

(PLEASE NOTE: Full Resolutions are attached following minutes)

**MINUTES
Herkimer County Legislature
Second Quarter – Third Day
Wednesday, June 17, 2015
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 Cathleen McColgin, President of Herkimer College, 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, Schrader, Johnson, Stephens, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (15).

Absent: Rose, Wellington (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 May 20, 2015. There were none, and the Chairman ordered them approved.

Chairman Bono dispensed with the regular session and called upon Legislator Peplinski for a presentation. Mr. Peplinski read and presented a proclamation to Herkimer County Dairy Princess Stephanie Treadwell for “Dairy Princess and her Court Week” and “June as Dairy Month” in Herkimer County. He gave appreciation to the Dairy Princess and her court for all the work they do all year in promoting the dairy industry. Miss Treadwell introduced her court, explained the role of the Dairy Princess and her court and thanked the Legislature for the proclamation.

Chairman Bono then called upon Legislator Shaw for a presentation. Mr. Shaw read and presented a proclamation to Library Board President Barbara Miller and Library Manager Sandra Zaffarano from the Middleville Free Library in recognition of their 100th year anniversary.

Chairman Bono then called on Legislator Peter Manno to introduce and welcome Dr. Cathleen McColgin, the new President of Herkimer College. Dr. McColgin expressed her appreciation for the invitation to come to the Legislature meeting, recognized many of the

College's accomplishments and stated that she was looking forward to serving as President of the College. She added that she will strive to continue the positive working relationship with the County Legislature.

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. 165- A communication was received from the family of Patrick A. Reardon acknowledging recent expression of sympathy. Placed on file.

No. 166 – A communication was received from ProAct, Inc. submitting Discount Prescription Card Report for April 2015. Placed on file.

No. 167 – A communication was received from the New York State Department of Agriculture and Markets certifying the Open Enrollment Period for Agricultural Districts for 2015. Placed on file.

No. 168 – A communication was received from the Oneida-Herkimer Solid Waste Authority Submitting minutes and recently adopted resolutions. Placed on file.

No. 169 – A communication was received from the Budget Officer submitting request for transfer of funds. Referred to the Committee on Ways and Means.

No. 170 – A communication was received from the Personnel Officer requesting amendment of resolution in connection with on-going litigation involving the Herkimer County Workers' Compensation Plan. Referred to the Committee on Ways and Means.

No. 171 – A communication was received from the Budget Officer advising of request for amendment of resolution in connection with on-going Workers' Compensation litigation. Referred to the Committee on Ways and Means.

No. 172 – A communication was received from the Director of Public Health requesting renewal of contract with State for funding for Early Intervention Administration Program. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 173 – A communication was received from the County Administrator requesting amendment of Part-time Salary Schedule. Referred to the Committee on Ways and Means.

No. 174 – A communication was received from the Commissioner Of Social Services – Requesting approval for funding for Supervision and Treatment Services for Juveniles Program and contract. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 175 – A communication was received from the Commissioner Of Social Services – Requesting a staffing salary adjustment. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 176 – A communication was received from the Budget Officer submitting request for contract renewal of the Early Intervention Administration Program. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 177 – A communication was received from the Budget Officer submitting request for budget amendment in connection with receipt of Safe Harbor Grant for Youth Bureau. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 178 – A communication was received from the Budget Officer submitting request for budget amendment in connection with Old Forge Shuttle Project. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 179 – A communication was received from the Executive Director of the Youth Bureau advising of receipt of grant from State Office of Children and Family Services. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 180 - A communication was received from the Budget Officer requesting budget amendment in connection with receipt of TANF 2015 Summer Youth Program funds. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 181 - A communication was received from the Budget Officer requesting budget amendment in connection with HealthNet Funding. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 182 – A communication was received from the Budget Officer requesting budget amendment for Healthy Families Grant. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 183 – A communication was received from the Executive Director of Herkimer County HealthNet, Inc. Advising of receipt of Creating Healthy Places to Live, Work and Play funding. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 184 – A communication was received from the Soil and Water Conservation Dist. submitting minutes of 5/12/15. Placed on file.

No. 185 – A communication was received from the Budget Officer submitting request for transfer of funds. Referred to the Committee on Ways and Means.

No. 186 – A communication was received from the County Treasurer submitting results of county land auction. Referred to the Committee on County Properties.

No. 187 – A communication was received from the Director of the Office for Aging requesting approval of Direct Care Worker Program funding. Referred to the Committee on Human Resources and the Committee on Ways and Means.

Pursuant to Rule 6, Chairman Bono proceeded with Reports of Standing Committees. Fred Shaw, Chairman of the Natural Resources Committee, gave a report of the Soil and Water Conservation District recent meeting.

Chairman Bono then continued with the Regular Agenda.

On motion of Mr. Russell, seconded by Mr. Ackerman, Report and Resolution No. 137 sponsored by the Committee on Ways and Means authorizing transfer of funds was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Rose, Wellington (2).

On motion of Mr. Russell, seconded by Mr. Peplinski, Report and Resolution No. 138 sponsored by the Committee on County Planning and Development and the Committee on Ways and Means amending budget in connection with receipt of TANF Summer Youth Funds was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Rose, Wellington (2).

On motion of Mr. Smith, seconded by Mr. Shaw, Report and Resolution No. 139 sponsored by the Committee on Human Resources and the Committee Ways and Means authorizing contract with New York State Dept. of Health for Herkimer County HealthNet, Inc. and amending budget was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Rose, Wellington (2).

On motion of Mr. Shaw, seconded by Mr. Stephens, Report and Resolution No. 140 sponsored by the Committee on Human Resources and the Committee on Ways and Means accepting grant and amending budget for Healthy Families Program was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Rose, Wellington (2).

On motion of Mr. Peplinski, seconded by Mr. Johnson, Report and Resolution No. 141 sponsored by the Committee on County Planning and Development and the Committee on Ways and Means amending budget in connection with receipt of grant for Herkimer County Youth Bureau was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Rose, Wellington (2).

On motion of Mr. Smith, seconded by Mr. Luppino, Report and Resolution No. 142 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing plan application and contract in connection with funding for Supervision and Treatment Services for Juveniles Program was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Rose, Wellington (2).

On motion of Mr. Russell, seconded by Mr. Hyde, Report and Resolution No. 143 sponsored by the Committee on Ways and Means amending Resolution No. 247 of 2014 approving agreement in connection with on-going litigation involving the Herkimer County Workers' Compensation Plan was handed up; was voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Rose, Wellington (2).

On motion of Mr. Luppino, seconded by Mr. Stephens, Report and Resolution No. 144 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing contract with State of New York funding for Early Intervention Administration Program was handed up; was voted on and adopted by voice vote:

For: All ayes (15).

Against: None.

Absent: Rose, Wellington (2).

On motion of Mr. Shaw, seconded by Mr. Hyde, Report and Resolution No. 145 sponsored by the Committee on Human Resources and the Committee on Ways and Means approving Direct Care Worker Program funding in Office for the Aging was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Rose, Wellington (2).

On motion of Mr. Russell, seconded by Mr. Smith, Report and Resolution No. 146 sponsored by the Committee on County Planning and Development and the Committee on Ways and Means amending budget in connection with implementation of Herkimer County Rural Transit-Old Forge Circulator Pilot Shuttle Application was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None. Absent: Rose, Wellington (2).

On motion of Mr. Ackerman seconded by Mr. Russell, Report and Resolution No. 147 sponsored by the Committee on Human Resources and the Committee on Ways and Means for salary change in Department of Social Services was handed up; voted on and adopted by roll call vote:

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

Against: None. Absent: Rose, Wellington (2).

On motion of Mr. Johnson, seconded by Mr. Schrader, Report and Resolution No. 148 sponsored by the Committee on Ways and Means amending Resolution No. 325 of 2014 adjusting wages for hourly employees was handed up; was voted on and adopted by roll call vote:

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

Against: None. Absent: Rose, Wellington (2).

On motion of Mr. Johnson, seconded by Mr. Schrader, Report and Resolution No. 149 approving sale of County Owned Tax Acquired Land was handed up; discussion was held; was voted on and adopted by roll call vote:

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

Against: None. Absent: Rose, Wellington (2).

On motion of Mr. Smith, seconded by Mr. Ackerman, Report and Resolution No. 150 In Memoriam of Edwin J. Vogt was handed up; Mr. Ackerman and Mr. Russell recognized Mr. Vogt for his service; was voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Rose, Wellington (2).

Chairman Bono stated that pursuant to Rule 6(12) they would proceed with comments by legislators. Mr. Smith reminded all of the invitation to attend the open house for the XNG Gas Plant in Dolgeville on June 30th.

At 7:55 p.m. on motion of Mr. Manno, seconded by Mr. Stephens, the Legislature adjourned to Wednesday, July 1, 2015 at 2:00 p.m. for the Third Quarterly Meeting of the County Legislature