

**MINUTES**  
**Herkimer County Legislature**  
**Fourth Quarter – Fourth Day**  
**Wednesday, December 19, 2012**  
**7:30 p.m.**

**Public Hearing**

The Public Hearing on Introductory Local Law No. 3 was called to order at 7:00 p.m. by Patrick E. Russell, Chairman of the Committee on Ways and Means. The clerk read the notice of the hearing. Mr. Russell asked if there was anyone wishing to speak at the hearing. There was one appearance, 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 14<sup>th</sup> day of November , 2012 Introductory Local Law No. 3 for the year 2012 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 19th day of December , 2012 at 7:00 p.m. at which time all persons interested will be heard.

Dated: December 4, 2012.

By Order of the Herkimer County Legislature

The Regular Session of the Herkimer County Legislature was called to order by Chairman Vincent Bono at 7:30 p. m.

Chairman Bono called on Coach Tom Basel, 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.

Chairman Bono then called for a moment of silence in recognition of the recent tragedy in Newtown, Connecticut.

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

Present: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix 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 November 14, 2012, the minutes of Special Sessions held on November 19, 2012 and December 12, 2012 and the minutes of the budget hearing held on December 12, 2012. There were none, and the Chairman ordered them approved.

Chairman Bono dispensed with the regular session to allow for a presentation of a proclamation to the Poland Girls Soccer Team and called on Legislator Weakley to make the presentation. Legislator Weakley called on the members of the team and Coach Tom Basel and presented them a proclamation naming Thursday, December 20, 2012 as “Poland Girls Soccer Team” day in Herkimer County in recognition of their state title.

Chairman Bono then called on Jay Ewanyk, County Highway Superintendent, to make a presentation.. Mr. Ewanyk gave a brief overview of the highway projects completed in 2012.

Pursuant to Rule 11, Chairman Bono opened the floor for public comment. The following individual spoke at the public comment period: Carl Streeter, Ilion – proposed jail.

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. 391– A communication was received from the Sheriff submitting the monthly report for September

No. 392– A communication was received from Assemblyman Butler acknowledging receipt of resolution. Placed on file.

No. 393 – A communication was received from the Town of Webb Publicity Director requesting the Town of Webb be designated as Tourist Promotion Agency. Referred to the Committee on County Planning and Development.

No. 394 – A communication was received from the Town of Webb Publicity Director requesting letter of guarantee for 2013 matching funds. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 395 – A communication was received from the Office of the State Comptroller acknowledging receipt and filing of Local Law No. 2 for 2012. Placed on File

No. 396 – A communication was received from the Acting Director of Public Health requesting renewal of contract for Early Intervention Administration Program. Referred to the Committees on Human Resources and Ways and Means.

No. 397 – A communication was received from the Department of State advising of filing of Local Law No. 3 for 2012. Placed on file.

No. 398 – A communication was received from Oneida-Herkimer Solid Waste Authority submitting minutes and recently adopted resolutions. Placed on file.

No. 399 – A communication was received from the County Superintendent of Highways requesting approval of capital construction projects for 2013. Referred to the Committee on Highways.

No. 400 – A communication was received from Capital District OTB submitting financial reports for August and September. Placed on file.

No. 401 – A communication was received from the Employment and Training Director requesting renewal of Office Space Permit Agreement with RCIL. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 402 – A communication was received from the County Treasurer submitting report of Unpaid School, Village and City Taxes. Referred to the Committee on Ways and Means.

No. 403 – A communication was received from the Executive Director of the IDA requesting the Chairman of the Legislature to confirm findings of the IDA for a proposed Project. Referred to the Committee on County Planning and Development.

No. 404 – A communication was received from the Director of Real Property Tax Services submitting request for the Consolidated Health District tax levies. Referred to the Committee on Ways and Means.

No. 405 – A communication was received from John J. Piseck, Jr. submitting his resignation from the IDA Board. Referred to the Committee on County Planning and Development.

No. 406 – A communication was received from the Director of Community Services requesting certain staffing changes. Referred to the Committees on Human Resources and Ways and Means.

No. 407 – A communication was received from the Budget Officer submitting requests for appropriations from the General Fund Balance. Referred to the Committee on Ways and Means.

No. 408 – A communication was received from the Budget Officer submitting requests for transfers of funds. Referred to the Committee on Ways and Means.

No. 409 – A communication was received from the Budget Officer submitting requests for appropriations from the Contingency Fund. Referred to the Committee on Ways and Means.

No. 410 – A communication was received from the Soil and Water Conservation District submitting minutes of 11/13/12. Placed on file.

No. 411 – A communication was received from the Acting Director of Public Health requesting extension of temporary position. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 412 – A communication was received from the Budget Officer requesting permission to advertise bids for provision of billing service for Public Health Nursing Service. Referred to the Committee on Human Resources.

No. 413 – A communication was received from ProAct, Inc. submitting the monthly discount Prescription Card Report for November. Placed on file.

No. 414 – A communication was received from the Acting Director of Public Health requesting extension of agreement with At Home Care Partners, Inc. for services for the Long Term Care Program. Referred to the Committees on Human Resources and Ways and Means.

No. 415 – A communication was received from the Director of Real Property Tax Services submitting the Equalization Table. Referred to the Committee on Ways and Means.

No. 416 – A communication was received from the Director of Real Property Tax Services submitting Forms and Footings tabulation. Referred to the Committee on Ways and Means.

No. 417 – A communication was received from the Director of Real Property Tax Services submitting tabulation of town budgets. Referred to the Committee on Ways and Means.

No. 418 – A communication was received from the Director of Real Property Tax Services submitting tax levies. Referred to the Committee on Ways and Means.

No. 419 – A communication was received from the Director of Real Property Tax Services submitting warrants. Referred to the Committee on Ways and Means.

No. 420 – A communication was received from the Director of Real Property Tax Services submitting district tax rates. Printed and placed on file.

No. 421 – A communication was received from the Budget Officer submitting request for insurance coverage for 2013. Referred to the Committee on Ways and Means.

No. 422 – A communication was received from the Budget Officer submitting requests for amendment of 2013 Budget. Referred to the Committee on Ways and Means.

No. 423 – A communication was received from the Budget Officer submitting recommendations for award of bids for chemicals at Sewer District. Referred to the Committee on Natural Resources and the Committee on Ways and Means.

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

On motion of Mr. Russell, seconded by Mr. Peplinski and Mr. Hyde, the following Consent Agenda was handed up; on motion of Mr. Russell, seconded by Mr. Hendrix, Resolution No. 293 was amended to delete in the first Resolve Clause, the word “employed” and replace with “contracted”. The amendment was voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

The Consent Agenda was then adopted by voice vote:

For: Ayes (17).

Against: None.

**Consent Agenda:**

- 292 PUB. SFTY./EMER. MGMT.: Monthly report of Sheriff
- 293 HUMAN RES., WAYS & MEANS: Authorizing temporary coverage in Mental Health Services
- 294 HUMAN RES., WAYS & MEANS: Authorizing contract with State for funding for Early Intervention Program
- 295 CO. PLANNING & DEV., WAYS & MEANS: Authorizing application for matching funds under New York State Tourist Promotion Act
- 296 CO. PLANNING & DEV., WAYS & MEANS: Concerning Guarantee of 2013 Matching Funds
- 297 WAYS & MEANS: Authorizing contract with Adirondack Park Local Government Review Board
- 298 WAYS & MEANS: Authorizing contract with Mid-York Library System for year 2013
- 299 WAYS & MEANS: Authorizing contracts with Non-Profit Organizations for year 2013
  
- 300 RES., WAYS & MEANS: Authorizing bids for billing service for Public Health
- 301 MEANS: Transferring Funds
- 302 CO. PLANNING & DEV., WAYS & MEANS: Authorizing Office Space Permit Agreement with Resource Center for Independent Living
- 303 NAT. RESOURCES, WAYS & MEANS: Awarding bids for chemicals at Sewer District

No. 292

**REPORT AND RESOLUTION OF THE COMMITTEE ON PUBLIC SAFETY/EMERGENCY MANAGEMENT APPROVING MONTHLY REPORT OF SHERIFF**

WHEREAS, your Public Safety & Emergency Management Committee, to which was referred the report of the Sheriff for the month of September, 2012, respectfully reports that we have examined said report, recommend that it be approved and offer the following Resolution:

RESOLVED, that the report of the Herkimer County Sheriff for the month of September , 2012, which report reflects an average daily population of 75.64 inmates, with an average of 48.37 inmates being boarded out in September, be approved and filed.

Dated: December 19, 2012.

LEONARD R. HENDRIX  
BRUCE WEAKLEY  
RAYMOND SMITH  
ROBERT N. HYDE  
DENNIS KORCE  
BERNARD PEPLINSKI, SR.  
**Committee on Public Safety/  
Emergency Management**

No. 293

**REPORT AND RESOLUTION OF THE COMMITTEES ON HUMAN RESOURCES  
AND WAYS AND MEANS AUTHORIZING TEMPORARY COVERAGE IN MENTAL  
HEALTH SERVICES**

WHEREAS, by letter dated November 9, 2012, Edgar Scudder, Director of Community Services, has requested Dr. Anandavalli Menon be employed, on a temporary basis, for no more than four days, to provide psychiatric coverage while the child psychiatrist for the Mental Health Services is on vacation; and

WHEREAS, there are sufficient funds available Budget to allow for this expense; and

WHEREAS, your Committees have taken this matter under consideration and recommend temporary staffing; now, therefore, be it

RESOLVED, that Dr. Anandavalli Menon is hereby authorized to provide child psychiatric services to regularly scheduled clients of the Herkimer County Mental Health Services from February 18, 2013 through March 15, 2013, at the hourly rate of \$122.50; and, be it further

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

Dated: December 19, 2012.

RAYMOND SMITH  
FREDERICK J. SHAW, JR.  
JEAN E. MANEEN  
LEONARD R. HENDRIX  
PATRICK E. RUSSELL  
PETER F. MANNO  
**Committee on Human Resources**

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

No. 294

**REPORT AND RESOLUTION OF THE COMMITTEE ON HUMAN RESOURCES AND  
THE COMMITTEE ON WAYS AND MEANS AUTHORIZING CONTRACT WITH**

**THE STATE OF NEW YORK FOR FUNDING FOR EARLY INTERVENTION  
ADMINISTRATION PROGRAM**

WHEREAS, by letter dated December 6, 2012, from the Acting Director of Public Health, this Legislature is advised that the New York State Department of Health has submitted a contract providing for the renewal of the Early Intervention Administration Program grant in the total amount of \$31,534.00; and

WHEREAS, said agreement shall be effective for the term October 1, 2012 through September 30, 2013; and

WHEREAS, the County of Herkimer has qualified personnel, facilities and expertise to provide the services required under the terms of the agreement; now, therefore, be it

RESOLVED, that the Chairman of this Legislature be and he hereby is, authorized to execute said contract in form prepared by the State of New York, on behalf of the County of Herkimer for an Early Intervention Administration grant in the amount of \$31,534.00, with said grant to be for the period October 1, 2012 through September 30, 2013; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of Public Health and New York State Department of Health.

Dated: December 19, 2012.

RAYMOND SMITH  
FREDERICK J. SHAW, JR.  
JEAN E. MANEEN  
LEONARD R. HENDRIX  
PATRICK E. RUSSELL  
PETER F. MANNO  
**Committee on Human Resources**

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

No. 295

**REPORT AND RESOLUTION OF THE COMMITTEE ON COUNTY PLANNING AND  
DEVELOPMENT AND THE COMMITTEE ON WAYS AND MEANS CONCERNING  
GUARANTEE OF 2013 TOURISM MATCHING FUNDS**

WHEREAS, the New York State Tourist Promotion Act provides that the State of New York will match funds with the applicant tourist promotion agency, which may include radio, television, newspapers and magazine advertising; and

WHEREAS, by letter dated November 16, 2012 from the Town of Webb Tourism/Publicity Director, this Legislature is advised of a request to authorize the Chairman of this Legislature to send a letter to the New York State Division of Tourism "I Love NY" Campaign to guarantee Herkimer County's 2013 matching funds in the amount of 54,465.00; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to send a letter to the New York State Division of Tourism "I Love NY" Campaign to guarantee Herkimer County's 2013 matching funds in the amount of \$54,465.00; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Town of Webb and the New York State Division of Tourism.

Dated: December 19, 2012.

BERNARD PEPLINSKI, SR.  
RAYMOND SMITH  
PATRICK E. RUSSELL  
FREDERICK J. SHAW, JR.  
KURT J. ACKERMAN  
RAYMOND JOHNSON  
**Committee on County Planning  
and Development**

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

No. 296

**REPORT AND RESOLUTION OF THE COMMITTEE ON COUNTY PLANNING AND DEVELOPMENT AND THE COMMITTEE ON WAYS AND MEANS CONCERNING GUARANTEE OF 2013 TOURISM MATCHING FUNDS**

WHEREAS, the New York State Tourist Promotion Act provides that the State of New York will match funds with the applicant tourist promotion agency, which may include radio, television, newspapers and magazine advertising; and

WHEREAS, by letter dated November 16, 2012 from the Town of Webb Tourism/Publicity Director, this Legislature is advised of a request to authorize the Chairman of this Legislature to send a letter to the New York State Division of Tourism "I Love NY" Campaign to guarantee Herkimer County's 2013 matching funds in the amount of 54,465.00; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to send a letter to the New York State Division of Tourism "I Love NY" Campaign to guarantee Herkimer County's 2013 matching funds in the amount of \$54,465.00; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Town of Webb and the New York State Division of Tourism.

Dated: December 19, 2012.

BERNARD PEPLINSKI, SR.  
RAYMOND SMITH  
PATRICK E. RUSSELL  
FREDERICK J. SHAW, JR.  
KURT J. ACKERMAN  
RAYMOND JOHNSON  
**Committee on County Planning  
and Development**

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI

KURT J. ACKERMAN  
Committee on Ways and Means

No. 297

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS  
AUTHORIZING CONTRACT WITH ADIRONDACK PARK LOCAL GOVERNMENT  
REVIEW BOARD**

WHEREAS, the Adirondack Park Local Government Review Board is charged with the duty of advising and assisting the Adirondack Park Agency in carrying out its function, powers and duties; and

WHEREAS, pursuant to Section 803-a of the Executive Law of the State of New York, Herkimer County is entitled to one member on said Review Board; and

WHEREAS, said Review Board is partially funded by the State of New York, and is funded by the member counties which are wholly or partly within the Adirondack Park; now, therefore, be it

RESOLVED, that pursuant to Section 803-a of the Executive Law of the State of New York, the County of Herkimer enter into a contract with the Adirondack Park Local Government Review Board in the sum of \$3,650.00 for the purpose of supporting its operations for the year 2013; and, be it further

RESOLVED, that said contract requires that the Adirondack Park Local Government Review Board render to this Legislature a verified account of the disbursements of said grant with verified or certified vouchers attached thereto, with the provision that a refund be made to the County of Herkimer of any amount of said funds which may remain unused by the Adirondack Park Local Government Review Board on December 31, 2013; and, be it further

RESOLVED, that before paying any money to such organization under said contract, the County Treasurer shall require a memorandum receipt signed by the principal officer and the disbursing officer of the Adirondack Park Local Government Review Board agreeing to comply with the terms of this Resolution; and, be it further

RESOLVED, that the Chairman of this Legislature be, and he hereby is, authorized and empowered to execute the said contract with the Adirondack Park Local Government Review Board agreeing to comply with the terms of this Resolution; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer and Adirondack Park Local Government Review Board.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
Committee on Ways and Means

No. 298

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS  
AUTHORIZING CONTRACT WITH MID-YORK LIBRARY SYSTEM FOR THE YEAR 2013**

WHEREAS, Mid York Library System of Utica, New York, operates a cooperative library system approved by the Commissioner of Education and includes among its member libraries the public libraries of Herkimer County; and



WHEREAS, this Legislature is authorized by law to provide support for cooperative library systems and public libraries operating within the County of Herkimer; now, therefore, be it

RESOLVED, that pursuant to Section 255 and 256 of the Education Law of the State of New York, the County of Herkimer enter into a contract with Mid-York Library System for the purpose of supporting the operating of Mid-York Library System for the year 2013 within the County of Herkimer and member public libraries of said system within the County of Herkimer, in the sum of \$64,489.00; and, be it further

RESOLVED, that said contract further provides that the sum of \$17,125.00 be paid to Mid-York Library System to support its operation within the County of Herkimer and that the balance of said \$64,489.00 be distributed among the member public libraries within the County of Herkimer as follows:

<b>Library</b>	<b>2013 Funding</b>
Dolgeville-Manheim	\$2,877.00
Middleville	1,591.00
Newport	1,591.00
Old Forge	1,591.00
Poland	1,591.00
Basloe (Herkimer)	8,719.00
Frankfort	4,101.00
Kirby (Salisbury)	1,591.00
Jordanville	1,591.00
Little Falls	7,366.00
West Winfield	1,591.00
Weller (Mohawk)	3,574.00
Ilion	9,590.00
<b>Total</b>	<b>\$47,364.00</b>

and, be it further

RESOLVED, that said Mid-York Library System render to this Legislature a verified account of the disbursement of said grant with verified or certified vouchers thereto attached and that said Mid-York Library System refund to the County of Herkimer any amount of the said funds which may remain unused by Mid-York Library System or by its member public libraries on December 31, 2013; and, be it further

RESOLVED, that before paying any money to such organization under said contract, the County Treasurer shall require a memorandum receipt signed by the principal officer and the disbursing officer of Mid-York Library System agreeing to comply with the terms of this Resolution; and, be it further

RESOLVED, that the Chairman of this Legislature be, and he hereby is, authorized and empowered to execute the said contract with Mid-York Library System 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 and Mid-York Library System.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

No. 299

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS  
AUTHORIZING CONTRACTS WITH NON-PROFIT ORGANIZATIONS FOR THE  
YEAR 2013**

WHEREAS, Section 224 of the County Law grants this Legislature power to contract with non-profit organizations and other corporations, associations and agencies which are within the County of Herkimer and formed to provide the services enumerated below and with such

organizations within any adjoining county formed in and for such purposes and providing services which are the subject of the contract and are to be rendered within Herkimer County; and

WHEREAS, this Legislature has considered requests from various organizations for financial aid and has determined that the purposes for which such requests were made as set forth below are within the provisions enumerated in County Law Section 224; now, therefore, be it

RESOLVED:

1. That the Herkimer County Legislature hereby authorizes contracts for the year 2013 with the organizations named below in the amounts and for the purposes set forth;
2. That each said contract shall require the rendering of a verified account of the disbursements from the amount contracted for with verified or certified vouchers thereto attached.
3. That each said contract shall provide for a refund of any unused amount;
4. Before paying any money to such organization under said contract, the County Treasurer shall require a memorandum receipt signed by the principal officer and the disbursing officer of such organization agreeing to comply with the terms of this Resolution;
5. That the contracts hereby authorized are as follows:

Organization	Amount	Services as set Forth in Statute (County Law Sec.)
Central Adirondack Association, Inc.	\$ 20,000.00	224(14)
Adirondack North Country Association	\$ 900.00	224(14)
Cooperative Extension Assoc. Of Herkimer County	\$218,756.00	224(8)
Cooperative Extension Association of Herkimer County Legislature Intern Program	\$ 2,500.00	224 (8)
Herkimer County Fair Association	\$ 5,000.00	224(14)

Herkimer County Industrial Development Agency	\$ 65,000.00	224(14)
Herkimer County Chamber of Commerce	\$21,500.00	224(14)
Route 20 Association	\$ 100.00	224(14)
Herkimer County Historical Society	\$27,500.00	224(2)
Herkimer County Humane Society	\$15,000.00	224(2)
Herkimer County Humane Society - Reimbursement for animal cruelty investigations	\$ 5,000.00	224(4)
Mohawk Valley Economic Development District, Inc.	\$20,000.00	224(14)
Community Action-Headstart	\$ 4,750.00	224(22)

and, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature be, and he hereby is, authorized to execute the 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 and each organization.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

No. 300

**REPORT AND RESOLUTION OF THE COMMITTEE ON HUMAN RESOURCES AND WAYS AND MEANS AUTHORIZING BIDS FOR BILLING SERVICE FOR PUBLIC HEALTH**

WHEREAS, regulatory changes from the New York State Department of Health have prohibited the administration of childhood vaccinations provided under the Vaccines for Children Program to persons who have commercial insurance; and

WHEREAS, this Legislature is informed by communication dated December 6, 2012 from Bernard E. Decker, Budget Officer/Purchasing Agent, that specifications are being prepared for the provision of a billing service that will allow the Public Health Nursing Service to continue to vaccinate children with commercial insurance; now, therefore, be it

RESOLVED, that the Herkimer County Budget Officer/ Purchasing Agent be, and he hereby is, authorized and directed to advertise for bids for the provision a billing service that will allow the Public Health Nursing Service to continue to vaccinate children with commercial insurance, in accordance with specifications approved by your Committee, said advertisement to be in the official newspapers of the County, and bids to received and opened in the Office of the Purchasing Agent, with results thereof to be reported to this Legislature for approval and award; and, be it further

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

Dated: December 19, 2012.

RAYMOND SMITH  
FREDERICK J. SHAW, JR.  
JEAN E. MANEEN  
LEONARD R. HENDRIX  
PATRICK E. RUSSELL  
PETER F. MANNO  
**Committee on Human Resources**

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

No. 301

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS & MEANS  
TRANSFERRING FUNDS**

WHEREAS, your Committee on Ways & Means, to which was referred a communication from the Budget Officer and Purchasing Agent dated December 6, 2012, submitting a request for transfer of funds, reports that we have examined said communication, inquired into the subject matter thereof recommend that said transfer 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 sum from and to the following account:

\$7,500	From: A1165.10000-001 DA, Salaries
	To: A1010.10000 Leg., Salaries
\$1,100	From: A1326.10000 Co. Treas. Prop. Dept., Salaries
	To: A1320.10000 Co. Auditor, Salaries
\$2,500	From: A1420.10000 Co. Attorney, Salaries
	To: A1355.10000 Real Prop. Tax Serv., Salaries
\$10,000	From: A1680.10000 Info Services, Salaries
	To: A1430.10000 Personnel, Salaries
\$4,000	From: A1680.10000 Info Services, Salaries
	To: A1450.10000 Board of Elections, Salaries
\$3,700	From: A1620.10100 Co. Bldgs, Temp. Employees
	To: A7310.10000 Youth Bureau, Salaries
\$2,150	From: A1620.10100 Co. Bldgs, Temp. Employees
	To: A4012.10000 Long Term Care, Salaries
\$500	From: A4010.10000 Public Health Nurses, Salaries
	To: A4014.10000 PCAP, Salaries
\$350	From: A4010.10000 Public Health Nurses, Salaries
	To: A4046.10000 Phys. Handicapped Child., Salaries
\$13,000	From: A4010.10000 Public Health Nurses, Salaries
	To: A4059.10000 EI, Salaries
\$7,000	From: A1410.81000 Co. Clerk, Retirement
	To: A1410.10000 Co. Clerk, Salaries
\$7,600	From: A1325.86000 Co. Treas., Hosp.
	To: A1325.10000 Co. Treas., Salaries
\$9,500	From: A3021.44000-455 Public Safety Coms., Misc.
	Cont.
	To: A3021.10000 Public Safety Coms., Salaries
\$5,000	From: A3140.81000 Probation, Retirement
	To: A3140.10000 Probation, Salaries
\$15,000	From: A4320.81000 Mental Health Progs., Retirement
	To: A4320.10000 Mental Health Progs., Salaries
\$3,000	From: A1620.10100 Co. Bldgs, Temp. Employees
	To: A4320.10000 Mental Health Progs., Salaries
\$1,100	From: A4010.10000 Public Health Nurses, Salaries

\$10,000	To: A2960.10000 Ed. of Handicapped Child., Salaries
	From: A3111.10100 Sheriff's Boat Patrol, Temp. Emp.
\$6,000	To: A3110.10000-001 Sheriff's, Salaries
	From: A3150.41000-113 Jail, Drugs/Pres.
\$50,000	To: A3110.46200-776 Sheriff, Fuel/Gas
	From: A6141.10000-001 HEAP Salaries
\$19,100	To: A6010.10000-001 Soc. Serv. Admin. Salaries
	From: A6143.10000-001 Energy Services, Salaries
\$4,800	To: A6010.10000-001 Soc. Serv. Admin., Salaries
	From: A6143.10000-001 Energy Services, Salaries
\$30,000	To: A6010.10100 Soc. Serv. Admin., Temp. Employees
	From: A6012.10000-001 Managed Care, Salaries
\$13,300	To: A6031.10000-001 Country Manor, Salaries
	From: A6011.10000-001 SNAP, Salaries (Food Stamps)
\$163,500	To: A6031.10000-001 Country Manor, Salaries
	From: A6055.40000 Day Care, Cont. Exp.
\$20,000	To: A6119.40000 Foster Care, Cont. Exp.
	From: A6055.40000 Day Care, Cont. Exp.
\$74,600	To: A6119A.40000 Non-Secure Detention, Cont. Exp.
	From: A6123.40000 Juvenile Delinquent, Cont. Exp.
\$5,000	To: A6010.23000 Soc. Serv. Admin., Motor Vehicles
	From: A6123.40000 Juvenile Delinquent, Cont. Exp.
\$4,000	To: A6140.40000 Safety Net, Cont. Exp.
	From: A6123.40000 Juvenile Delinquent, Cont. Exp.
\$1,000	To: A6100.40000 Medicaid, Cont. Exp.
	From: A6123.40000 Juvenile Delinquent, Cont. Exp.
\$1,000	To: A6010.46100 Soc. Serv. Admin., Mileage & Travel
	From: A6123.40000 Juvenile Delinquent, Cont. Exp.
\$150	To: A6010.46200 Soc. Serv. Admin., Auto Expense
	From: A6123.40000 Juvenile Delinquent, Cont. Exp.
\$5,000	To: A6012.44000 Managed Care, Cont. Exp.
	From: A4014.44000 PCAP, Cont. Exp.
	To: A4010.44000 -351, PHNS, Cont. Exp. Admin.

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

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

**REPORT AND RESOLUTION OF THE COMMITTEE ON COUNTY PLANNING  
AND DEVELOPMENT AND THE COMMITTEE ON WAYS AND MEANS  
AUTHORIZING OFFICE SPACE PERMIT AGREEMENT WITH RESOURCE  
CENTER FOR INDEPENDENT LIVING**

WHEREAS, by letter dated November 30, 2012, from Karin Zipko, Director of Employment and Training, your Committee has been advised of a request to enter into an office space permit agreement with the Resource Center for Independent Living (RCIL) for use of office space at the Working Solutions One Stop Center located at 320 North Prospect Street, Herkimer, New York; and

WHEREAS, said agreement would be for a term of one year commencing October 1, 2012 through September 30, 2013 and would provide a cubicle of office space in the Working solutions One Stop Center for use by the Resource Center for Independent Living for the purpose of assisting and serving its customers, with payment to the County to be in the amount of \$3,500.00 annually; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute an Office Space Permit Agreement on behalf of the County of Herkimer with the Resource Center for Independent Living, 409 Columbia St., PO Box 210, Utica, New York 13503, containing the above terms and conditions, with further terms and conditions subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that the Chairman of this Legislature is further authorized to enter into annual renewals of said office space permit 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 Employment and Training and the Resource Center for Independent Living.

Dated: December 19, 2012.

BERNARD PEPLINSKI, SR.  
RAYMOND SMITH  
PATRICK E. RUSSELL  
FREDERICK J. SHAW, JR.  
KURT J. ACKERMAN  
RAYMOND JOHNSON  
**Committee on County Planning  
and Development**

PATRICK E. RUSSELL  
DENNIS KORCE

RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

No. 303

**REPORT AND RESOLUTION OF THE COMMITTEE ON NATURAL RESOURCES AND  
WAYS AND MEANS AWARDING BIDS FOR CHEMICALS AT HERKIMER COUNTY  
SEWER DISTRICT**

WHEREAS, by letter dated December 14, 2012, the Budget Officer/Purchasing Agent has advised that bids were received in accordance with law for the provision of certain chemicals for the Herkimer County Sewer District; and

WHEREAS, by said letter it is recommended that the bid for sodium hypochlorite be awarded to Surpass Chemical, Inc. in the amount of \$.862 per gallon price delivered; and that the bid for potassium permanganate be awarded to Amrex Chemical Co., Inc. in the amount of \$2.250 per pound price delivered; and that the bid for polymer be awarded to Slack Chemical Co., Inc. in the amount of \$2.52 per pound price for Sta-Floc 128 delivered, which all three bids were the lowest bids received; now, therefore, be it

RESOLVED, that the bid for sodium hypochlorite for the Herkimer County Sewer District be awarded to Surpass Chemical, Inc., 1254 Broadway, Albany, NY 12204 in the amount of \$.862 per gallon price delivery; and, be it further

RESOLVED, that the bid for potassium permanganate for the Herkimer County Sewer District be awarded to Amrex Chemical Co., Inc., 117 East Frederick Street, P.O. Box 642, Binghamton, N.Y. 13902 in the amount of \$2.250 per pound price delivered; and, be it further

RESOLVED, that the bid for polymer for the Herkimer County Sewer District be awarded to Slack Chemical Co., Inc., 456 South Clinton Street, Carthage, NY 13619 in the amount of \$2.52 per pound price for Sta-Floc 128 delivered; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Herkimer County Sewer District, Surpass Chemical, Inc. Amrex Chemical Co., Inc., and Slack Chemical Co., Inc.

Dated: December 19, 2012.

FREDERICK J. SHAW, JR.  
DENNIS KORCE  
BERNARD PEPLINSKI, SR.  
PETER F. MANNO



ROBERT N. HYDE  
JOHN L. BREZINSKI  
**Committee on Natural Resources**

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Russell, seconded by Mr. Peplinski, Report and Resolution No. 304 of the Committee on Ways and Means adopting Introductory Local Law No. 3 for 2012 was handed up; discussion was held; was voted on and adopted by roll call vote:

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

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

No. 304

**REPORT AND RESOLUTION OF THE COMMITTEES ON AND WAYS AND MEANS  
ADOPTING INTRODUCTORY LOCAL LAW NO. 3 FOR 2012**

Your Committee on Ways and Means of the Herkimer County Legislature desire to report that on the 19<sup>th</sup> day of December, 2012, pursuant to Resolution No. 287, they held a public hearing on the adoption of Introductory Local Law No. 3 for 2012 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. 3 for 2012 be adopted in form attached hereto.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN

**Committee on Ways and Means**

**INTRODUCTORY LOCAL LAW NO. 3 - 2012**

**LOCAL LAW NO. - 2013**

**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 Sheriff shall be the sum of Sixty One Thousand Nine Hundred Fifty-Five Dollars (\$61,955).

Section 2. The base annual salary of the County Highway Superintendent shall be the sum of Eighty Eight Thousand Nine Hundred Fifty-Three Dollars (\$88,953).

Section 3. The base annual salary of the County Administrator shall be the sum of Eighty Nine Thousand One Hundred Fifty-Eight Dollars (\$89,158).

Section 4. The base annual salary of the Commissioner of Social Services shall be the sum of Seventy Eight Thousand and Thirty Dollars (\$78,030).

Section 5. The base annual salary of the County Attorney shall be the sum of Seventy Thousand Four Hundred Forty-Three Dollars (\$70,443).

Section 6. The base annual salary of the Budget Officer shall be the sum of Fifty Eight Thousand Two Hundred Sixty Nine Dollars (\$58,269).

Section 7. The base annual salary of the County Auditor shall be the sum of Fifty Two Thousand Four Hundred Thirty-One Dollars (\$52,431).

Section 8. The salary of the county coroners shall be One Hundred Eighteen dollars (\$118.00) per call.

Section 9. This Local Law shall take effect forty-five days after its adoption and shall be subject to a permissive referendum.

Dated: December 19, 2012.

On motion of Mr. Russell, seconded by Mr. Peplinski and Mr. Hyde, Report and Resolution No. 305 of the Committee on Ways and Means amending Resolution No. 286 adopting Salary Schedules for 2013 was handed up; discussion was held; Mrs. Rose made a motion to amend the resolution, seconded by Hartman, to request that the one position of Assessor and the one position of Real Property Tax Specialist being eliminated in the Real Property Tax Service Agency remain funded in the budget until a full presentation is made by the Director of Real Property Tax Services on where the Department is going; discussion was held; Mr. Peplinski made a motion, seconded by Mr. Hendrix, to move the motion for amendment and resolution; approved by voice vote:

For: Ayes (14).

Against: Hartman, Rose, Brezinski (3).      Absent: None.

The amendment was voted on and defeated by voice vote:

For: Hartman, Rose, Schrader, Brezinski, Manno (5).

Against: Maneen, Johnson, Hendrix, Hyde, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (12).

Absent: None.

The resolution was adopted by roll call vote:

For: Maneen, Johnson, Hendrix, Hyde, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (13).

Against: Hartman, Rose, Schrader, Brezinski (4).      Absent: None.

No. 305

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS  
AMENDING RESOLUTION NO. 286 ADOPTING SALARY SCHEDULES FOR THE  
YEAR 2013**

WHEREAS, by Resolution No. 286 adopted on November 14, 2012, this Legislature approved salary schedules for the year 2012; and

WHEREAS, Salary Schedules No. 1, No. 2 and No. 3 must be amended to reflect certain changes made thereto; now, therefore, be it

RESOLVED, that Resolution No. 286 adopted on November 14, 2012 is hereby amended to reflect changes made to the following salary schedules for the year 2013:

Salary Schedule No. 1 -	2013 Legislators and Department Heads
Salary Schedule No. 2 -	2013 Officers and Non-Union
Salary Schedule No. 3 -	2013 CSEA

and, be it further

RESOLVED, that in all other respects, said Resolution No. 286 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 Personnel Officer.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Russell, seconded by Mr. Hyde , Report and Resolution No. 306 of the Committee on Ways & Means amending the 2013 Budget was handed up; discussion was held, Mr. Hendrix made a motion, seconded by Mr. Peplinski, to move the resolution; approved by voice vote:

Ayes: (17).

Against: None.

Absent: None.

Resolution No. 306 was then adopted by roll call vote:

For: Maneen, Johnson, Hendrix, Hyde, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (13).

Against: Hartman, Rose, Schrader, Brezinski (4). Absent: None.

No. 306

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS  
AMENDING 2013 TENTATIVE BUDGET**

WHEREAS, by letter dated December 14, 2012, from Bernard E. Decker, Budget Officer, this Legislature is advised of a requests to make certain amendments to the tentative 2013 Herkimer County Budget; and

WHEREAS, said letter further advises that estimated revenues for Long Term Care have been increased as the program is now expected to continue into 2013 and not end on 12/31/12; now therefore, be it

RESOLVED, that the 2013 Herkimer County Tentative Budget is hereby amended as follows:

Revenue:

A4012-3402A Long Term Care, add \$4,000 to \$4,000

Appropriation

A1355.10000-001 Real Property Tax Services, Salaries,	Minus \$ 68,000 to	\$256,025
A1355.81000 Real Property Tax Services, Retirement,	Minus 4,790 to	60,710
A1355.83000 Real Property Tax Services, Social Security,	Minus 4,000 to	16,468
A1355.83500 Real Property Tax Services, Medicare,	Minus 1,000 to	3,787
A1355.84000 Real Property Tax Services, Worker's Comp,	Minus 500 to	7,760
A1355.85000 Real Property Tax Services, Unemployment,	Add 32,000 to	34,000
A1355.86000 Real Property Tax Services, Hospitalization,	Minus 10,000 to	111,912
A4010.10000-001 PHNS,	Minus 5,000 to	443,651
A4010.85000 PHNS, Unemployment,	Add 5,000 to	11,494
A4012.44000 Long Term Care,	Add 2,400 to	2,400
A4012.44000-355 Long Term Care, Cont, HHC,	Add 2,920 to	2,920
A4012.44000-448 Long Term Care, Cont, MOW,	Add 610 to	610
A4012.44000-460 Long Term Care, Cont, Monitoring,	Add 300 to	360
A4010.46000 PHNS, Misc. Exp.,	Add 5,000 to	15,000
A8730.44000 Soil & Water Cons., Cont. Serv.,	Minus 26,000 to	83,046

Appropriated Fund Balance

A909 General Fund Balance, Minus \$75,000 to \$1,225,000  
and, be it further

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

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI, SR.  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Russell, seconded by Mr. Hendrix, Report and Resolution No. 307 of the Committees on Ways and Means adopting 2013 Budget was handed up; discussion was held; voted on and adopted by roll call vote:

For: Hartman, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (16).

Against: Rose (1).

No. 307

### **REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS ADOPTING 2013 BUDGET**

WHEREAS, the tentative budget for the year 2013 for the County of Herkimer has been duly presented to the County Legislature by the Budget Officer, and a duly advertised public hearing has been held thereon; and

WHEREAS, pursuant to Resolution No. 306 adopted this date, said tentative budget has been amended; now, therefore, be it

RESOLVED, that pursuant to Section 360 of the County Law, the tentative budget, as amended by Resolution No. 306 dated December 19, 2012, be, and hereby is, adopted as the Budget of the County of Herkimer for the year 2013.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH

BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Weakley, seconded by Mr. Peplinski, Report and Resolution No. 308 of the Committee on Ways and Means making appropriation for conduct of county government was handed up; was voted on and adopted by roll call vote:

For: Hartman, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (16).

Against: Rose (1).

Absent: None.

No. 308

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS  
MAKING APPROPRIATION FOR THE CONDUCT OF COUNTY GOVERNMENT  
FOR THE FISCAL YEAR 2013**

WHEREAS, the County Legislature of the County of Herkimer, by Resolution dated December 19, 2012, has adopted the Budget for fiscal year 2013; now, therefore, be it

RESOLVED, pursuant to Section 360 of the County Law, that the several amounts specified in such budget in the Column entitled "Adopted" be, and hereby are, appropriated for the objects and purposes specified effective January 1, 2013.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Smith, seconded by Mrs. Maneen, Report and Resolution No. 309 of the Committee on Human Resources and the Committee on Ways and Means authorizing amendment of agreement for services of psychiatrist was handed up; discussion was held; was voted on and adopted by voice vote:

Ayes: (17)

Against: None.

Absent: None.

No. 309

**REPORT AND RESOLUTION OF THE COMMITTEES ON HUMAN RESOURCES  
AND WAYS AND MEANS AUTHORIZING AMENDMENT OF AGREEMENT FOR  
SERVICES OF PSYCHIATRIST**

WHEREAS, pursuant to Resolution No. 233 adopted on October 5, 2011, an agreement was entered into with Dr. Vinay Patil to provide primary psychiatric services to the Herkimer County Mental Health Services not to exceed twenty-seven hours per week ; and

WHEREAS, by letter dated November 9, 2012, Edgar Scudder, Director of Community Services, has requested said agreement be amended to provide for a maximum of thirty-six hours per week; and

WHEREAS, there are sufficient funds available Budget to allow for this expense; now, therefore, be it

RESOLVED, that the agreement entered into with Dr. Vinay Patil, 9 Juniper Lane, New Hartford, New York, is hereby amended, effective January 1, 2013, to provide psychiatric services to the Herkimer County Mental Health Services not to exceed thirty-six hours per week; and, be it further

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

Dated: December 19, 2012.

RAYMOND SMITH  
FREDERICK J. SHAW, JR.  
JEAN E. MANEEN  
LEONARD R. HENDRIX  
PATRICK E. RUSSELL  
PETER F. MANNO  
**Committee on Human Resources**

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY



BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Hyde, seconded by Mr. Smith and Mr. Hendrix , Report and Resolution No. 310 of the Committee on Human Resources and the Committee on Ways and Means increasing payment to contractors of Mental Health Services was handed up; discussion as held; was voted on and adopted by voice vote:

For: All ayes (17).

Against: None.

Absent: None.

No. 310

**REPORT AND RESOLUTION OF THE COMMITTEES ON HUMAN RESOURCES  
AND WAYS AND MEANS INCREASING PAYMENT TO CONTRACTORS OF  
MENTAL HEALTH SERVICES**

WHEREAS, by letter dated November 9, 2012, Edgar Scudder, Director of Community Services, has requested approval for increases in the hourly rates paid to consulting psychiatrists with whom contracts have been entered into pursuant to resolutions previously adopted; and

WHEREAS, said resolutions provide for hours worked and compensation for said contractors; now, therefore, be it

RESOLVED, that the current hourly rate for consulting psychiatrists for the Herkimer County Mental Health Services be increased from \$122.50 to \$125.00, effective January 1, 2013, and the contracts of each of said contractors be revised to reflect such increase; and, be it further

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

Dated: December 19, 2012.

RAYMOND SMITH  
FREDERICK J. SHAW, JR.  
JEAN E. MANEEN  
LEONARD R. HENDRIX  
PATRICK E. RUSSELL  
PETER F. MANNO  
**Committee on Human Resources**

PATRICK E. RUSSELL  
 DENNIS KORCE  
 RAYMOND SMITH  
 BRUCE WEAKLEY  
 BERNARD PEPLINSKI, SR.  
 KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Weakley, seconded by Mr. Shaw and Mr. Hyde , Report and Resolution No. 311 of the Committee on Highways approving projects under Article 6 of the Highway Law was handed up; discussion was held, was voted on and adopted by voice vote:

For: All ayes (17).

Against: None.

Absent: None.

No. 311

**REPORT AND RESOLUTION OF THE COMMITTEE ON HIGHWAYS APPROVING PROJECTS UNDER ARTICLE 6, SECTION 116 OF THE HIGHWAY LAW**

Your Committee on Highways, to which was referred the letter of Jay W. Ewanyk, County Superintendent of Highways, dated December 3, 2012, submitting three copies each of statements under Article 6 of the Highway Law designating work to be done with County Road Fund monies during the year 2013 covering six projects involved in the Capital Construction Program, respectfully reports that we have examined said statements contained in said communication from and signed by the County Superintendent of Highways, recommend its adoption and offer the following Resolution:

RESOLVED, that the statements under Article 6 of the Highway Law which designates work to be done with County Road Fund monies be, and hereby are, approved by the County Legislature of the County of Herkimer for the following six projects involved in the Capital Construction Program, to be funded as listed:

project no.	road/location	type of project	estimated contracted cost
325	Travis Road, CR 160 Town of Stark NYS Rte. 80 to Bush Road	3.6 miles road reconstruction	\$1,600,000.00
326	Travis Road, CR 160 Town of Stark Bush Road to NYS Rte. 168	1.6 miles road rehabilitation	\$ 200,000.00
327	Murphy Road, CR 55 Town of Manheim	2.06 miles road rehabilitation	\$ 225,000.00

	Bronner Rd. to NYS Rte. 167		
328	Hogsback Road, CR 183 Town of Warren NYS Rte. 167 to Little Lakes Rd.	2.62 miles road rehabilitation	\$ 270,000.00
329	Chyle Rd., CRs 71/138 Town of Warren/Stark Little Lakes Rd. to Herkimer/Otsego County Line to NYS Rte. 80	2.23 miles road rehabilitation	\$ 250,000.00
330	Pine Grove Road, CR 106 Town of Herkimer Burt Rd. to Shells Bush Rd.	1.13 miles road rehabilitation	\$ 300,000.00
331	Lighthall Rd., CR 206 Towns of Stark and Danube NYS Rte. 168 to Herkimer/ Mongtomery County Line	2.70 miles road rehabilitation	\$ 270,000.00

Funding source for these projects will be CHIPS.

And, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer and Herkimer County Superintendent of Highways.

Dated: February 16, 2011.

DENNIS KORCE  
VINCENT J. BONO  
PATRICK E. RUSSELL  
BRUCE WEAKLEY  
JEFFREY M. STONE  
BERNARD PEPLINSKI, SR.  
**Committee on Highways**

On motion of Mr. Smith, seconded by Mrs. Maneen and Mr. Shaw, Report and Resolution No. 312 of the Committee on Human Resources and the Committee on Ways and Means approving staffing change in Public Health Nursing Service was handed up; discussion was held; voted on and adopted by roll call vote:

For: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley.(17)

Against: None. Absent: None.

No. 312

**REPORT AND RESOLUTION OF THE COMMITTEES ON HUMAN RESOURCES  
AND WAYS AND MEANS FOR STAFFING CHANGE IN PUBLIC HEALTH NURSING  
SERVICE**

WHEREAS, by Resolution No. 40 adopted February 15, 2012, this Legislature authorized a temporary position of part-time Senior Clerk be established in the Public Health Nursing Service to assist in training for billing for the Flu Shot Immunization Program, with said position to continue through December 31, 2012; and

WHEREAS, by letter dated December 6, 2012, Christina Cain, Acting Public Health Director, has requested said position be extended for the year 2013; and

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

RESOLVED, that the temporary position of part-time Senior Clerk established pursuant to Resolution No. dated February 15, 2012 be and hereby is extended for the period from January 1, 2013 through December 31, 2013 under the same terms and conditions; and, be it further

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

Dated: December 19, 2012.

RAYMOND SMITH  
FREDERICK J. SHAW, JR.  
JEAN E. MANEEN  
LEONARD R. HENDRIX  
PATRICK E. RUSSELL  
PETER F. MANNO  
**Committee on Human Resources**

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Smith, seconded by Mr. Shaw, Report and Resolution No. 313 of the Committee on Human Resources and the Committee on Ways and Means authorizing contract extension with At Home Care Partners for provision of professional services was handed up, discussion was held; was voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

No. 313

**REPORT AND RESOLUTION OF THE COMMITTEES ON HUMAN RESOURCES AND WAYS AND MEANS AUTHORIZING EXTENSION OF CONTRACT WITH AT HOME CARE PARTNERS, INC. FOR THE PROVISION OF PROFESSIONAL SERVICES**

WHEREAS, Resolution No. 86 adopted on March 16, 2011 authorized the sale of Herkimer County's operating Certificate of a Certified Home Health Agency (CHHA) and Long Term Care (LTC) program to At Home Care, Inc. of the Bassett Healthcare Network; and

WHEREAS, Resolution No. 140 adopted on May 18, 2011 authorized an agreement with At Home Care Partners, Inc. for the provision of services for patients of the Herkimer County Certified Home Health Agency and Long Term Care program during the transition period prior to the aforesaid sale, with said agreement to continue until December 31, 2012; and

WHEREAS, by letter dated December 10, 2012, Christina Cain, Acting Director of Public Health, has requested an extension of the agreement with At Home Care Partners, Inc. to provide services, under the same terms and conditions as outlined in Resolution No. 140 dated May 18, 2011, to patients of the Herkimer County Long Term Care program for one month to end on January 31, 2013; now, therefore, be it

RESOLVED that the Chairman of the Legislature is authorized to enter into an extension of the agreement with At Home Care Partners, Inc., a licensed home care services agency, to provide services to patients of Herkimer County Public Health Nursing Service under the Long Term Care program, under the same terms and conditions as outlined in Resolution No. 140 dated May 18, 2011; and, be it further

RESOLVED, that said extension shall be from January 1, 2013 through January 31, 2013 and shall 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 Public Health, and At Home Care Partners, Inc.

Dated: December 19, 2012

RAYMOND SMITH  
FREDERICK J. SHAW  
JEAN E. MANEEN  
LEONARD HENDRIX  
PATRICK E. RUSSELL  
PETER F. MANNO  
**Committee on Human Resources**

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI, SR.  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Ackerman, seconded by Mr. Johnson and Mr. Peplinski, Report and Resolution No. 314 of the Committee on County Planning and Development in connection with Herkimer County Industrial Development Agency Proposed project was handed up; discussion was held, was voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

No. 314

**REPORT AND RESOLUTION OF THE COMMITTEE ON COUNTY PLANNING AND DEVELOPMENT IN CONNECTION WITH HERKIMER COUNTY INDUSTRIAL DEVELOPMENT AGENCY PROPOSED PROJECT**

WHEREAS, the Herkimer County Industrial Development Agency has advised that it has received a request from TRB Associates, LLC. to provide financial assistance in the form a straight lease arrangement in connection with the renovation, expansion and/or equipping of its commercial facility located at 555 East Main Street. Little Falls, County of Herkimer, New York, and that a public hearing was held on November 19, 2012 in connection with the project; and

WHEREAS, by letter dated November 21, 2012, from Mark D. Feane, Executive Director of the Herkimer County Industrial Development Agency, this Legislature is advised of a request for authorization for the Chairman of the Legislature to confirm the findings of the IDA in connection with the proposed project; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to confirm the findings of the Herkimer County Industrial Development Agency in connection with the proposed TRB Associates, LLC. (Shoppers Square Redevelopment) proposed project as follows:

- (i) The predominant purpose of the project is to continue to make available goods or services which would not be, but for the project, reasonably accessible to the residents of the municipality where the project is located.
- (ii) The project will preserve permanent, private sector jobs in the State.

- (iii) That the project was strongly endorsed at the public hearing held within the municipality.

And, be it further

RESOLVED, that a certified copy of this Resolution be forwarded to the Executive Director of the Herkimer County Industrial Development Agency.

Dated: , 2012.

BERNARD PEPLINSKI, SR.  
RAYMOND SMITH  
PATRICK E. RUSSELL  
FREDERICK J. SHAW, JR.  
KURT J. ACKERMAN  
RAYMOND JOHNSON  
**Committee on County Planning  
and Development**

On motion of Mr. Russell, seconded by Mr. Peplinski and Mr. Ackerman, Report and Resolution No. 315 of the Committee on Ways and Means making appropriation of funds from Fund Balance was handed up; discussion was held; was voted on and adopted by roll call vote:

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

Against: Hartman (1).

Absent: None.

No. 315

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS  
MAKING APPROPRIATION OF FUNDS FROM FUND BALANCE**

WHEREAS, by letter dated December 6, 2012, the Herkimer County Budget Officer has advised this Legislature that there are sufficient funds in Account A909, General Fund Balance, in order to properly credit expenses for the 2012 operating budget due to increases in expenses; now, therefore, be it

RESOLVED, that the Herkimer County Treasurer is hereby authorized and empowered to transfer the said sums to the said accounts as listed:

\$85,000      From: A909 General Fund Balance  
                  To:    A3150.10000-001 Jail, Salaries

\$200,000	From: A909 General Fund Balance To: A3170.44000 Correctional Inst., Cont. Serv.
\$25,000	From: A909 General Fund Balance To: A1930.46000 Judgment and Claims, Misc. Exp.
\$52,100	From: A909 General Fund Balance To: A1450A.44000 BOE Admin., Cont. Serv.
\$12,700	From: A909 General Fund Balance To: A1450A.10100 BOE Admin., Temp. Employees
\$3,100	From: A909 General Fund Balance To: A1450A.83000 BOE Admin., Soc. Sec.

; and, be it further

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

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

Mr. Hartman asked for a point of order that he misunderstood what was being voted on. Chairman Bono advised that the vote could not be changed.

On motion of Mr. Hendrix, seconded by Mr. Ackerman, Report and Resolution No. 316 of the Committee on Ways and Means making appropriation of funds from Contingency was handed up; voted on and adopted by roll call vote:

For: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley.(17)

Against: None.

Absent: None.

No. 316

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS  
MAKING APPROPRIATION OF FUNDS FROM CONTINGENCY**



WHEREAS, by letter dated December 6, 2012, the Herkimer County Budget Officer has advised this Legislature that there are sufficient funds in Account A1990.46000, Contingency Fund – Miscellaneous Expense, to allow for appropriations to properly credit expenses and make purchases in the 2012 operating budget; now, therefore, be it

RESOLVED, that the Herkimer County Treasurer is hereby authorized and empowered to transfer the said sums to the said accounts:

\$58,500	From: A1990.46000 Contingent Acct., Misc. Exp. To: A3110.23000 Sheriff, Motor Vehicles
\$15,000	From: A1990.46000 Contingent Acct., Misc. Exp. To: A3110.10000-001 Sheriff, Salaries
\$26,000	From: A1990.46000 Contingent Acct. Misc. Exp. To: A8730.44000 Soil & Water, Contracted Svcs.

and, be it further

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

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Hyde, seconded by Mr. Ackerman, Report and Resolution No. 317 of the Committee on Ways and Means authorizing insurance coverages was handed up; was voted on and adopted by voicel vote:

For: Ayes (17).

Against: None.

Absent: None.

No. 317

#### **REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS AUTHORIZING INSURANCE COVERAGES**

WHEREAS, this Legislature is informed by communication from Bernard E. Decker, Budget Officer and Purchasing Agent, dated December 14, 2012 of a request that certain policies for insurance coverages be approved for the year beginning December 9, 2012 through December 9, 2013, 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, 2012, are authorized by this Legislature as follows:

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

<u>COVERAGE</u>	<u>PREMIUM</u>
Property	\$36,756.50
Inland Marine	18,218.20
Auto	74,404.00
General Liability	78,827.10
Law Enforcement Liability	35,680.70
Boiler & Machinery	7,639.50
Public Officials Liability	19,890.20
Excess Liability	34,420.10
OCP	275.00
General Liability – Health Care	1,036.83
Healthcare Professional Liability – occurrence	10,123.27
Healthcare Professional Liability – Claims	8,934.50
Fire Inspection Fee	167.35
Motor Vehicle Fee	<u>1,440.00</u>
<b>Total -</b>	<b>\$327,813.25</b>

And, be it further

RESOLVED, that additional policies of insurance, beginning December 9, 2012 are authorized by this Legislature with brokers as listed below as follows:

**Mang Insurance Agency**  
**56 North Main Street**  
**Gloversville, NY 12078**

<u>COVERAGE</u>	<u>PREMIUM</u>
Excess Employers Liability	\$ 7,552.00

**SEFCU Insurance**  
**7 Airport Park Blvd.**  
**Latham, NY 12110**

<u>COVERAGE</u>	<u>PREMIUM</u>
-----------------	----------------

Crime Insurance

\$ 4,899.00

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, SEFCU Insurance and the New York Municipal Insurance Reciprocal, c/o Mang Insurance Agency.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Russell, seconded by Mr. Korce and Mr. Hyde, Report and Resolution No. 318 of the committee on Ways and Means relevying unpaid school, village and city taxes was handed up; discussion was held; was voted on and adopted by roll call vote:

For: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley.(17)

Against: None. Absent: None.

**No. 318**

### **REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS RELEVYING UNPAID SCHOOL, VILLAGE AND CITY TAXES**

Your Committee on Finance, to which was referred the report of the Herkimer County Treasurer dated November 29, 2012 showing the amounts of taxes paid to the County Treasurer and the amount to be relevied as listed, namely \$5,097,162.05 of unpaid school taxes and \$1,574,337.99 of unpaid city and village taxes, respectfully reports that we have examined said report and recommend as follows:

RESOLVED, that the amounts of unpaid school taxes in the sum of \$5,097,162.05 with the addition of 7% and the amounts of unpaid city and village taxes in the sum of \$1,574,377.99 with the addition of 7% be relevied upon and collected from the lands of the several towns and the City of Little Falls as herewith listed, upon which the same were originally imposed.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Russell, seconded by Mr. Smith and Mr. Hyde, Report and Resolution No. 319 of the Committee on Ways and Means adopting Forms and Footings was handed up; voted on and adopted by roll call vote:

For: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley.(17)

Against: None. Absent: None.

No. 319

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS  
ADOPTING FORMS AND FOOTINGS**

Your Committee on Ways and Means, to which was referred the communication dated December 19, 2012 from the Director of Real Property Tax Services, submitting tabulation of real property tax assessments taken from the 2012 assessment roll, does respectfully report that we have examined said communication, inquired into the subject matter thereof, recommend that the sums as shown by the footings contained in the several tax rolls be used as a basis for taxation, and therefore offer the following Resolution:

RESOLVED, that the tables of figures, as reported to your Committee on Finance, be used as a basis for taxation in the City of Little Falls and the several towns of the County of Herkimer for the year 20132 and that levy be made from the Committee on Finance for the several districts.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Russell, seconded by Mr. Peplinski, Report and Resolution No. 320 of the Committee on Ways and Means levying Consolidated Health Taxes was handed up; voted on and adopted by roll call vote:

For: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (17).

Against: None. Absent: None.

No. 320

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS  
LEVYING CONSOLIDATED HEALTH TAXES**

WHEREAS, by communication dated December 5, 2012 from the Director of Real Property Tax Services, your Committee on Ways and Means has been advised by the Supervisor of the Town of Frankfort of the need to raise the sum of Ten Thousand Dollars for the Consolidated Health District of the Town of Frankfort for the year 2013; and

WHEREAS, by said communication your Committee has been advised by the Supervisor of the Town of Winfield of the need to raise the sum of Eight Hundred Dollars for the Consolidated Health District of the Town of Winfield for the year 2013; and

WHEREAS, by said communication your Committee has been further advised by the Supervisor of the Town of German Flatts of the need to raise the sum of Two Thousand Dollars for the Consolidated Health District of the Town of German Flatts for the year 2013; now, therefore, be it

RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the taxable property situated in the following named towns in the amounts indicated below:

Town of Frankfort	\$10,000.00
Town of Winfield	\$ 800.00
Town of German Flatts	\$ 2,000.00

and, be it further

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized, empowered and directed to pay said consolidated health taxes, when paid to the County Treasurer, to the president of the health district of said towns; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Director of Real Property Tax Services, and Towns of Frankfort, German Flatts and Winfield.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Russell and Mr. Weakley, Report and Resolution No. 321 of the Committee on Ways and Means adopting 2013 Equalization Table was handed up; voted on and adopted by roll call vote:

For: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (17).

Against: None.      Absent: None.

No. 321

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS  
ADOPTING 2013 EQUALIZATION TABLE**

Your Committee on Ways and Means of the County Legislature of the County of Herkimer, pursuant to Section 804 of the Real Property Tax Law, submits the following ratio of assessed valuation to full valuation, as determined by the Legislature of Herkimer County on real property of the several tax districts of said County liable to the general levy of the tax shown by the tabulated statement herewith; that the tax rate on the County Budget as established is \$5.398626 per \$1,000.00 full value.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Russell, seconded by Mr. Smith, Report and Resolution No. 322 of the Committee on Ways and Means Levying Taxes for the year 2013 was handed up; voted on and adopted by roll call vote:

For: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (17).

Against: None. Absent: None.

**No. 322**

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS  
LEVYING TAXES FOR THE YEAR 2013**

WHEREAS, this County Legislature, by resolution duly adopted on December 19, 2012, has adopted the Budget for the fiscal year 2013, and by Resolution this date has made appropriations for the conduct of county government for the fiscal year 2013; now, therefore, be it

RESOLVED, that to meet the amount of said appropriations this County Legislature hereby levies taxes pursuant to the provisions of Section 360 of the County Law and Section 900 of the Real Property Tax Law upon the taxable property in the County of Herkimer upon the valuation as equalized by it heretofore in the sum set forth in the chart hereto attached.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Russell, seconded by Mr. Weakley, Report and Resolution No. 323 of the Committee on Ways and Means levying taxes and assessments required for the purposes of annual budgets of the towns of the County of Herkimer was handed up; voted on and adopted by roll call vote:

For: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (17).

Against: None. Absent: None.

**No. 323**

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS  
LEVYING TAXES AND ASSESSMENTS REQUIRED FOR THE PURPOSES OF  
ANNUAL BUDGETS OF THE TOWNS OF THE COUNTY OF HERKIMER**

WHEREAS, there have been presented to this Legislature duly verified copies of the Annual Budgets of the several towns in the County of Herkimer for the fiscal year beginning January 1, 2013; now, therefore, be it

RESOLVED, that there shall be, and hereby is, assessed and levied upon, and there shall be collected from the taxable property situate in the Towns of the County, the amounts set forth as general townwide and highway townwide purposes; and in the named towns, outside of any incorporated village, wholly or partially located therein, the amount indicated for general outside village and highway outside village, and for consolidated health purposes, all as specified in the budgets for the respective towns as shown on the tabulation attached hereto; and, be it further

RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property liable therefor with the respective light, fire/fire protection, water, refuse, sewer and health districts, in the following towns, as indicated on the attached pages, the following amounts for the purposes of such districts, as specified in the respective annual budgets and the tabulation attached hereto; and, be it further

RESOLVED, that such taxes and assessments when collected shall be paid to the supervisors of the several towns in the amounts shown by this Resolution and the tabulation attached hereto for distribution by them in the manner provided by law.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Peplinski, seconded by Mr. Johnson and Mr. Ackerman, Resolution No. 324 of the Committee on County Planning and Development making appointment to the Herkimer County Industrial Development Agency was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



**RESOLUTION OF THE COMMITTEE ON COUNTY PLANNING AND  
DEVELOPMENT MAKING APPOINTMENT TO THE HERKIMER COUNTY  
INDUSTRIAL DEVELOPMENT AGENCY**

WHEREAS, this Legislature by Resolution No. 124 of 1970 established an Industrial Development Agency for the County of Herkimer, and by Resolution No. 104 for 1982 amended said resolution to increase membership of the Herkimer County Industrial Development Agency to seven members; and

WHEREAS, it is necessary to make an appointment to fill a vacancy on said Industrial Development Agency; now, therefore, be it

RESOLVED, that this Legislature hereby appoints Dominic J. Frank, 948 Osborne Hill Road, Herkimer, New York, to the Herkimer County Industrial Development Agency, effective January 1, 2013; and, be it further

RESOLVED, that said appointee shall serve on said Agency until a successor is appointed and qualified; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Industrial Development Agency, the Secretary of State of the State of New York and Dominic J. Frank.

Dated: December 19, 2012.

BERNARD PEPLINSKI, SR.  
RAYMOND SMITH  
PATRICK E. RUSSELL  
FREDERICK J. SHAW, JR.  
KURT J. ACKERMAN  
RAYMOND JOHNSON  
**Committee on County Planning  
and Development**

On motion of Mr. Smith, seconded by Mr. Shaw, Resolution No. 325 of the Committee on Human Resources and the Committee on Ways and Means authorizing contract for professional services in connection with Medicaid reimbursement was handed up; discussion was held; was voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

No. 325

**RESOLUTION OF THE COMMITTEES ON HUMAN RESOURCES AND WAYS AND MEANS AUTHORIZING CONTRACT FOR PROFESSIONAL SERVICES IN CONNECTION WITH MEDICAID REIMBURSEMENT**

WHEREAS, the County has in the past entered into contracts with Nancy Rose Stormer, P.C. of Utica, New York, to represent the County in connection with overburden Medicaid reimbursement claims against the State of New York; and

WHEREAS, request has been made for continuation of those services by Nancy Rose Stormer, P.C. and Whiteman Osterman & Hanna, LLP; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute a Lawyers' Retainer Agreement with Nancy Rose Stormer, P.C., 1325 Belle Avenue, Utica, NY 13501 and Whiteman Osterman and Hanna, LLP, One Commerce Plaza, Albany, NY 12260, to provide professional services in connection with the possible further overburden Medicaid reimbursement through the Herkimer County Department of Social Services, for a fee of 36% of all recoveries, reimbursements, offsets or other valuable adjustments of the financial relationship between the County and New York State for overburden reimbursement, with no fee to be charged should no recoveries being made, with the terms of such 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 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, Commissioner of Social Services, Nancy Rose Stormer, P.C. and Whiteman Osterman and Hanna, LLP.

Dated: December 19, 2012.

RAYMOND SMITH  
FREDERICK J. SHAW, JR.  
JEAN E. MANEEN  
LEONARD R. HENDRIX  
PATRICK E. RUSSELL  
PETER F. MANNO  
**Committee on Human Resources**

PATRICK E. RUSSELL  
DENNIS KORCE

RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Weakley, seconded by Mr. Russell, Resolution No. 326 of the Committee on Ways and Means authorizing attendance at conferences for municipal officers and employees during the year 2013 was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

No. 326

**RESOLUTION OF THE COMMITTEE ON WAYS & MEANS AUTHORIZING ATTENDANCE AT CONFERENCES FOR MUNICIPAL OFFICERS AND EMPLOYEES DURING THE YEAR 2013**

RESOLVED, that the following county officials and employees be, and they hereby are, authorized during the year 2013 to attend the following official and unofficial conventions and conferences of municipal officers which this Legislature believes to be for the benefit of the County of Herkimer, and that while in attendance at such conventions they will be reimbursed for the expenses actually and necessarily incurred for transportation and hotel expenses and expenses pertaining to said conventions, which amounts shall be audited, allowed and paid the same as other claims against the County of Herkimer are paid.

**ADMINISTRATOR:** The Herkimer County Legislature hereby delegates the power to the Chairman of the Legislature to authorize the County Administrator to attend conventions, conferences and schools in accordance with Section 77-b of the General Municipal Law.

**AGING, OFFICE FOR - DIRECTOR:** Conferences and meetings called by the New York State Office for Aging and Point of Entry conferences and meetings. Also, the Nutrition Services Coordinator, Caseworker, Aging Services Assistant, WRAP Coordinator and Home Energy Assistance Examiners to attend all conferences and training sessions to be conducted by the New York State Office for Aging (approximately six). Nutrition Services Coordinator - meetings called by New York State Association of Nutrition and Aging Services Programs and the Aging Services Dieticians of NYS

**ATTORNEY AND ASSISTANT COUNTY ATTORNEYS:** New York State Association of Counties and New York State County Attorneys Association, Central New York Bankruptcy Bar Association Conference.

**BUDGET OFFICER AND PURCHASING AGENT:** New York State Association of Counties, Finance School, and Association of Budget Officers Meetings.

PERSONNEL OFFICER AND PERSONNEL ASSISTANT: New York State Association of Counties, New York State Association of County Personnel and Civil Services Officers, New York State Society for Human Resource Management.

CLERK AND DEPUTY CLERK OF COUNTY LEGISLATURE: New York State Association of Counties, New York State Association of Clerks of County Legislative Boards.

CORONERS: (Three coroners) NYSACCME

COUNTY CLERK AND DEPUTY COUNTY CLERK: County Clerks' Association Conference, New York State Association of Counties and County Clerks Association special meetings. RECORDS MANAGEMENT: NYALGRO Meetings

INFORMATION SERVICES: Data Processing Directors Conference

WEIGHTS AND MEASURES DIRECTOR: NYS Annual Weights and Measures Training, Weights and Measures Technical Training School and Semi-Annual NYS Central Group Conference and Training.

DISTRICT ATTORNEY AND ASSISTANT DISTRICT ATTORNEYS: New York State District Attorneys Association. Victim Services Coordinator to attend conferences and seminars called by New York State Crime Victims Board.

ELECTIONS, COMMISSIONERS OF THE BOARD OF: New York State Election Commissioners Association, New York State Association of Counties, Annual Seminar of Election Commissioners. Also, one clerk to attend the Annual Seminar on an alternating basis.

EMPLOYMENT AND TRAINING ADMINISTRATION - DIRECTOR AND STAFF: Any meetings called by the United States Department of Labor, the New York State Department of Labor, the New York State Association of E.T.A. Administrators, National Association of County Officials, New York State Association of Training and Employment Professionals, conferences State, Federal and National for the Workforce Investment Act, and NYS Association of Counties.

YOUTH BUREAU - EXECUTIVE DIRECTOR: Conferences and seminars called by the New York State Office of Children and Family Services, and Association of New York State Youth Bureaus

DIRECTOR AND DEPUTY DIRECTOR OF EMERGENCY SERVICES: NYS Fire Coordinators Conference, NYS Regional Fire Administrators Conference, NYS Disaster

Preparedness Conference, NYS Emergency Management Association Conference, NYS E911 Coordinators Conference (Director and Communications Supervisor).

HIGHWAY SUPERINTENDENT AND PRINCIPAL CIVIL ENGINEER AND/OR DEPUTY SUPERINTENDENT: New York State County Highway Superintendents Meetings and Conferences, Statewide Conference on Local Bridges

SENIOR CIVIL ENGINEER: New York State Land Surveyors Conference.

DEPUTY SUPERINTENDENT OF HIGHWAYS, HIGHWAY MAINTENANCE SUPERVISOR, SENIOR CIVIL ENGINEER: Hazardous Materials/Safety Meetings called by OSHA/Safety Officers Association.

LEGISLATORS: New York State Association of Counties, and Towns Association, MVEDD

MENTAL HEALTH - DIRECTOR OF COMMUNITY SERVICES AND/OR ONE MEMBER: New York State Association of Community Mental Health Boards Annual Meeting, New York State Conference of Mental Hygiene Directors.

PLANNING BOARD (two members): Annual Planning and Zoning Seminar.

PROBATION DIRECTOR: New York State Probation Administrators Conferences, New York State Association of Counties, New York State Division of Probation and Correctional Alternatives Conference, Training Seminars and Statewide Symposium for Probation Directors, New York Association of Pre-trial Service Agencies Conferences/Training, New York State Division of Probation and Correctional Alternatives, and/or New York State Office of Children and Family Services Conferences/Training relating to PINS Adjustment Services Program, Annual Symposium on State/Local Corrections, New York State Probation Officers Conference, American Probation & Parole Association Training Institute/Conferences, Middle Atlantic-Great Lakes Organized Crime Law Enforcement Network (MAGLOCLLEN) Annual Meeting/Conference.

PROBATION SUPERVISOR (two): New York State Division of Probation and Correctional Alternatives Conferences and Training Seminars, New York State Association of Pretrial Service Agencies Conferences and Training, New York State Division of Probation and Correctional Alternatives and/or New York State Office of Children and Family Services Conferences/Training relating to PINS Adjustment Services Program, Annual Symposium on State/Local Corrections, New York State Probation Officers Conference, American Probation & Parole Association Training Institutes/Conferences. Middle Atlantic-Great Lakes Organized Crime Law Enforcement Network (MAGLOCLLEN) Annual Meeting/Conference.

SENIOR PROBATION OFFICER (three) PROBATION OFFICERS/TRAINEES (twelve): New York State Division of Probation and Correctional Alternatives Conferences and Training Seminars, Annual Symposium on State/Local Corrections (five), New York State Probation Officers Conference (six), American Probation & Parole Association Training Seminars/Institutes, NYS Assoc. For Pretrial Service Agency Conferences/Training (five).

PUBLIC HEALTH NURSING SERVICE - DIRECTOR OF PUBLIC HEALTH OR DESIGNEE: New York State Association of Counties Meetings/Conference, Director of Public Health and Director of Patient Services to attend Conferences/Meetings called by Commissioner of Health and nine meetings per year, staff to attend NYS AIDS Task Force Annual Meeting, Annual Immunization Action Conference. Early Intervention- Annual Early Intervention Conference, St. Luke's Development Intervention Conference. Healthy Families Grant- FAW Core Training for Assessment Worker, Child Abuse & Neglect, Infant Massage, Bank Street College Infant & Toddler Seminar, Poverty Symposium, Adverse Childhood Events, Infant Mental Health, Syracuse University Infant Development Workshop, Breastfeeding/Infant Massage Refresher Class.

REAL PROPERTY TAX SERVICE AGENCY - DIRECTOR: New York State Association of Counties and Towns, State continuing education courses to fulfill annual requirements; New York State Directors Association Annual Conference/meetings; New York State Assessors Association Annual Conference; County Assessors, Real Property Tax Specialist, Real Property Tax Aide, Senior Tax Map Technician and Tax Map Technician and Data Collectors to attend meetings and work related seminars, training sessions and courses. All other departmental employees in need of attending training courses, as approved by the County Administrator. Assessor Aide to attend training session to receive certification.

SEWER DISTRICT - SECRETARY TO THE SEWER BOARD AND CHIEF SEWAGE TREATMENT PLANT OPERATOR. New York State Water Environment Association, and New York State Association of Counties. New York State Department of Environmental Conservation. District Legal Counsel to attend conferences approved by Planning and Development Committee.

SEWER BOARD CHAIRMAN: New York State Association of Counties.\*

SEWER BOARD CHAIRMAN, BOARD MEMBERS, ATTORNEY and CHIEF SEWAGE TREATMENT PLANT OPERATOR: Attendance at Sludge Treatment/Disposal Conferences when deemed beneficial to the District.

\*In the event the Secretary to the Sewer Board, Chief Sewage Treatment Plant Operator and/or Chairman of Sewer Board elect not to attend the New York State Association of Counties, the following individuals at the discretion of the Sewer Board may be designated as alternatives (not to exceed two individuals at any conference): Board Members, Attorney for Sewer District, Deputy Secretary to Board.

SHERIFF AND UNDERSHERIFF: Law Enforcement Training Directors Association of New York State, New York State Sheriffs' Association, Bureau of Municipal Police and New York

State Commission of Correction. Also, as needed, employees to attend programs sponsored by: NYS Sheriff's Association, NYS Department of Corrections, NYS County Correctional Instructors Association, NYS Police Conferences, Training or Seminars, NYS Office of Mental Health, NYS Division of Criminal Justice Services, East Coast Gang Investigators Association Conferences, National Institute of Justices, International Association of Hostage Negotiators, NYS Association of Incarcerated Education Programs, NYS Department of Environmental Conservation, NYS Office of Parks, Recreation and Historic Preservation, NYS Department of Corrections, New York State County Correctional Instructors Association, National Police Bloodhound Association, Middle Atlantic-Great Lakes Organized Crime Law Enforcement Network (MAGLOCLN) Annual Meeting/Conference, NYS Commission of Correction, NYS DARE Officers Association, NYS Welfare Fraud Investigators, NYS Office of Parks, Recreation and Historic Preservation, Federal Bureau of Investigation and National Institute of Corrections, NYS Division of Criminal Justice Services and Office of Public Safety, National Sheriffs Association, Black Creed Integrated Systems, NYS Association of Counties, Linstar, Inc., Governor's Traffic Safety Committee, Glock Professional.

**SOCIAL SERVICES - COMMISSIONER:** New York Association of Counties, New York State Office of Family Assistance, New York State Office of Children and Family Services, New York State Department of Health, New York State Department of Labor, New York Public Welfare Association, Inc. and New York State Association of Training and Employment Professionals, NYS Welfare Fraud Investigators Association

meetings. No more than eight of the following personnel are authorized to attend any one conference or workshop called by the New York State Department of Temporary and Disability Assistance, and no more than five are authorized to attend any one conference or workshop (twice during a year) called by the New York Public Welfare Association:

Director of Administrative Services, Director of Social Services, Head Social Welfare Examiner, Special Assistant to Commissioner of Social Services/Staff Developer, Employment Counselor, WMS Coordinator, Grade B Supervisor, Principal Social Welfare Examiner, Senior Caseworker, Principal Account Clerk, Account Clerk, Resource Assistant, Employment and Training Coordinator, Senior Social Welfare Examiner, Welfare

Fraud Investigator, Social Welfare Examiner, Caseworker, Senior Clerk, Attorneys, Secretary to the Commissioner of Social Services, Child Support Enforcement Coordinator, Social Services Employment Coordinator, Country Manor Superintendent, Clerk, Typist, Support Investigator, Data Entry Operator, Account Clerk Typist, Community Services Aide, Homemakers, and Caseworker Aide. CPS Caseworker, CPS Senior Caseworker, CPS Grade B Supervisor, HEAP Examiner and Social Services Investigator, Senior Microcomputer Operator, Computer Operator, Managed Care Coordinator, Photo Machine Operator, Registered Nurse.

**STOP-DWI PROGRAM COORDINATOR:** STOP-DWI Coordinators meetings, New York State Department of Motor Vehicle Conferences and up to 3 other attendees from the Law Enforcement /Probation Community, and Seminars pertaining to the STOP-DWI Program.

**TREASURER:** County Finance School, County Treasurers Association. Also, County Property Agent, and two other designated persons to attend New York State Association of Counties

Finance School, NYSAC Annual meeting, County Treasurers Association Annual Conference, County Treasurers Quarterly Meetings.

VETERANS' DIRECTOR AND SERVICE OFFICER: Conferences called by the New York State Division of Veterans Affairs and Conferences called by the County Veterans' Service Officers Association of New York State, American Legion Annual Advanced Training conducted in New York or Indianapolis, Indiana, Management Assistance Council meetings regarding the VA medical Center At Syracuse/Rome, and meetings requested by U.S. Senator Kristen Gillibrand, Congressman Richard Hanna, New York State Assemblyman Marc Butler and State Senator James Seward regarding Veterans Affairs and special events regarding veterans benefits and programs that Director is invited as guest.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI, SR.  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Russell, seconded by Mr. Smith and Mr. Shaw, Resolution No. 327 of the Committee on Ways and Means authorizing payment of dues for municipal officers and employees during the year 2013 was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

No. 327

**RESOLUTION OF THE COMMITTEE ON WAYS & MEANS AUTHORIZING PAYMENT OF DUES FOR MUNICIPAL OFFICERS AND EMPLOYEES DURING THE YEAR 2013**

RESOLVED, that dues are hereby authorized to be paid for the county officers and employees in those organizations specifically set forth below, which payments shall be audited, allowed and paid the same as other claims against the County of Herkimer are paid:

<b>COUNTY OFFICER/EMPLOYEE</b>	<b>ASSOC. /ORGANIZATION</b>	<b>AMOUNT</b>
Director, Office for Aging	NYS Assoc. of Area Agencies	\$1,300.00
	NYS Coalition for the Aging	\$125.00



Nutrition Services Coordinator	Meals on Wheels Association of America	\$175.00
County Attorney	County Attorneys' Assoc. of State of New York	\$411.00
Personnel Officer	Society for Human Resources Management	\$190.00
	NYS Assoc. County Personnel & Civil Service Officer	\$100.00
Clerk of Legislature	NYS Assoc. of Clerks of Legislative Boards	\$100.00
County Administrator	NYS Co. Administrators Assoc	\$400.00
County Clerk and Deputy County Clerk	NYS Assoc. of County Clerks	\$300.00
	NYALGRO (3 memberships @\$30)	\$90.00
	Property Records Industry Assoc.	\$55.00
	Nat'l Safety Council & Safety Council of Central & Western NY	\$295.00
<b>County Manor</b>	<b>Activities Assoc. Dist#5</b>	<b>\$20.00</b>
	<b>Mohawk Valley Activities Assoc.</b>	<b>\$10.00</b>
Dir. Of Weights & Measures	NYS Assoc. & Weights & Meas.	\$20.00
	Nat'l Bureau of Weights & Measures	\$75.00
	Conference on Weights & Measures	
	Semi-Annual NYS Central Group	
	Conference & Training	\$40.00
Election Commissioners (2)	NYS Election Commissioners Assoc. 50/ea.	\$100.00
Employment & Training Dir	NYATEP/NAPTEP/NASAC	\$3,000.00
	ESOYES	\$150.00
	Herkimer County ADC	\$100.00
Exec. Dir of Youth Bureau	NYS Association of Youth Bureaus	\$200.00
<b>Coroners</b>	<b>NYSACCME (3 @ \$110/ea.)</b>	<b>\$330.00</b>
Highway Superintendent/ Deputy Highway Supt.	NYS County Highway supt Association	\$350.00
	NYS County Hwy. Supt. Conferences	\$1,400.00

	NYS Bridge Conference	\$300.00
Senior Civil Engineer	NYS Land Surveyors Conference	\$500.00
Highway Maintenance Supervisor and/or Deputy Superintendent (2)	NYS Safety Officers Assoc.	\$75.00
<b>COUNTY OFFICER/EMPLOYEE</b>	<b>ASSOC. /ORGANIZATION</b>	<b>AMOUNT</b>
Legislators	NYS Assoc. of Counties	\$7,335.00
	Nat'l Assoc. Of Counties	\$1,426.00
	Route 20 Association	\$100.00
Director of Community Services	NYS Mental Hygiene Directors Assoc.	\$2,138.00
Director of Emergency Services	NYS Fire Coordinators' Assoc. (Director and Deputies)	\$180.00
	NYS Emergency Managers Assoc.	\$80.00
	Region III Emergency Management Assoc.	\$60.00
	NYS 911 Coordinators Assoc. (Director and Communications Supervisor)	\$80.00
Probation Director	NYS Council of Probation Administrators	\$500.00
	American Probation and Parole Assoc.	\$50.00
	NYS Assoc. for Pretrial Service Agencies	\$25.00
	NYS Probation Officers Assoc. Administrative Member	\$12.50
	Middle Atlantic-Great Lakes Organized Crime law Enforcement Network (MAGLOCLLEN)	\$400.00
Probation Supervisor (2)	NYS Probation Officers Assoc. (\$25./ea.)	\$50.00
	NYS Pretrial Services Agencies (\$25/ea.)	\$50.00
Senior Probation Officer (3)		
Probation Officers/Trainees(to 12)	NYS Probation Officers/ Assoc. (\$25 ea.)	\$375.00
Probation Officer/ Trainee (2)	NYS Assoc. for Pretrial Service Agencies (\$25/ea)	\$50.00
District Attorney	NYS District Attorneys' Assoc. (D.A. & Asst. D.A.)	\$750.00
Director of Public Health	NYS Assoc. of County Health Officials	\$1,303.00

	Infection Control Assoc	
	Assoc. of Director of Patient Services	\$25.00
	NE Regional Supervisors Assoc.	\$40.00
	Prevent Child Abuse America Aff. Fee	\$1,000.00
Dir. Of Information Services	NYS Directors of Data Processing Assoc	\$50.00
Real Property Tax Director	NYSAC- Conference Registration	\$300.00
	NYS County Directors Assoc.	\$100.00
	Northeast Regional Directors Assoc.	\$30.00
	NYS Assessors' Assoc. (3@\$85.00)	\$255.00
	NYS Assessors' Assoc. (1@115)	\$115.00
	Herkimer County Assessors' Assoc. (6 towns)	\$60.00
	Continuing Education: Assessors Training	\$700.00
	Herkimer County Assessor's Assoc.	\$15.00
Sheriff	NYS Sheriffs' Assoc.	\$270.00
	NYS Welfare Fraud Assoc	\$60.00
	LETD NYS (Law Enforcement Training Directors)	\$60.00
	NYS D.A.R.E. Officers Assoc.	\$40.00
	NYS Co. Correctional Instructors Assoc.	\$40.00
	American Jail Association	\$144.00
	NYS Association of Traffic Safety Boards	\$75.00
	Int'l Assoc. of Hostage Negotiators	\$25.00
	East Coast Gang Investigators Assoc	\$45.00
<b>COUNTY OFFICER/EMPLOYEE</b>	<b>ASSOC. /ORGANIZATION</b>	<b>AMOUNT</b>
Sheriff (continued)	NYS Assoc. of Incarcerated Education Programs, Inc.	\$25.00
	Nat'l Assoc. of Chiefs of Police	\$50.00
	American Safety and Health Institute	\$80.00
	Central NY Assoc. of Chiefs of Police	\$50.00
	NY Academy of Fire Science	\$50.00
	NYS Police Juvenile Officer Association	\$60.00
Dept. of Social Services	American Public Human Services. Assoc.	\$637.00
	NYS Public Welfare Assoc	\$3,919.00
	NY Welfare Fraud Investigators Assoc	\$25.00
Director of Administrative Services	Fiscal Administrators' Assoc of NYS Public Welfare Assoc.	\$25.00

Staff Development	NYS Staff Development Assoc	\$25.00
Supervisor-Sewer District-Plant Operator	NYS Water Environment Federation (NYS Water Environment Assoc.) total	\$360.00
STOP-DWI Coordinator	NYS STOP-DWI Coordinators' Assoc	\$900.00
	NYS Assoc. of Traffic Safety Bds.	\$75.00
	Mohawk Valley School Resource Officers Coalition	\$20.00
	NYS Statewide Accident Reconstruction Society (2 police officers)	\$150.00
County Treasurer/Deputy Treasurer	NYS County Treasurer' & Finance Officers' Assoc	\$360.00
	Treasurer's Association Dues	\$50.00
	Quarterly Treasurer Meetings	\$100.00
Veterans' Service Officer	County Veterans Service Officers Assoc of NYS, Inc	\$30.00
	American Legion	\$30.00
	Vietnam Veterans of America	\$30.00
	National County Veterans' Service Organization	\$30.00
	Marine Corps League dues	\$30.00
Planning Board Chairman and, be it further	NYS Planning Federation	\$275.00

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer and each county officer and/or department listed above.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI, SR.  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Hyde, seconded by Mr. Russell, Resolution No. 328 of the Committee on Ways and Means approving the completed tax rolls of the several towns and the City of Little Falls, directing the execution and delivery of warrants for the collection of the taxes extended therefor pursuant to Section 904 of the Real Property Tax Law was handed up; voted on and adopted by roll call vote:

For: Hartman, Rose, Schrader, Maneen, Johnson, Hendrix, Hyde, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (17).

Against: None. Absent: None.

**No. 328**

**RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS APPROVING THE COMPLETED TAX ROLLS OF THE SEVERAL TOWNS AND THE CITY OF LITTLE FALLS, DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS FOR THE COLLECTION OF THE TAXES EXTENDED THEREFOR PURSUANT TO SECTION 904 OF THE REAL PROPERTY TAX LAW**

WHEREAS, upon the tax rolls of the several towns and the City of Little Falls, several taxes have been, by the Director of Real Property Tax Services, duly extended as provided by law, and said completed tax rolls have been laid before this Legislature for its approval; now, therefore, be it

RESOLVED, that the said tax rolls be approved as so completed, and that the taxes so extended upon the tax rolls in the several amounts extended against each parcel of property upon the said rolls are hereby determined to be the taxes thereon as set forth therein; and, be it further

RESOLVED, that there be annexed to each of said rolls a warrant in the form prepared by the Director of Real Property Tax Services and the Clerk as provided in Section 904 of the Real Property Tax Law and laid before this Legislature in the respective amounts authorized to be levied upon each of said rolls; that the several warrants be signed by the Chairman and the Clerk of this Legislature, under the seal of the Legislature, and shall be delivered to the respective collectors of the several tax districts in the County of Herkimer.

Dated: December 19, 2012.

PATRICK E. RUSSELL  
DENNIS KORCE  
RAYMOND SMITH  
BRUCE WEAKLEY  
BERNARD PEPLINSKI  
KURT J. ACKERMAN  
**Committee on Ways and Means**

On motion of Mr. Korce, seconded by Mr. Hyde, Resolution No. 329 approving the minutes of the Herkimer County Legislature for 2012 was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

No. 329

RESOLVED, that the minutes as finally read by the Clerk, and each day read and accepted be, and the same hereby are, approved and that the same be signed by the Chairman and the Clerk of the Herkimer County Legislature and be declared to be a correct and full account of the Proceedings of the Herkimer County Legislature for the year 2012.

Dated: December 19, 2012.

DENNIS KORCE

On motion of Mrs. Maneen, seconded by Mr. Hyde, Resolution No. 330, the Chairman's and Clerk's Certificate for 2012 was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

No. 330

#### CHAIRMAN'S AND CLERK'S CERTIFICATE

We, Vincent J. Bono, Chairman, and Carole L. LaLonde, Clerk of the Herkimer County Legislature, do hereby certify that the foregoing Proceedings of the County Legislature, typographical errors excepted, are a true and correct transcript of the Proceedings of the Legislature of the County of Herkimer for the Special, Regular and Annual Sessions of 2012, and the same be printed in the volume by authorization of said Herkimer County Legislature.

Dated: December 19, 2012.

VINCENT J. BONO  
Chairman, Herkimer County  
Legislature

CAROLE LALONDE  
Clerk, Herkimer County  
Legislature

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

At 9:10 p.m. on motion of Mr. Manno, seconded by Mr. Shaw, the Legislature adjourned to Wednesday, January 9, 2013 at 2:00 p.m.