

(PLEASE NOTE: Full Resolutions are attached following minutes)

**MINUTES
Herkimer County Legislature
Third Quarter – Third Day
Wednesday, August 12, 2015
7:30 p.m.**

Public Hearing

The Public Hearing on the Introductory Local Law No. 2 for the year 2015 was called to order at 7:02 p.m. by Robert N. Hyde, Chairman. The Clerk read the notice of the meeting. Mr. Hyde then asked if there was anyone wishing to speak on the Local Law. There were no other requests to speak and the hearing was declared closed at 7:04 p.m.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that there has been presented to the County Legislature of the County of Herkimer, State of New York, on the 22nd day of July, 2015, Introductory Local Law No. 2 for the year 2015 entitled, “A LOCAL LAW TO AUTHORIZE THE COUNTY LEGISLATURE TO DESIGNATE ONE NEWSPAPER PUBLISHED WITHIN THE COUNTY AS ITS OFFICIAL NEWSPAPER FOR THE PURPOSE OF LOCAL LAWS, NOTICES AND OTHER MATTERS”.

NOTICE IS FURTHER GIVEN that the County Legislature of the County of Herkimer will hold a public hearing on the aforesaid proposed Local Law, to be conducted by the Committee on Administration/Veterans’ Affairs at the Legislative Chambers in the County Office Building, Herkimer, New York, on the 12th day of August, 2015 at 7:00 p.m. at which time all persons interested will be heard.

Dated: July 27, 2015.

By Order of the Herkimer County Legislature

The Regular Session of the Herkimer County Legislature was called to order by Chairman Vincent Bono at 7:32 p. m.

Chairman Bono called on William Keeler, Sr., 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, Rose, Schrader, Wellington, Johnson, Stephens, 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 July 22, 2015. 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. 220 – A communication was received from the Family of Joan Cotton with thanks for the expression of sympathy. Placed on file.

No. 221 – A communication was received from Kids Oneida, Inc. submitting their 2014 Annual Report. Placed on file.

No. 222 - A communication was received from the Capital District Off-Track Betting Corporation submitting Financial Report for June 2015. Placed on file.

No. 223 – A communication was received from the Times/Telegram advising of the merging into one daily publication effective August 3, 2015. Referred to the Committee on Administration/Veterans Affairs

No. 224 – A communication was received from the Personnel Officer submitting 2016 Annual Estimate and Apportionment for Herkimer County Self-Insured Workers' Compensation Plan. Referred to the Committee on Ways and Means.

No. 225 – A communication was received from the Executive Director of the Historical Society expressing appreciation for the county's allocation. Placed on file.

No. 226 – A communication was received from the County Clerk submitting her Annual Report for 2014. Referred to the Committee on Administration/Veterans' Affairs.

No. 227 – A communication was received from the Soil and Water Conservation District submitting minutes of 7/14/15. Placed on file.

No. 228 – A communication was received from the Budget Officer recommending budget amendment in connection with Crime Victims Services Grant. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 229 - A communication was received from the Commissioner of Social Services requesting memorandum of understanding with the Office for the Aging for administration of HEAP Services. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 230 – A communication was received from the Director of the Office for the Aging requesting memorandum of understanding Department of Social Services for implementation of NY Connects Program. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 231 – A communication was received from the Budget Officer submitting recommendation for award of contract for ductless air conditioning units for Information Services Department. Referred to the Committee on County Properties and the Committee on Ways and Means.

No. 232 – A communication was received from the Budget Officer submitting request for transfer of funds to support additional training and development of electronic medical records program in Mental Health Services. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 233 – A communication was received from the Commissioner of Social Services requesting agreement with Catholic Charities to provide Non-Residential Domestic Violence Services. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 234 – A communication was received from the Director of Community Services requesting additional funding for training and development of electronic record system. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 235 – A communication was received from the Victims Services Coordinator requesting acceptance of grant funding for Crime Victim Services Program. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 236 – A communication was received from the Commissioner of Social Services requesting memorandum of understanding with Probation Department in connection with Intensive Community Asset Program Initiative. Referred to the Committee on Human Resources and the Public Safety/Emergency Management.

No. 237 – A communication was received from the Budget Officer advising of available funds in Contingency Account in connection with contract for air conditioning unit in Information Services Department. Referred to the Committee on County Properties and the Committee on Ways and Means.

No. 238 – A communication was received from the Executive Director of the Youth Bureau requesting contracts with Catholic Charities of Herkimer County and Motivational Media Assemblies. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 239 – A communication was received from the Director of Public Health submitting inaugural issue of Herkimer County Health Matters. Placed on file.

No. 240 – A communication was received from the President of the College advising that the term of Alfred Barbato as trustee of the College has expired. Referred to the Committee on Education.

No. 241 – A communication was received from the County Property Agent advising of the results of sealed bids received on County owned properties. Referred to the Committee on County Properties.

No. 242 – A communication was received from the County Auditor advising of approval of corrected taxes for July 2015. Placed on file.

No. 243 – A communication was received from the County Treasurer requesting an agreement for a credit card program. Referred to the Committee on Ways and Means.

No. 244 – A communication was received from the Attorney for the Village of Dolgeville submitting resolution from the Village requesting cancellation of taxes. Referred to the Committee on County Properties.

No. 245 – A communication was received from the Upstate Golisano Children’s Hospital expressing appreciation for the county’s donation in memory of Robert Rose. Placed on file.

No. 246 – A communication was received from Helen Rose expressing appreciation for the donation to Golisano Children’s Hospital in memory of her husband. Placed on file.

Pursuant to Rule 6, Chairman Bono then proceeded with Reports of Standing Committees. There were no reports made.

Chairman Bono continued with the Regular Agenda.

On motion of Mr. Hyde, seconded by Mr. Wellington, Report and Resolution No. 178 sponsored by the Committee on Administration/Veterans’ Affairs adopting Herkimer County Community College Budget was handed up; discussion was held; was voted on and adopted by roll call vote:

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

Against: Rose (1).

Absent: None.

On motion of Mr. Stephens, seconded by Mr. Johnson, Report and Resolution No. 179 sponsored by the Committee on County Properties approving sale of parcels acquired by In Rem Tax Foreclosures was handed up; voted on and adopted by roll call vote:

For: Luppino, Rose, Schrader, Wellington, Johnson, Stephens, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (17).

Against: None. Absent: None.

On motion of Mr. Hyde, seconded by Mr. Johnson, Report and Resolution No. 180 sponsored by the Committee on County Properties and the Committee on Ways and Means authorizing contract for air conditioning unit for Information Services Department and authorizing appropriation of funds was handed up; voted on and adopted by roll call vote:

For: Luppino, Rose, Schrader, Wellington, Johnson, Stephens, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (17).

Against: None. Absent: None.

On motion of Mr. Stephens, seconded by Mr. Hyde, Report and Resolution No. 181 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways and Means amending budget in connection with Crime Victims Services Grant for District Attorney's Office was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None. Absent: None

On motion of Mr. Hyde, seconded by Mr. Luppino, Report and Resolution No. 182 sponsored by the Administration/Veterans' Affairs amending Resolution No. 13 of 2015 designating official newspapers of the County of Herkimer for the year 2015 was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (16).

Against: Rose (1). Absent: None.

On motion of Mr. Peplinski, seconded by Mr. Weakley, Report and Resolution No. 183 sponsored by the Committee on Ways and Means approving 2016 Annual Estimate and Apportionment for the Herkimer County Workers' Compensation Self-Insured Plan was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None. Absent: None.

On motion of Mr. Shaw, seconded by Mr. Schrader, Report and Resolution No. 184 sponsored by the Committee on Human Resources and the Committee on Ways and Means amending Resolution No. 183 of 2014 as amended by Resolution No. 311 of 2014 and

Resolution No. 67 of 2015 authorizing agreement for electronic medical records system for Herkimer County Mental Health Services and Transferring funds was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Smith, seconded by Mr. Shaw, Report and Resolution No. 185 sponsored by the Committee on Human Resources and the Committee on Ways and Means accepting grant and authorizing contract in Department of Social Services for Non-Residential Domestic Violence Program was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Peplinski, Report and Resolution No. 186 sponsored by the Committee on County Planning and Development and the Committee on Ways and Means authorizing contract with motivational media assemblies for motivational program for schools was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Hyde, Report and Resolution No. 187 sponsored by the Committee on Human Rights and the Committee on Ways and Means authorizing memorandum of understanding between the Herkimer County Department of Social Services and the Herkimer County Office for the Aging for Home Energy Assistance Program Services was handed up; was voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Smith, seconded by Mr. Shaw, Report and Resolution No. 188 sponsored by the Committee on County Human Resources and the Committee on Ways and Means authorizing memorandum of understanding between the Herkimer County Department of Social Services and the Herkimer County Office for the Aging for NY Connects Program was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Smith, seconded by Mr. Peplinski, Report and Resolution No. 189 sponsored by the Committee on County Planning and Development and the Committee on Ways and Means authorizing contract with Catholic Charities in connection with Safe Harbor Grant for Herkimer County Youth Bureau was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Luppino, Report and Resolution No. 190 sponsored by the Committee on Ways and Means authorizing an agreement with M & T Bank for a Credit Card Program was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Stephens, seconded by Mr. Smith, Resolution No. 191 of the Committee on Human Resources, the Committee on Public Safety/Emergency Management and the Committee on Ways and Means authorizing contract between Department of Social Services and Probation Department in connection with Intensive Community Asset Program was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Smith, seconded by Mr. Johnson, Report and Resolution No. 192 sponsored by the Committee on County Properties concerning cancellation of taxes was handed up; was voted on and adopted by roll call vote:

For: Luppino, Rose, Schrader, Wellington, Johnson, Stephens, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (17).

Against: None.

Absent: None.

On motion of Mr. Peplinski, seconded by Mr. Hyde, Resolution No. 193 sponsored by the Committee on Natural Resources setting date for hearing on Eight-Year Review of Agricultural District No. 4 was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Luppino, Resolution No. 194 sponsored by the Committee on Ways and Means rescinding Resolution No. 177 of 2015 and setting Public Hearing on Introductory Local Law No. 4 for 2015 was handed up; discussion was held. Mrs. Rose requested and the resolution was adopted by the following roll call vote:

For: Luppino, Wellington, Johnson, Stephens, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Russell, Shaw, Weakley (14).

Against: Rose, Schrader, Korce (3).

Chairman Bono stated that pursuant to Rule 6(12) they would proceed with comments by legislators. The following legislators had comments: Mrs. Rose, Chairman Bono, Mr. Johnson and Mr. Manno.

At 7:57 p.m. on motion of Mr. Manno, seconded by Mr. Stephens, the Legislature adjourned to Wednesday, September 16, 2015 at 7:30 p.m., with a public hearing on the 8 Year Review of Agricultural District No. 4 at 7:00 p.m. and a public hearing on Introductory Local Law No. 4 at 7:15 p.m.