

LOCAL LAW

INTRODUCTORY NO. 1 1977

LOCAL LAW NO. 1 1978

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

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

Section 1. The base annual salary of the Commissioners of Elections shall be the sum of Six Thousand Seven Hundred Sixty-nine Dollars (\$6,769).

Section 2. The base annual salary of the Director of Real Property Tax Assessments shall be the sum of Sixteen Thousand Two Hundred Twenty-three Dollars (\$16,223).

Section 3. The base annual salary of the Fire Coordinator shall be the sum of Two Thousand Nine Hundred Fifty Dollars (\$2,950).

Section 4. The base annual salary of the Commissioner of Social Services shall be the sum of Twenty Thousand Nine Hundred Forty-two Dollars (\$20,942).

Section 5. The base annual salary of the Data Processing Manager shall be the sum of Fifteen Thousand Ninety-eight Dollars (\$15,098).

Section 6. The base annual salary of the Manpower Administrator shall be the sum of Fifteen Thousand Three Hundred Thirty-eight Dollars (\$15,338).

Section 7. The Salary Schedule for the Year 1978 shall include the annual increments and longevity increments as they apply to each officer and employee listed in Sections 1 through 6, and shall take effect January 1, 1978.

Section 8. This Local Law shall take effect 45 days after its adoption.

Dated: November 14, 1977.

Adopted: November 28, 1977.

Effective: January 12, 1978.

LOCAL LAW

INTRODUCTORY NO. 1 1978

LOCAL LAW NO. 2 1978

A LOCAL LAW AMENDING LOCAL LAW NO. 4 OF 1956 CHANGING THE APPORTIONMENT OF COSTS UNDER THE HERKIMER COUNTY SELF-INSURANCE PLAN

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

Section 1. Local Law No. 4 of 1956 of this County entitled, "A Local Law Enumerating Rules and Regulations for the Administration of the Herkimer County Self-Insurance Plan," is hereby amended to read as follows:

C. APPORTIONMENT COSTS

- (a) The apportioned share of each participant in the Herkimer County Self-Insurance Plan shall be based one-half (50%) on the total value of the participant's taxable real property in the proportion that the full valuation of its taxable real property bears to the aggregate full valuation of all participants; and one-half (50%) on the loss-percentile experience of the participant, said loss-percentile to be calculated based on the losses of each participant in relation to the aggregate losses of compensation and medical for the entire plan for each of the three preceding years, omitting the current year.
- (b) This method of determining the apportioned costs of each participant in the Herkimer County Self-Insurance Plan shall be achieved by commencing on January 1, 1979, to calculate the cost of each participant in a series of three annual steps, these steps to reflect a gradual change in the method of calculation as follows:

| Year | % of Share Based on<br>Real Property Base | % of Share Based on<br>Loss Experience |
|------|---|--|
| 1979 | 70  | 30                                     |
| 1980 | 60  | 40                                     |
| 1981 | 50  | 50                                     |

This method of determining the apportioned cost to each participant in the Herkimer County Self-Insurance Plan shall continue thereafter as set forth in Paragraph C.

Section 2. This Local Law shall take effect immediately upon filing with the Secretary of State.

Adopted: May 25, 1978.

Effective: July 10, 1978.

LOCAL LAW

INTRODUCTORY NO. 2 1978

LOCAL LAW NO. 3 1978

LOCAL LAW AUTHORIZING HERKIMER COUNTY TO BECOME A PARTICIPATING MEMBER OF THE CAPITOL DISTRICT REGIONAL OFF-TRACK BETTING CORPORATION

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

Section 1. This law shall be entitled "An Act to Provide for the Participation of Herkimer County in the Capitol District Regional Off-Track Betting Corporation".

Section 2. Herkimer County is hereby authorized to participate in the Capitol District Regional Off-Track Betting Corporation, said corporation to implement an off-track betting system for the Capitol District Region following approval of the addition of Herkimer by the State Racing and Wagering Board.

Section 3. Insofar as the provisions of this law are inconsistent with the provisions of any special or local law, the provisions of this local law shall be controlling.

Section 4. This local law shall take effect forty-five days after adoption or upon approval of the majority of the electors voting, if a petition for a permissive referendum is filed pursuant to the provisions of Section 24 of the Municipal Home Rule Law.

Adopted: August 21, 1978.

Effective: October 6, 1978.

LOCAL LAW

INTRODUCTORY NO. 3 1978

LOCAL LAW NO. 4 1978

A LOCAL LAW REQUIRING WRITTEN NOTICE OF DEFECTIVE, UNSAFE, DANGEROUS OR OBSTRUCTED CONDITIONS PRIOR TO MAINTENANCE OF ACTION AGAINST THE COUNTY OF HERKIMER FOR DAMAGES FOR INJURIES TO PERSONS OR DAMAGES TO PROPERTY

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

Section 1. (a) No action or special proceeding shall be prosecuted or maintained against the County of Herkimer for personal injuries or damages to real or personal property alleged to have been sustained by reason of street, highway, bridge, culvert, sidewalk or crosswalk being out of repair, unsafe, dangerous or obstructed, or in consequence of the existence of snow and ice thereon, unless it appears that written notice of defective, unsafe, dangerous or obstructed conditions or the existence of ice and snow was actually given to the County Superintendent of Highways and there was a failure or neglect within a reasonable time after the giving of such notice to repair or remove the defect, danger or obstruction complained of, or to cause the snow or ice to be removed or the place otherwise made reasonably safe.

(b) The County Superintendent of Highways shall keep an indexed record, in a separate book, of all notices which he shall receive of the existence of such defective, unsafe, dangerous or obstructed condition or of such snow or ice, which record shall state the date of the receipt of the notice, the nature of and location of the condition stated to exist, and the name and address of the person from whom the notice is received.

Section 2. Nothing therein contained shall be constituted to relieve a claimant of the obligation to sent a Notice of Claim as provided in Section 50-e of the General Municipal Law of the State of New York.

Section 3. This Local Law shall take effect upon the compliance with all statutes and requirements of law applicable to its passage.

Adopted: October 16, 1978.

Effective: October 19, 1978.