

(PLEASE NOTE: Full Resolutions are attached following minutes)

**MINUTES
Herkimer County Legislature
Third Quarter – Fourth Day
Wednesday, August 13, 2014
7:30 p.m.**

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 District Attorney Jeffrey Carpenter to lead the Legislature in the Pledge of Allegiance.

Mr. Bono requested everyone to remain standing for a moment of silence in recognition and honor of all the current and past veterans of Herkimer County.

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

Present: Luppino, Rose, Schrader, Wellington, Johnson, Weakley, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, (16).

Absent: Weakley (1).

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 23, 2014 and special session held August 6, 2014. There were none, and the Chairman ordered them approved.

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

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. 233 – A communication was received from the State Office of Real Property Tax Services submitting State Equalization Rates for 2014. Placed on file.

No. 234 – A communication was received from the District Attorney requesting e-signature and acceptance of Aid to Prosecution Grant. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 235 – A communication was received from the Budget Officer concerning contract for Aid to Prosecution Grant. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 236 – A communication was received from the Sheriff submitting monthly report for June. Referred to the Committee on Public Safety and Emergency Management.

No. 237 – A communication was received from the Executive Director of the Youth Bureau requesting approval of contracts for youth programs. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 238 – A communication was received from the Director of Emergency Services requesting contract for radio control system for Communications Center. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 239 – A communication was received from the Director of Emergency Services requesting lease for new 911 tower site. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 240 – A communication was received from the County Property Agent submitting bids on county properties left from In Rem Auction. Referred to the Committee on County Properties.

No. 241 – A communication was received from the Budget Officer advising of grant for Sheriff's navigational patrol. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 242 – A communication was received from the County Property Agent submitting list of properties for prospective cancellation of taxes. Referred to the Committees on County Properties and Ways and Means.

No. 243 – A communication was received from the Sheriff requesting approval of contract for grant from State for navigational patrol. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 244 – A communication was received from the Director of Weights and Measures requesting renewal of contract for State Petroleum Product Quality Program. Referred to the Committee on Natural Resources.

No. 245 – A communication was received from the New York State Association of Counties acknowledging receipt of resolution. Placed on file.

No. 246 – A communication was received from the Director of Community Services submitting progress report of County Prevention Council and July activities report of Mental Health Services. Placed on file.

No. 247 – A communication was received from the Director of Emergency Services concerning construction of new communications tower under Interoperable Communications Grant. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 248 – A communication was received from the Budget Officer requesting authorization to advertise for bids for new communications tower. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 249 – A communication was received from the Budget Officer requesting authorization for donation of items from Country Manor. Referred to the Committee on County Properties and the Committee on Ways and Means.

No. 250 – A communication was received from the Budget Officer requesting listing with Auctions International Inc. for online auction of surplus items. Referred to the Committee on Ways and Means.

No. 251 – A communication was received from the Budget Officer concerning acceptance of Crime Victims Grant Award. Referred to the Committee on Public Safety/Emergency Management.

Pursuant to Rule 6, Chairman Bono then proceeded with Reports of Standing Committees. Mr. Manno reported on the recent meeting of the Education Committee and the proposed resolution on START-UP NY.

Chairman Bono continued with Reports and Resolutions and Resolutions.

On motion of Mr. Peplinski , seconded by Mr. Ackerman, Report and Resolution No. 203 of the Committee on Public Safety/Emergency Management approving monthly report of Sheriff was handed up; discussion was held; voted on and adopted by voice vote:

For: Ayes (14).

Against: Rose, Johnson (2).

Absent: Weakley (1).

On motion of Mr. Luppino, seconded by Mr. Peplinski, Report and Resolution No. 204 of the Committee on County Planning and Development and the Committee on Ways and Means authorizing contracts for the Youth Programs for 2014 was handed up; discussion was held; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Weakley (1).

On motion of Mr. Shaw, seconded by Mr. Hyde, Report and Resolution No. 205 of the Committee on Natural Resources authorizing participation in Petroleum Quality Program was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Weakley (1).

On motion of Mr. Stephens, seconded by Mr. Hyde, Report and Resolution No. 206 of 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 (16). Against: None. Absent: Weakley (1).

On motion of Mr. Hyde, seconded by Mr. Luppino, Report and Resolution No. 207 of the Committee on Public Safety/Emergency Management and the Committee on Ways and Means accepting grant from New York State Thruway/Canal Corporation for funding for Sheriff's Department was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Weakley (1).

On motion of Mr. Schrader, seconded by Mr. Johnson, Report and Resolution No. 208 of the Committee on County Properties approving sale of parcels acquired by In Rem Tax Foreclosures was handed up; voted on and adopted by voice vote:

For: Luppino, Rose, Schrader, Wellington, Johnson, Stephens, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (16).

Against: None Absent: Weakley (1).

On motion of Mr. Johnson, seconded by Mr. Schrader, Report and Resolution No. 209 of the Committee on County Properties and the Committee on Ways and Means directing prospective cancellation of taxes on certain parcels was handed up; discussion was held; voted on and adopted by voice vote:

For: Luppino, Rose, Schrader, Wellington, Jonson, Stephens, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw (15).

Against: Hyde (1). Absent: Weakley (1).

On motion of Mr. Stephens, seconded by Mr. Peplinski, Report and Resolution No. 210 of the Committee on Public Safety/Emergency Management and the Committee on Ways and Means approving lease for communication system tower site was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Weakley (1).

On motion of Mr. Peplinski, seconded by Mr. Luppino, Report and Resolution No. 211 of the Committee on Public Safety/Emergency Management and the Committee on Ways and

Means authorizing purchase of new radio control system for E911 Communications Center was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Weakley (1).

On motion of Mr. Peplinski, seconded by Mr. Hyde, Report and Resolution No. 212 of the Committee on Public Safety/Emergency Management and the Committee on Ways and Means authorizing bids for new Communications Tower was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Weakley (1).

On motion of Mr. Ackerman, seconded by Mr. Johnson, Report and Resolution No. 213 of the Committee on County Properties approving donation of items from Country Manor was handed up; discussion was held; voted on and adopted by voice vote:

For: Ayes (15). Against: Rose (1). Absent: Weakley (1).

On motion of Mr. Ackerman, seconded by Mr. Schrader, Report and Resolution No. 214 of the Committee on County Properties and Ways and Means approving auction of surplus items no longer necessary for public use from the Country Manor was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Weakley (1).

On motion of Mr. Johnson, seconded by Mr. Peplinski, Report and Resolution No. 215 of the Committee on Public Safety and the Committee on Ways and Means authorizing execution of necessary contracts in connection with Crime Victims Program Grant was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Weakley (1).

On motion of Mr. Russell, seconded by Mr. Johnson, Resolution No. 216 of the Committee on Ways and Means setting date for public hearing on Introductory Local Law No. 2 for 2014 was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Weakley (1).

On motion of Mr. Manno, seconded by Mr. Schrader, Resolution No. 217 of the Committee on Education in support of Herkimer County Community College Plan for START-UP NY Program was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Weakley (1).

Chairman Bono stated that pursuant to Rule 6(12) they would proceed with comments by legislators. The following legislators had further comments: Mr. Brezinski, Chairman Bono, Mr. Schrader.

At 8:05 p.m. on motion of Mr. Manno, seconded by Mr. Wellington, the Legislature adjourned to Wednesday, September 10, 2014 at 7:30 p.m., with a Public Hearing on Introductory Local Law No. 2 at 7:15 p.m.