

(PLEASE NOTE: Full Resolutions are attached following minutes)

**MINUTES
Herkimer County Legislature
Third Quarter – Second Day
Wednesday, July 22, 2015
7:30 p.m.**

Public Hearing

The Public Hearing on the 2015-2016 HCCC Budget was called to order at 7:15 p.m. by Peter F. Manno, Chairman of the Education Committee. The Clerk read the notice of the meeting. Mr. Manno then asked if there was anyone wishing to speak on the college budget. Mr. Manno presented figures on the college budget and enrollment increase. There were no other requests to speak and the hearing was declared closed at 7:18 p.m.

**NOTICE OF HEARING
ON TENTATIVE COLLEGE BUDGET**

NOTICE IS HEREBY GIVEN that the County Legislature of the County of Herkimer, New York, will meet at the Legislators' Chambers at 7:15 p.m. on the 22nd day July, 2015 for the purpose of holding a public hearing on the tentative budget of Herkimer County Community College for the fiscal year September 1, 2015 through August 31, 2016.

FURTHER NOTICE IS HEREBY GIVEN that copies of said tentative budget are available at the office of the Clerk of the Herkimer County Legislature at Herkimer, New York, where they may be procured by any interested person during business hours.

By Order of the Herkimer County Legislature.

Dated: July 10, 2015.

Carole LaLonde, Clerk

The Regular Session of the Herkimer County Legislature was called to order by Chairman Vincent Bono at 7:30 p. m.

Chairman Bono called on Sheriff Christopher Farber, to lead the Legislature in the Pledge of Allegiance.

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

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

Present: Luppino, Rose, Wellington, Johnson, Stephens, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Russell, Shaw, Weakley (15).

Absent: Schrader, Korce (2).

Pursuant to Rule 8 of the Rules of the County Legislature, Chairman Bono asked if there were any objections or corrections to the minutes of July 1, 2015. There were none, and the Chairman ordered them approved.

Pursuant to Rule 11, Chairman Bono opened the floor for public comment. Wendy Richardson, 4-H Program Educator from Cornell Cooperative Extension Services of Herkimer County, spoke on the Smoothie Challenge which will be held this year at the Herkimer County Fair in August. She asked the legislators to contact her if they would like to volunteer to be members of the teams, consisting of three 4-H youth, who will work to assemble and blend a unique smoothie for a panel of judges.

Chairman Bono 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. 201 – A communication was received from the Senior Vice-President for Administration and Finance at Herkimer College submitting proposed operating budget of College and Board of Trustee’s resolution for award of contract. Referred to the Committee on Education and the Committee on Ways and Means.

No. 202 - A communication was received from the County Attorney advising of the receipt of a Summons and Complaint. Placed on file.

No. 203 – A communication was received from the Soil and Water Conservation District submitting minutes of June 9, 2015.

No. 204 – A communication was received from the Director of Public Health advising of the receipt of Public Health Emergency Preparedness Grant. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 205 – A communication was received from the Budget Officer requesting budget amendment in connection with receipt of Public Health Emergency Preparedness Grant. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 206 – A communication was received from the County Highway Superintendent requesting lease renewal with National Grid. Referred to the Committee on Highways.

No. 207 – A communication was received from the Director of the Office for the Aging advising of the receipt of additional funds for Falls Prevention Program. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 208 – A communication was received from the County Treasurer submitting the final results from the recent county land auction. Referred to the Committee on County Properties.

No. 209 – A communication was received from the Budget Officer requesting budget amendment in connection with receipt of Office for Aging Falls Prevention Grant. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 210 – A communication was received from the Budget Officer requesting budget amendment in connection with receipt of Sewer District bonds. Referred to the Committee on Natural Resources and the Committee on Ways and Means.

No. 211 – A communication was received from the Personnel Officer submitting the County Civil Rights Policy for adoption. Referred to the Committee on Ways and Means.

No. 212 – A communication was received from the Budget Officer submitting request for Aid to Prosecution Grant. Referred to the Committee on Public Safety and Emergency Management and the Committee on Ways and Means.

No. 213 – A communication was received from the District Attorney requesting approval for acceptance of Aid to Prosecution Grant for 4/1/15 through 9/30/16. Referred to the Committee on Public Safety and Emergency Management and the Committee on Ways and Means.

No. 214 – A communication was received from ProAct, Inc. submitting Prescription Discount Card Report for June 2015. Placed on file.

No. 215 – A communication was received from the Executive Director of the Herkimer County Chamber of Commerce submitting recommendations for reappointments to the Workforce Development Board. Referred to the Committee on County Planning and Development.

No. 216 – A communication was received from the Budget Officer submitting request for transfer of funds to IDA for two power studies for the Frankfort 5S Business Park. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 217 – A communication was received from the County Administrator submitting request to authorize funds to the IDA for two power studies for Frankfort 5S South Business Park. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 218 – A communication was received from Senator Seward acknowledging receipt of resolution. Placed on file.

No. 219 – A communication was received from the Budget Officer recommending contract for Sewer Feasibility Business Park. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

Pursuant to Rule 6, Chairman Bono then proceeded with Reports of Standing Committees. There were no reports made.

Chairman Bono continued with the Regular Agenda.

On motion of Mr. Russell, seconded by Mr. Manno, Report and Resolution No. 164 sponsored by the Committee on Education and the Committee on Ways and Means adopting Herkimer County Community College Budget was handed up; discussion was held; was voted on and adopted by roll call vote:

For: Luppino, Rose, Wellington, Johnson, Stephens, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Russell, Shaw, Weakley (15).

Against: None.

Absent: Schrader, Korce (2).

On motion of Mr. Luppino, seconded by Mr. Shaw, Report and Resolution No. 165 sponsored by the Committee on County Planning and Development concerning membership on the Workforce Development Board was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Schrader, Korce (2).

On motion of Mr. Stephens, seconded by Mr. Shaw, Report and Resolution No. 166 sponsored by the Committee on Natural Resources and the Committee on Ways and Means amending budget in connection with bond proceeds for the Herkimer County Sewer District Belt Press Project was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Schrader, Korce (2).

On motion of Mr. Manno, seconded by Mr. Wellington, Report and Resolution No. 167 sponsored by the Committee on Education and the Committee on Ways and Means awarding contract for Entrepreneur Small Business Development Center Project at Herkimer County Community College was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Schrader, Korce (2).

On motion of Mr. Hyde, seconded by Mr. Luppino, Report and Resolution No. 168 sponsored by the Committee on Public Safety/Emergency Management and the Committee on

Ways and Means accepting grant from Division of Criminal Justice Services for Herkimer County District Attorney's Office was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Schrader, Korce (2).

On motion of Mr. Shaw, seconded by Mr. Hyde, Report and Resolution No. 169 sponsored by the Committee on Human Resources and the Committee on Ways and Means amending budget in connection with Falls Prevention Grant for Office for the Aging was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Schrader, Korce (2).

On motion of Mr. Stephens, seconded by Mrs. Rose, Report and Resolution No. 170 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing contract in connection with receipt of grant funds for Public Health Emergency Preparedness was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Schrader, Korce (2).

On motion of Mr. Weakley, seconded by Mr. Peplinski, Report and Resolution No. 171 sponsored by the Committee on Highways renewing lease agreement with National Grid for a portion of the Herkimer County Highway Garage premises for substation was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Schrader, Korce (2).

On motion of Mr. Johnson, seconded by Mr. Shaw, Report and Resolution No. 172 sponsored by the Committee on Ways and Means adopting a Civil Rights Policy for the County of Herkimer pursuant to New York Executive Law, Title VI of the Civil Rights Act of 1964, as amended was handed up; was voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Schrader, Korce (2).

On motion of Mr. Brezinski, seconded by Mr. Russell, Report and Resolution No. 173 sponsored by the Committee on County Planning and Development and the Committee on Ways and Means authorizing funding to the IDA for power studies for Frankfort 5S South Business was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Schrader, Korce (2).

On motion of Mr. Peplinski, seconded by Mr. Shaw, Report and Resolution No. 174 sponsored by the Committee on County Planning and Development and the Committee on Ways and Means authorizing contract for Sewer Feasibility Study for the Schuyler Business Park was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Schrader, Korce (2).

On motion of Mr. Johnson, seconded by Mr. Stephens, Resolution No. 175 sponsored by the Committee on County Planning and Development making appointment to the Herkimer County Industrial Development Agency was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Schrader, Korce (2).

On motion of Mr. Wellington, seconded by Mr. Luppino, Resolution No. 176 of the Committee on Administration/Veterans' Affairs setting public hearing on Introductory Local Law No. 2 for 2015 was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Schrader, Korce (2).

On motion of Mr. Shaw, seconded by Mr. Russell, Resolution No. 177 sponsored by the Committee on Ways and Means setting public hearing on Introductory Local Law No. 3 for 2015 was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (14).

Against: Rose (1).

Absent: Schrader, Korce (2).

Chairman Bono stated that pursuant to Rule 6(12) they would proceed with comments by legislators. The following legislators had comments: Mr. Russell and Mrs. Rose. Chairman Bono extended condolences from the Legislature on the recent passing of her husband.

At 8:07 p.m. on motion of Mr. Manno, seconded by Mr. Wellington, the Legislature adjourned to Wednesday, August 12, 2015 at 7:30 p.m., with a public hearing on Introductory Local Law No. 2 at 7:00 p.m. and a public hearing on Introductory Local Law No. 3 at 7:15 p.m.