

(PLEASE NOTE: Full Resolutions are attached following minutes)

**MINUTES
Herkimer County Legislature
Fourth Quarter – Second Day
Wednesday, October 28, 2015
7:30 p.m.**

The Regular Session of the Herkimer County Legislature was called to order by Chairman Vincent Bono at 7:34 p. m.

Chairman Bono called on Anthony Luppino 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, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (14).

Absent: Stephens, Hyde, Brezinski (3).

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 October 7, 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. 295 – A communication was received from the Family of Theodore Wind with thanks for Expression of sympathy. Placed on file

No. 296 – A communication was received from ProAct, Inc., submitting Discount Prescription Card Report for September. Placed on file.

No. 297 – A communication was received from the Budget Officer requesting budget amendment in Youth Bureau. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 298 - A communication was received from the County Treasurer submitting report of Cancelled Taxes. Referred to the Committee on Ways and Means.

No. 299 – A communication was received from the County Clerk requesting temporary staffing change. Referred to the Committee on Ways and Means.

No. 300 – A communication was received from the State Comptroller advising of the receipt of the County’s 1 ¼% sales tax extension resolution. Referred to the Committee on Ways and Means.

No. 301 – A communication was received from the Personnel Officer requesting contract for administration of Health Reimbursement Account Plan. Referred to the Committee on Ways and Means.

No. 302 – A communication was received from the Soil and Water Conservation District submitting list of services and assistance provided to municipalities, agencies and landowners through September 2015. Placed on file.

No. 303 – A communication was received from the Vice Chairman of the Sewer District Board submitting Proposed Assessment Roll. Referred to the Committee on Natural Resources and the Committee on Ways and Means.

No. 304 – A communication was received from the County Administrator requesting temporary staffing change in County Treasurer’s Office. Referred to the Committee on Ways and Means.

No. 305 – A communication was received from the Budget Officer requesting amendment of resolution for COLA reimbursement to Immunization Action Plan Grant. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 306 – A communication was received from the Commissioner of Social Services requesting extension of contract with Catholic Charities for provision of services under TREATY Program. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 307 – A communication was received from the County Treasurer requesting advance of funds to cover Highway Department expenses. Referred to the Committee on Ways and Means.

No. 308 – A communication was received from the New York State Office of Parks and Historic Preservation advising of listing of Rice-Dodge-Burgess Farm in West Winfield under National Register of Historic Places. Placed on file.

No. 309 – A communication was received from the Soil and Water Conservation District submitting minutes of 9/9/15 meeting. Placed on file.

No. 310 – A communication was received from the Director of Probation requesting staffing adjustment. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 311 – A communication was received from the Chairman of the Legislature making reappointments to Office for Aging Advisory Council. Referred to the Committee on Human Resources.

No. 312 – A communication was received from the Budget Officer submitting request for transfers of funds. Referred to the Committee on Ways and Means.

No. 313 – A communication was received from the Sheriff requesting approval and e-signature for SCAAP Award. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 315 – A communication was received from the Personnel Officer requesting contract for performance of post-employment benefits valuation under GASB No. 45. Referred to the Committee on Ways and Means.

No. 316 – A communication was received from the Personnel Officer requesting Administrative Services Contract for group health care benefits for officers and employees of the county. Referred to the Committee on Ways and Means.

No. 317 – A communication was received from the Personnel Officer requesting contract for health insurance stop loss coverage. Referred to the Committee on Ways and Means.

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

Chairman Bono acknowledged the students attending the meeting and asked them to rise and state their name and what school they were attending.

On motion of Mr. Russell, seconded by Mr. Ackerman, the following Consent Agenda was handed up; voted on and adopted by voice vote:

For: Ayes (14).

Against: None.

Absent: Stephens, Hyde, Brezinski (3).

Consent Agenda:

- 231 WAYS & MEANS, NAT. RESOURCES: Setting Public Hearing on Sewer District Assessment Roll
- 232 HUMAN RESOURCES: Confirming reappointments to Office for Aging Advisory Board
- 233 WAYS & MEANS: Transferring funds

234 RES., WAYS & MEANS: Amending Res. 222 of 2015 in connection with additional COLA funding for Immunization Program

Chairman Bono continued with the Regular Agenda.

On motion of Mr. Russell, seconded by Mr. Schrader, Report and Resolution No. 235 sponsored by the Committee on Ways and Means relating to Canceled Taxes and Rejected Taxes was handed up; voted on and adopted by roll call vote:

For: Luppino, Rose, Schrader, Wellington, Johnson, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (14).

Against: None. Absent: Stephens, Hyde, Brezinski (3).

On motion of Mr. Russell, seconded by Mr. Johnson, Report and Resolution No. 236 sponsored by the Committee on Ways and Means concerning services under Health Reimbursement Account Plan was handed up; voted on and adopted by voice vote:

For: Ayes (13).

Against: None. Abstain: Wellington (1). Absent: Stephens, Hyde, Brezinski (3).

On motion of Mr. Russell, seconded by Mr. Ackerman, Report and Resolution No. 237 sponsored by the Committee on Ways and Means approving contract with Excellus Health Plan, Inc. for administrative services was handed up; voted on and adopted by voice vote:

For: Ayes (13).

Against: None. Abstain: Wellington (1). Absent: Stephens, Hyde, Brezinski (3).

On motion of Mr. Russell, seconded by Mr. Ackerman, Report and Resolution No. 238 sponsored by the Committee on Ways and Means in connection with implementation of Government Accounting Standards Board Statement (GASB 45) was handed up; voted on and adopted by voice vote:

For: Ayes (14).

Against: None. Absent: Stephens, Hyde, Brezinski (3).

On motion of Mr. Russell, seconded by Mr. Luppino, Report and Resolution No. 239 sponsored by the Committee on Ways and Means amending budget in connection with funding for Youth Violence Prevention Program was handed up; was voted on and adopted by voice vote:

For: Ayes (14).

Against: None.

Absent: Stephens, Hyde, Brezinski (3).

On motion of Mr. Russell, seconded by Mr. Ackerman, Report and Resolution No. 240 sponsored by the Committee on Ways and Means amending part-time salary schedule to establish position in Treasurer's Office was handed up; discussion was held; was voted on and adopted by roll call vote:

For: Luppino, Rose, Schrader, Wellington, Johnson, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (14).

Against: None.

Absent: Stephens, Hyde, Brezinski (3).

On motion of Mr. Weakley, seconded by Mr. Shaw, Report and Resolution No. 241 sponsored by the Committee on Ways and Means authorizing advance of funds to the County Road Fund was handed up; discussion was held; was voted on and adopted by roll call vote:

For: Luppino, Rose, Schrader, Wellington, Johnson, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (14).

Against: None.

Absent: Stephens, Hyde, Brezinski (3).

On motion of Mr. Peplinski, seconded by Mr. Luppino, Report and Resolution No. 242 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways and Means for staffing change in Probation Department was handed up; voted on and adopted by roll call vote:

For: Luppino, Rose, Schrader, Wellington, Johnson, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (14).

Against: None.

Absent: Stephens, Hyde, Brezinski (3).

On motion of Mr. Peplinski, seconded by Mr. Ackerman, Report and Resolution No. 243 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways and Means amending budget in connection with funding in Sheriff's Office was handed up; voted on and adopted by voice vote:

For: Ayes (14).

Against: None.

Absent: Stephens, Hyde, Brezinski (3).

On motion of Mr. Schrader, seconded by Mr. Ackerman, Report and Resolution No. 244 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing extension of contract with Catholic Charities and Dept. of Social Services for a Youth Violence Prevention Program for schools in Herkimer County was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (14).

Against: None.

Absent: Stephens, Hyde, Brezinski (3).

On motion of Mr. Shaw, seconded by Mr. Ackerman, Report and Resolution No. 245 sponsored by the Committee on Ways and Means establishing annual salaries of some elected officials and certain county officers appointed for a fixed term during their term of office and setting date for public hearing was handed up; voted on and adopted by voice vote:

For: Ayes (14).

Against: None.

Absent: Stephens, Hyde, Brezinski (3).

On motion of Mr. Luppino, seconded by Mr. Russell, Report and Resolution No. 246 sponsored by the Committee on Ways and Means establishing position of Assistant Deputy County Clerk was handed up; voted on and adopted by roll call vote:

For: Luppino, Rose, Schrader, Wellington, Johnson, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (14).

Against: None.

Absent: Stephens, Hyde, Brezinski (3).

On motion of Mr. Russell, seconded by Mr. Johnson Report and Resolution No. 247 of the Committee on Ways and Means concerning stop loss coverage was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (14).

Against: None.

Absent: Stephens, Hyde, Brezinski (3).

On motion of Mr. Weakley, seconded by Mr. Shaw, Report and Resolution No. 248 sponsored by the Committee on Natural Resources opposing piping on water from Hinckley Reservoir to townships in Western Oneida County was handed up; voted on and adopted by voice vote:

For: Ayes (14).

Against: None.

Absent: Stephens, Hyde, Brezinski. (3).

On motion of Mr. Smith, seconded by Mr. Russell, Report and Resolution No. 249 sponsored by the Committee on Ways and Means adopting Salary Schedules for the year 2016 was handed up; discussion was held; was voted on and adopted by roll call vote:

For: Luppino, Schrader, Wellington, Johnson, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (13).

Against: Rose (1).

Absent: Stephens, Hyde, Brezinski (3).

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

At 8:05 p.m. on motion of Mr. Manno, seconded by Mr. Wellington, the Legislature adjourned to Wednesday, November 18, 2015 at 7:30 p.m.