

**MINUTES**  
**Herkimer County Legislature**  
**First Quarter – Fourth Day**  
**Wednesday, April 25, 2018**  
**7:00 p.m.**

The Regular Session of the Herkimer County Legislature was called to order by Bernard Peplinski, Sr., Chairman of the Legislature at 7:00 p.m.

Chairman Peplinski called on Jim Lindholm, Deputy Director of the Herkimer County Highway Department, to lead the legislature in the Pledge of Allegiance.

Chairman Peplinski called for a moment of Silence in recognition of all veterans, past and present.

Roll Call: the following answering the roll.

Present: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (17).

Absent: None.

Quorum present.

Pursuant to Rule 8 of the Rules of the County Legislature, Chairman Peplinski asked if there were any objections or corrections to the minutes of April 4, 2018. With no objections, Chairman Peplinski ordered the minutes approved.

Chairman Peplinski stated that the communications received by the Legislature and the committees to which they were referred were listed on the agenda and asked if any member of the Legislature requested mention of any particular communication. Legislator Johnson asked that Communication Nos. 187 and 191 be read. Chairman Peplinski continued with the session.

No. 187 –A communication was received from the County Attorney advising of Notice of Claim. Filed.

No. 188 – A communication was received from the Commissioner of Social Services advising of name change in his Department. Filed.

No. 189 – A communication was received the Commissioners of Election advising of Poll Site Change. Filed.

No. 190 - A communication was received from Senator Seward acknowledging letter regarding Internet Sales Tax. Filed.

No. 191 – A communication was received from the County Attorney – Advising of Notice of Claim. Filed.

No. 192 - A communication was received from the NYS Office of Homes and Community Renewal advising of policy change. Filed.

No. 193 - A communication was received from the Oneida-Herkimer Solid Waste Authority – Submitting Minutes & Resolutions of December 18, 2017 Meeting. Filed.

No. 194 - A communication was received from the HC Treasurer submitting properties of unpaid taxes. Referred to the Committee on County Properties.

No. 195 - A communication was received from the Commissioner of Social Services submitting Annual Report for 2017. Referred to the Committee on County on Human Resources.

No. 196 - A communication was received from the STOP-DWI Coordinator submitting Annual Report for 2017. Referred to the Committee on Public Safety/Emergency Management.

No. 197 - A communication was received from the STOP – DWI Coordinator submitting Advisory Board Appointments and Reappointments. Referred to the Committee on Public Safety/Emergency Management.

No. 198 - A communication was received from the Budget Officer/Pur. Agent submitting transfer request for STOP-DWI. Referred to the Committee on Ways & Means.

No. 199 - A communication was received from the Budget Officer awarding bus bid for bus service to Old Forge for Youth Bureau. Referred to the Committees on County Planning & Development and Ways & Means.

No. 200 – A communication was received from Catholic Charities submitting Annual Report. Filed.

No. 201 - A communication was received from the Budget Officer/Pur. Agent submitting recommendation for Truck Bid. Referred to the Committees on County Properties and Ways & Means.

No. 202 - A communication was received from the Director of Community Services requesting Increase for Consultants. Referred to the Committees on Human Resources and Ways & Means.

No. 203 - A communication was received from the Director of Community Services requesting Insurance Reimbursement for Consultant. Referred to the Committee on Ways & Means.

No. 204 - A communication was received from Assemblyman Butler – Advising of Receipt of Resolution Regarding Municipal Cooperative Health Benefit Plan. Filed.

No. 205 - A communication was received from the Oneida-Herkimer Solid Waste Authority – Submitting 2017 Annual Report. Filed.

No. 206 - A communication was received from the Personnel Officer requesting Title Pay Increases. Referred to the Committee on Ways & Means.

No. 207 - A communication was received from the Director of Public Health requesting to amend grant for additional funds. Referred to the Committee on Human Resources and Ways & Means.

No. 208 - A communication was received from the Budget Officer/Pur. Agent submitting budget amendment for Pub. Health. Referred to the Committee on Ways & Means.

No. 209 - A communication was received from the Dir. Of Public Health requesting an amendment to a Contract for Receipt of Additional Funding for Healthy Families Program. Referred to the Committees on Human Resources and Ways & Means.

No. 210 - A communication was received from the Highway Superintendent advising of bid result for Vehicle. Referred to the Committees on Highways and Ways & Means.

No. 211 – A communication was received from the Budget Officer Recommending bid award in Highway Department Funding. Referred to the Committee on Ways & Means.

No. 212 - A communication was received from the Highway Superintendent requesting extension of Snow and Ice Agreement. Referred to the Committee on Ways & Means.

No. 213 - A communication was received from the Highway Superintendent requesting increase in project amount; Higby. Referred to the Committees on Highways and Ways & Means.

No. 214 - A communication was received from the Highway Superintendent requesting increase in project amount; Ring Rd. Referred to the Committees on Highway and Ways & Means.

No. 215 - A communication was received from the Budget Officer requesting approp. in Highway Department for Project Funding. Referred to the Committees on Highways & Ways & Means.

No. 216 - A communication was received from the Highway Superintendent requesting acceptance of reimbursement funding from Finger Lakes-Lake Ontario Watershed Protection Alliance. Referred to the Committee on Highways.

No. 217 - A communication was received from the District Attorney requesting change in Salary for P/T position. Referred to the Committees on Public Safety/Emergency Management and Ways & Means.

No. 218 - A communication was received from the Budget Officer requesting change order for McCauley Mtn. project. Referred to the Committees on Public Safety/Emergency Management and Ways & Means.

No. 219 - A communication was received from the Personnel Officer advising of Salary Adjustment in District Attorney's Office. Referred to the Committee on Ways & Means.

No. 220 - A communication was received from Gilroy, Kernan & Gilroy: Submitting copy of Disclosure Statement. Filed.

No. 221 - A communication was received from the County Attorney advising of Summons & Complaint. Filed.

No. 222 - A communication was received from the Assemblyman Butler acknowledging receipt of Resolution on PILOT. Filed.

Pursuant to Rule 6, Chairman Peplinski then proceeded with Reports of Standing Committees. Legislator Stephens, Chairman of the Committee on Administration/Veterans' Affairs stated the Board of Elections has made the change to the polling place in Herkimer that the Legislators were advised of. Legislator Bono, Chairman of the Committee on County Planning & Development asked that John Piseck be allowed to explain some news from the Herkimer County IDA. Chairman Peplinski allowed the statement. Mr. Piseck explained the IDA has received a grant for brownfield clean up and thanked former Director Steve Smith and Legislator Schrader for their help.

The Chairman continued with Reports and Resolutions beginning with the Consent Agenda.

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

For: Ayes (17).

Against: None.

Absent: None.

**Consent Agenda:**

125	HUM. RES.: Adopting Annual Report of Social Services Department	VOICE
126	PUB. SAF./EM. MANG.: Adopting Annual Report of STOP-DWI	VOICE
127	PUB. SAF./EM. MANG.: Appointing members to STOP-DWI Board	VOICE
128	WAYS & MEANS: Auth. Transfer of funds in STOP-DWI	VOICE

Chairman Peplinski continued with the Regular Agenda.

On motion of Mr. Russell, seconded by Mr. Bono, Report and Resolution No. 129 sponsored by the Committee on County Planning & Development and the Committee on Ways & Means

awarding bid for Bus Services for the Old Forge Area Transportation Program for the 2018 Summer Youth Employment Program was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Stephens, seconded by Mr. Campione, Report and Resolution No. 130 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways & Means regarding a New York State Office of Homeland Security and Emergency Services 2017 Statewide Interoperable Communication Grant to amend the budget was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Johnson, seconded by Mr. Schrader, Report and Resolution No. 131 sponsored by the Committee on County Properties and the Committee on Ways & Means awarding bid for Vehicle in Maintenance Department and Appropriating Funds was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Smith, seconded by Mr. Shaw, Report and Resolution No. 132 sponsored by the Committee on Human Resources and the Committee on Ways & Means approving increase of payment to Contractors of Mental Health Services was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Smith, seconded by Mr. Shaw, Report and Resolution No.133 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing reimbursement for Professional Liability Insurance to Mental Health Consultant was handed up, voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Gaworecki, seconded by Mr. Hollum, Report and Resolution No. 134 sponsored by the Committee on Ways & Means amending Salary Schedule III and Part Time Salary Schedules was handed up; voted on and adopted by the following roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (17).

Against: None.

Absent: None.

On motion of Mr. Bono, seconded by Mr. Campione, Report and Resolution No. 135 sponsored by the Committee on Human Resources and the Committee on Ways & Means amending Resolution No. 189 of 2017 and amending budget was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Shaw, seconded by Mr. Smith, Report and Resolution No. 136 sponsored by the Committee on Human Resources and Committee on Ways & Means approving contract with Kids Oneida, Inc. for Healthy Families Program was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Campione, seconded by Mr. Stephens, Report and Resolution No. 137 sponsored by the Committee on Highways and the Committee on Ways & Means awarding bid for Vehicle in Highway Department was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Shaw, seconded by Mr. Schrader, Report and Resolution No. 138 sponsored by the Committee on Highways and Committee on Ways & Means extending Agreements for Snow and Ice Control with the State of New York was handed up; voted on and adopted by voice vote:

Ayes: (16).

Against: None.

Abstain: Gaworecki (1).

Absent: None.

On motion of Mr. Bono, seconded by Mr. Smith, Report and Resolution No. 139 sponsored by the Committee on Highways amending Resolution No. 123 of 2017 and Resolution No. 171 of 2017 Approving Projects Under Article 6, Section 116 of the Highway Law was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Campione, seconded by Mr. Smith, Report and Resolution No. 140 sponsored by the Committee on Highways and the Committee on Ways & Means amending Resolution No. 192 of 2017 increasing the Appropriated Amount for Design Services in connection with the Tractor Supply Store Distribution Center was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (17).

Against: None.

Absent: None.

On motion of Mr. Stephens, seconded by Mr. Smith, Report and Resolution No. 141 sponsored by the Committee on Highways accepting funding through Finger Lakes-Lake Ontario Watershed Protection Alliance was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Bono, seconded by Mr. Keeler, Report and Resolution No. 142 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways & Means amending Salary Schedule II to adjust Salary of Part Time District Attorney Position in Herkimer County District Attorney's Office was handed up; discussion was held; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Shaw, Weakley (17).

Against: None.

Absent: None.

On motion of Mr. Bono, seconded by Mr. Stephens, Report and Resolution No. 143 Approving Change Order on contract for Professional Services in connection with McCauley Mountain Communications Tower was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Ackerman, seconded by Mr. Johnson, Resolution No. 144 sponsored by the Committee on County Properties authorizing Sale of Property acquired by In Rem Procedures was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Johnson, seconded by Mr. Russell, Resolution No. 145 sponsored by the Committee on County Properties authorizing Redemption of Parcels taken under In Rem Tax Foreclosure was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Weakley, seconded by Mr. Keeler, Resolution No. 146 sponsored by the Committee on County Properties concerning premises in the Village of Newport was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Shaw, seconded by Mr. Weakley, Resolution No. 147 sponsored by the Committee on Ways & Means approving Standard Workday was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

Pursuant to Rule 6, Chairman Peplinski asked if any members of the Legislature wished to comment.

Legislator Campione announced that the Annual Dairy Princess Dinner will be held on Saturday, April 28, 2018 Parade would be held on Friday, March 15, 2018 in Old Forge.

At 7:19 p.m., on motion of Mr. Manno, seconded by Mr. Schrader, this Session of the Herkimer County Legislature was adjourned to Wednesday, May 16, 2018 at 7:00 p.m.

Sally I. Deming, Clerk





## HERKIMER COUNTY LEGISLATURE

No. 125

### **REPORT AND RESOLUTION APPROVING ANNUAL REPORT OF SOCIAL SERVICES DEPARTMENT**

**Sponsored by: Committee on Human Resources**

Your Committee on Human Resources, to which was referred the Annual Report for 2017 of the Department of Social Services, respectfully reports that we have examined the same, recommend the adoption of said report, and offer the following Resolution:

RESOLVED, that the 2017 Annual Report of the Department of Social Services be adopted and placed on file with the Herkimer County Legislature for the year 2017.

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 126

### REPORT AND RESOLUTION ADOPTING ANNUAL REPORT OF HERKIMER COUNTY STOP-DWI PROGRAM

**Sponsored By: Committee on Public Safety/Emergency Management**

Your Committee on Public Safety and Emergency Management, to which was referred the Annual Report of the Herkimer County STOP-DWI Program for the year 2017 respectfully reports that we have examined said report and recommend that it be approved, and offer the following Resolution:

RESOLVED, that the Annual Report of the Herkimer County STOP-DWI Program for the year 2017 be approved and placed on file in the Office of the Herkimer County Legislature.

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 127

### REPORT AND RESOLUTION AS REGARDS MEMBERSHIP ON THE STOP-DWI ADVISORY BOARD

**Sponsored by: Committee on Public Safety/Emergency Management**

WHEREAS, a communication from Michael J. Edwards, STOP-DWI Coordinator, dated April 1, 2018 advises this Legislature that the STOP-DWI Advisory Board recommends the appointment/reappointment of certain members to the STOP-DWI Advisory Board; now, therefore, be it

RESOLVED, that the individuals serving in the following titles and individuals listed are hereby appointed/ reappointed to the STOP-DWI Advisory Board to serve a term of three years commencing July 1, 2018 and ending June 30, 2021; except as indicated

**Reappointments**

Herkimer County District Attorney

Herkimer County Director of Probation

Mr. William Penree, Community Member

Dale Miller, Herkimer –Oneida Counties Comprehensive Planning Program

**Appointment**

Reverend Victor McKusick to fill a vacancy on the board for a term of 7/1/17-6/30/21

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Coordinator of the STOP-DWI Program and the appointees.

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 128

### REPORT AND RESOLUTION AUTHORIZING TRANSFERS OF FUNDS

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

WHEREAS, your Committee on Ways and Means, to which was referred a communication from Michael Edwards, STOP-DWI Coordinator dated April 25, 2018, submitting a request for transfer of funds, reports that we have examined said communication, inquired into the subject matter thereof, and recommend that said transfers be made and offer the following Resolution:

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed to transfer the following sum from and to the following accounts in the 2018 Budget:

**Transfer:**

\$1,150.00      From: A3315.25000 Special Traffic, Other Equipment  
                    To:     A3315.22000 Special Traffic, Computer Equipment

and, be it further

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

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 129

### REPORT AND RESOLUTION AWARDING BID FOR BUS SERVICE FOR THE OLD FORGE AREA TRANSPORTATION PROGRAM FOR THE 2018 SUMMER YOUTH EMPLOYMENT PROGRAM

**Sponsored by: Committee on County Planning and Development  
Committee on Ways and Means**

WHEREAS, pursuant to Resolution No. 114 for the year 1993, the Herkimer County Budget Officer and Purchasing Agent is authorized to advertise for bids, on an annual basis, for the Old Forge Area Transportation Program in relation to the Summer Youth Employment Program; and

WHEREAS, by communication dated March 16, 2018, the Budget Officer has advised this Legislature that bids were received, opened and read in accordance with law for bus services in connection with the 2018 Summer Youth Employment Program to provide transportation to the Old Forge Area; and

WHEREAS, the Budget Officer has advised that it is the recommendation of your Committees and the Youth Bureau that a contract be awarded to the lowest bidder, Birnie Bus Service, in the sum of \$555.00 per bus, per day, up to a maximum of 132 trips, plus orientation; now, therefore, be it

RESOLVED, that the Herkimer County Legislature awards a contract to Birnie Bus Service, 248 Otis Street, Rome, Clinton, New York 13441, for bus service for the Old Forge Area Transportation Program for the 2018 Summer Youth Employment Program, in the sum of \$555.00 per bus, per day, up to a maximum of 132 trips, plus orientation; and, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature is hereby authorized to execute said contract on behalf of the County of Herkimer, 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, Executive Director of the Youth Bureau and Birnie Bus Service.

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 130

### **REPORT AND RESOLUTION AMENDING RESOLUTION NO. 114 OF 2018 REGARDING A NEW YORK STATE OFFICE OF HOMELAND SECURITY AND EMERGENCY SERVICES 2017 STATEWIDE INTEROPERABLE COMMUNICATION GRANT TO AMEND THE BUDGET**

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

WHEREAS, by Resolution No. 114 of 2018, this Legislature accepted receipt of a 2017 New York State Interoperable Communications Grant in the amount of \$636,876.00; and

WHEREAS, by letter dated April 6, 2018, from Sheri A. Ferdula, Budget Officer/Purchasing Agent, your committee has been advised the amount of said grant is \$3,000 more than initially reported and recommends a budget amendment; now, therefore, be it

RESOLVED, that the 2018 Herkimer County Budget be amended and as follows:

Revenue Account:

H3097, General Gov't Capital Projects, Project 19-3	From:	\$636,876
	To:	\$639,876

Expense Account:

H3021.25000, Public Safety, Other Equipment, Project 19-3	From:	\$636,876
	To:	\$639,876

and, be it further

RESOLVED, that in all other respects, Resolution No. 114 of 2018 shall remain in full force and effect; and, be it further

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

Dated: April 25, 2018.



# HERKIMER COUNTY LEGISLATURE

No. 131

## REPORT AND RESOLUTION AWARDBID FOR VEHICLE IN MAINTENANCE DEPARTMENT AND APPROPRIATING FUNDS

Sponsored by: **Committee on County Properties**  
**Committee on Ways and Means**

WHEREAS, by letter dated April 5, 2018, Sheri Ferdula, Budget Officer has advised that a Mini – bid was conducted on the State Vehicle Marketplace for a new truck in the maintenance department; and

WHEREAS, it is the recommendation of the Budget Officer and your committees that a contract be awarded to the below listed low bidder meeting the F150 category for the vehicle; registrations will be done free of charge at the Herkimer DMV; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby awards a bid for the purchase of the below listed vehicle for the Herkimer County Maintenance Department:

**2018 Ford F150** **\$23,896.39**

*Carmody Ford*  
1111 NY 29  
Greenwich, NY 12834

and, be it further

RESOLVED, additional funds will be necessary and have been verified for the following appropriation:

\$23,896.39 From: A889N, Reserve, Co. Building Improvements  
To: A1620.23000, Buildings, Motor Vehicles.

And, be it further,

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

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 132

### REPORT AND RESOLUTION INCREASING PAYMENT TO CONTRACTORS OF MENTAL HEALTH SERVICES

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

WHEREAS, by letter dated March 27, 2018, Kristen Snyder-Branner, Director of Community Services, has requested approval for increases in the hourly rates paid to consulting psychiatrists and other consulting counselors, 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 be increased 1.5% from \$134.64 to \$ 136.66, Social Worker/Nurse increased 1.5% from \$34.47 to \$34.99 effective January 1, 2018, and the contracts of each of said contractors be revised to reflect such increase effective January 1, 2018; and, be it further

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

Dated: April 25, 2018.





## HERKIMER COUNTY LEGISLATURE

No. 133

### REPORT AND RESOLUTION AUTHORIZING REIMBURSEMENT FOR PROFESSIONAL LIABILITY INSURANCE TO MENTAL HEALTH CONSULTANT

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

WHEREAS, Dr. Vinay Patil is a psychiatrist under contract to provide services to Herkimer County Mental Health Services; and

WHEREAS, by letter dated March 27, 2018, Kristen Snyder-Branner, Director of Community Services, has requested that Dr. Patil be reimbursed for a sum not to exceed \$1,500 annually for professional liability insurance in connection with special psychiatric services provided to inmates at the Herkimer County Correctional Facility; and

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

RESOLVED, that Dr. Vinay Patil, be and he hereby is, authorized to receive reimbursement, upon receipt of proper documentation for a sum not to exceed \$1,500 annually for professional liability insurance associated with special psychiatric services provided to inmates at the Herkimer County Correctional Facility; 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: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 134

### REPORT AND RESOLUTION AMENDING SALARY SCHEDULE III AND PART TIME SALARY SCHEDULES

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

WHEREAS, by letter dated April 3, 2018 from Steven Billings, Personnel Officer, this Legislature is advised that request is being made to adjust salaries for the year 2018 for certain employees of the County in various departments who are paid on an hourly basis; now, therefore, be it

RESOLVED, that the wages of all employees of the County of Herkimer paid pursuant to the hourly scale for Salary Schedule III and the part-time salary schedule be and hereby are, increased by 2% for the year 2018, effective April 25, 2018, as follows:

The following titles will be increased by 2.0% effective April 25, 2018:

Part-time Salary Schedule Title	New rate of pay	
P/T Motor Vehicle License Clerk	\$13.91	
P/T Account Clerk (A4010)	\$13.89	
P/T Recording Clerk	\$14.50	
P/T Clerk (A3110)	\$14.29	
P/T Registered Professional Nurse	\$21.58	

  

Salary Schedule III	New hire rate of pay	New base rate of pay
Clerk (A1165)	\$14,618	\$15,060
Account Clerk (A1320)	\$15,324	\$15,786
Clerk (A6010)	\$14,618	\$15,060
Community Services Aide (A6010)	\$12,343	\$12,716

and, be it further

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

Dated: April 25, 2018



# HERKIMER COUNTY LEGISLATURE

No. 135

## REPORT AND RESOLUTION AMENDING RESOLUTION NO. 189 OF 2017 AND AMENDING BUDGET

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

WHEREAS, by Resolution No. 189 of 2017, this Legislature authorized a renewal of a grant in the amount of \$284,434.00 for the Healthy Families New York Home Visiting Program, which provides for home visit services to pregnant women before and after delivery, in an effort to improve health, development and wellness of infants; and

WHEREAS, by letter dated April 5, 2018, Christina Cain, Director of Public Health, has advised that an additional funding amount of \$90,000 has been added to the grant per year through August 31, 2018 and further requests authorization for the Chairman of the Legislature to sign said grant by electronic signature; and

WHEREAS, by letter dated April 6, 2018, from Sheri A. Ferdula, Budget Officer, this Legislature is advised that it will be necessary to amend the 2018 Herkimer County Budget in connection with the receipt of said additional funding for this grant; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to complete by electronic signature an amended contract with the New York State Department of Health to receive the additional \$90,000 for the Healthy Families Grant for Herkimer County making the total of the grant \$374,434 for the period September 1, 2017 to August 31, 2018; and, be it further

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

Revenue Account:	A4189H-4401-PH13-11	From:	\$0
		To:	\$90,000
Expense Account:	A4189H-44000-PH13-11	From:	\$0
		To:	\$90,000

And, be it further

RESOLVED, that in all other respects, Resolution No. 189 of 2017 shall remain in full force and effect; and, be it further

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

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 136

### **REPORT AND RESOLUTION AMENDING RESOLUTION NO. 280 OF 2017 APPROVING CONTRACT WITH KIDS ONEIDA, INC., FOR HEALTHY FAMILIES PROGRAM**

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

WHEREAS, by Resolution No. 280 of 2017, this legislature approved a contract with Kids Oneida for the Healthy Families New York Home Visiting Program, to provide for home visit services for individuals and families who are eligible for preventive services and/or in receipt of TANF benefits or are at the 200% poverty level A acceptance; and

WHEREAS, by letter dated April 5, 2016, Christina Cain, Director of Public Health, has requested an amended contract with Kids Oneida due to additional funding received from New York State for the Health Families New York Home Visiting Program; now, therefore be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute a contract for the above described purposes with Kids Oneida, 310 Main Street, Utica, NY 13501, in the amount of \$374,434.00 for the period September 1, 2017 to August 31, 2022; and, be it further

RESOLVED, that in all other respects, Resolution No. 280 of 2017 shall remain in full force and effect; 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 Kids Oneida.

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 137

### REPORT AND RESOLUTION AWARDING BID FOR VEHICLE IN HIGHWAY DEPARTMENT

Sponsored by: **Committee on Highways**  
**Committee on Ways and Means**

WHEREAS, by letter dated April 9, 2018, Sheri Ferdula, Budget Officer has advised that a Mini – bid was conducted on the State Vehicle Marketplace for a new truck in the Highway Department; and

WHEREAS, it is the recommendation of the Budget Officer and your committees that a contract be awarded to the below listed low bidder meeting the 2018 Ford Explorer specifications for the vehicle; registrations will be done free of charge at the Herkimer DMV; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby awards a bid for the purchase of the below listed vehicle for the Herkimer County Highway Department:

**2018 Ford Explorer** **\$27,533.09**

*Carmody Ford*  
1111 NY 29  
Greenwich, NY 12834

and, be it further

RESOLVED, funds have been verified and are available for this purchase; and

and, be it further,

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

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 138

### REPORT AND RESOLUTION EXTENDING AGREEMENTS FOR SNOW AND ICE CONTROL WITH STATE OF NEW YORK

**Sponsored by: Committee on Highways  
Committee on Ways and Means**

WHEREAS, the County of Herkimer, pursuant to Section 12 of the Highway Law relating to plowing snow and to control snow and ice on state highways in the towns and incorporated villages of the County, has heretofore entered into an agreement dated July 1, 1974, with the State of New York for such purposes; and

WHEREAS, Sections 7 and 10 of said agreement provide a method of modification of the map of affected state highways and of annually updating the estimated expenditures; and

WHEREAS, by communication dated April 5, 2018, the County Superintendent of Highways has submitted contracts in form prepared by the State of New York for a one-year extension, starting on July 1, 2018 and terminating June 30, 2019; now, therefore, be it

RESOLVED, that the Chairman of the Herkimer County Legislature is hereby authorized to execute a one year extension of said Snow and Ice Control Agreement for the year July 1, 2018 through June 30, 2019 at an estimated expenditure of \$1,423,319.54 for 2018-19; and, be it further;

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

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 139

### **REPORT AND RESOLUTION AMENDING RESOLUTION NO. 123 OF 2017 AND RESOLUTION NO. 171 OF 2017 APPROVING PROJECTS UNDER ARTICLE 6, SECTION 116 OF THE HIGHWAY LAW**

**Sponsored by: Committee on Highways**

WHEREAS, by Resolution No. 123 adopted on May 17, 2017 and Resolution No. 171 adopted on July 12, 2017, this Legislature authorized capital projects under the capital construction program to be done with county road fund monies during the year 2017-2018, which included \$30,000 covering project No. 374, Higby Road, County Road No. 96, located in the Town of Frankfort, for engineering & design services on NYS Rte. 5S Access Ramp to 1500' Westerly of Access Ramp; and

WHEREAS, by letter dated April 6, 2018 from Mark A. Nagele, County Superintendent of Highways, this Legislature is advised that the scope of the project and design changes have necessitated additional work and incurred additional costs, and requests said project be amended for the increased cost; now, therefore, be it

RESOLVED, that Resolution No. 171 of 2017 covering project No. 374, Higby Road, located in the Town of Frankfort, is hereby amended in the First Resolved Clause, to delete the amount of \$52,000.00 and replace it with \$60,000.00, with CHIPS funds to be used for the additional funds; and, be it further

RESOLVED, that in all other respects, Resolution No. 123 and 171 of 2017 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 County Highway Superintendent.

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 140

### REPORT AND RESOLUTION AMENDING RESOLUTION NO. 192 OF 2017 INCREASING THE APPROPRIATED AMOUNT FOR DESIGN SERVICES IN CONNECTION WITH THE TRACTOR SUPPLY STORE DISTRIBUTION CENTER

**Sponsored by: Committee on Highways  
Committee on Ways and Means**

WHEREAS, by Resolution No. 192 of 2017, this Legislature approved a supplemental agreement with Barton & Loguidice, D.P.C. for additional work regarding the Tractor Supply Distribution Center; and

WHEREAS, by letter dated April 6, 2018, Mark A. Nagele, P.E., County Highway Superintendent has requested an increase in the appropriated amount for additional work done regarding the Tractor Supply Distribution Center-Ring Road and Cul-De-Sac project; and

WHEREAS, by letter dated April 9, 2018, Sheri Ferdula, Budget Officer/Purchasing Agent has advised that an additional appropriation it will be necessary to appropriate an additional \$8,250 to cover additional charges related to the project; now, therefore be it

RESOLVED, that Resolution No. 192 of 2017 be amended to delete the amount of \$34,700.00 and the amount of \$42,950.00 be inserted as the appropriation amount and that all other respects, Resolution No. 192 of 2017 is hereby ratified and confirmed; and, be it further

RESOLVED, that an appropriation be approved as follows:

\$8,250	From: A1990.46000, Contingent Fund, Miscellaneous Expense
	To: D5020.45000-683, Engineering Division, Fees For Services, Architect Fees

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Highways Superintendent and Barton & Loguidice, D.P.C.

Dated: April 25, 2018.





## HERKIMER COUNTY LEGISLATURE

No. 141

### REPORT AND RESOLUTION ACCEPTING FUNDING THROUGH FINGER LAKES-LAKE ONTARIO WATERSHED PROTECTION ALLIANCE

**Sponsored by: Committee on Highways**

WHEREAS, by letter dated April 5, 2018 from Mark Nagele, County Highway Superintendent, your committee has been advised that the Highway Department requested funding for extreme bank reposition repairs for three projects in two locations in Schuyler and Herkimer; and

WHEREAS, the request includes three (3) projects in two (2) locations for reimbursement of stone materials already used and estimated quantities to be used for repairing areas in the Towns of Schuyler & Herkimer on the following roads:

CR 197 Mowers Road (Location 1) Bank Stabilization – Estimated cost of materials \$ 6,230  
(Location 2) Bank Stabilization - Actual completed material cost \$ 22,345.46  
CR 62 Steuben Road – Bank Stabilization – Estimated cost of materials \$ 3,200; and

WHEREAS, the funding request was approved at \$32,000 by the Herkimer County Water Quality Coordinating Committee (HCWQCC) up to the requested amount based on a 50/50 in-kind labor & equipment provided by highway department; reimbursement will be a check from FLOWPA and administered by HCWQCC for documented amount requested; now, therefore, be it

RESOLVED, that the funding of \$32,000 be accepted by the Herkimer County Legislature from the Finger Lakes-Lake Ontario Watershed Protection Alliance (FLOWPA) to reimburse the costs of these repairs on the above-mentioned areas and that the Chairman be authorized to sign any agreement in this regard; and, be it further

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

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 142

### **REPORT AND RESOLUTION AMENDING SALARY SCHEDULE II TO ADJUST SALARY OF PART TIME DISTRICT ATTORNEY POSITION IN HERKIMER DISTRICT ATTORNEY'S OFFICE**

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

WHEREAS, by letter dated April 2, 2018, from Jeffrey S. Carpenter, District Attorney has requested that the part-time position of Assistant District Attorney in Salary Schedule II be amended to reduce the base salary in A1165 from \$40,541 to \$32,000; and

WHEREAS, by letter dated April 18, 2018 from Steven R. Billings, Personnel Officer, your committees have been advised that the appropriate salary for said position should be \$32,000.00 and be effective as of April 25, 2018; now, therefore be it

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

RESOLVED, that the part-time position of Assistant District Attorney in Salary Schedule II be amended to reduce the base salary in A1165 from \$40,541 to \$32,000 for up to 2 days per week and some night court responsibility, effective April 25, 2018; and, be it further

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

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 143

### REPORT AND RESOLUTION APPROVING CHANGE ORDER ON CONTRACT FOR PROFESSIONAL SERVICES IN CONNECTION WITH McCAULEY MOUNTAIN COMMUNICATIONS TOWER

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

WHEREAS, Resolution No. 216 of 2016 and Resolution No. 76 of 2017 authorized contracts with the LA Group for professional services in connection with the McCauley Mountain Communications Tower totaling \$45,000; and

WHEREAS, by letter dated April 10, 2018 from Sheri A. Ferdula, Budget Officer/Purchasing Agent, advises in April of 2017, a Change Order was executed to examine the visibility of the existing tower on McCauley Mountain from Nick's Lake as required by the Adirondack Park Agency (APA) in the amount of \$2,200 and this addition of the change order has put the contract payments above the \$45,000 as approved, and requests the Change Order be approved; now, therefore be it

RESOLVED, that a Change Order in the amount of \$2,200 is hereby approved to examine the visibility of the existing tower on McCauley Mountain from Nick's Lake as required by the Adirondack Park Agency (APA), bringing the total of the contract with the LA Group, P.C., 40 Long Alley, Saratoga Springs, New York, 12866, in the amount of \$47,200; and, be it further

RESOLVED, that Chairman of the Legislature is hereby authorized to execute said change order on behalf of the County of Herkimer, with said change order 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 Emergency Services and The LA Group, P.C., Inc.

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 144

### **RESOLUTION AUTHORIZING SALE OF PROPERTY ACQUIRED BY IN REM PROCEDURES**

**Sponsored by: Committee on County Properties**

WHEREAS, in an action brought on to enforce collection of delinquent taxes for the tax year 2016, a Judgment was made by the County Court of the County of Herkimer on the 6th day of April, 2018 and was filed and entered in the Herkimer County Clerk's Office on April 9, 2018, pursuant to which properties listed therein became the property of the County; and

WHEREAS, pursuant to said Judgment, the County Treasurer of the County of Herkimer deeded all parcels listed in said Judgment to the County of Herkimer by deed dated April 9, 2018 and recorded on April 9, 2018, in the Herkimer County Clerk's Office as Instrument No. RP-2018-1580; and

WHEREAS, the county owns other parcels obtained in previous In Rem tax foreclosure actions, which properties did not sell at prior auctions; and

WHEREAS, the court has retained jurisdiction over several parcels included in the foreclosure which parcels are the subject of further court proceedings, which proceedings may result in title to some of such parcels being conveyed to the County of Herkimer prior to the date of this year's land auction; and

WHEREAS, the County now desires to sell the parcels conveyed to the County in the aforesaid deed as well as any parcels from prior foreclosures which may also need to be sold and any parcels which may be conveyed to the county prior to this year's land auction; and

WHEREAS, it is necessary that terms and conditions of sale of said properties by the County be established; now, therefore, be it

#### **RESOLVED:**

1. That pursuant to Section 1166 of the Real Property Tax Law this Legislature now desires to provide for the sale of said parcels. Such sale shall be by public auction, and it is directed that such sale be held on Saturday, June 2, 2018 at 11:00 a.m. in the Auditorium at Herkimer High School;
2. That this sale by auction be held under the direction of the County Treasurer;
3. That such sale shall be conducted on the terms, conditions and procedures annexed hereto which include an Administration fee of \$200 for each successful bid;

4. That in addition, all sales of such property shall be subject to a buyer's premium of ten percent (10%) of the amount of the successful bid;
5. That all persons be entitled to bid at such sale on said parcels of property, except those persons prohibited by the attached Auction Terms and Conditions or by state or local law.
6. That the Treasurer is hereby authorized, when it seems advantageous, to divide any parcel on the auction list into two or more parcels and to offer said divided parcels individually or to join any two or more parcels on the auction list into one parcel and to offer said joined parcels as one parcel;
7. That following the auction sale, the Committee on County Properties and the County Treasurer report to this Legislature with their recommendations for the conveyance of the various parcels of property to the successful bidders thereon;
8. That certified copies of this Resolution be forwarded to the Herkimer County Treasurer, County Property Agent and County Attorney.

Dated: April 25, 2018.

## AUCTION TERMS AND PROCEDURES

**1. Registration:** Individuals interested in bidding must register and be assigned a bidder's number, which you will use when bidding on property. Registration will take place the day of the Auction. A record of all successful bids will be maintained, with each successful bidder's number assigned to the property bid accordingly.

**2. Eligible Bidders:** All persons, including, but not limited to, corporations, partnerships, limited liability companies and limited liability partnerships are entitled to bid at such sale on said parcels of property

### **EXCEPT:**

1. officers and employees of the County of Herkimer, including any legal entity in which the officer or employee of the County of Herkimer has an interest;
2. persons who have defaulted on any bid to purchase property from the County of Herkimer within the last five (5) years;
3. persons who have defaulted in payment of real property taxes on a parcel of property within Herkimer County which resulted in a judgment granting title to such parcel of property to the County of Herkimer within the last five (5) years or the spouse of such person;
4. persons or family members of persons who are owners of an unredeemed parcel included in the 2016 Tax Foreclosure;
5. the person or a family member of the person whose name appears on the Assessment Roll as the owner of each said parcel at the time of nonpayment of taxes which resulted in acquisition of such parcel by the County;
6. town officers, including town board members and assessors, with respect to property located within the town they serve;
7. legal entities, including but not limited to, corporations, partnerships, limited liability companies, and limited liability partnerships, in which any of the foregoing persons or legal entities has an interest.

**3. Purchase Agreement:** A successful bidder will be required to sign a purchase agreement when a deposit is made. Also, at this time, the successful bidder will be required to list the Name, Address and Social Security Number of the individual(s) or legal entity purchasing the property. All purchase agreements will include a certification that the purchaser is not prohibited from bidding by reason of the exclusions set forth in Paragraph 2 above.

## **Auction Terms and Procedures (cont'd)**

**4. Prospective Bidders:** All prospective bidders are invited to inspect the premises they are interested in prior to the Auction. Inspections are only done on improved properties that are unoccupied. Information regarding property inspections will be available in the auction brochure or by contacting Michael Knapp at (315) 939-0770 or auctionsbyknapp@gmail.com.

**5. Conditions of Sale:** Each of the parcels is sold "as is". If a parcel is occupied, it is the responsibility of the purchaser to terminate the occupancy. The County has not entered into any lease agreement, nor has it consented to any occupancy, nor has it received any rent from any occupant of any parcel. Purchaser will obtain ownership of the property when the deed is recorded in the County Clerk's Office and shall not take possession until such time. The County of Herkimer and its officials and agents make no representation as to the condition of any parcel of said property or of the improvements on any improved parcel. Lot sizes, including frontage, depth and acreage, are for assessment purposes only. The County makes no representations regarding the actual dimensions or acreage of the parcels.

For parcels improved by a mobile home or manufactured home, the County of Herkimer is conveying **ONLY** the interest of the County in the real property and makes no representations or warranties with regard to title to such mobile home or manufactured home.

The County will not be responsible for any defects or conditions whatsoever in or on the property or in any improvements, or any equipment, mechanical or otherwise, included therein.

All deeds will be subject to the following condition, and covenant: This conveyance is made pursuant to a resolution of the Herkimer County Legislature and this conveyance is made subject to the condition and covenant that the County of Herkimer shall in no event be or become liable for any defects in title conveyed hereby, for any cause whatsoever, and that no claim, demand or suit of any nature shall ever be made by the party of the second part hereto, or by said party's heirs, successors and assigns against said County of Herkimer arising from such sale or this conveyance.

**All properties subject to Federal Tax Liens are sold subject to the right of redemption of the United States of America.**

**6. Administration Fee:** An administration fee will be added to each successful bid. The administration fee will be \$200.00 for each successful bid.

**7. Buyer's Premium:** In addition to the administration fee, a buyer's premium of 10% of the amount of the successful bid will be added to the purchase price of each successful bid.

**8. Required Bid Deposit:** A \$50.00 or 10% deposit (cash or check) whichever is greater, is required at the time of the Auction on each property for which you are the successful bidder. Successful bids of \$50.00 or less must be paid in full. Deed recording fees are also required to be paid at this time for bids of \$50.00 or less. If you are the successful bidder of more than one

## Auction Terms and Procedures (cont'd)

parcel, a single check will be accepted to cover all deposit requirements. Make checks payable to **Kimberlee A. Enea, Herkimer County Treasurer.**

**9. Full Payment of Bids:** The balance of the purchase price on any property, together with Cover Sheet (\$5.00), Deed Recording Fees (\$45.00/deed), Transfer Gains Affidavit Filing Fee (\$5.00), and Real Property Transfer Report Fee (\$125.00 for residential or farm property and \$250.00 for all other property) must be made to the Herkimer County Treasurer, **WITH CASH, MONEY ORDER OR CASHIERS CHECK, no later than 4:00 pm, June 24, 2018**

**10. Deed Recordings:** All deeds are Quit Claim Deeds, conveying the interest that the County of Herkimer has in the property to the successful bidder. The County Property Agent will record all deeds as soon as possible, once final approval has been received by the County Legislature. You will receive your deed(s) by mail, through the County Clerk's Office. Any changes in the deed will be the responsibility of the purchaser after the deed is recorded.

**11. Tax Information:** Total annual taxes are listed under each parcel. Delinquent taxes were absorbed and paid by the County. Purchasers will be responsible for current 2018-2019 City, Village, School and future taxes.

**12. Default by Purchaser:** Default by the Purchaser or failure to meet the terms and procedures of this Auction will result in **forfeiture of the required deposit.**

**13. Confirmation and Approval of Sales:** All sales are subject to confirmation by the County Properties Committee and final approval of the Herkimer County Legislature.

**14. THE COUNTY OF HERKIMER RESERVES THE RIGHT TO REJECT ANY AND ALL BIDS.**

\*\*\*\*\*Auction information also available on the web:

**[www.herkimercounty.org](http://www.herkimercounty.org) and [www.auctionbyknapp.com](http://www.auctionbyknapp.com)**





## HERKIMER COUNTY LEGISLATURE

No. 145

### RESOLUTION AUTHORIZING REDEMPTION OF PARCELS TAKEN UNDER IN REM TAX FORECLOSURE

**Sponsored by: Committee on County Properties**

WHEREAS, the County of Herkimer is completing its 2016 In Rem Tax Foreclosure proceedings and will be taking title to various parcels of real property; and

WHEREAS, this Legislature has decided to allow property owners to redeem their properties and receive the deeds to those properties from the County upon the payment of three times the 2016 and 2017 taxes plus interest and penalties as of the date of payment, and to also pay the 2018 taxes at that time; and

WHEREAS, there may also be parcels from prior foreclosures which were not included in prior sales but which may be included in this year's foreclosure sale which will also be allowed to be redeemed upon payment of three times the taxes for the appropriate years and pay the current taxes; now, therefore, be it

RESOLVED, that the County of Herkimer hereby authorizes redemption as described above with payment to be made to the County of Herkimer by cash or certified funds on or before Friday, June 1, 2018 at 3:00 p.m.; and, be it further

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute any and all documents necessary to effectuate such transfers; and, be it further

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

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 146

### **RESOLUTION AMENDING RESOLUTION NO. 121 OF 2018 CONCERNING PREMISES IN THE VILLAGE OF NEWPORT**

**Sponsored by: Committee on County Properties**

WHEREAS, by Resolution No. 121 of 2018, the County of Herkimer agreed to take title to the premises having Tax Map numbers 094.46-1-25 and 094.46-1-26 in the Village of Newport, and thereafter transfer the premises to the Village of Newport, with the Village indemnifying the County and holding it harmless from any suit, claim, cause of action or cost of any kind or nature in connection with the premises, including any such issue related to environmental contamination or cleanup of or otherwise related to the premises which are the subject of the County's 2016 In Rem Tax Foreclosure Proceedings; and

WHEREAS, by letter dated April 10, 2018, the Village of Newport has expressed a formal request through the Village Attorney requesting the transfer of title of an additional parcel having Tax Map #094.46-1-27.2 which is subject to the County's 2016 In Rem Tax Foreclosure Proceedings and which adjoins the above two parcels; now, therefore, be it

RESOLVED, that the County of Herkimer hereby amends Resolution No. 121 of 2018 to add Tax Map #094.46-1-27.2; and, be it further

RESOLVED, that in all other respects, Resolution No. 121 of 2018 shall remain in full force and effect, except as modified herein; and be it further

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

Dated: April 25, 2018.



## HERKIMER COUNTY LEGISLATURE

No. 147

### RESOLUTION AMENDING RESOLUTION NO. 195 OF 2017 APPROVING STANDARD WORK DAY AND RETIREMENT REPORTING FOR ELECTED AND APPOINTED OFFICIALS

Sponsored by: Committee on Ways and Means

RESOLVED, that Resolution No. 195 duly adopted by the Herkimer County Legislature on July 12, 2017, which established the standard work days for elected and appointed officials to report days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this body, is hereby amended to add the following officials:

Title	Name	Social Security Number (Last 4 digits)	Registration Number	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
<b>Appointed Officials</b>							
Social Services Attorney	Michelle Fassett	██████	██████	6	9/20/2017	N	15.91
Commissioner Board of Elections	Anthony Fumarola	██████	██████	6	4/3/17 – 12/31/18	N	23.65

Dated: April 25, 2018.