

MINUTES
Herkimer County Legislature
Second Quarter – Third Day
Wednesday, May 16, 2012
7:30 p.m.

The Regular Session of the Herkimer County Legislature was called to order by Chairman Vincent Bono at 7:35 p. m.

Chairman Bono called on Legislator Jean Maneen 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: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (17).

Absent: None.

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 April 25, 2012. There were no objections and the minutes were approved.

Pursuant to Rule 11, Chairman Bono opened the floor for public comment. The following individuals spoke on the following subjects: Carl Streeter, Ilion: Confidence - Jail; Christine Jackson: Jail/Country Manor

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. Mr. Brezinski requested No. 181 be read and Mr. Korce requested No. 180 be read.

No. 163 – Two communications were received from Assemblyman Butler acknowledging receipt of resolutions. Placed on file.

No. 164 – A communication was received from Capital District OTB submitting the financial report for March and audited financial statements for years 2010 and 2011. Placed on file.

No. 165 – A communication was received from the Soil and Water Conservation District submitting minutes of 4/3/12

No. 166 – A communication was received from the Director of Community Services submitting the April activities update. Placed on file.

No. 167 – A communication was received from the Recording Officer and Co. Treasurer submitting the mortgage tax apportionment. Referred to the Committee on Ways and Means.

No. 168 – A communication was received from the Sheriff submitting the monthly report for March. Referred to the Committee on Public Safety & Emergency Management.

No. 169 – A communication was received from the Vice President for Administration and Finance at Herkimer County Community College submitting request for an amendment of the 2010-11 College Operating Budget. Referred to the Committees on Education and Ways and Means.

No. 170 – A communication was received from the Vice President for Administration and Finance at HCCC submitting request for amendment of 2010-11 College Operating Budget. Referred to the Committees on Education and Finance.

No. 171 – A communication was received from the Vice President for Administration and Finance at Herkimer County Community College submitting request for award of contracts for Science Labs and Roof Replacement Project at the College. Referred to the Committees on Education, County Properties and Ways and Means.

No. 172 – A communication was received from the Budget Officer submitting request for transfer of funds. Referred to the Committee on Ways and Means.

No. 173 – A communication was received from the Budget Officer submitting recommendation for award of bid for van. Referred to the Committee on Ways and Means.

No. 174 – A communication was received from ProAct, Inc. submitting the Herkimer County Drug Prescription report for April. Placed on file.

No. 175 – A communication was received from the STOP-DWI Coordinator submitting recommendations for membership on the STOP-DWI Advisory Board. Referred to the Committee on Public Safety and Emergency Management.

No. 176 – A communication was received from the Director of Community Services requesting a staffing change. Referred to the Committees on Human Resources and Ways and Means.

No. 177 – A communication was received from the Budget Officer submitting recommendation for contract for provision of additional internet bandwidth for Herkimer County. Referred to the Committee on Information Services and the Committee on Ways and Means.

No. 178 – A communication was received from the Budget Officer concerning award if bids for Science Labs Renovation/Roof Replacement Project at HCCC. Referred to the Committees on Education, County Properties and Ways and Means.

No. 179 – A communication was received from the State Department of Agriculture and Markets advising of approval of inclusion of land in an agricultural district under the Open Enrollment Period for 2012. Placed on file.

No. 180 – A communication was received from the County Attorney advising of the receipt of a Notice of Claim. Referred to the Committee on Ways and Means.

No. 181 – A communication was received from Joseph Chilelli submitting a request from the Concerned Citizens group. Placed on file.

Pursuant to Rule 6, Chairman Bono then proceeded with Reports of Standing Committees. Leonard Hendrix, Chairman of the Committee on Public Safety/Emergency Management stated that the Committee had met on the matter of the Sheriff's report and membership on the STOP-DWI Advisory Board. Peter Manno, Chairman of the Education Committee, advised that on May 9th the committee met and approved the bids that the College had sought for the Science Labs Renovations and Roof Replacement Project at the College, and prior to the Legislature meeting, the committee met to approve two reappointments to the College Board of Trustees. Raymond Smith, Chairman of the Committee on Human Resources, stated that the committee had met to discuss two items in the Department of Mental Health, one of which is on the agenda for the Legislature meeting this evening.

On motion of Mr. Hyde, seconded by Mr. Hendrix, the following Consent Agenda was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

Consent Agenda:

- 118 PUB. SFTY./EMER. MGMT.: Approving monthly report of Sheriff
- 119 WAYS & MEANS: Transferring funds
- 120 PUB. SFTY./EMER. MGMT.: As regards membership on the STOP-DWI Advisory Board

No. 118

REPORT AND RESOLUTION OF THE COMMITTEE ON PUBLIC SAFETY/EMERGENCY MANAGEMENT APPROVING MONTHLY REPORT OF SHERIFF

WHEREAS, your Public Safety & Emergency Management Committee, to which was referred the report of the Sheriff for the month of March, 2012, respectfully reports that we have examined said report, recommend that it be approved and offer the following Resolution:

RESOLVED, that the report of the Herkimer County Sheriff for the month of March, 2012, which report reflects an average daily population of 67.23 inmates, with an average of 40.65 inmates being boarded out in March, be approved and filed.

Dated: May 16, 2012.

LEONARD R. HENDRIX
BRUCE WEAKLEY
RAYMOND SMITH
ROBERT N. HYDE
DENNIS KORCE
BERNARD PEPLINSKI, SR.
**Committee on Public Safety/
Emergency Management**

No. 119

REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS TRANSFERRING FUNDS

WHEREAS, your Committee on Ways and Means, to which was referred a communication from the Budget Officer and Purchasing Agent dated May 10, 2012 submitting requests for transfer of funds, reports that we have examined said communication, inquired into the subject matter thereof, recommend that said transfer 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 account:

\$7,400.00	From: G8130.44000-540, Sewage Treatment Plant – Solids Handling
	To: G8130.25000, Sewage Treatment Plant – Equipment

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

Dated: May 16, 2012.

PATRICK E. RUSSELL
DENNIS KORCE
RAYMOND SMITH

BRUCE WEAKLEY
BERNARD PEPLINSKI
KURT J. ACKERMAN
Committee on Ways and Means

No. 120

**REPORT AND RESOLUTION OF THE COMMITTEE ON PUBLIC SAFETY AND
EMERGENCY MANAGEMENT AS REGARDS MEMBERSHIP ON THE STOP-DWI
ADVISORY BOARD**

WHEREAS, a communication from Michael J. Edwards, STOP-DWI Coordinator, dated April 23, 2012, advises this Legislature that the STOP-DWI Advisory Board recommends the reappointment and appointment of certain members to the STOP-DWI Advisory Board; now, therefore, be it

RESOLVED, that the following individuals are hereby reappointed to the STOP-DWI Advisory Board to serve a term of three years commencing July 1, 2012 and ending June 30, 2015:

Mrs. Josephine Sohnn, Herkimer County Probation Director
Mr. William Penree, Community Member
Mr. Dale Miller, Herkimer-Oneida Counties Comprehensive Planning Program
Hon. John Brennan, Herkimer County Family Court Judge

And, be it further

RESOLVED, that Assistant District Attorney Jeffrey Carpenter is hereby appointed as representative from the District Attorney's Office for the term to expire June 30, 2015; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Coordinator of the STOP-DWI Program and the appointees.

Dated: May 16, 2012.

LEONARD R. HENDRIX
BRUCE WEAKLEY
RAYMOND SMITH
ROBERT N. HYDE
DENNIS KORCE
BERNARD PEPLINSKI, SR.
Committee on Public Safety and
Emergency Management

On motion of Mr. Russell, seconded by Mr. Peplinski, Report and Resolution No. 121 of the Committee on Ways and Means apportioning mortgage tax was handed up; voted on and adopted by roll call vote:

For: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (17).

Against: None.

Absent: None.

No. 121

REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS APPORTIONING MORTGAGE TAX

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: May 16, 2012.

PATRICK E. RUSSELL
DENNIS KORCE
RAYMOND SMITH
BRUCE WEAKLEY
BERNARD PEPLINSKI
KURT J. ACKERMAN
Committee on Ways & Means

APPORTIONMENT OF MORTGAGE TAX

October 1, 2011-March 31,2012

TOWNS	TOTAL TAX RECEIVED	TOWN SHARE	INCLUDING VILLAGES VILLAGES 'SHARES	
COLUMBIA	\$6,303.57	\$ 6,303.57		
DANUBE	3,828.01	3,828.01		
FAIRFIELD	5,908.53	5,423.85	MIDDLEVILLE	\$ 484.68
FRANKFORT	32,312.86	28,760.58	FRANKFORT	3,493.84
			ILION	58.44
GERMAN FLATTS	37,717.53	23,780.08	ILION	10,396.37
			MOHAWK	3,541.08
HERKIMER	30,858.63	20,977.98	HERKIMER	9,880.65
LITCHFIELD	6,325.39	6,325.39		
CITY OF LITTLE FALLS	11,768.05	11,768.05		
TOWN OF LITTLE FALLS	9,528.31	9,528.31		
MANHEIM	11,651.48	9,473.90	DOLGEVILLE	2,177.58
NEWPORT	8,493.88	7,204.16	MIDDLEVILLE	193.12
			NEWPORT	943.71
			POLAND	152.89
NORWAY	2,717.17	2,717.17		
OHIO	2,120.83	2,120.83		
RUSSIA	13,726.43	12,813.17	COLDBROOK	336.57
			POLAND	576.69
SALISBURY	,5,288.32	5,288.32		
SCHUYLER	17,484.55	17,484.55		
STARK	2,479.38	2,479.38		
WARREN	2,907.86	2,907.86		
WEBB	82,794.31	82,794.31		
WINFIELD	7,545.31	6,461.61	WEST WINFIELD	1,083.70
	\$ 301,760.40	\$ 268,441.08		\$33,319.32

Herkimer County Treasurer \$619.09

On motion of Mr. Ackerman, seconded by Mr. Manno, Report and Resolution No. 122 of the Committees on Education and Ways and Means amending the 2010-11 Operating Budget of Herkimer County Community College, was handed up; debate was held; was voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

No. 122

REPORT AND RESOLUTION OF THE COMMITTEES ON EDUCATION AND WAYS AND MEANS AMENDING THE 2010-2011 OPERATING BUDGET OF HERKIMER COUNTY COMMUNITY COLLEGE

WHEREAS, this Legislature has previously adopted an Operating Budget as presented by the Herkimer County Community College for the year 2010-2011 in the amount of \$23,306,955, with a sponsor's contribution of \$1,630,612; and

WHEREAS, by communication from the Vice President for Administration and Finance of Herkimer County Community College dated April 27, 2012, it is requested that this Legislature approve an amendment to the 2010-2011 Herkimer County Community College Operating Budget as a result of higher student enrollment entitling the College to receive an additional \$13,911 in state aid for FY 2010-2011, with no increase in the sponsor's contribution; now, therefore, be it

RESOLVED, that this Legislature approves an amendment to the 2010-2011 Operating Budget of Herkimer County Community College to \$22,169,103; and, be it further

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

Dated: May 16, 2012.

PETER F. MANNO
LEONARD R. HENDRIX
DENNIS KORCE
JEAN E. MANEEN
KURT J. ACKERMAN
RAYMOND SMITH
Committee on Education

PATRICK E. RUSSELL

DENNIS KORCE
RAYMOND SMITH
BRUCE WEAKLEY
BERNARD PEPLINSKI
KURT J. ACKERMAN
Committee on Ways and Means

On motion of Mr. Manno, seconded by Mr. Hyde, Report and Resolution No. 123 of the Committees on Education, County Properties and Ways and Means awarding contract for renovation of Science Labs and Roof Replacement Project at Herkimer County Community College was handed up; was voted on and adopted by voice vote:

For: All ayes: (17).

Against: None.

Absent: None.

No. 123

REPORT AND RESOLUTION OF THE COMMITTEES ON EDUCATION, COUNTY PROPERTIES AND WAYS AND MEANS AWARDING CONTRACT FOR RENOVATION OF SCIENCE LABS AND ROOF REPLACEMENT PROJECT AT HERKIMER COUNTY COMMUNITY COLLEGE

WHEREAS, by Resolution No. 108 adopted in the year 2010, this Legislature approved the Renovation of Science Labs and Roof Replacement Project at Herkimer County Community College; and

WHEREAS, by letters dated May 4, 2012 from Nicholas F. Laino, Vice President for Administration and Finance for the College, this Legislature is advised that that the architect for said project has reviewed the bids and the Board of Trustees has approved a resolutions recommending award of the contracts to the lowest bidders with all bid alternates in connection with said Project; and

WHEREAS, by letter dated May 9, 2012, from Bernard E. Decker, Budget Officer, this Legislature is advised that bids were received and opened for the provision of the roofing contract for said Project and that the College has recommended award of contract to the lowest bidder, Moisture Barriers of Albany, NY for the base bid amount only (no alternates) of \$307,845.00; and

WHEREAS, said letter further recommends award of contracts for renovations and other construction to the lowest bidders, with inclusion of all bid alternates as follows:
General Construction to J. Priore Construction Co., Inc., Utica, NY in the amount of \$1,112,000

HVAC to Giruzzi Plumbing & Heating, Inc., Utica, NY in the amount of \$732,700
 Plumbing to Giruzzi Plumbing & Heating, Inc., Utica, NY in the amount of \$175,500
 Electrical to Engler Electric, Inc., Utica, NY in the amount of \$211,150

now, therefore, be it

RESOLVED:

1. That the Herkimer County Legislature hereby awards a contract for the provision of Renovation of Science Labs in connection with the Renovation of Science Labs and Roof Replacement Project at Herkimer County Community College to the lowest qualified bidders as follows:

CONTRACT	CONTRACTOR	TOTAL BID
Roofing	Moisture Barriers, Inc. 2 Commerce Ave. Albany, NY 12206	\$307,845
General Construction	J. Priore Construction Co., Inc. 316 Ontario Street Utica, NY 13501	\$1,112,000
HVAC	Giruzzi Plumbing & Heating, Inc. 713 Bleecker Street Utica, NY 13501	\$732,700
Plumbing	Giruzzi Plumbing & Heating, Inc. 713 Bleecker Street Utica NY 13501	\$175,500
Electrical	Engler Electric, Inc. 609 Columbia Street Utica, NY 13502	\$211,150

2. That said contracts shall be contingent upon the Herkimer County Community College Board of Trustees approving a budget increase for this project from the current \$2.6 million to at least \$2,786,895;
3. That the Chairman of this Legislature is hereby authorized to execute the aforesaid contracts on behalf of the County of Herkimer;
4. That certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, President and Vice President for Administration and Finance at Herkimer County Community College and the above listed contractors.

Dated: May 16, 2012.

PETER F. MANNO
 LEONARD R. HENDRIX

DENNIS KORCE
 BRUCE WEAKLEY

DENNIS KORCE
JEAN E. MANEEN
KURT J. ACKERMAN
RAYMOND SMITH
Committee on Education

ROBERT N. HYDE
KURT J. ACKERMAN
RAYMOND JOHNSON
ROBERT SCHRADER
Committee on County Properties
PATRICK E. RUSSELL
DENNIS KORCE
RAYMOND SMITH
BRUCE WEAKLEY
BERNARD. PEPLINSKI, SR.
KURT J. ACKERMAN
Committee on Ways and Means

On motion of Mr. Smith, seconded by Mrs. Maneen and Mr. Shaw, Report and Resolution No. 124 of the Committee on Human Resources and the Committee on Ways and Means for staffing change in the Herkimer County Mental Health Services was handed up, was voted on and adopted by roll call vote:

For: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley:

Against: None.

Absent: None.

No. 124

REPORT AND RESOLUTION OF THE COMMITTEE ON HUMAN RESOURCES AND THE COMMITTEE ON WAYS AND MEANS FOR STAFFING CHANGE IN THE HERKIMER COUNTY MENTAL HEALTH SERVICES

WHEREAS, by letter dated April 26, 2012, Edgar Scudder, Director of Community Services, has requested a staffing adjustment be made in the Herkimer County Mental Health Services; now, therefore, be it

RESOLVED, that the 2012 Herkimer County Salary Schedule is hereby amended in Salary Schedule No. III to delete one position of Alcohol Abuse Counselor in Account A4320, Mental Health Department Programs, and establish one position of Psychiatric Social Worker in A4320 at the base annual salary of set forth for said position in said salary schedule; and, be it further

RESOLVED, that the foregoing change shall take effect July 9, 2012; 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: May 16, 2012

RAYMOND SMITH
FREDERICK J. SHAW, JR.
JEAN E. MANEEN
LEONARD R. HENDRIX
PATRICK E. RUSSELL
PETER F. MANNO
Committee on Human Resources

PATRICK E. RUSSELL
DENNIS KORCE
RAYMOND SMITH
BRUCE WEAKLEY
BERNARD PEPLINSKI
KURT J. ACKERMAN
Committee on Ways and Means

On motion of Mr. Ackerman, seconded by Mr. Hyde and Mrs. Rose, Report and Resolution No. 125 of the Committee on Information Services and the Committee on Ways and Means awarding bid for additional internet bandwidth for Herkimer County was handed up; was voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

No. 125

REPORT AND RESOLUTION OF THE COMMITTEE ON INFORMATION SERVICES AND THE COMMITTEE WAYS AND MEANS AWARDED BID FOR ADDITIONAL INTERNET BANDWIDTH FOR HERKIMER COUNTY

WHEREAS, by letter dated May 9, 2012, Bernard E. Decker, Budget Officer/Purchasing Agent, has advised that proposals were received, for providing additional internet bandwidth and connectivity to remote offices for Herkimer County; and

WHEREAS, after review of the bids it is recommended of the Budget Officer, the Information Services Department and Telecommunications Coordinator that a contract be awarded to the sole proposer of a fiber and microwave (wireless) solution, Northland Communications of Utica, New York; and

WHEREAS, the proposal includes no installation costs for a five year agreement and monthly recurring costs of \$1,247.11 for 20 MB Fiber Circuit and \$475.00 each for three (3) 10 MB wireless point-to-point connections, which are expandable if county locations are added, and with the design to allow for other reductions in cost for current services and incorporate additional telecomm system changes: now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby awards a contract for the provisional of additional internet bandwidth and connectivity to remote offices for Herkimer County to Northland Communications, 317 Court Street, Third Floor, Utica, NY 13502, for a five year agreement and monthly recurring costs of \$1,247.11 for 20 MB Fiber Circuit and \$475.00 each for three (3) 10 MB wireless point-to-point connections, which are expandable if county locations are added, and with the design to allow for other reductions in cost for current services and incorporate additional telecomm system changes; and, be it further

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

Dated: May 16, 2012.

PATRICK E. RUSSELL
DENNIS KORCE
RAYMOND SMITH
BRUCE WEAKLEY
BERNARD PEPLINSKI
KURT J. ACKERMAN
Committee on Ways and Means

KURT J. ACKERMAN
PETER F. MANNO
JEAN E. MANEEN
BERNARD PEPLINSKI, SR.
GARY M. HARTMAN
HELEN T. ROSE
Committee on Information Services

On motion of Mr. Hendrix, seconded by Mr. Hyde, Report and Resolution No. 126 of the Committee on Ways and Means and the Committee on Public Safety and Emergency Management awarding bid for van for Herkimer County was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

No. 126

REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS AND THE COMMITTEE ON PUBLIC SAFETY AND EMERGENCY MANAGEMENT AWARDING BID FOR VAN FOR HERKIMER COUNTY

WHEREAS, by letter dated May 9, 2012, Bernard E. Decker, Budget Officer/Purchasing Agent, has advised that bids were received, opened and read in accordance with law for the provision of a 2012 or newer Dodge Grand Caravan or equal for Herkimer County; and

WHEREAS, after review of the bids it is recommended that the bid be awarded to the lowest bidder, Carbone Dodge Chrysler Jeep of Yorkville, New York in the amount of \$20,945.00; and

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

RESOLVED, that the Herkimer County Legislature hereby awards the bid for the provision of a 2012 or newer Dodge Grand Caravan or equal for Herkimer County to Carbone Dodge Chrysler Jeep, 5017 Commercial Drive, Yorkville, NY 13495 in the amount of \$20,945.00; and, be it further

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

Dated: May 16, 2012.

PATRICK E. RUSSELL
DENNIS KORCE
RAYMOND SMITH
BRUCE WEAKLEY
BERNARD PEPLINSKI
KURT J. ACKERMAN
Committee on Ways and Means

LEONARD R. HENDRIX
BRUCE WEAKLEY
RAYMOND SMITH
ROBERT N. HYDE
DENNIS KORCE
BERNARD PEPLINSKI, SR.
**Committee on Public Safety/
Emergency Management**

On motion of Mr. Smith, seconded by Mr. Peplinski and Mr. Hendrix, Resolution No. 127 of the Committee on Human Resources halting further admissions to Country Manor was handed up; debate was held; request for a roll call vote was made by Mrs. Rose, was adopted by roll call vote:

For: Maneen, Johnson, Hendrix, Hyde, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Weakley (12).

Against: Hartman, Rose, Schrader, Brezinski, Shaw (5).

Absent: None.

No. 127

**RESOLUTION OF THE COMMITTEE ON HUMAN RESOURCES HALTING
FURTHER ADMISSIONS TO COUNTRY MANOR**

WHEREAS, the Herkimer County Legislature is in the process of attempting to sell the Country Manor premises and make provisions for the care of the current residents; and

WHEREAS, in the course of any such sale there will be a necessary transition process involving the care of those residents which will be subject to state approval; and

WHEREAS, that transition process will be eased by our reducing the number of such residents ; now, therefore be it

RESOLVED, that upon the adoption of this Resolution there shall be no additional residents accepted at or admitted to the Country Manor; 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.

Dated: May 16, 2012.

RAYMOND SMITH
FREDERICK J. SHAW, JR.
JEAN E. MANEEN
LEONARD R. HENDRIX
PATRICK E. RUSSELL
PETER F. MANNO
Committee on Human Resources

On motion of Mr. Ackerman, seconded by Mr. Hyde and Mr. Manno, Resolution No. 128 of the Committee on Education appointing trustee at Herkimer County Community College was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

No. 128

REPORT AND RESOLUTION OF THE COMMITTEE ON EDUCATION APPOINTING TRUSTEE AT HERKIMER COUNTY COMMUNITY COLLEGE

RESOLVED, that Isabella S. Crandall, 814 Talson Park Drive, Herkimer, New York, is hereby reappointed 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, for a term of seven years which shall expire on June 30, 2019; 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 and Isabella S. Crandall.

Dated: May 16, 2012.

PETER F. MANNO
LEONARD R. HENDRIX
DENNIS KORCE
JEAN E. MANEEN
KURT J. ACKERMAN
RAYMOND SMITH
Committee on Education

On motion of Mr. Peplinski, seconded by Mr. Ackerman and Mr. Manno, Resolution No. 129 of the Committee on Education appointing trustee at Herkimer County Community College was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

No. 129

RESOLUTION OF THE COMMITTEE ON EDUCATION APPOINTING TRUSTEE OF HERKIMER COUNTY COMMUNITY COLLEGE

RESOLVED, that Donald J. Snyder of East Main Street, West Winfield, New York, be, and he hereby is, reappointed, pursuant to Section 6303 of the Education Law, as a member of the Herkimer County Community College Board of Trustees, for a term of seven years which shall expire on June 30, 2019; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Chancellor of the State University of New York, the Vice Chancellor for Two Year Colleges, President of Herkimer County Community College and Donald J. Snyder.

Dated: May 16, 2012.

PETER F. MANNO
LEONARD R. HENDRIX
DENNIS KORCE
JEAN E. MANEEN
KURT J. ACKERMAN
RAYMOND SMITH
Committee on Education

Chairman Bono thanked both appointees for their service on the College Board of Trustees.

On motion of Mr. Korce, seconded by Mr. Johnson, Resolution No. 130 of the Committee on County Properties authorizing redemption of parcels taken under the In Rem Tax Foreclosure was handed up; voted on and adopted by roll call vote:

For: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (17).

Against: None.

Absent: None.

No. 130

RESOLUTION OF THE COMMITTEE ON COUNTY PROPERTIES AUTHORIZING REDEMPTION OF PARCELS TAKEN UNDER IN REM TAX FORECLOSURE

WHEREAS, the County of Herkimer has completed its 2010 In Rem Tax Foreclosure proceedings and has taken title to various parcels of real property; and

WHEREAS, this Legislature has decided to allow property owners to redeem their properties and receive the deeds to those properties from the County upon the payment of three times the 2010 and 2011 taxes plus interest and penalties as of the date of payment, and to also pay the 2012 taxes at that time, as well as all recording costs; now, therefore, be it

RESOLVED, that the County of Herkimer hereby authorizes the redemption of parcels of real property, upon the above terms and conditions, with payment to be made to the County of Herkimer by cash or certified funds on or before 3:00 p.m. on Friday, May 25 2012; and, be it further

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute any and all documents necessary to effectuate such transfers; and, be it further

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

Dated: May 16, 2012.

DENNIS KORCE
BRUCE WEAKLEY
ROBERT N. HYDE
KURT J. ACKERMAN
RAYMOND JOHNSON
ROBERT J. SCHRADER
Committee on County Properties

Chairman Bono stated that pursuant to Rule 6(12) they would proceed with comments by legislators. The following legislators had further comments: Mrs. Maneen, Mrs. Rose. Mr. Weakley made a motion to adjourn, seconded by Mr. Smith. The motion was approved by voice vote:

Ayes: (14).

Against: Hartman, Rose, Korce (3).

Absent: None.

The meeting adjourned at 8:25 p.m.