

MINUTES
Herkimer County Legislature
Fourth Quarter – Third Day
Wednesday, November 18, 2015
7:30 p.m.

Public Hearing

The Public Hearing on Introductory Local Law No. 5 for 2015 was called to order at 7:00 p.m. by Patrick E. Russell, Chairman of the Ways and Means Committee. The Clerk read the notice of the meeting. Mr. Russell then asked if there was anyone wishing to speak on the local law. There were no requests to speak and the hearing was declared closed at 7:02 p.m.

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 28th day of October, 2015, Introductory Local Law No. 5 for the year 2015 entitled, "A LOCAL LAW INCREASING THE SALARIES OF SOME ELECTED COUNTY OFFICERS AND COUNTY OFFICERS APPOINTED FOR A FIXED TERM DURING THEIR TERM OF OFFICE."

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 Ways and Means, at the Legislative Chambers in the County Office Building, Herkimer, New York, on the 18th day of November, 2015 at 7:00 p.m. at which time all persons interested will be heard.

Dated: November 6, 2015.

By Order of the Herkimer County
Legislature

Public Hearing

The Public Hearing on the Assessment Roll for the Herkimer County Sewer District to be used in the year 2016 was called to order at 7:15 p.m. by Frederick J. Shaw, Jr., Chairman of the Committee on Natural Resources. The clerk read the notice of the hearing. Chairman Shaw asked if anyone wished to speak at the hearing. There were no appearances, and the hearing was declared closed at 7:17 p.m.

LEGAL NOTICE

NOTICE OF COMPLETION OF ASSESSMENT ROLL AND PUBLIC HEARING ON ASSESSMENT ROLL FOR THE HERKIMER COUNTY SEWER DISTRICT TO BE USED IN THE YEAR 2016

NOTICE IS HEREBY GIVEN that the assessment roll for the Herkimer County Sewer District for the year beginning January 1, 2016 has been completed and filed in the Office of the Clerk of the Herkimer County Legislature at the County Office Building in Herkimer, New York, where it is available for inspection by any interested persons during office hours.

FURTHER NOTICE IS HEREBY GIVEN that the County Legislature of the County of Herkimer will hold a public hearing on the said assessment roll to hear and consider any objections which may be made to the Assessment Roll at the Herkimer County Legislators' Chambers in the County Office Building in the Village of Herkimer, New York, on the 18th day of November, 2015 at 7:15 p.m.

Dated: November 6, 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 Marrisa Padula, a student at Frankfort-Schuyler Central School, 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: Rose, Schrader, Wellington, Johnson, Stephens, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (16).

Absent: Luppino (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 October 28, 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. 318 – A communication was received from Senator Seward acknowledging receipt of county's resolution concerning transmission of water from Hinckley Reservoir to Western Oneida County. Placed on file.

No. 319 – A communication was received from Assemblyman Butler acknowledging receipt of county resolution concerning combination of primary dates for 2016. Placed on file.

No. 320 – A communication was received from Assemblyman Butler responding to county's resolution in opposition to transmission of water from Hinckley Reservoir to western Oneida County. Placed on file.

No. 321 – A communication was received from NYSAC acknowledging receipt of County Resolutions No. 162 and No. 248. Placed on file.

No. 322 – A communication was received from Senator Seward concerning county's resolution supporting combination of primary dates for 2016. Placed on file.

No. 323 – A communication was received from the Oneida-Herkimer Solid Waste Authority submitting proposed 2016 Budget. Placed on file.

No. 324 – A communication was received from the Recording Officer and County Treasurer submitting Apportionment of Mortgage Tax from April through September 2015. Referred to the Committee on Ways and Means.

No. 325 – A communication was received from the Sheriff requesting establishment of fees for handgun qualification course. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 326 – A communication was received from the Department of State advising of filing of Local Law No. 4 for 2015. Placed on file.

No. 327 – A communication was received from the Budget Officer requesting rejection of bids and rebidding for home delivered meals for Little Falls and Dolgeville areas. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 328 – A communication was received from the Budget Officer requesting authorization to renew insurance coverages. Referred to the Committee on Ways and Means.

No. 329 – A communication was received from the Budget Officer requesting authorization to print copies of the tentative County Budget for 2016. Referred to the Committee on Ways and Means.

No. 330 – A communication was received from the Director of the Office for the Aging submitting recommendation for award of bid for home delivered meals for Newport, Middleville, Ohio and Old Forge areas. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 331 – A communication was received from the Budget Officer recommending budget amendment in connection with funding for purchase of vehicle for Emergency Services Office. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 332 – A communication was received from the Soil and Water Conservation District submitting minutes of October 14, 2015. Placed on file.

No. 333 – A communication was received from the Director of Probation requesting approval to receive Ignition Interlock Device Monitoring funding. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 334 – A communication was received from the Budget Officer submitting recommendation of award of bids for vehicles for various county departments. Referred to the Committee on Ways and Means, the Committee on Human Resources and the Committee on Public Safety/Emergency Management.

No. 335 – A communication was received from the Budget Officer recommending award of contract for provision of Comprehensive Countywide Cos Allocation services. Referred to the Committee on Ways and Means.

No. 336 – A communication was received from the Director of Probation requesting establishment of position in connection with compliance with the Division of Criminal Justice regulations. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 337 – A communication was received from the County Administrator submitting requesting establishment of Part-time Salary Schedule for 2016. Referred to the Committee on Ways and Means.

No. 338 – A communication was received from the Budget Officer submitting recommendation for appropriation of funds. Referred to the Committee on Ways and Means.

No. 339 – A communication was received from the Budget Officer submitting recommendation for appropriation of funds. Referred to the Committee on Ways and Means.

No. 340 – A communication was received from the Budget Officer submitting recommendation for transfer of funds. Referred to the Committee on Ways and Means.

No. 341 – A communication was received from the Director of Real Property Tax Services requesting renewal of assessment services contract with Town of Winfield. Referred to the Committee on Ways and Means.

No. 342 – A communication was received from the Director of Real Property Tax Services requesting renewal of assessment services with Town Winfield. Referred to the Committee on Ways and Means.

No. 343 – A communication was received from the Director of the Office for the Aging requesting renewal of contracts for Respite Services. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 344 – A communication was received from the Chairman of the Legislature making appointment to Office for Aging Advisory Council. Referred to the Committee on Human Resources.

No. 345 – A communication was received from the Budget Officer submitting the Tentative 2016 Herkimer County Budget. 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.

Chairman Bono continued with the Regular Agenda.

On motion of Mr. Russell, seconded by Mr. Smith, Report and Resolution No. 250 sponsored by the Committee on Ways and Means adopting Introductory Local Law No. 5 was handed up; voted on and adopted by roll call vote:

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

Against: Rose (1).

Absent: Luppino (1).

No. 250

REPORT AND RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. 5 FOR 2015

Sponsored by: Committee on Ways and Means

Your Committee on Ways and Means of the Herkimer County Legislature desire to report that on the 18th day of November, 2015 pursuant to Resolution No. 245, they held a public hearing on the adoption of Introductory Local Law No. 5 for 2015 entitled, "A LOCAL LAW INCREASING THE SALARIES OF SOME ELECTED COUNTY OFFICERS AND COUNTY OFFICERS APPOINTED FOR A FIXED TERM DURING THEIR TERM OF

OFFICE” and that there were (no) appearances and (no) objections at the said public hearing; that your Committee advises the adoption and enactment of the said Introductory Local Law and offers the following Resolution:

RESOLVED, that Introductory Local Law No. 5 for 2015 be adopted in form attached hereto.

Dated: November 18, 2015.

INTRODUCTORY LOCAL LAW NO. 5 – 2015

LOCAL LAW NO. – 2016

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

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

Section 1. The base annual salary of the County Administrator shall be the sum of One Hundred Thousand Five Hundred Sixty Six Dollars (\$100,566).

Section 2. The base annual salary of the County Highway Superintendent shall be the sum of Ninety Four Thousand Three Hundred Ninety-Eight Dollars (\$94,398).

Section 3. The base annual salary of the Commissioner of Social Services shall be the sum of Eighty-Two Thousand Eight Hundred Seven Dollars (\$82,807).

Section 4. The base annual salary of the Director of Real Property Tax Services shall be the sum of Fifty One Thousand Five Hundred Eighty Five Dollars (\$51,585).

Section 5. The base annual salary of the Personnel Officer shall be the sum of Seventy Thousand Five Hundred Seventy Seven Dollars (\$70,577).

Section 6. The base annual salary of the County Clerk shall be the sum of Fifty Nine Thousand Nine Hundred Three Dollars (\$59,903).

Section 7. The salary of the county coroners shall be One Hundred Twenty Four Dollars (\$124.00) per call.

Section 8. This Local Law shall take effect forty-five days after its adoption and shall be subject to a permissive referendum.

Dated: November 18, 2015.

On motion of Mr. Hyde, seconded by Mr. Peplinski, Report and Resolution No. 251 sponsored by the Committee on Natural Resources and the Committee on Ways and Means adopting Assessment Roll of Herkimer County Sewer District was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: Luppino (1).

No. 251

REPORT AND RESOLUTION ADOPTING ASSESSMENT ROLL OF HERKIMER COUNTY SEWER DISTRICT

**Sponsored by: Committee on Natural Resources
Committee on Ways and Means**

WHEREAS, the Herkimer County Sewer District has prepared and submitted an assessment roll pursuant to Section 271 of the County Law; and

WHEREAS, the Herkimer County Budget Officer has transmitted the said assessment roll with the tentative budget of the Herkimer County Sewer District for the year 2016 to the Clerk of the Herkimer County Legislature; and

WHEREAS, by Resolution No. 231 adopted on October 28, 2015 the County Legislature of the County of Herkimer has provided for a public hearing on the said Sewer District Assessment Roll for November 18, 2015; and

WHEREAS, said public hearing has now been held pursuant to said notice; now, therefore, be it

RESOLVED:

1. That the Herkimer County Legislature hereby affirms and adopts the Assessment Roll to be used in the year 2016 as submitted by the Herkimer County Sewer District pursuant to Section 271 of the County Law;

2. That there shall be, and hereby is, levied and assessed the sum apportioned to each such lot or parcel of land within the boundaries of said Herkimer County Sewer District, at the time and in the manner provided by law for the levy of state, county and town taxes;

3. That certified copies of this Resolution be forwarded to the Herkimer County Treasurer and Herkimer County Sewer District.

Dated: November 18, 2015.

On motion of Mr. Shaw, seconded by Mr. Johnson, Report and Resolution No. 252 sponsored by the Committee on Human Resources confirming appointment to the Herkimer County Office for Aging Advisory Council was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 252

**REPORT AND RESOLUTION CONFIRMING APPOINTMENT TO THE
HERKIMER COUNTY OFFICE FOR AGING ADVISORY COUNCIL**

Sponsored by: Committee on Human Resources

WHEREAS, the Chairman of the Herkimer County Legislature, by letter dated October 29, 2015, has made an appointment to the Office for Aging Advisory Council; now, therefore, be it

RESOLVED, that the following appointment to the Office for the Aging Advisory Council be, and hereby is ratified and confirmed:

Appointment for term of 11/2015-10/2018

Ava Jaunzems, 398 Jerusalem Hill Road, Clayville, NY 13322

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Director of the Herkimer County Office for the Aging and the above appointee.

Dated: November 18, 2015.

On motion of Mr. Stephens, seconded by Mr. Peplinski, Report and Resolution No. 253 sponsored by the Committee on Ways and Means transferring funds was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

REPORT AND RESOLUTION AUTHORIZING TRANSFERS OF FUNDS

Sponsored by: Committee on Ways & Means

WHEREAS, your Committee on Ways and Means, to which was referred communications from Sheri Ferdula, Budget Officer, dated October 29, October 30 and November 2, 2015, submitting requests for transfers of funds, reports that we have examined said communications, inquired into the subject matters thereof, recommend that said transfers be made and offer the following Resolution:

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed to transfer the following sums from and to the following accounts:

\$ 17,785.50	From: A1166.40000, DA Drug Enforcement (Res), Contractual Expense To: A1166.23000, DA Drug Enforcement (Res), Motor Vehicles
\$ 40,000.00	From: A3020A.44000, Em. Mgmt. Homeland Sec. Grant, Contracted Svs To: A3020A.22000, Em. Mgmt. Homeland Sec. Grant, Computer Equipment
\$ 15,000.00	From: A3020A.44000, Em. Mgmt. Homeland Sec. Grant, Contracted Svs To: A3020A.25000, Em. Mgmt. Homeland Sec. Grant, Other Equip.
\$ 17,500.00	From: A6100.40000, Medicaid, Contractual Expense To: A6010.22000, Social Services Admin., Computer Equipment
\$108,000.00	From: A6100.40000, Medicaid, Contractual Expense To: A6010.23000, Social Services Admin., Motor Vehicles
\$ 1,311.59	From: A6100.40000, Medicaid, Contractual Expense To: A6010.43000, Social Services Admin., Insurance
\$ 21,000.00	From: A6100.40000, Medicaid, Contractual Expense To: A6070.46000, Purchase of Services, Misc. Expense
\$ 50,500.00	From: A6100.40000, Medicaid, Contractual Expense To: A6140.40000, Safety Net, Contractual Expense
\$ 7,500.00	From: A6100.40000, Medicaid, Contractual Expense To: A6141.44000, HEAP , Contracted Services

and be it further,

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Auditor, Treasurer, Budget Officer, District Attorney, Commissioner of Social Services and Director of Emergency Services.

Dated: November 18, 2015.

On motion of Mr. Russell, seconded by Mr. Hyde, Report and Resolution No. 254 sponsored by the Committee on Ways and Means authorizing extension of contract with Town of Winfield to provide assessment services was handed up; was voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 254

REPORT AND RESOLUTION AUTHORIZING EXTENSION OF CONTRACT WITH THE TOWN OF WINFIELD TO PROVIDE ASSESSMENT SERVICES

Sponsored by: Committee on Ways and Means

WHEREAS, this Legislature has authorized by resolution, contracts with certain towns of the County, whereby the County would provide assessment services to the towns for the sum of \$15.00 for each parcel on the final assessment roll of the town; and

WHEREAS, by Resolution No. 47 adopted February 18, 2015, this Legislature authorized changes in fees for said assessment services; and

WHEREAS, by letter dated October 23, 2015, Beth Sadlon, Director of the Real Property Tax Service Agency, has requested approval of renewal of the contract with the Town of Winfield to provide assessment services to the town for the sum of \$12.00 for each parcel on the final assessment roll of the town; and

WHEREAS, it is the opinion of your Committee that it is to the mutual benefit of the County of Herkimer and the aforesaid town for the County of Herkimer to continue to provide said assessment services to said town; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into an agreement to provide assessment services to the Town of Winfield for the sum of \$12.00 for each parcel on the final assessment roll of the town, for the period from December 31, 2015 to December 31, 2016, with the final form of said agreement to be subject to the approval of the County Attorney; and, be it further

RESOLVED, that the Chairman of this Legislature is further authorized to enter into annual renewals of said assessment agreement, after the expiration of the current agreement, upon the same or more favorable terms and conditions; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of Real Property Tax Services and the Town of Winfield.

Dated: November 18, 2015.

On motion of Mr. Brezinski, seconded by Mr. Manno, Report and Resolution No. 255 sponsored by the Committee on Ways and Means extending contract with Town of Frankfort to provide Assessment services was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 255

REPORT AND RESOLUTION EXTENDING CONTRACT WITH THE TOWN OF FRANKFORT TO PROVIDE ASSESSMENT SERVICES

Sponsored by: Committee on Ways and Means

WHEREAS, this Legislature has authorized by resolution, contracts with the Town of Frankfort, whereby the County would provide assessment services to the Town for the sum of \$9.00 for each parcel on the final assessment roll of the Town; and

WHEREAS, by Resolution No. 47 adopted February 18, 2015, this Legislature authorized changes in fees for said assessment services; and

WHEREAS, by letter dated October 28, 2015, Beth Sadlon, Director of the Real Property Tax Service Agency, has requested approval of renewal of the contract to provide assessment services to said town for the sum of \$10.00 for each parcel on the final assessment roll of the town, for the period from December 31, 2015 through December 31, 2016; and

WHEREAS, it is the opinion of your Committee that it is to the mutual benefit of the County of Herkimer and the Town of Frankfort for the County of Herkimer to provide said assessment services to the Town; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into an agreement to provide assessment services to the Town of Frankfort for the period from December 31, 2015 through December 31, 2016, for the sum of \$10.00 for each parcel on the final assessment roll of the town, with the final form of said agreement to be subject to the approval of the County Attorney; and, be it further

RESOLVED, that the Chairman of this Legislature is further authorized to enter into annual renewals of said assessment agreement, after the expiration of the current agreement, upon the same or more favorable terms and conditions; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of Real Property Tax Services and the Town of Frankfort.

Dated: November 18, 2015.

On motion of Mr. Weakley, seconded by Mr. Shaw, Report and Resolution No. 256 sponsored by the Committee on Ways and Means and the Committee on Human Resources awarding contracts for meals on wheels for Newport, Middleville, Ohio and Old Forge areas was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 256

REPORT AND RESOLUTION AWARDING CONTRACTS FOR MEALS ON WHEELS FOR THE NEWPORT, MIDDLEVILLE, OHIO AND OLD FORGE AREAS

**Sponsored by: Committee on Human Resources
Committee on Ways and Means**

WHEREAS, this Legislature is informed by communication dated November 5, 2015 from Kathy Fox, Director of the Office for the Aging, that the Herkimer County Office for the Aging, through federal grants received and local sharing, has funds for the Meals on Wheels Programs and reports that the lowest bid price, including the cost of transportation and delivery, has been calculated by and provided by the Office for the Aging; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby authorizes a catering contract for the Meals on Wheels and Congregate Meals programs for the year 2016 with an option for a one year renewal contract with a cost of living increase, and with said contracts to contain a 60 day termination of contract provision:

Area:	Number of meals:	Cost:
<i>Newport, Middleville, Ohio, Old Forge area: Crazy Otto's</i>	Up to 65 meals/day	\$4.38 meal, up to \$70,605.60 annually

And, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature is hereby authorized to execute said contracts on behalf of the County of Herkimer; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of the Office for the Aging and Crazy Otto's.

Dated: November 18, 2015.

On motion of Mr. Smith, seconded by Mr. Shaw, Report and Resolution No. 257 sponsored by the Committee on Human Resources and the Committee on Ways and Means rejecting bid and authorizing rebidding for provision of meals on wheels contracts in Dolgeville and Little Falls areas was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 257

REPORT AND RESOLUTON REJECTING BIDS AND AUTHORIZING REBIDDING FOR PROVISION OF MEALS ON WHEELS CONTRACTS IN DOLGEVILLE AND LITTLE FALLS AREA

**Sponsored by: Committee on Human Resources
Committee on Ways & Means**

WHEREAS, by letter dated November 6, 2015, Sheri Ferdula, Budget Officer/Purchasing Agent, has advised that bids were received and opened and read in accordance with law for the provision of Meals on Wheels contracts in Dolgeville and Little Falls; and

WHEREAS, after review of the bids it is the recommendation of the Director of the Office for the Aging that all bids be rejected and recommends the Budget Officer be authorized for re-bidding; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby rejects all bids for the provision of Meals on Wheels contracts in Dolgeville and Little Falls and that the Budget Officer/Purchasing Agent is authorized and directed to modify the specifications and re-advertise for bids, said bids to be received in the Office of the Budget Officer and Purchasing Agent at the County Office Building, Herkimer, New York, subject to final approval by the Herkimer County Legislature; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor and Budget Officer and Director of the Office for the Aging.

Dated: November 18, 2015.

On motion of Mr. Peplinski, seconded by Mr. Hyde, Report and Resolution No. 258 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; discussion was held; was voted on and adopted by roll call vote:

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

Against: None.

Absent: Luppino (1).

No. 258

REPORT AND RESOLUTION FOR STAFFING CHANGE IN PROBATION DEPARTMENT

**Sponsored by: Committee on Public Safety/Emergency Management
Committee on Ways and Means**

WHEREAS, by letter dated October 26, 2015, Garry Murphy, Director of Probation, has requested a staffing change in the Probation Department to comply with Regulations Part 347/Appendix H-10 of the Division of Criminal Justice Services; and

WHEREAS, your Committees have taken this matter under advisement and recommend said change; now, therefore, be it

RESOLVED, that the 2016 Herkimer County Salary Schedule III is hereby amended to delete one position of Sr. Probation Officer in Account A3140, Probation Department, and establish one additional position of Probation Supervisor in Herkimer County Salary Schedule II at the base annual salary set forth for said position; and, be it further

RESOLVED, that said change shall take effect January 1, 2016; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Personnel Officer and Director of Probation.

Dated: November 18, 2015.

On motion of Mr. Stephens, seconded by Mr. Hyde, Report and Resolution No. 259 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways and Means in connection with funding for Office of Emergency Services was handed up; Mrs. Rose made a motion, seconded by Mr. Schrader, to amend the Resolution in the Whereas Clause to delete the words “for the Youth Violence Prevention Program”; the amendment was voted on and approved by voice vote:

For: Ayes (16).

Against: None.

Absent: Luppino (1).

The resolution as amended was voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 259

REPORT AND RESOLUTION AMENDING BUDGET IN CONNECTION WITH FUNDING FOR OFFICE OF EMERGENCY SERVICES

**Sponsored by: Committee on Ways and Means
Committee on Public Safety/Emergency Management**

WHEREAS, by letter dated October 30, 2015 from Sheri Ferdula, Budget Officer and Purchasing Agent, this Legislature is advised that it is necessary to amend the 2015 Budget in connection with funding received from the NYS Office of Homeland Security and Emergency Services, said funding to be used in connection with the purchase of an SUV for the Office of Emergency Services; now, therefore, be it

RESOLVED, that the 2015 Herkimer County Budget is hereby amended as follows:

Revenue:

A3020A.3389G, Em. Mgmt. Homeland Sec. Grant	From:	\$117,750.00
	To:	\$147,099.00

Appropriations:

A3020A.23000, Em. Mgmt. Homeland Sec. Grant, Motor Vehicles	From:	\$-0-
	To:	\$ 29,349.00

And, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer and Director of Emergency Services.

Dated: November 18, 2015.

On motion of Mr. Russell, seconded by Mr. Johnson, Report and Resolution No. 260 sponsored by the Committee on Ways and Means appropriating funds from Contingency Fund was handed up; discussion was held; was voted on and adopted by roll call vote:

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

Against: Rose (1). Absent: Luppino (1).

REPORT AND RESOLUTION APPROPRIATING FUNDS FROM CONTINGENCY FUND

Sponsored by: Committee on Ways and Means

WHEREAS, by letters dated October 29 and October 30, 2015 from Sheri Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that there is sufficient funding available for the following appropriations from the 2015 Contingency Fund; now, therefore be it

RESOLVED, that the sum of \$117,785.50 is hereby appropriated from A1990.46000, Contingency Fund – Miscellaneous Expense, to the following accounts in the amounts indicated:

\$100,000.00 to A6420.40000, Industrial Development, Contractual Expense

\$ 17,785.50 to A1165.23000, District Attorney, Motor Vehicles

RESOLVED, that the Herkimer County Treasurer is hereby authorized and directed to transfer the said sums to the said accounts; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, District Attorney and Herkimer County Industrial Development Agency.

Dated: November 18, 2015.

On motion of Mr. Stephens, seconded by Mr. Ackerman, Report and Resolution No. 261 sponsored by the Committee on Public Safety/Emergency Management, Committee on Human Resources and the Committee on Ways and Means awarding bids for vehicles was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

REPORT AND RESOLUTION AWARDING BIDS FOR VEHICLES

**Sponsored by: Committee on Public Safety/Emergency Management
Committee on Human Resources
Committee on Ways and Means**

WHEREAS, by letter dated October 30, 2015, Sheri Ferdula, Budget Officer has advised that sealed bids were received, opened and read in accordance with law for the purchase of six

vehicles for the Department of Social Services, two vehicles for the District Attorney’s Office and a 4-Wheel Drive Sport Utility Vehicle for the Office of Emergency Services; and

WHEREAS, it is the recommendation of the Budget Officer and your committees that contracts be awarded to Carbone Auto Group for the above vehicles; and

WHEREAS, sufficient funds are available through appropriation, transfer and budget amendment; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby awards bids for the purchase of the above vehicles for the departments listed as follows:

Mid Sized Sedan

<i>Carbone Auto Group</i> 5194 Commercial Drive Yorkville NY 13495	2016 Ford Fusion “S”	\$17,763
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SUV

<i>Carbone Auto Group</i> 5194 Commercial Drive Yorkville NY 13495	2016 Ford Explorer	\$27,963
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And, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Commissioner of Social Services, District Attorney and Director of Emergency Services.

Dated: November 18, 2015.

On motion of Mr. Ackerman, seconded by Mr. Hyde, Report and Resolution No. 262 sponsored by the Committee on Ways and Means apportioning mortgage tax was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: Luppino (1).

No. 262

REPORT AND RESOLUTION APPORTIONING MORTGAGE TAX

Sponsored by: Committee on Ways and Means

Your Committee on Ways and Means, to which was referred the report of the Recording Officer and County Treasurer showing the amounts received from the mortgage taxes, respectfully reports that we have examined the report containing the list of mortgages as kept by the Herkimer County Clerk, and herewith submit the following report showing the apportionment to the several towns, villages and the City in the County. Your Committee recommends that the Herkimer County Treasurer be authorized to draw warrants payable to the supervisors of the several towns and to the City of Little Falls, and to the treasurers of the incorporated villages in an amount apportioned as indicated on the tabulated statement recommended by the Committee herewith, and your Committee offers the following Resolution:

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed to draw warrants payable to the Supervisors of the several towns in Herkimer County and to the Treasurer of the City of Little Falls and the Treasurers of the incorporated villages in the County of Herkimer entitled to a portion thereof, in the amounts of mortgage taxes apportioned respectively, and that a certified copy of the Resolution be served by the Clerk of this Legislature on the Herkimer County Treasurer.

Dated: November 18, 2015.

APPORTIONMENT OF MORTGAGE TAX
April 01, 2015 – September 30, 2015

TOWNS	TOTAL TAX RECEIVED	TOWN SHARE	INCLUDING VILLAGES	VILLAGES SHARES
COLUMBIA	\$ 7,665.12	\$ 7,665.12		
DANUBE	3,796.10	3,796.10		
FAIRFIELD	5,281.45	4,859.28	MIDDLEVILLE	\$ 422.17
FRANKFORT	48,228.19	43,238.22	FRANKFORT	4,903.51
			ILION	86.46
GERMAN FLATTS	44,142.24	27,602.02	ILION	12,340.72
			MOHAWK	4,199.50
HERKIMER	42,108.69	28,746.11	HERKIMER	13,362.58
LITCHFIELD	9,697.20	9,697.20		
CITY OF LITTLE FALLS	33,461.83	33,461.83		
TOWN OF LITTLE FALLS	5,105.91	5,105.91		
MANHEIM	11,609.41	9,402.37	DOLGEVILLE	2,207.04
NEWPORT	9,615.67	8,149.66	MIDDLEVILLE	212.79
			NEWPORT	1,085.81
			POLAND	167.41
NORWAY	3,336.64	3,336.64		
OHIO	9,246.85	9,246.85		
RUSSIA	14,069.32	13,121.85	COLD BROOK	346.33
			POLAND	601.14
SALISBURY	7,452.64	7,452.64		
SCHUYLER	10,256.43	10,256.43		
STARK	2,181.74	2,181.74		
WARREN	3,848.87	3,848.87		
WEBB	35,755.80	35,755.80		
WINFIELD	10,456.43	8,935.71	WEST WINFIELD	1,520.72
TOTAL	\$ 317,316.53	\$275,860.35		\$41,456.18

On motion of Mr. Hyde, seconded by Mr. Stephens, Report and Resolution No. 263 sponsored by the Committee on Public Safety/Emergency Management and the Committee on

Ways and Means in connection with receipt of Ignition Interlock Monitoring Device Grant was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 263

REPORT AND RESOLUTION IN CONNECTION WITH RECEIPT OF IGNITION INTERLOCK MONITORING DEVICE GRANT

**Sponsored by: Committee on Public Safety/Emergency Management
Committee on Ways and Means**

WHEREAS, by Resolution No. 317 adopted on December 14, 2011, and pursuant to the provisions of Leandra's Law, an Ignition Interlock Monitoring Program was established in Herkimer County through a grant received from the New York State Division of Criminal Justice Services, with said grant being renewed by resolution each year thereafter; and

WHEREAS, by letter dated October 26, 2015, from Garry Murphy, Director of Probation, this Legislature is advised of the request for acceptance of a grant from the State Division of Criminal Justice Services, for the period from October 1, 2015 through September 30, 2016, with reimbursement rates at \$135 per monitoring order received and with the total amount received to be contingent upon the availability of funds; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute by e-signature a contract with the New York State Division of Criminal Justices to receive an Ignition Interlock Device Monitoring Project Grant for the period from October 1, 2015 through September 30, 2016, with reimbursement rates at \$135 per monitoring order received and with the total amount received to be contingent upon the availability of funds, and further with said contract to be subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of Probation and the State Division of Criminal Justice Services.

Dated: November 18, 2015.

On motion of Mr. Shaw, seconded by Mr. Peplinski, Report and Resolution No. 264 sponsored by the Committee on Ways and Means authorizing contract in connection with Countywide Cost Allocation Plan was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 264

REPORT AND RESOLUTION AUTHORIZING CONTRACT IN CONNECTION WITH COUNTYWIDE COST ALLOCATION PLAN

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated October 23, 2015 from Sheri Ferdula, Budget Officer and Purchasing Agent, this Legislature has been advised that proposals have been received for the provision of Comprehensive Cost Allocation services for Herkimer County; and

WHEREAS, by said letter, the Budget Officer has recommended that an agreement be entered into with Maximus of Richmond, VA, in the amount of \$11,500 per year for five years from January 1, 2016 through December 31, 2020; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby approves entering into a contract with Maximus, 808 Moorefield Park Drive, Suite 205, Richmond, VA to provide the MILOR Report for Public Health and the A87 for the Department of Social Services at a per year cost of \$11,500, with said contract to be approved by the County Attorney; and, be it further

RESOLVED, that the Chairman of the Legislature is hereby authorized to execute said contract on behalf of the County of Herkimer; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, County Attorney, Commissioner of Social Services and Maximus.

Dated: November 18, 2015.

On motion of Mr. Russell, seconded by Mr. Stephens, Report and Resolution No. 265 sponsored by the Committee on Ways and Means authorizing insurance coverages was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 265

REPORT AND RESOLUTION AUTHORIZING INSURANCE COVERAGES

Sponsored by: Committee on Ways and Means

WHEREAS, this Legislature is informed by communication from Sheri Ferdula, Budget Officer and Purchasing Agent, dated November 2, 2015 of a request that certain policies for insurance coverages

be approved for the year beginning December 9, 2015 through December 9, 2016, and that although individual premiums may vary up or down depending on items added or deleted, the totals for each Agency will not exceed the amount listed; and

WHEREAS, sufficient monies are available to cover said expense; and

WHEREAS, said coverages are recommended by the Committee on Ways and Means; now, therefore, be it

RESOLVED, that policies of insurance beginning December 9, 2015, are authorized by this Legislature as follows:

NYMIR

**c/o Mang/NBT Insurance Agency
56 North Main Street
Gloversville, NY 12078**

2016

<u>COVERAGE</u>	<u>PREMIUM</u>
Property	\$47,636.60
Boiler & Machinery	\$ 9,697.60
General Liability	\$74,954.00
OCP	\$ 275.00
Auto	\$50,554.90
Public Officials Liability	\$20,158.60
Law Enforcement Liability	\$28,519.70
Inland Marine	\$24,126.30
Healthcare Gen. & Professional Liability	\$23,413.74
Excess Catastrophe Liability	\$40,593.30
Excess Employers Liability	\$ 7,449.00
Fire Fee	\$ 224.41
Motor Vehicle Fee	\$ 1,100.00
Crime Insurance	<u>\$ 4,689.30</u>
NYMIR Total -	\$333,392.45

And, be it further

RESOLVED, that the Chairman of this Legislature be and he hereby is, authorized to execute any documents on behalf of the County of Herkimer in order to bind and purchase said insurance coverages; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer and Mang/NBT Insurance Agency.

Dated: November 18, 2015.

On motion of Mr. Russell, seconded by Mr. Smith, Report and Resolution No. 266 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing contracts for services under Caregiver Support Program was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

On motion of Mr. Hyde, seconded by Mr. Peplinski, Report and Resolution No. 267 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways and Means establishing fees for handgun qualification course in Sheriff's Department was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 267

**REPORT AND RESOLUTION ESTABLISHING FEES FOR HANDGUN
QUALIFICATION COURSE IN HERKIMER COUNTY SHERIFF'S DEPARTMENT**

**Sponsored by: Committee on Public Safety/Emergency Management
Committee on Ways and Means**

WHEREAS, Christopher P. Farber, Herkimer County Sheriff, has advised that the Sheriff's Office will be conducting a handgun qualification course for former law enforcement officers in accordance with the Law Enforcement Safety Act HR 218 and requests the Legislature establish a fee for said course; and

WHEREAS, each participant will sign the standard liability waiver, have a valid New York State pistol permit or current HR218 card, and comply with all safety rules; now, therefore, be it

RESOLVED, that the following fee schedule is hereby established for the handgun qualification course for former law enforcement officers conducted by the Herkimer County Sheriff's Office:

\$50.00 for one gun
\$75.00 for two handguns

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer and Sheriff.

Dated: November 18, 2015.

On motion of Mr. Russell, seconded by Mr. Ackerman, Report and Resolution No. 268 sponsored by the Committee on Ways and Means adjusting wages for hourly employees was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: Luppino (1).

<u>Grade</u>	<u>Hourly Wage 2016</u>
1	8.40
2	9.00
3	9.19
4	9.25
5	9.36
6	9.55
7	9.74
8	9.93
9	10.00
10	10.13
11	10.34
12	10.56
13	10.81
14	10.88
15	11.10

and, be it further

RESOLVED, that the following rates are hereby established for the following positions for the year 2016:

<u>Title</u>	<u>2016 Rate</u>
Part-time Motor Vehicle Clerk	\$13.44/hr.
Court Attendants (per diem)	\$62.84 per day
Part-time Building Maintenance Worker (Jail)	\$9.63/hr.

<u>Title</u>	<u>2016 Rate</u>
Part-time Senior Telecommunicator	\$14.76/hr.
Part-time Public Safety Telecommunicator (E-911)	\$13.50/hr.
Part-time Typist (A1420)	\$13.56/hr.
Part-time Account Clerk (A4010)	\$13.42/hr.
Part-time Alcohol Abuse Counselor (Mental Health)	\$26.01/hr.
Part-time Clerk (A3110)	\$14.01/hr.
Part-time Computer Programmer (A1680)	\$25.00/hr.
Polling Site Coordinator (Board of Elections)	\$15.00/hr.

Voting Machine Technician (Board of Elections)	\$25.00/hr.
Part-time Registered Professional Nurse	\$20.54/hr.
Part-time Community Health Nurse (Public Health)	\$20.37/hr.
Part-time Recording Clerk (19 ½ hours/week)	\$14.01/hr.
Part-time Computer Operator (A1680)	\$19.25/hr.
Hearing Officer	\$15.76/hr.

And, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Personnel Officer and all other department heads.

Dated: November 18, 2015.

On motion of Mr. Russell, seconded by Mr. Ackerman, Report and Resolution No. 269 sponsored by the Committee on Ways and Means authorizing preparation of Tentative Copies of Budget was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 269

REPORT AND RESOLUTION AUTHORIZING PREPARATION OF TENTATIVE COPIES OF BUDGET

Sponsored by: Committee on Ways and Means

RESOLVED, that the Budget Officer of the County of Herkimer prepare up to seventy five (75) copies of the tentative budget for the County Legislature; and, be it further

RESOLVED, that the Committee on Ways and Means of this Legislature is hereby designated as the Committee to review the tentative budget pursuant to the provisions of Section 357 of the County Law of the State of New York.

Dated: November 18, 2015.

On motion of Mr. Russell, seconded by Mr. Shaw, Report and Resolution No. 270 sponsored by the Committee on Ways and Means accepting Tentative Budget and setting public hearing was handed up voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 270

REPORT AND RESOLUTION ACCEPTING TENTATIVE BUDGET AND FIXING TIME AND PLACE FOR PUBLIC HEARING

Sponsored by: Committee on Ways and Means

Your Committee on Ways and Means, which was the Committee designated to review the tentative budget for the year 2016 pursuant to the provisions of Section 357 of the County Law, respectfully reports that there was transmitted to the Chairman of said Committee by the Clerk a copy of the tentative budget; now, therefore, be it

RESOLVED, that the County Legislature of the County of Herkimer accepts the tentative budget for the year 2016 as filed, and the Clerk of the Legislature shall cause a notice to be published stating the time and place and purpose of a public hearing on the tentative budget as filed; and, be it further

RESOLVED, that such public hearing shall be held in the Legislative Chambers of the County Office Building in the Village of Herkimer, County of Herkimer, State of New York, on the 16th day of December, 2015 at 7:00 p.m., pursuant to the provisions of Section 359 of the County Law.

Dated: November 18, 2015.

On motion of Mr. Russell, seconded by Mr. Ackerman, Resolution No. 271 sponsored by the Committee on Public Safety/Emergency Management amending Resolution No. 119 of 2013 amending fee schedule associated with coroners' duties was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 271

RESOLUTION AMENDING RESOLUTION NO. 119 OF 2013 AMENDING FEE SCHEDULE ASSOCIATED WITH CORONERS' DUTIES

**Sponsored by: Committee on Public Safety/Emergency Management
Committee on Ways and Means**

WHEREAS, by Resolution No. 26 of 1966, the Board of Supervisors established fees for services associated with autopsies, use of morgues, reporting and related costs; and

WHEREAS, by Resolution No. 119 of 2013, this Legislature approved certain changes be made to the fee schedule; and

WHEREAS, it is now recommended that certain changes be made to this schedule; now, therefore, be it

RESOLVED, that Resolution No. 119 of 2013 is hereby amended as follows:

1. Increase Autopsy Fee from \$900 to \$1,000
2. Increase External Exam by Physician Fee from \$250 to \$300

and, be it further

RESOLVED, that in all other respects, said Resolution No. 119 of 2013 is hereby ratified and confirmed; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer and Herkimer County Coroners.

Dated: November 18, 2015.

On motion of Mr. Johnson, seconded by Mr. Peplinski, Resolution No. 272 sponsored by the Committee on County Properties terminating reimbursement of municipalities for unpaid water/sewer bills on premises taken by the County in Tax Foreclosure Proceedings was handed up; discussion was held; was voted on and adopted by roll call vote:

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

Against: None.

Absent: Luppino (1).

No.272

RESOLUTION TERMINATING REIMBURSEMENT OF MUNICIPALITIES FOR UNPAID WATER/SEWER BILLS ON PREMISES TAKEN BY THE COUNTY IN TAX FORECLOSURE PROCEEDINGS

Sponsored by: Committee on County Properties

WHEREAS, each year the County of Herkimer conducts In Rem Tax Foreclosure Proceedings in which the County takes title to premises upon which there are delinquent taxes, and which have not been redeemed; and

WHEREAS, Section 1136 of the Real Property Tax Law provides that at the conclusion of those proceedings all other rights, interests, claims, or liens upon the premises taken are barred and forever foreclosed; and

WHEREAS, despite this provision it has been the practice of the County to reimburse municipalities for water/sewer bills which have accumulated on parcels which are foreclosed; and

WHEREAS, in recent years the amount of such water/sewer bills have become exorbitant, including reimbursement for this year in the amount of \$9,381.67 to the Village of Herkimer alone for eight properties, giving an average water/sewer bill reimbursement of over \$1,000 per parcel; and

WHEREAS, it appears that the County's voluntary reimbursement of municipalities for accumulated water/sewer bills has removed incentives for municipalities to control or moderate the accumulation of water and sewer bills; now, therefore, be it

RESOLVED, that commencing with the 2014 In Rem Foreclosure Action the County of Herkimer will no longer reimburse municipalities for accumulated water/sewer bills in connection with the In Rem Tax Foreclosure process and will hereafter enforce the right of the County and the purchaser of the parcels in the In Rem process to receive the premises free and clear of any claim for such water/sewer bills; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, County Property, Director of Real Property Tax Services and the Mayors of the Villages of Cold Brook, Dolgeville, Frankfort, Herkimer, Ilion, Middleville, Mohawk, Newport, Poland, West Winfield and the City of Little Falls.

Dated: November 18, 2015.

On motion of Mr. Ackerman, seconded by Mr. Brezinski, Resolution No. 273 of the Committee on Ways and Means amending Resolution No. 131 of 2008 establishing standard workday for elected and appointed officials and certain positions under Salary Schedules No. I and No. II was handed up; voted on adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 273

RESOLUTION AMENDING RESOLUTION NO. 131 OF 2008 ESTABLISHING STANDARD WORKDAY FOR ELECTED AND APPOINTED OFFICIALS AND CERTAIN POSITIONS UNDER SALARY SCHEDULES NO. I AND NO. II

Sponsored by: Committee on Ways and Means

WHEREAS, by Resolution No. 131 of 2008 the Herkimer County Legislature established the standard workday for elected and appointed officials for the purpose of determining days worked reportable to the New York State and Local Employees' Retirement System; and

WHEREAS, it is now necessary that certain changes be made to said Resolution; now, therefore, be it

RESOLVED, that Resolution No. 131 of 2008 is hereby amended as follows:

Five Day Workweek, Six Hour Day:

Add Sewer Board Attorney, effective October 8, 2015

Delete County Attorney

Five Day Workweek, Seven Hour Day:

Include County Attorney, effective November 3, 2015

And, be it further

RESOLVED, that in all other respects, Resolution No. 131 of 2008 is hereby ratified and confirmed; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Personnel Officer and the New York State Employees Retirement System.

Dated: November 18, 2015.

On motion of Mr. Ackerman, seconded by Mr. Brezinski, Resolution No. 274 In Memoriam for former County Legislator Thomas E. Long was handed up; Several legislators made comments in recognition of Mr. Long's dedicated service to the County and his community. The resolution was voted on and adopted by voice vote:

For: Ayes (16).

Against: None. Absent: Luppino (1).

No. 274

IN MEMORIAM

WHEREAS, Thomas E. (Tom) Long departed this life on October 28, 2015; and

WHEREAS, Tom Long served his Country with the United States Air Force From 1962 until 1968, attaining the rank of Airman 1st Class

WHEREAS, Tom Long was an outstanding man of integrity who served as Alderman for the City of Little Falls from 1982-1992, and from 2002 to 2012. In 1992 he was elected to the Herkimer County Legislature in District No. 12 for the City of Little Falls

He served until 2001, and during his tenure he served on every major committee of the Herkimer County Legislature; and

WHEREAS, *Tom Long was a community minded person, was a member of the Holy Family Parish Little Falls, was past commander of the Little Falls American Legion and was a Little Falls Baseball League Coach for 26 years; and*

WHEREAS, *The County of Herkimer and its residents have sustained a great loss by the passing of this dedicated public servant and citizen; now, therefore, be it*

RESOLVED, *That the County Legislature does hereby express its deepest regrets at the decease of Thomas E. (Tom) Long and hope that this expression of remembrance may in some manner help console his family in their bereavement; and be it further*

RESOLVED, *That a copy of this Resolution be sent to the family of Tom Long, and that an additional copy be spread upon the minutes of this meeting.*

Dated: November 18, 2015.

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

At 8:25 p.m. on motion of Mr. Manno, seconded by Mr. Hyde, the Legislature adjourned to Wednesday, December 16, 2015 at 7:30 p.m., with a public hearing on the Tentative 2016 County Budget at 7:00 p.m.