

MINUTES
Herkimer County Legislature
Third Quarter – Second Day
Wednesday, July 21, 2010
7:30 p.m.

This Session of the Herkimer County Legislature was called to order by Chairman Raymond Smith at 7:30 p.m.

Chairman Smith called on Eagle Scout Nickolas Cooper, to lead the Legislature in the Pledge of Allegiance.

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

Present: Piseck, Rose, Keblish, Maneen, Stone, Hyde, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (16).

Absent: Hendrix, Brezinski (2).

Pursuant to Rule 8 of the Rules of the County Legislature, Chairman Smith asked if there were any objections or corrections to the minutes of July 7, 2010.

Chairman Smith dispensed with the regular session to allow for a presentation. He called on Legislator Manno who presented a certificate from the Legislature to Nicholas Cooper in recognition of his attaining the rank of eagle scout.

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

Chairman Smith stated that the communications received by the Legislature and the committees to which they were referred were listed on the agenda and asked if any member of the Legislature requested mention of any particular communication. Mrs. Rose requested Communication No. 271 be read. (on Mrs. Rose's request, said communication will be attached with the original minutes of the meeting)

No. 257 – A communication was received from the Village of Dolgeville submitting resolution in support of County's resolution to combat obesity and promote healthy lifestyles. Ordered filed.

No. 258 – A communication was received from ProAct, Inc. submitting report of Herkimer County Drug Discount Card for June. Ordered filed.

No. 259 – A communication was received from the County Attorney advising of the receipt of a Summons with Notice. Referred to the Committees on Human Resources and Ways and Means.

No. 260 – A communication was received from the Budget Officer submitting recommendation for award of bid for provision of meals for Office for Aging. Referred to the Committee on Ways and Means.

No. 261 – A communication was received from the State Division of Criminal Justice Services advising Sheriff's Office of the non-selection for a Byrne JAG Recovery Grant. Ordered filed.

No. 262 – A communication was received from the Vice President for Administration and Finance at HCCC requesting establishment of public hearing on the College Budget. Referred to the Committees on Education and Ways and Means.

No. 263 – A communication was received from the Sewer District submitting a resolution for approval of the Legislature. Referred to the Committees on Natural Resources and Ways and Means.

No. 264 – A communication was received from the Personnel Officer requesting amendment of the County's Workplace Violence Policy. Referred to the Committees on Ways and Means.

No. 265 – A communication was received from the Director of Public Health requesting renewal of the contract for the Early Intervention Administration Program. Referred to the Committee on Human Resources.

No. 266 – A communication was received from the County Sheriff requesting memorandum of understanding for JAG grant. Referred to the Committee on Public Safety and Emergency Management.

No. 267 – A communication was received from the Director of Information Services requesting contract for completion of Phase I of the Polce Consulting recommendations. Referred to the Committee on Information Services.

No. 268 – A communication was received from the County Administrator concerning the Ignition Interlock Program and Plan. Referred to the Committee on Public Safety and Emergency Management.

No. 269 – A communication was received from the Sheriff requesting a contract for a Homeland Security Grant. Referred to the Committee on Public Safety and Emergency Management and the Committee on Ways and Means.

No. 270 – A communication was received from the Director of Public Health requesting extension of a temporary position. Referred to the Committee on Human Resources and Ways and Means.

No. 271 – A communication was received from Legislator Rose submitting questions on the proposed new Herkimer County Jail. (attached to the original minutes).

On motion of Mr. Manno, seconded by Mr. Shaw, Report and Resolution No. 202 of the Committees on Education and Ways and Means fixing time and place for public hearing on Herkimer County Community College was handed up; debate was held, was voted on and adopted by voice vote:

All Ayes: (15).

Against: None.

Absent: Hendrix, Brezinski (2).

On motion of Mr. Bono, seconded by Mr. Ackerman, Report and Resolution No. 203 of the Committees on Human Resources and Ways and Means awarding contract for meals on wheels for the Dolgeville/Little Falls area was handed up; there being no debate, was voted on and adopted by voice vote:

All Ayes: (15).

Against: None.

Absent: Hendrix, Brezinski (2).

On motion of Mr. Bono, seconded by Mr. Manno and Mrs. Maneen, Report and Resolution No. 204 of the Committee on Human Resources authorizing contract with State of New York for funding for Early Intervention Administration Program was handed up; there being no debate, was voted on and adopted by voice vote:

All Ayes: (15).

Against: None.

Absent: Hendrix, Brezinski (2).

On motion of Mr. Russell, seconded by Mr. Bono, Report and Resolution No. 205 of the Committee on Ways and Means amending Resolution No. 201 of 2007 adopting Workplace Violence Policy and Program was handed up; there being no debate, was voted on and adopted by voice vote:

Ayes: (15). Against: None.

Absent: Hendrix, Brezinski (2).

On motion of Mr. Peplinski, seconded by Mr. Shaw and Mr. Hyde, Report and Resolution No. 206 of the Committee on Ways and Means approving agreement for sludge disposal for Herkimer County Sewer District was handed up; there being no debate, was voted on and adopted by voice vote:

All Ayes: (15).

Against: None.

Absent: Hendrix, Brezinski (2).

On motion of Mr. Hyde, seconded by Mr. Stone and Mr. Ackerman, Report and Resolution No. 207 of the Committee on Public Safety and Emergency Management accepting grant and authorizing memorandum of understanding to share Justice Assistance Grant was handed up; debate was held; voted on and adopted by voice vote:

All Ayes: (15).

Against: None.

Absent: Hendrix, Brezinski (2).

On motion of Mr. Stone, seconded by Mr. Keblish and Mr. Ackerman, Report and Resolution No. 208 of the Committee on Information Services authorizing contract for provision of equipment and completion of network switches update for Information Services was handed up; there being no debate, was voted on and adopted by voice vote:

All Ayes: (15).

Against: None.

Absent: Hendrix, Brezinski (2).

On motion of Mr. Weakley, seconded by Mr. Stone, Report and Resolution No. 209 of the Committee on Public Safety and Emergency Management appointing representatives in connection with Herkimer County Ignition Interlock Program Plan was handed up; there being no debate, was voted on and adopted by voice vote:

Ayes: (15).

Against: None.

Absent: Hendrix, Brezinski (2). Abstain: Hyde (1).

On motion of Mr. Stone, seconded by Mr. Russell, Mr. Shaw aneen, Report and Resolution No. 210 of the Committee on Public Safety and Emergency Management accepting grant and amending budget for Homeland Security Funding for Sheriff's Department was handed up; there being no debate, was voted on and adopted by voice vote:

All Ayes: (15).

Against: None.

Absent: Hendrix, Brezinski (2).

On motion of Mr. Bono, seconded by Mr. Russell, Report and Resolution No. 211 of the Committee on Ways and Means extending temporary part-time position in Public Health Nursing Service was handed up; there being no debate, was voted on and adopted by voice vote:

All Ayes: (15).

Against: None.

Absent: Hendrix, Brezinski (2).

On motion of Mr. Bono, seconded by Mr. Ackerman, Mr. Keblish and Mr. Peplinski, Report and Resolution No. 212 of the Committees on Human Resources, Ways and Means and County Properties setting public hearing on Introductory Local Law No. 1 for 2010 was handed up; debate was held; Mrs. Rose requested a roll call vote; the resolution was voted on and adopted by roll call vote:

For: Piseck, Keblish, Maneen, Stone, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (13).

Against: Rose, Hyde (2).

Absent: Hendrix, Brezinski (2).

Chairman Smith stated that pursuant to Rule 6(12) they would proceed with comments by legislators. The following legislators had further comments: Mr. Stone, Mr. Korce, Mrs. Rose, Mr. Shaw, Mr. Peplinski, Mr. Keblish.

At 7:55 p.m., on motion of Mr. Manno, seconded by Mr. Stone, the Legislature adjourned to Wednesday, August 11, 2010 at 7:30 p.m.