution No. 109 be amended to authorize the Chairman of the Legislature to sign an amendment to the contract listing the fees associated with Probation Department charges; and

WHEREAS, use of this system will be at no expense to the County and will allow for a more expedited collection of these fees; now, therefore, be it

RESOLVED, that Resolution No. 109 adopted April 13, 2016 is hereby amended to add an additional Resolved Clause as follows:

“RESOLVED, that the Chairman of the Legislature is hereby authorized to sign an amendment to the contract with Government Payment Services, Inc. (GovPayNet.com), 7102 Lakeview Parkway West Drive, Indianapolis, Indiana for the provision of payment of fines related to driving while intoxicated convictions in Herkimer County Court by credit or debit card to include listing the fees associated with Herkimer County Probation Department charges, with said amendment to be subject to approval by the Herkimer County Attorney; and, be it further”

RESOLVED, that all other terms and conditions of said Resolution No. 109 of 2016 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 Probation and Government Payment Services, Inc.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 262

REPORT AND RESOLUTION ESTABLISHING SMART GRID TRAINING LABORATORY PROJECT AT HERKIMER COUNTY COMMUNITY COLLEGE

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

WHEREAS, by letter dated October 17, 2016 from Nicholas F. Laino, Senior Vice President for Administration and Finance at Herkimer County Community College, this Legislature is advised that at its meeting held on October 15, 2016, the College Board of Trustees approve the creation of a Smart Grid Training Laboratory Project which will enhance and complement the College's STEM (Science, Technology, Engineering and Mathematics) curriculum offerings ; and

WHEREAS, by said letter, this Legislature is further advised that the capital budget for the Smart Grid Training Laboratory Project is \$1,898,000, with 50% of the local share coming from the New York Power Authority and 50% from the state, with no additional funds being requested from the County; now, therefore, be it

RESOLVED, that the Smart Grid Training Laboratory Project at Herkimer County Community College is hereby established in the amount of \$1,898,000, and said Project shall be funded with 50% of the local share coming from the New York Power Authority and 50% from the state, with no additional funds being requested from the County; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, President and Senior Vice President for Administration and Finance at Herkimer County Community College.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 263

REPORT AND RESOLUTION AWARDING CONTRACTS FOR MEALS ON WHEELS FOR THE FRANKFORT-SCHUYLER, HERKIMER AND ILION-FRANKFORT AREAS

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

WHEREAS, this Legislature is informed by communication dated October 24, 2016 from Sheri A. Ferdula, Budget Officer, that the Herkimer County Office for the Aging, through federal grants received and local sharing, has funds for the Meals on Wheels Programs and is also advised that the lowest bid price, including the cost of transportation and delivery, has been calculated by and provided by the Office for the Aging; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby authorizes a catering contract for the Meals on Wheels and Congregate Meals programs for the year 2017 with an option for a one year renewal contract with a cost of living increase, and with said contracts to contain a 60 day termination of contract provision:

Area:	Number of meals:	Cost:
<i>Frankfort-Schuyler area:</i> American Food and Vending 124 Metropolitan Park Drive Syracuse, NY 13088	up to 30 meals/day	\$4.27/meal up to \$31,768.80 annually
<i>Herkimer area:</i> American Food and Vending 124 Metropolitan Park Drive Syracuse, NY 13088	up to 115 meals/day	\$4.27/meal up to \$121,780.40 annually
<i>Ilion-Frankfort area:</i> American Food and Vending 124 Metropolitan Park Drive Syracuse, NY 13088	Up to 115 meals/day	\$4.27 meal up to \$121,780.40 annually

And, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature is hereby authorized to execute said contracts 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, Director of the Office for the Aging and the above listed agency.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 264

REPORT AND RESOLUTION AWARDING CONTRACT FOR MEALS ON WHEELS FOR THE MOHAWK AREA

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

WHEREAS, this Legislature is informed by communication dated October 24, 2016 from Sheri A. Ferdula, Budget Officer, that the Herkimer County Office for the Aging, through federal grants received and local sharing, has funds for the Meals on Wheels Programs and reports that the lowest bid price, including the cost of transportation and delivery, has been calculated by and provided by the Office for the Aging; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby authorizes a catering contract for the Meals on Wheels and Congregate Meals programs for the year 2017 with an option for a one year renewal contract with a cost of living increase, and with said contracts to contain a 60 day termination of contract provision:

Area:	Number of meals:	Cost:
<i>Mohawk area:</i> Crazy Otto's Empire Diner 100 West Albany Street Herkimer, NY 13350	Up to 25 meals/day	\$4.60/meal, up to \$28,520.00 annually

And, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature is hereby authorized to execute said contracts 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, Director of the Office for the Aging and the above listed agency.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 265

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 27, 2016 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, 2017 through December 31, 2017, 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, 2017 through December 31, 2017, 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 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 266

REPORT AND RESOLUTION AUTHORIZING AGREEMENT FOR SERVICES UNDER TITLE IIID IN THE HERKIMER COUNTY OFFICE FOR THE AGING

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

WHEREAS, by letters dated October 27, 2016, Kathy L. Fox, Director of the Office for the Aging, requests agreements be entered into with Roland Miner to provide Tai Chi exercise classes at a cost of \$50.00 per class under the Title IIID Program of the Herkimer County Office for Aging, which provides Evidenced Based Health Promotion activities for individuals 60 and over; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into agreements for the period commencing January 1, 2017 to December 31, 2017 with Roland Miner, 306 Folts Street, Herkimer, New York, to provide services to the Herkimer County Office for the Aging for the provision of Tai Chi exercise classes for individuals 60 and over at a cost of \$50.00 per class, up to an amount of \$5,200; with funding to be provided from the Title IIID Evidenced Based Health Program and a 10% local match; 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 Roland Miner.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 267

REPORT AND RESOLUTION AUTHORIZING CONTRACT FOR THE PROVISION OF LEGAL SERVICES FOR THE HERKIMER COUNTY OFFICE FOR THE AGING

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

WHEREAS, the Herkimer County Office for the Aging is required, under the Older Americans Act, to provide legal services to the elderly residents of the County of Herkimer (aged sixty and over), which services are 90% reimbursable under the IIIB funding stream; and

WHEREAS, by letter dated October 27, 2016, Kathy Fox, Director of the Office for the Aging, has advised this Legislature that the Legal Aid Society of Mid-New York has indicated a willingness to provide these services to the Office for the Aging at a fee of \$75.00 per hour; and

WHEREAS, your Committees have considered said matter and recommend a contract be entered into with the Legal Aid Society of Mid-New York to provide legal services to the Herkimer County Office for the Aging for the year 2017; now, therefore, be it

RESOLVED:

1. That the Herkimer County Legislature hereby authorizes a contract for the period January 1, 2017 to December 31, 2017 between the Herkimer County Office for the Aging and the Legal Aid Society of Mid-New York for the purpose of providing legal services to the elderly residents of the County of Herkimer (aged sixty and over) at a fee of \$75.00 per hour, with said amount to be provided in Account A6772.44000 of the Herkimer County Budget;
2. That the Chairman of the Herkimer County Legislature is hereby authorized and empowered to execute said contract on behalf of the County of Herkimer;
3. That the Chairman of this Legislature is further authorized 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;
4. That certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Office for the Aging and The Legal Aid Society of Mid-New York.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 268

REPORT AND RESOLUTION AUTHORIZING CONTRACT BETWEEN OFFICE FOR AGING AND DEPARTMENT OF SOCIAL SERVICES IN CONNECTION WITH BALANCE INCENTIVE PROGRAM

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

WHEREAS, by letter dated October 27, 2016 from Kathy L. Fox, Director of the Office for the Aging, this Legislature is advised of a request to enter into a contract with the Department of Social Services in the amount of \$30,000 to provide services in connection with the implementation of the Balance Incentive Program, which is a program to assist individuals who are Medicaid or Medicare eligible in obtaining in-home services to prevent nursing home placement; and

WHEREAS, said contract will be for the period from January 1, 2017 through December 31, 2017 and will be 100% funded by the Balance Incentive Program; now, therefore, be it

RESOLVED, that this Legislature authorizes a contract for the period January 1, 2017 through December 31, 2017, between the Herkimer County Office for the Aging and the Herkimer County Department of Social Services, for the provision services in connection with the implementation of the Balance Incentive Program, which is a program to assist individuals who are Medicaid or Medicare eligible in obtaining in-home services to prevent nursing home placement, in the amount of \$30,000; 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, with said contract subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that said program shall continue so long as 100% reimbursement is available from the State of New York; 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 Director of the Office for the Aging.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 269

REPORT AND RESOLUTION AWARDING BIDS FOR VEHICLES FOR SHERIFF'S DEPARTMENT

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

WHEREAS, by letter dated October 24, 2016, Sheri Ferdula, Budget Officer has advised that sealed bids were received, opened and read in accordance with law for the purchase of two (2) sedans, two (2) SUV's and one eight passenger van for the Herkimer County Sheriff's Department; and

WHEREAS, it is the recommendation of the Budget Officer and your committees that contracts be awarded to the below listed low bidders meeting the minimum specifications for the above vehicles; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby awards bids for the purchase of the below listed vehicles for the Herkimer County Sheriff's Department:

2017 Ford Interceptor Sedans (2)

Steet-Ponte Ford \$28,271 each
5074 Commercial Drive
Yorkville NY 13495

2017 Ford Interceptor Utility Vehicles (2)

Steet-Ponte Ford \$31,828 each
5074 Commercial Drive
Yorkville NY 13495

2017 Chevrolet Express 3500 Van (1)

Carbone Auto Group \$27,849
5043 Commercial Drive
New Hartford NY 13413.

Registrations will be done free of charge at the Herkimer DMV. Each vehicle from Steet will have an additional \$12.50 added to the sales order for processing and tire disposal fees, Carbone will have \$22.50 added; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Herkimer County Sheriff, Steet- Ponte Ford and Carbone Auto Group.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 270

REPORT AND RESOLUTION AUTHORIZING CHAIRMAN TO SIGN MULTI-JURISDICTIONAL CHIEF ELECTED OFFICIALS AGREEMENT

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

WHEREAS, by Resolution No. 112 adopted April 22, 2015, the Chairman of the Herkimer County Legislature was authorized to join the CEOs in Oneida and Madison counties in signing the Multi-Jurisdictional Chief Elected Officials Agreement for Initial Designation of the Local Workforce Development area of Herkimer, Madison and Oneida Counties; and

WHEREAS, by letter dated October 14, 2016, Karin Piseck, Director of Employment & Training, has advised that said Agreement was signed by Vincent J. Bono in his capacity as Chairman of the Legislature in 2015 and further advises that, after clarification from the New York State Department of Labor that any time there is a change in leadership, this agreement must be re-signed by all Chief Elected Officials; and

WHEREAS, this agreement is necessary due to federal legislation changes from the Workforce Investment (WIA) to the Workforce Innovation and Opportunity Act (WIOA), and for confirmation from each entity that they wish to remain the Herkimer-Madison-Oneida WIA; and

WHEREAS, federal regulations dictate that the local government's chief elected official is liable for any misuse of grant funds for these purposes; now, therefore, be it

RESOLVED, that Bernard Peplinski, Sr., as Chairman of the Herkimer County Legislature for 2016-2017, is hereby authorized to execute the Multi-Jurisdictional Chief Elected Official Agreement designating Herkimer-Madison-Oneida as a local Workforce Development Area, with said agreement to be subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that the County of Herkimer shall indemnify the Chairman of this Legislature from personal liability for the actions of others in connection with any grant funds received for this program; now, therefore, be it

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Employment & Training Director, Oneida County Executive and Chairman of the Madison County Board of Supervisors.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 271

REPORT AND RESOLUTION AUTHORIZING EXTENSION OF CONTRACT WITH THE TOWN OF DANUBE TO PROVIDE ASSESSMENT SERVICES

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated October 20, 2016, Beth Sadlon, Director of the Real Property Tax Service Agency, has requested approval of renewal of the contract to provide assessment services to the Town of Danube; and

WHEREAS, it is the opinion of your Committee that it is to the mutual benefit of the County of Herkimer and the Town of Danube for the County of Herkimer to continue to provide said assessment services to said town; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into an extension of the agreement to provide assessment services to the Town of Danube for the period from December 31, 2016 through December 31, 2017 for the sum of \$12.00 for each parcel on the final assessment roll of the town, 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, Director of Real Property Tax Services and the Town of Danube.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 272

REPORT AND RESOLUTION AUTHORIZING EXTENSION OF CONTRACTS WITH THE TOWNS OF COLUMBIA, LITCHFIELD AND WINFIELD TO PROVIDE ASSESSMENT SERVICES

Sponsored by: Committee on Ways and Means

WHEREAS, this Legislature has authorized by resolution, contracts with certain towns of the County, whereby the County would provide assessment services to the towns for the sum of \$12.00 for each parcel on the final assessment roll of the town; and

WHEREAS, by letter dated October 24, 2016, Beth Sadlon, Director of the Real Property Tax Service Agency, has requested approval of renewal of the contracts to provide assessment services to the Towns of Columbia, Litchfield and Winfield; and

WHEREAS, it is the opinion of your Committee that it is to the mutual benefit of the County of Herkimer and the aforesaid towns for the County of Herkimer to continue to provide said assessment services to said towns; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into extensions of the agreements to provide assessment services to the Towns of Columbia, Litchfield and Winfield for the period from December 31, 2016 to December 31, 2017, with the final form of said agreements to be subject to the approval of the County Attorney; and, be it further

RESOLVED, that the Chairman of this Legislature is further authorized to enter into annual renewals of said assessment agreements, after the expiration of the current agreements, 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, Director of Real Property Tax Services and the Towns of Columbia, Litchfield and Winfield.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 273

REPORT AND RESOLUTION APPROPRIATING FUNDS FROM CONTINGENCY FUND

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated October 27, 2016 from Sheri Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that there is sufficient funding available for the following appropriations from the 2016 Contingency Fund; now, therefore be it

RESOLVED, that the sum of \$100,000.00 is hereby appropriated from A1990.46000, Contingency Fund – Miscellaneous Expense, to A6420.40000, Industrial Development, Contractual Expense; and, be it further

RESOLVED, that the Herkimer County Treasurer is hereby authorized and directed to transfer the said sum to the said account; and, be it further

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

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 274

REPORT AND RESOLUTION AMENDING BUDGET IN CONNECTION WITH FUNDING FOR YOUTH VIOLENCE PREVENTION PROGRAM

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

WHEREAS, by letter dated October 27, 2016 from Sheri Ferdula, Budget Officer, this Legislature is advised that it is necessary to amend the 2016 Budget in connection with reimbursement of grant funding received from the Office of Children & Family Services in the amount of \$2,000.00, and a donation from OTB in the amount of \$1,000.00; now, therefore, be it

RESOLVED, that the 2016 Herkimer County Budget is hereby amended as follows:

REVENUE:

A7310B.3280C, Youth Violence Prevention, Youth Violence	From: \$0
	To: \$3,000.00

EXPENSE:

A7310B.44000, Youth Violence, Contracted Services	From: \$ 7,185.00
	To: \$10,185.00

and, be it further

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

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 275

REPORT AND RESOLUTION AMENDING BUDGET IN CONNECTION WITH BULLET PROOF VEST GRANT FOR SHERIFF'S DEPARTMENT

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

WHEREAS, by letter dated October 27, 2016, Christopher P. Farber, Sheriff, has advised this Legislature of the receipt of an award under the 2016 Bulletproof Vest Partnership Program through the Bureau of Justice Assistance, which grant would provide for reimbursement on ballistic vests purchased by the Herkimer County Sheriff's Department at the rate of 50% up to \$19,235.00, and requests authorization for the Chairman of the Legislature to e-sign said contract; and,

WHEREAS, by letter dated October 27, 2016, the Budget Officer has requested the 2016 Herkimer County Budget be amended in connection with the receipt of funding under said Grant; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute by electronic signature a contract with the Bureau of Justice Assistance to receive a grant under the 2016 Bulletproof Vest Partnership Program for the Herkimer County Sheriff's Department in the amount of \$19,235.00; and, be it further

RESOLVED, that the 2016 Herkimer County Budget is hereby amended as follows:

REVENUE:

A3189.4389C, Bullet Proof Vest Grant, Federal	From: \$0
	To: \$9,617.50 (50% reimbursement)

EXPENSE

A3189.41000, Bullet Proof Vest Grant, Supplies	From: \$0
	To: \$9,617.50

and, be it further

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

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 276

REPORT AND RESOLUTION AWARDING CONTRACT FOR MULTIFUNCTIONAL PHOTOCOPIER FOR THE INFORMATION SERVICES PRINT SHOP

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

WHEREAS, by letter dated October 31, 2016, the Budget Officer/Purchasing Agent has advised that proposals were received for the replacement of the multifunctional photocopier in the Information Services Print Shop; and

WHEREAS, after review of the proposals, it is recommended that a contract for lease and maintenance of a new multifunctional photocopier be awarded to Canon Solutions America, Inc. of Melville, New York, which met specifications and after comparison of features and capabilities, was determined to be the better fit for the County's needs; now, therefore, be it

RESOLVED, that a contract be entered into with Canon Solutions America, Inc., One Canon Park, Melville, New York 11717, for an ImageRunner Advance 8505 multifunctional copier for the Information Services Print Shop at a monthly lease of \$600.19, and a per copy maintenance charge of \$.003, making the average maintenance cost at approximately \$114.00 per month; and, be it further

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute said contract after approval by 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 Information Services and Canon Solutions America, Inc.

Dated: November 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 277

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 November 2, 2016 of a request that certain policies for insurance coverages be approved for the year beginning December 9, 2016 through December 9, 2017, and that although individual premiums may vary up or down depending on items added or deleted, the totals for each Agency will not exceed the amount listed; and

WHEREAS, sufficient monies are available to cover said expense; and

WHEREAS, said coverages are recommended by the Committee on Ways and Means; now, therefore, be it

RESOLVED, that policies of insurance beginning December 9, 2016, are authorized by this Legislature as follows:

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

2017

<u>COVERAGE</u>	<u>PREMIUM</u>
Property	\$49,035.80
Boiler & Machinery	\$ 9,864.80
General Liability	\$73,334.80
OCP	\$ 275.00
Auto	\$54,862.50
Public Officials Liability	\$20,436.90
Law Enforcement Liability	\$28,448.20
Inland Marine	\$22,479.60
Healthcare Gen. & Professional Liability	\$24,324.31
Excess Catastrophe Liability	\$41,193.90
Excess Employers Liability	\$ 9,368.00
Fire Fee	\$ 233.98
Motor Vehicle Fee	\$ 1,120.00
Crime Insurance	<u>\$ 6,199.60</u>
NYMIR Total -	\$341,177.39

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 bind and 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 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 278

REPORT AND RESOLUTION ADJUSTING WAGES FOR HOURLY EMPLOYEES

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated November 4, 2016 from James W. Wallace, Jr., County Administrator, this Legislature is advised that adjustments must be made to the salaries for the year 2017 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 2017 as follows:

<u>Grade</u>	<u>Hourly Wage 2017</u>
1	8.40
2	9.70
3	9.95
4	10.00
5	10.13
6	10.34
7	10.56
8	10.81
9	10.88
10	11.10
11	11.27

and, be it further

RESOLVED, that the following rates are hereby established for the following positions for the year 2017:

<u>Title</u>	<u>2017 Rate</u>
Part-time Motor Vehicle Clerk	\$13.64/hr.
Court Attendants (per diem)	\$62.84 per day
**Part-time Building Maintenance Worker (Jail)	\$9.70/hr.
Part-time Senior Telecommunicator	\$14.76/hr.
*Part-time Public Safety Telecommunicator (E-911)	\$13.91/hr.
Part-time Account Clerk (A4010)	\$13.62/hr.
*Part-time Alcohol Abuse Counselor (Mental Health)	\$26.40/hr.

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<u>Title</u>	<u>2017 Rate</u>
Part-time Clerk (A3110)	\$14.01/hr.
Part-time Computer Programmer (A1680)	\$25.00/hr.
Polling Site Coordinator (Board of Elections)	\$15.00/hr.
Voting Machine Technician (Board of Elections)	\$25.00/hr.
*Part-time Registered Professional Nurse	\$21.16/hr.
Part-time Recording Clerk (19 ½ hours/week)	\$14.22/hr.
Hearing Officer	\$15.76/hr.
Nurse Practitioner	\$50.00/hr.
*Part-time Psychiatric Social Worker	\$38.57/hr.

*Includes 1.5% raise

** Changed due to minimum wage

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 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 279

RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS ADOPTING SALARY SCHEDULES FOR THE YEAR 2017

Sponsored by: Committee on Ways and Means

Your Committee on Ways and Means respectfully reports the following Salary Schedule for the year 2017:

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 - 2017 Legislators and Department Heads
- Salary Schedule No. 2 - 2017 Officers & Non-Union
- Salary Schedule No. 3 - 2017 CSEA
- Salary Schedule No. 4 - 2017 Highway
- Salary Schedule No. 5 - 2017 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 16, 2016.



HERKIMER COUNTY LEGISLATURE

No. 280

RESOLUTION IN SUPPORT OF INTERCOUNTY LEGISLATIVE COMMITTEE OF THE ADIRONDACKS RESOLUTION REGARDING INCREASED ACCESS TO ADIRONDACK PUBLIC LAND

Sponsored by: Committee on Natural Resources

WHEREAS, the Intercounty Legislative Committee of the Adirondacks has adopted Resolution No. 7 of 2016 supporting an Access Adirondacks Memorandum of Understanding among public and private organizations regarding recreational access to Adirondack state lands; and

WHEREAS, the purpose of the resolution and the Memorandum of Understanding is to call for reasonable access to the Boreas Ponds property which was recently acquired by the State of New York ; and

WHEREAS, classifying these lands as “wilderness” would severely restrict access to these lands as well as the responsible and sustainable recreational uses which have historically taken place on these premises; and

WHEREAS, it is the belief of the Herkimer County Legislature that classification of newly acquired state lands should respect the cultural and traditional uses of the Adirondacks, protect natural resources, and support reasonable access and recreational opportunities on newly acquired state land; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby supports Resolution No. 7 of 2016 adopted by the Intercounty Legislative Committee of the Adirondacks dated October 27, 2016; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to Governor Andrew M. Cuomo, Senator Hugh Farley, Senator James L. Seward, Assemblyman Marc W. Butler, Assemblywoman Claudia Tenney, Assemblyman Anthony J. Brindisi, Adirondack Park Agency Chairman Sherman Craig, Adirondack Park Local Government Review Board Executive Director Frederick Monroe, New York State Association of Counties and the Intercounty Legislative Committee of the Adirondacks.

Dated: November 16, 2016.