

MINUTES
Herkimer County Legislature
First Quarter – Second Day
Wednesday, January 24, 2018
7:30 p.m.

The Regular Session of the Herkimer County Legislature was called to order by Bernard Peplinski, Sr., Chairman of the Legislature at 7:30 p.m.

Chairman Peplinski called on Bruce Weakley, Director of Weights and Measures, 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: Quorum present, the following answering the roll.

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

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 January 3, 2018. Legislator William Weakley pointed out the minutes stated former Legislator Bruce Weakley as being present. The Clerk stated the change would be made. Chairman Peplinski ordered the minutes approved.

Pursuant to Rule 11, Chairman Peplinski opened the floor for Public Comment. Chairman Peplinski called on John Byrne of Cape Vincent, NY representing Reclaim NY. Mr. Byrne explained his organization to the Legislators.

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. Being none, Chairman Peplinski continued with the Session.

No. 4- A communication was received from the Director of Weights & Measures submitting Annual Report of 2017. Referred to the Committee on Natural Resources.

No. 5 – A communication was received from the Commissioners of the Board of Elections submitting Annual Report of 2017. Referred to the Committee on Administration/Veterans' Affairs.

No. 6 – A communication was received from the County Administrator submitting request for re-appointment. Referred to the Committee on Administration/Veterans' Affairs.

- No. 7 – A communication was received from the Clerk of the Legislature advising of Appointment of Deputy Clerk. Ordered filed.
- No. 8 – A communication was received from the Herkimer Co. Attorney submitting Order Designation of Assistant Co. Attys. Ordered filed.
- No. 9 – A communication was received from the Herkimer Co. Attorney advising of appointment of Assistant Co. Attorney. Ordered filed.
- No. 10 – A communication was received from the Herkimer Co. Attorney advising of appointment of Assistant Co. Attorney. Ordered filed.
- No. 11 – A communication was received from the Herkimer Co. Attorney advising of appointment of Assistant Co. Attorney. Ordered filed.
- No. 12 – A communication was received from the Budget Officer advising of appointment of Deputy Purchasing Agent. Ordered filed.
- No. 13 – A communication was received from the County Auditor advising of appointment of Deputy Co. Auditor. Ordered filed.
- No. 14 – A communication was received from the Sheriff submitting Monthly Report for August & November, 2017. Referred to the Committee on Public Safety/Emergency Management.
- No. 15 – A communication was received from the Director of the OFA requesting approval to accept grant from Comm. Foundation. Referred to the Committees on Human Resources and Ways & Means.
- No. 16 – A communication was received from the Director of the Office for the Aging Requesting approval for contract to provide Respite Care. Referred to the Committee on Human Resources and Ways & Means.
- No. 17 – A communication was received from the Director of Community Services requesting approval of contract for Training. Referred to the Committee on Human Resources and Ways & Means.
- No. 18 – A communication was received from the Director of Community Services requesting approval of Agency contracts. Referred to the Committee on Human Resources and Ways & Means.
- No. 19 – A communication was received from the Commissioner of Social Services requesting Internship approval. Referred to the Committee on Human Resources.

No. 20 – A communication was received from the Commissioner of Social Services requesting contract for Domestic Violence Program. Referred to the Committee on Human Resources and Ways & Means.

No. 21 – A communication was received from the Commissioner of Social Services requesting extension of Leave of Absence. Referred to the Committee on Ways & Means.

No. 22 – A communication was received from the Director of Employment & Training requesting Office Space Agreement. Referred to the Committee on County Planning & Development and Ways & Means.

No. 23 – A communication was received from the Personnel Officer requesting change to Drug & Alcohol Policy. Referred to the Committee on Ways & Means.

No. 24 – A communication was received from the District Attorney requesting acceptance of grant. Referred to the Committee on Emergency Management and Ways & Means.

No. 25 – A communication was from the Highway Superintendent submitting Highway Projects for 2018. Referred to the Committee on Highways.

No. 26 – A communication was from the Highway Superintendent advising of increase in project 364. Referred to the Committee on Highways.

No. 27 – A communication was received from the Highway Superintendent - Requesting amendment of Project 377. Referred to the Committee on Human Resources and Ways & Means.

No. 28 – A communication was received from the Budget Officer/Purchasing Agent– Submitting requests for transfers in the 2017 budget. Referred to the Committee on Ways & Means.

No. 29 – A communication was received from the STOP-DWI Coordinator requesting amendment of 2018 Plan. Referred to the Committee on Public Safety/Emergency Management.

No. 30 – A communication was received from the Budget Officer/Purchasing Agent requesting acceptance of grant and budget amendment for additional funding in STOP-DWI. Referred to the Committees on Public Safety/Emergency Management and Ways & Means.

No. 31 – A communication was received from the NYSDOH submitting Order of Consolidation for Winfield. Ordered filed.

No. 32 – A communication was received from CSEA requesting additional Leave of Absence for Employee. Referred to the Committee on Ways & Means.

No. 33 – A communication was received from the Oneida-Herkimer Solid Waste Authority Submitting 2018 Budget. Ordered filed.

- No. 34 – A communication was received from Senator Seward Acknowledging receipt of Resolution No. 288 of 2017. Ordered filed.
- No. 35 – A communication was received from the Orange County Legislature Referring Resolution regarding chargeback obligations for the Fashion Institute of Technology. Ordered filed.
- No. 36 – A communication was received from Herkimer County Soil & Water Conservation District submitting newsletter. Ordered filed.
- No. 37 – A communication was received from HC Cornell Cooperative Extension submitting 2017 Annual Report. Ordered filed.
- No. 38 – A communication was received from Greene County referring Resolution regarding EMS as essential for state aid. Ordered filed.
- No. 39 – A communication was received from Greene County referring Resolution regarding Medicaid and Medicare Reimbursements for EMS. Ordered filed.
- No. 40 - A communication was received from the Herkimer County Clerk submitting Report of Examination from the State Comptroller. Ordered filed.
- No. 41 – A communication was received from Capital District OTB submitting financial report for October, 2017. Ordered filed.
- No. 42 – A communication was received from Empire State Development advising of ESD Award. Ordered filed.
- No. 43 – A communication was received from the Budget Officer requesting to renew contract for court cleaning. Referred to the Committees on Public Safety/Emergency Management and Ways & Means.
- No. 44 – A communication was received from the County Treasurer requesting contract extension for In Rem sale. Referred to the Committee on County Properties.
- No. 45 – A communication was received from the Personnel Officer – Requesting amendment to Part-time salary schedule. Referred to the Committee on Ways & Means.
- No. 46 – A communication was received from the County Treasurer requesting amendment to Part-time salary schedule. Referred to the Committee on Ways & Means.
- No. 47 – A communication was received from the Budget Officer recommending bids for vehicles. Referred to the Committees on Public Safety/Emergency Services and Ways & Means.

No. 48 – A communication was received from the Budget Officer requesting transfer of funds for vehicles. Referred to the Committee on Public Safety/Emergency Management and Ways & Means.

No. 49 – A communication was received from the Budget Officer requesting purchase of surveillance system and transfer funds. Referred to the Committees on Public Safety/Emergency Management and Ways & Means.

No. 50 – A communication was received from the Director of Public Health requesting acceptance a grant to renew a contract. Referred to the Committees on Human Resources and Ways & Means.

No. 51 – A communication was received from the Budget Officer amending 2017 budget in Public Health. Referred to the Committees on Human Resources and Ways & Means.

No. 52 – A communication was received from the Director of Public Health requesting to amend the salary schedule. Referred to the Committees on Human Resources and Ways & Means.

No. 53 – A communication was received from the Personnel Officer requesting amendment to part-time salary schedule. Referred to the Committees on Human Resources and Ways & Means.

No. 54 – A communication was received from the Personnel Officer requesting amendment to Salary Schedule II. Referred to the Committees on Human Resources and Ways & Means.

No. 55 – A communication was received from the Director of Public Health requesting amendment to Salary Schedule II. Referred to the Committees on Human Resources and Ways & Means.

No. 56 – A communication was received from Senator James L. Seward advising of need for Home Rule Request. Referred to the Committees on Administration/Veterans' Affairs and Ways & Means.

No. 57 – A communication was received from the Director of Emergency Services requesting approval of 2017 Herkimer County Hazard Mitigation Plan. Referred to the Committees on Public Safety/Emergency Management and Ways & Means.

No. 58 – A communication was received from the Director of Emergency Services requesting approval to purchase an Emergency Management Mobile Application. Referred to the Committees on Public Safety/Emergency Management and Ways & Means.

No. 59 – A communication was received from HCCC submitting Board of Trustees Resolution approving architect. Ordered filed.

No. 60 – A communication was received from the HC Sewer District advising of Appointment of WWTP Maintenance Mechanic. Ordered filed.

No. 61 – A communication was received from the Niagara Co. Legislature submitting Resolution supporting pistol permit renewal period. Referred to the Committees on Public Safety/Emergency Management and Ways & Means.

With that being all the communications, the Chairman continued with Reports and Resolutions beginning with the Consent Agenda.

On motion of Mr. Stephens, seconded by Mr. Ackerman, Report and Resolution No. 7 sponsored by the Committee on Natural Resources adopting Annual Report of Weights and Measures and Report and Resolution No. 8 of the Committee on Administration/Veterans' Affairs adopting Annual Report of the Board of Elections was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Manno, seconded by Mr. Ackerman, Report and Resolution No.9 sponsored by the Committee on Education and the Committee on Ways & Means amending Resolution No. 326 of 2017 approving contract for Architect for Roof Replacement Projects was handed up for discussion; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Shaw, seconded by Mr. Weakley, Report and Resolution No. 10 sponsored by the Committee on Human Resources and the Committee on Ways & Means amending budget in connection with Falls Prevention Grant for Office for the Aging was handed up; voted on and adopted by voice vote:

All ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Bono, seconded by Mr. Malta, Report and Resolution No. 11 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contracts for services under caregiver support program was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Bono, seconded by Mr. Russell, Report and Resolution No. 18 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways & Means accepting grant in District Attorney's office was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Smith, seconded by Mr. Campione, Report and Resolution No. 19 sponsored by the Committee on Highways approving projects in Highway Department was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Weakley, seconded by Mr. Schrader, Report and Resolution No. 20 sponsored by the Committee on Highways approving amendment to project No. 364 was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Brezinski, seconded by Mr. Campione, Report and Resolution No. 21 sponsored by the Committee on Highways amending Resolution No. 205 of 2017 for project 377 of 2018 was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Bono, Report and Resolution No. 22 sponsored by the Committee on Ways & Means approving transfers of funds was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Keeler, seconded by Mr. Stephens, Report and Resolution No. 23 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways & Means amending Resolution No. 227 of 2017 for 2018 STOP-DWI Plan was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Campione, seconded by Mr. Keeler, Report and Resolution No. 24 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways & Means amending budget in STOP-DWI for additional funding was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Bono, seconded by Mr. Shaw, Report and Resolution No. 25 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways & Means authorizing contract renewal for court cleaning was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Stephens, seconded by Mr. Johnson, Report and Resolution No. 26 sponsored by the Committee on County Properties approving extension of contract for land auction 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. 27 sponsored by the Committee on Human Resources and the Committee on Ways & Means amending Part Time Salary Schedule to add Position in Herkimer County Treasurer's Office 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. Russell, seconded by Mr. Weakley, Report and Resolution No. 28 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways & Means awarding bids for vehicles and transferring funds for purchase in Sheriff's Department was handed up for discussion; voted on and adopted by voice vote:

Ayes: (16).

Against: Johnson (1).

Absent: None.

On motion of Mr. Bono, seconded by Mr. Weakley, Report and Resolution No. 29 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways & Means authorizing contract to upgrade video surveillance system and approving transfer of funds in the Sheriff's Department was handed up for discussion; voted on and adopted by voice vote:

Ayes: (16).

Against: Johnson (1).

Absent: None.

On motion of Mr. Stephens, seconded by Mr. Hollum, Report and Resolution No. 30 sponsored by the Committees on Human Resources and Ways & Means authorizing renewal of contract for funding of Childhood Lead Poisoning Prevention Screening Services Grant and amending budget was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Russell, seconded by Mr. Smith, Report and Resolution No. 31 sponsored by the Committee on Human Resources and the Committee on Ways & Means amending Part Time Salary Schedule to establish position in Herkimer County Public Health Nursing Department 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. Russell, seconded by Mr. Smith, Report and Resolution No. 32 sponsored by the Committee on Human Resources and the Committee on Ways & Means amending Salary Schedule No. II for position changes in Herkimer County Public Health Nursing Services Department 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. Campione, seconded by Mr. Keeler, Report and Resolution No. 33 sponsored by the Committee on Public Safety/Emergency Management approving 2017 Herkimer County Hazard Mitigation Plan was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Keeler, seconded by Mr. Stephens, Report and Resolution No. 34 sponsored by the Committee on Public Safety/Emergency Management and the Committee on Ways & Means authorizing contract for Mobile Application for use with Smartphones in Emergency Services 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, Resolution No. 35 sponsored by the Committee on Natural Resources authorizing the Chairman of the Legislature to Sign and Establish Dog Quarantine for 2018 was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Campione, seconded by Mr. Ackerman, Resolution No. 36 sponsored by the Committee on Natural Resources appointing members to Intercounty Legislative Committee of the Adirondacks was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Ackerman, seconded by Mr. Smith, Resolution No. 37 sponsored by the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means reappointing the County Administrator was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

County Administrator Wallace thanked the Legislature for his re-appointment stating it is and continues to be a privilege and honor to serve the legislature and residents of Herkimer County.

On motion of Mr. Stephens, seconded by Mr. Shaw, Resolution No. 38 sponsored by the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means approving Home Rule Request for extension of Mortgage Tax was handed up for discussion; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Shaw, seconded by Mr. Schrader, Resolution No. 39 sponsored by the Committee on Ways & Means approving execution of contract with Simmons, Hanley, Conroy, LLC. For Opioid Litigation representation was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Stephens, seconded by Mr. Weakley, Resolution No. 40 sponsored by the Committee on Administration/Veterans' Affairs and the Committee on Public Safety/Emergency Management calling on the Governor to delay the Pistol Permit Recertification Deadline was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

On motion of Mr. Campione, seconded by Mr. Manno, Resolution No. 41 sponsored by the Committee on Natural Resources amending Resolution No. 146 of 2004 to extend the Annual Thirty Day Period for the Inclusion of viable agricultural land within a certified agricultural district was handed up; voted on and adopted by voice vote:

Ayes: (17).

Against: None.

Absent: None.

At 8:02 p.m., on motion of Mr. Manno, seconded by Mr. Stephens, this Session of the Herkimer County Legislature was adjourned to Wednesday, February 14, 2018 at 7:30 p.m.

Sally I. Deming, Clerk



HERKIMER COUNTY LEGISLATURE

No. 7

REPORT AND RESOLUTION ADOPTING ANNUAL REPORT OF DIRECTOR OF WEIGHTS AND MEASURES

Sponsored by: Committee on Natural Resources

WHEREAS, your Committee on Natural Resources, to which was referred the Annual Report of the Director of Weights and Measures for the year 2017, reports that we have examined said report, recommend its adoption and offer the following Resolution:

RESOLVED, that the Annual Report of the Herkimer County Director of Weights and Measures be adopted and filed with the Herkimer County Legislature for the year 2017.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 8

REPORT AND RESOLUTION ADOPTING ANNUAL REPORT OF THE HERKIMER COUNTY BOARD OF ELECTIONS

Sponsored by: Committee on Administration/Veterans' Affairs

Your Committee on Administration/Veterans' Affairs, to which was referred the Annual Report of the Herkimer County Board of Elections for the year 2017, respectfully reports that we have examined the same, recommend the adoption of said report, and offer the following Resolution:

RESOLVED, that the Annual Report of the Herkimer County Board of Elections be approved and placed on file with the Herkimer County Legislature for the year 2017.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 9

REPORT AND RESOLUTION AMENDING RESOLUTION NO. 326 OF 2017 APPROVING CONTRACT FOR ARCHITECT FOR ROOF REPLACEMENT PROJECTS

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

WHEREAS, by Resolution No. 326 duly adopted on December 13, 2017 this Legislature approved HCCC Board of Trustees Resolution No. 17-4, authorizing a contract with CS Arch to provide architectural services for the RMCC and Technology building roof repair; and

WHEREAS, it is necessary to correct part of Resolution No. 326; now, therefore be it

RESOLVED, said Resolution 326 of 2017, is hereby amended to delete the amount of \$12,000 in the second Whereas clause and in Section 1 of the first Resolved clause and replace it with \$112,500 and delete, "college operating funds" in the second Whereas clause and in Section 1 of the first Resolved clause and be replace it with "capital budget/reserve account"; and, be it further

RESOLVED, that in all other respects, Resolution No. 326 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, President of Herkimer County Community College and Vice President for Administration and Finance of Herkimer County Community College and CS Arch Architects.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 10

REPORT AND RESOLUTION AMENDING BUDGET IN CONNECTION WITH FALLS PREVENTION GRANT FOR OFFICE FOR THE AGING

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

WHEREAS, by letter dated December 8, 2017, Kathy L. Fox, Director of the Office for the Aging, has advised this Legislature of the receipt of a grant from the Community Foundation of Herkimer and Oneida Counties, Inc., which grant will allow the Office for the Aging to implement a comprehensive Falls Prevention Program in Herkimer County; and

WHEREAS, by letter dated January 4, 2018, the Budget Officer/Purchasing Agent has requested establishment of new Revenue and Expense accounts and further requests the 2017 Herkimer County Budget be amended in connection with the receipt of said Grant; now, therefore, be it

RESOLVED, that the 2017 Herkimer County Budget is hereby amended as follows:

Revenue:

A6785.1989C, Aging, Falls Prevention	From: \$0
	To: \$80,000

Appropriation:

A6785.10000-001, Aging, Falls Prevention, Salaries	From: \$0
	To: \$48,852.60
A6785.41000, Aging, Falls Prevention, Supplies	From: \$0
	To: \$900
A6785.44000, Aging, Falls Prevention, Contracted Svs	From: \$0
	To: \$1,600
A6785.46000, Aging, Falls Prevention, Misc. Expense	From: \$0
	To: \$250
A6785.46100, Aging, Falls Prevention, Mileage	From: \$0
	To: \$171
A6785.81000, Aging, Falls Prevention, Retirement	From: \$0
	To: \$4,491.96
A6785.83000, Aging, Falls Prevention, Social Security	From: \$0
	To: \$3,027.46
A6785.83500, Aging, Falls Prevention, Medicare	From: \$0
	To: 707.98
A6785.84000, Aging, Falls Prevention, Workers Comp	From: \$0
	To: \$976.52
A6785.86000, Aging, Falls Prevention, Health Ins.	From: \$0
	To: \$18,948.56
A6785.86500, Aging, Falls Prevention, Dental	From: \$0
	To: \$73.92

and, be it further

RESOLVED, that the Chairman of the Legislature be authorized to sign all documents relating to this grant; and, be it further

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 11

REPORT AND RESOLUTION AUTHORIZING CONTRACTS FOR SERVICES UNDER CAREGIVER SUPPORT PROGRAM

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

WHEREAS, by Resolution No. 142 duly adopted on May 16, 2001, this Legislature established a New York Elder Caregiver Support Program in the Herkimer County Office for the Aging; and

WHEREAS, by Resolution No. 306 of 2017, this Legislature approved contracts for Respite Services for the year 2018; and

WHEREAS, by letter dated December 27, 2017, from Kathy L. Fox, Director of the Office for the Aging, this Legislature is advised of a request to enter into a contract with Lutheran Home of Central NY (dba Lutheran Care Helping Hands) for the provision of respite services, which is one of the requirements under said Caregiver Support Program, which helps families keep their loved ones at home rather than in a nursing home and said Program is 90/10% federal funding with no overmatch; now, therefore, be it

RESOLVED, that this Legislature hereby approves a contract with the agency listed below under the Title III E, Caregiver Support Program of the Herkimer County Office for the Aging, for the period from January 1, 2018 through December 31, 2018, with services to be provided at the rates as outlined below:

Agency	Rate	Service
Lutheran Home of Central NY Dba Lutheran Care Helping Hands	\$21.20/hr.	In-home respite

and, be it further

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

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 12

REPORT AND RESOLUTION APPROVING CONTRACT FOR TRAINING IN THE MENTAL HEALTH DEPARTMENT

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

WHEREAS, by letter dated January 5, 2018 from Kristen Snyder-Branner, Director of Community Services, this Legislature is advised of a request for approval of a contract with Coordinated Care Services for training of an Administrative Officer in the department; and

WHEREAS, that the contract with Coordinated Care Services, Inc. will include 30 hours of training in how to gather, set up, align, and compile all necessary data for completion of a Consolidated Fiscal Report as well as an additional 10 hours of Fiscal Officer support at a cost of \$4,000; now, therefore, be it

RESOLVED, that a contract with Coordinated Care Services, Inc., 1099 Jay Street, Building J, Rochester, NY 14611 be approved for the period of January 1, 2018 through December 31, 2018 at a cost of \$4,000; and, be it further

RESOLVED, the Chairman of this Legislature is hereby authorized to execute said contract 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 Community Services and Coordinated Care Services, Inc.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 13

REPORT AND RESOLUTION AUTHORIZING CONTRACTS FOR HERKIMER COUNTY MENTAL HEALTH SERVICES

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

WHEREAS, by letter dated January 4, 2018, from Kristen Snyder-Branner, Director of Community Services, this Legislature is advised of a request to enter into contracts for the years 2018 and 2019 with various agencies to provide a variety of mental health services for county residents; and

WHEREAS, said contracts shall be supported at the 100% state aid level; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute contracts for the years 2018 and 2019 with the following agencies to provide services to Herkimer County Mental Health Services:

1. Upstate Cerebral Palsy Association
1020 Mary Street
Utica, NY 13501
For a contract sum of \$539,712
2. Herkimer ARC
333 South Main Street
Herkimer, NY 13350
For a contract sum of \$267,395
3. Catholic Charities
61 West Street
Ilion, NY 13357
For a contract sum of \$500,000
4. Center for Family Life and Recovery
502 Court St., Suite 401
Utica, NY 13502
For a contract sum of \$161,070
5. Neighborhood Center
615 Mary Street
Utica, NY 13501
For a contract sum of \$153,053

6. Cornell Cooperative Extension
State Route 5
Herkimer, NY 13350
For a contract sum of \$5,250

and, be it further

RESOLVED, that said above contracts shall be for a period of two years and shall end whenever state funds for said purposes are no longer available; 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 the above listed agencies.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 14

REPORT AND RESOLUTION ACCEPTING GRANT AND AUTHORIZING CONTRACT IN DEPARTMENT OF SOCIAL SERVICES FOR NON-RESIDENTIAL DOMESTIC VIOLENCE PROGRAM

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

WHEREAS, by letter dated September 12, 2017 from Timothy J. Seymour, Commissioner of Social Services, this Legislature is advised of the award of 2017-2018 funding in the amount of \$24,999 from the New York State Office of Children and Family Services to expand/enhance core services provided by approved Non-Residential Domestic Violence Services, and further requests a contract be entered into with Catholic Charities of Herkimer County to provide these services; now, therefore, be it

RESOLVED, that this Legislature accepts 2017-2018 funding from the New York State Office of Children and Family Services and authorizes an agreement between Catholic Charities of Herkimer County, 61 West Street, Ilion, New York, and the Herkimer County Department of Social Services, for the provision of Non-Residential Domestic Violence Services, in the amount of \$24,999; and, be it further

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

RESOLVED, that said program shall continue so long as 100% reimbursement is available from the State of New York; 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 and Catholic Charities of Herkimer County.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 15

REPORT AND RESOLUTION GRANTING AN ADDITIONAL LEAVE OF ABSENCE

Sponsored by: Committee on Ways and Means

WHEREAS, by Resolution No. 370 for the year 1986, a leave with pay was granted to Mary Sullivan extending to July 1, 1988, so that she could serve in a statewide office with the Civil Service Employees' Association; and

WHEREAS, said leave with pay was extended by resolutions thereafter, most recently by Resolution No. 37 of 2017; and

WHEREAS, by letter dated January 4, 2018, Timothy Seymour, Commissioner of Social Services has advised that by letter dated December 29, 2017, Mary Sullivan has requested said leave be extended; now, therefore, be it

RESOLVED, that a leave of absence with pay be granted to Mary Sullivan under the terms and conditions set forth in Resolution No. 370 for the Year 1986 for the period from July 1, 2018 through June 30, 2019, with the Civil Service Employees' Association, Inc. to furnish insurance in form and amount satisfactory to the Herkimer County Administrator to protect the County if held liable for any damages arising from act or omission by such employee during the period of such leave and with the County to be reimbursed for the total cost for the full salary and total cost for fringe benefits for said Mary Sullivan; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Personnel Officer, Commissioner of Social Services, Mary Sullivan and the Civil Service Employees' Association, Inc. of New York State.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 16

REPORT AND RESOLUTION AUTHORIZING OFFICE SPACE PERMIT AGREEMENT WITH THE MARY IMOGENE BASSETT HOSPITAL d/b/a BASSETT MEDICAL CENTER AT THE WORKING SOLUTIONS CAREER CENTER

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

WHEREAS, Resolution No. 293 adopted on December 11, 2013, this Legislature authorized an Office Space Permit Agreement with the Mary Imogene Bassett Hospital d/b/a Bassett Medical Center to provide office space at the Working Solutions One Stop Center, with payment to the County to be in the amount of \$7,000 annually; and

WHEREAS, by further Resolutions, this Legislature authorized contracts for additional years and additional lease of space by Mary Imogene Bassett Hospital d/b/a Bassett Medical Center at the Working Solutions One Stop Center, the most recent being Resolution No. 110 of 2016 authorizing additional office space at a cost of \$30,000; and

WHEREAS, by letter dated January 5, 2018, Karin Piseck, Director of Employment and Training has advised of a request to enter into a new Office Space Permit Agreement with the Mary Imogene Bassett Hospital for the period of January 1, 2018 to December 31, 2018 in the amount of \$22,000, which includes a reduction of office space; 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 to provide office space at the Working Solutions One Stop Center for use by The Mary Imogene Bassett Hospital d/b/a Bassett Medical Center in the amount of \$22,000 for the time period of January 1, 2018 to December 31, 2018, with terms and conditions 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 Employment and Training and the Mary Imogene Bassett Hospital d/b/a Bassett Medical Center.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 17

REPORT AND RESOLUTION AUTHORIZING CHANGES TO HERKIMER COUNTY DRUG & ALCOHOL TESTING POLICY

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated December 8, 2017, Steven R. Billings, Personnel Officer, has requested certain changes to the Herkimer County Drug and Alcohol Testing Policy; and

WHEREAS, said letter further advises that the Federal Department of Transportation has amended its drug-testing program to require testing for synthetic opioids which will expand the substances that are screened for in the drug test to include four synthetic opioid drugs; hydrocodone, hydromorphone, oxycodone, and oxymorphone; now, therefore, be it

RESOLVED, that the Herkimer County Drug & Alcohol Testing Policy is hereby amended as follows:

1. Expand the substances that are screened for in a drug test to include four synthetic opioid drugs; hydrocodone, hydromorphone, oxycodone, and oxymorphone

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Personnel Officer and each department head.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 18

REPORT AND RESOLUTION ACCEPTING GRANT FROM DIVISION OF CRIMINAL JUSTICE SERVICES FOR HERKIMER COUNTY DISTRICT ATTORNEY'S OFFICE

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

WHEREAS, by letter dated December 6, 2017 from the Herkimer County District Attorney's Office, this Legislature is advised of the receipt of an Aid to Prosecution Grant from the New York State Division of Criminal Justice Services, said grant to be used by the Herkimer County District Attorney's Office to expedite the processing of repeat violent and serious felony offenders; and

WHEREAS, said grant award is in the amount of \$30,200.00, and shall be effective for the term October 1, 2017 to September 30, 2018; now, therefore, be it

RESOLVED, that the Chairman of this Legislature be, and he hereby is, authorized to execute a grant agreement on behalf of the County of Herkimer with the New York State Division of Criminal Justice Services for the receipt by Herkimer County of an Aid to Prosecution Grant in the amount of \$30,200.00 for the period from October 1, 2017 to September 30, 2018; and, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature is hereby further authorized to execute any necessary documents and e-sign the contract for funding in connection with the receipt of additional grant funds; and, be it further

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 19

REPORT AND RESOLUTION APPROVING PROJECTS UNDER ARTICLE 6, SECTION 116 OF THE HIGHWAY LAW

Sponsored by: Committee on Highways

WHEREAS, your Committee on Highways, to which was referred the letter of Mark A. Nagele, P.E., County Superintendent of Highways, dated January 5, 2018 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 2018, 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 is, approved by the County Legislature of the County of Herkimer for the following project involved in the Capital Construction Program, to be funded as listed:

project no.	road/location	TYPE OF PROJECT (SEE ARTICLE 6)	estimated cost
379	Fisher Road, CR 112, Town of Ohio over Black Creek	Bridge Replacement	\$1,200,000
380	Spinnerville Gulf Road, CR 15 Town of German Flatts – LC015-20	Large Culvert Replacement	\$750,000

and, be it further

RESOLVED, that this project will be funded by CHIPS, EWR and PAVE-NY; and, be it further

RESOLVED, that the Chairman of the Legislature be authorized to sign all contracts in regard to these projects, subject to the County Attorney's Office.

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 20

REPORT AND RESOLUTION AMENDING PROJECT UNDER ARTICLE 6, SECTION 116 OF THE HIGHWAY LAW

Sponsored by: Committee on Highways

WHEREAS, by Resolution No. 210 of 2016, this Legislature approved Project No. 364 in the amount of \$60,000; and

WHEREAS, your Committee on Highways, to which was referred the letter of Mark A. Nagele, P.E., County Superintendent of Highways, dated January 4, 2018, request is being made to increase the project amount due to a higher bidding amount than anticipated; now, therefore be it

RESOLVED, that an amendment to amount of Project No. 364 is approved by the County Legislature of the County of Herkimer for the following project involved in the Capital Construction Program, to be funded as listed:

project no.	road/location	TYPE OF PROJECT (SEE ARTICLE 6)	estimated cost
364	Newport Gray Road, CR 111 Town of Norway Stream bank restoration	Stream bank restoration	\$70,000.00

And, be it further

RESOLVED, that the increase in the project amount will be funded by CHIPS funding; and, be it further

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign the Grant Distribution Agreement and Grantee Certification on behalf of the County of Herkimer; and, be it further

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 21

**REPORT AND RESOLUTION AMENDING RESOLUTION NO. 205 OF 2017
AUTHORIZING IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE OF
100% OF THE FEDERAL AID AND STATE MARCHIESELLI PROGRAM AID
PROGRAM AND APPROPRIATING FUNDS THEREFORE – HIGBY ROAD CR 186-
51-96, TOWN OF FRANKFORT, PROJECT 377**

Sponsored by: Committee on Highways

WHEREAS, a Project for the Higby Road rehabilitation (CR 186-51-96), Oneida County Line to State Route 5S (cold-in recycle with overlay), Herkimer County, P.I.N. 2STO.27 (the Project), Project 377, is eligible for funding under the Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ration of 80% federal funds and 20% non-federal funds; and

WHEREAS, the County of Herkimer desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the Project; now, therefore be it

RESOLVED, that the Herkimer County Legislature duly convened does hereby

RESOLVE, that the Herkimer County Legislature hereby approves the above-subject project; and, it is hereby further

RESOLVED, that the Herkimer County Legislature hereby authorizes the County of Herkimer to pay in the first instance 100% of the federal and non-federal share of the cost of the Project; or portions thereof; and it is further

RESOLVED, that the sum \$2,335,000.00 is hereby appropriated from the County Road Fund and made available to cover the cost of participation in the above phase of the project; and, be it further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Herkimer County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the department thereof; and, be it further

RESOLVED, that the Chairman of the Legislature of the County of Herkimer be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchieselli Aid on behalf of the County of Herkimer with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible project costs and all project costs within appropriations therefore that are not so eligible; and, be it further

RESOLVED, that the Chairman of the Legislature of the County of Herkimer be and is hereby authorized to execute all necessary agreements on behalf of the County of Herkimer associated with this project including but not limited to: Construction Inspection, material testing, etc.; and, be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and, be it further

RESOLVED, this Resolution shall take effect immediately; and, be it further

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 22

REPORT AND RESOLUTION AUTHORIZING TRANSFERS OF FUNDS IN 2017 BUDGET

Sponsored by: Committee on Ways & Means

WHEREAS, your Committee on Ways and Means, to which was referred a communication from Sheri Ferdula, Budget Officer, dated January 5, 2018 submitting a request for transfers 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 2017 Budget:

Transfer:

	FROM	TO
\$9,800	A3140.86000, Probation, Health Insurance	A1185.45000, Coroner, Fees For Services
\$10,000	A3140.86000, Probation, Health Insurance	A3021.10000, Public Safety, Salaries
\$1,207	A3140.86000, Probation, Health Insurance	A3140.10000, Probation, Salaries
\$1,150	A3140.86000, Probation, Health Insurance	A3141.10000, Alter to Inc. Salaries
\$2,800	A3140.86000, Probation, Health Insurance	A3141.86000, Alter. To Inc., Health Ins.
\$12,800	A3140.86000, Probation, Health Insurance	A6031.86000, Public Home Residents, HI
\$10,000	A2960.44000, Ed. Of Hand., Contracted Svs	A2960.86000, Ed. Of Hand., HI
\$30,000	A1420.86000, County Attorney, HI	A3150.10000, Jail, Salaries
\$30,000	A1410.86000, County Clerk, HI	A3150.10000, Jail, Salaries
\$1,500	A1680.41000, Info Service, Supplies	A1670.41000, Central Printing, Supplies
\$3,400	A1326.46000, Co. Treas. Property, Misc. Exp	A1326.10000, Co Treas. Property, Salaries
\$610	A1326.45000, Co Treas Property, Fees for Svs	A1326.10000, Co. Treas. Property, Salaries
\$2,000	A1620.25000, Buildings, Other Equipment	A1620.10100, Buildings, Perm. Part Time

and, be it further

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 23

REPORT AND RESOLUTION AMENDING RESOLUTION NO. 227 OF 2017 APPROVING 2018 STOP-DWI PLAN

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

WHEREAS, the New York State Legislature, by Chapter 913 of the Laws of 1981, established a Special Traffic Options Program for Driving While Intoxicated; and

WHEREAS, the said Law provides for the establishment of such a program by the counties of the State of New York; and

WHEREAS, the Herkimer County Legislature authorized by Resolution No. 270 for the year 1981, participation by the County of Herkimer in the STOP-DWI Program; and

WHEREAS, by letter dated December 16, 2017, Michael L. Edwards, STOP-DWI Coordinator, has advised that the submitted and approved 2018 STOP-DWI Plan for the year 2018 has to be amended to include the NYS STOP-DWI Foundation Crackdown grant in the amount of \$10,000 and a New York State budget allotment of a one-time STOP-DWI enhancement program in the amount of \$22,500, for approval by this Legislature; now, therefore, be it

RESOLVED:

1. That the Herkimer County Legislature hereby approves the amended STOP-DWI Plan for 2018;
2. That the funds accrued in the year 2017 and prior thereto be expended for the continuance of the STOP-DWI Program;
3. That the STOP-DWI Coordinator and Advisory Board submit timely reports regarding revenue obtained and expended within limits previously approved, to the appropriate committees of the County Legislature;
4. That the previous resolutions regarding the STOP-DWI Program be continued as resolved;
5. That certified copies of this Resolution be forwarded to the County Treasurer, Auditor, Budget Officer, STOP-DWI Coordinator and the New York State Department of Motor Vehicles.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 24

REPORT AND RESOLUTION ACCEPTING GRANT AND AMENDING BUDGET IN CONNECTION WITH RECEIPT OF STOP-DWI FUNDING

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

WHEREAS, by letter dated January 4, 2018, from Sheri A. Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that it is necessary to amend the Herkimer County Budget for 2017 in connection with the receipt of an additional award from the NYS Highway Safety Program Grant (STOP-DWI Crackdown) in the amount of \$650.00, which will be available to the local police departments that choose to participate, with the goal to reduce the number of crashes, injuries and deaths on New York's roads; and

WHEREAS, by letter dated January 4, 2017 from Sheri A. Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that it is necessary to amend the Herkimer County Budget for 2017 in connection with the receipt of said funding; now, therefore, be it

RESOLVED, that this Legislature accepts the award of a New York State Highway Safety Program Grant (STOP-DWI Crackdown) for 2017 in the amount of \$650.00 which will be available to the local police departments that choose to participate; and, be it further

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

RESOLVED, that the 2017 Herkimer County Budget is hereby amended as follows:

Revenue:	A3315A.3389E, Impaired Driving Det., DWI Crackdown	From: \$5,300 To: \$5,950
Appropriations:	A3315A.44000, Impaired Driving Det., Contracted Services	From: \$5,300 To: \$5,950

and, be it further

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 25

REPORT AND RESOLUTION IN CONNECTION WITH CONTRACT WITH THE NEW YORK STATE OFFICE OF COURT ADMINISTRATION TO PROVIDE CLEANING AND MINOR REPAIRS OF COURT FACILITIES

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

WHEREAS, by Resolution No. 266 duly adopted on November 13, 2013, this Legislature authorized an agreement with the New York State Unified Court System for the cleaning of court facilities, as well as minor and emergency repairs thereof, for a maximum of five years beginning April 1, 2013 through March 31, 2018; and

WHEREAS, by letter dated January 4, 2018, from Sheri Ferdula, Budget Officer and Purchasing Agent this Legislature is advised that the State of New York Unified Court System has submitted a renewal of the five year contract and requested that the Budget be approved and signed for the period commencing April 1, 2017 through March 31, 2018, with the maximum compensation for said period to be \$81,871.00; now, therefore, be it

RESOLVED, that the Chairman of this Legislature be, and he hereby is, authorized to execute the Annual Renewal Letter and Budget for the period April 1, 2018 through March 31, 2019 with the New York State Unified Court System for the cleaning of court facilities, as well as minor and emergency repairs thereof, for a maximum compensation of \$81,871.00 for said period; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer and New York State Office of Court Administration.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 26

REPORT AND RESOLUTION APPROVING EXTENSION OF CONTRACT FOR LAND AUCTION

Sponsored by: Committee on County Properties

WHEREAS, by Resolution No. 96 of 2013, this Legislature approved a contract with Michael W. Knapp, Jr. to conduct the auction for the In Rem Tax Foreclosure parcels for the year 2011 through 2016, in the amount of \$350 per parcel listed for sale on the day of the auction; and

WHEREAS, by letter dated January 4, 2018, Kimberlee Enea, County Treasurer has requested a one year extension of the contract to provide service for the 2018 (2016 In Rem) sale year, under the same terms and conditions; now, therefore, be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to enter into a one year contract extension with Michael W. Knapp, Jr., 2 Sunnybrook Lane, Utica, NY 13502, to conduct the auction for the In Rem Tax Foreclosure parcels for the year 2018 (2016 In Rem) sale year, under the same terms and conditions, with said contract to be subject to the approval of the Herkimer County Attorney; and, be it further

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 27

REPORT AND RESOLUTION AMENDING PART TIME SALARY SCHEDULE TO ADD POSITION IN HERKIMER COUNTY TREASURER'S OFFICE

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

WHEREAS, by letter dated December 20, 2017, Kimberlee Enea, County Treasurer, has requested that the part-time Salary Schedule be amended to establish a position of part-time County Property Agent at the hourly rate of \$23.94 per hour; and

WHEREAS, by letter dated January 2, 2018 from Steven R. Billings, Personnel Officer, your committees have been advised that the appropriate salary for said position should be \$23.94 per hour and be effective as of January 24, 2018; now, therefore be it

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

RESOLVED, that one part-time position of County Property Agent in the part-time Salary Schedule is hereby established at the hourly rate of \$23.94 per hour, for up to 520 hours, effective January 24, 2018 and with an end date of June 30, 2018; 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: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 28

REPORT AND RESOLUTION AWARDING BIDS FOR VEHICLES AND TRANSFERING FUNDS FOR PURCHASE IN SHERIFF'S DEPARTMENT

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

WHEREAS, by letter dated January 4, 2018, Sheri Ferdula, Budget Officer has advised that sealed bids were received, opened and read in accordance with law for the purchase of three (3) vehicles for the Herkimer County Sheriff's 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 minimum specifications for the vehicles; registrations will be done free of charge at the Herkimer DMV and each vehicle will have an additional \$22.50 added to each sales order for processing; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby awards bids for the purchase of the below listed vehicles for the Herkimer County Sheriff's Department:

2018 Van	\$28,213
2018 Utility	\$33,421
2018 Sedan	\$28,421

Carbone Auto Group
5194 Commercial Drive
Yorkville, NY 13495

and, be it further

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

\$39,903.50 FROM: A3170.44000, Correctional Facility, Contracted Services
 TO: A3110.23000, Sheriff, Motor Vehicles

\$69,517 From: A3170.44000, Correctional Facility, Contracted Services
 To: A3150.23000, Jail, Motor Vehicles.

And, be it further,

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 29

REPORT AND RESOLUTION AUTHORIZING CONTRACT TO UPGRADE VIDEO SURVEILLANCE SYSTEM AND APPROVING TRANSFER OF FUNDS IN THE SHERIFF'S DEPARTMENT

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

WHEREAS, by Resolution No. 285 adopted on October 22, 2008, this Legislature authorized a contract with Linstar, Inc. for the provision of a CCTV Video Surveillance System in the Herkimer County Correctional Facility; and

WHEREAS, by letter dated October 25, 2017, Sheri Ferdula, Budget Officer, has advised the Sheriff has requested to upgrade the existing system from analog to an IP digital video management platform; and

WHEREAS, the Budget Officer/Purchasing Agent further advises said upgrade equipment will be purchased from New York State Contract and will require a transfer in the 2017 budget; now, therefore be it

RESOLVED, that the Chairman of the Legislature is authorized to execute a contract with Linstar, Inc., 430 Lawrence Bell Drive, Buffalo, NY 14221 at a cost of \$40,952.40, for an upgrade to the current analog system of Video Surveillance to an IP digital video management platform, including a new server, with contract subject to the approval of the County Attorney's office; and, be it further

RESOLVED, that the County Treasurer is authorized and directed to transfer the following sum to the account as follows:

\$40,952.40 From: A4010.10000, Public Health, Salaries
 To: A3150.22000, Jail, Computer Equipment

and, be it further

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 30

REPORT AND RESOLUTION AUTHORIZING RENEWAL OF CONTRACT FOR FUNDING OF CHILDHOOD LEAD POISONING PREVENTION SCREENING SERVICES GRANT AND AMENDING BUDGET

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

WHEREAS, by Resolution No. 228 for the year 1990, this Legislature authorized a contract with the New York State Department of Health to provide grant funding for the Childhood Lead Poisoning Prevention Program screening services and to increase public knowledge about lead poisoning and its prevention, which contract has been continued for each year thereafter; and

WHEREAS, by letter dated December 7, 2017 from Christina Cain, Director of Public Health, your Committees have been advised of a request to renew said agreement with the New York State Department of Health for the term commencing October 1, 2017 and ending September 30, 2018, with funding for this period to be in the amount of \$39,826.00; and

WHEREAS, by letter dated January 4, 2018, from Sheri A. Ferdula, Budget Officer, this Legislature is advised of a request to amend the 2017 Budget in connection with the receipt of funding for the Childhood Lead Poisoning Prevention Program for the Herkimer County Public Health Nursing Service for the period October 1, 2017 through September 30, 2018 in the total amount of \$39,826.00; now, therefore, be it

RESOLVED, that the Chairman of this Legislature be, and he hereby is, authorized to execute a contract in the amount of \$39,826.00 with the New York State Department of Health to continue the Childhood Lead Poisoning Prevention Program in the County of Herkimer for the period October 1, 2017 to September 30, 2018, unless terminated in accordance with the terms thereof; and, be it further

RESOLVED, that the 2017 Herkimer County Budget is hereby amended as follows:

Revenue Account:

A4189L.4489B, Lead Prevention,	From:	\$0
State Aid	To:	\$39,826

Expense Account:

A4189L.10000-001, Lead Prev., Salaries	From:	\$0
	To:	\$29,150

A4189L.41000, Lead Prev., Supplies	From:	\$0
	To:	\$3,000

A4189L.46100, Lead Prev., Mileage	From:	\$0
	To:	\$300
A4189L.46300, Lead Prev., Postage	From:	\$0
	To:	\$1,500
A4189L.86000, Lead Prev., Health Ins.	From:	\$0
	To:	\$5,876

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 the New York State Department of Health.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 31

REPORT AND RESOLUTION AMENDING PART TIME SALARY SCHEDULE TO ESTABLISH POSITION IN HERKIMER COUNTY PUBLIC HEALTH NURSING DEPARTMENT

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

WHEREAS, by letter dated January 4, 2018, Christina Cain, Director of Public Health, has requested that the part-time Salary Schedule be amended to establish a position of part-time Supervising Community Health Nurse at the hourly rate of \$29.98 per hour; and

WHEREAS, by letter dated January 4, 2018 from Steven R. Billings, Personnel Officer, your committees have been advised that the appropriate salary for said position should be \$29.98 per hour and be effective as of January 25, 2018; and

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

RESOLVED, that one part-time position of Supervising Community Health Nurse in the part-time Salary Schedule, in Account A4010 is hereby established at the hourly rate of \$29.98 per hour, effective January 25, 2018 ; 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 Personnel Officer.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 32

REPORT AND RESOLUTION AMENDING SALARY SCHEDULE NO. II FOR POSITION CHANGES IN HERKIMER COUNTY PUBLIC HEALTH NURSING SERVICES DEPARTMENT

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

WHEREAS, by letter dated January 17, 2018, Christina Cain, Director of Public Health, has requested that the position of Supervising Community Health Nurse in Account A4059 be deleted and one full-time position of Supervisor, Children with Special Needs in Account A4059 be established in the 2018 Salary Schedule II at the annual base pay of \$41,000; and

WHEREAS, letter further requests that the salary of Supervising Community Health Nurse in Account A4010 be increased to \$52,000, effective January 25, 2018; and

WHEREAS, by letter dated January 12, 2018, Steven R. Billings, Personnel Officer, your committees have been advised that the appropriate salary for said position in A4059 should be \$41,000 base pay and said position in A4010 should be \$52,000 and be effective as of January 25, 2017; now, therefore be it

RESOLVED, that one full-time position of Supervising Community Health Nurse in Account A4059 in the 2018 Salary Schedule II is hereby deleted and one full-time position of Supervisor, Children with Special Needs in Account A4059 is hereby established at the base annual salary of \$41,000 effective January 24, 2018; and, be it further

RESOLVED, that the salary of Supervising Community Health Nurse in Account A4010 be increased to \$52,000, effective January 24, 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 Public Health.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 33

REPORT AND RESOLUTION APPROVING 2017 HERKIMER COUNTY HAZARD MITIGATION PLAN

Sponsored by: Committee on Public Safety/Emergency Management

WHEREAS, by letter dated December 29, 2017, Matthew Palumbo, Director of Emergency Services/E911 has advised the 2017 Hazard Mitigation plan has been reviewed and approved by FEMA; and

WHEREAS, letter further states the following municipalities participated and are eligible for mitigation funding:

Village of Dolgeville, Town of Fairfield, Town of Frankfort, Village of Frankfort, Town of German Flatts, Town of Herkimer, Village of Herkimer, Village of Ilion, Town of Litchfield, Town of Little Falls, City of Little Falls, Town of Manheim, Village of Mohawk, Town of Norway, Town of Ohio, Town of Russia, Town of Salisbury, Town of Webb, Town of Winfield; and

WHEREAS, Resolutions adopting the Plan have been done by the following municipalities:

City of Little Falls, Town of Fairfield, Town of Frankfort, Town of German Flatts, Town of Herkimer, Town of Litchfield, Town of Little Falls, Town of Manheim, Village of Dolgeville, Village of Frankfort, Village of Herkimer, Village of Ilion, Village of Mohawk; and

WHEREAS, the Director of Emergency Management has advised that he has reviewed the plan and requests acceptance of the 2017 Hazard Mitigation Plan; now, therefore be it

RESOLVED, that the 2017 Herkimer County Hazard Mitigation Plan is hereby adopted by the Herkimer County Legislature; 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: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 34

REPORT AND RESOLUTION AUTHORIZING CONTRACT FOR MOBILE APPLICATION FOR USE WITH SMARTPHONES IN EMERGENCY SERVICES DEPARTMENT

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

WHEREAS, by letter dated December 29, 2017 from Matthew Palumbo, Director of Emergency Services, request has been made to enter into a contract with MyEMAapp for the purpose of allowing users to access a blog, receive notifications/alerts, allow users to report a tip/damage, traffic issues, power issues, weather events and training classes; MyEMAapp will be linked to the Emergency Services social media accounts; and

WHEREAS, the cost of the application is \$12,985, which will be paid for with 2017 Emergency Management Performance Grant Funding; now, therefore be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute a contract between the County of Herkimer and MyEMAapp, 660 North College St., Suite C, Auburn, AL 36830, for the purpose of allowing users to access a blog, receive notifications/alerts, allow users to report a tip/damage, traffic issues, power issues, weather events and training classes; MyEMAapp will be linked to the Emergency Services social media accounts; and, be it further

RESOLVED, that said contract to be subject to the approval of the Herkimer County Attorney; and, be it further

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 35

RESOLUTION AUTHORIZING CHAIRMAN OF THE LEGISLATURE TO SIGN AND ESTABLISH DOG QUARANTINE FOR 2018

Sponsored by: Committee on Natural Resources

WHEREAS, the deer population in the County of Herkimer may suffer depredation due to dogs attacking, chasing and worrying deer; now, therefore, be it

RESOLVED:

1. That the Herkimer County Legislature hereby determines that the deer population in the County of Herkimer is suffering depredation due to dogs attacking, chasing and worrying deer;
2. That pursuant to Section 122 of the Agriculture and Markets Law of the State of New York, the Herkimer County Legislature hereby authorizes the Chairman of the County Legislature to sign an Order requiring that all dogs in the County of Herkimer shall be securely confined during the period of time designated in the Order or until such time as the Order is revoked;
3. That notice of such Order shall be given by publication in the Times Telegram, and by filing a copy of said Order in the office of each town clerk in the area affected by such Order;
4. That such Order shall be in full force and effect at the expiration of twenty four hours following publication of such order.
5. That certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer and each town clerk in the area affected by said Order.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 36

RESOLUTION APPOINTING REPRESENTATIVES OF INTERCOUNTY LEGISLATIVE COMMITTEE OF THE ADIRONDACKS

Sponsored by: Committee on Natural Resources

WHEREAS, the Counties of Essex, Hamilton, Herkimer, Lewis, St. Lawrence, Washington, Saratoga, Clinton, Franklin, Fulton and Warren have established the Intercounty Legislative Committee of the Adirondacks for the purpose, among other things, of initiating and taking positions on pending legislation affecting the Adirondack area; now, therefore, be it

RESOLVED, that Bernard Peplinski, Sr., Chairman of the Herkimer County Legislature, Vincent J. Bono, Vice-Chairman of the Herkimer County Legislature, Legislator Raymond Smith, Legislator Patrick E. Russell, Legislator Frederick Shaw, and James W. Wallace, County Administrator, be and hereby are designated as representatives of the County of Herkimer on the Intercounty Legislative Committee of the Adirondacks during the year 2018; and be it further

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 37

RESOLUTION REAPPOINTING COUNTY ADMINISTRATOR

**Sponsored by: Committee on Administration/Veterans' Affairs
Committee on Ways and Means**

WHEREAS, by Local Law No. 3 for 1976, this Legislature established the position of County Administrator; now, therefore, be it

RESOLVED, that James W. Wallace, Jr., of Mohawk, New York, be and he hereby is, reappointed County Administrator of the County of Herkimer for a term of three years commencing February 12, 2018, at the base annual salary of \$104,115; and, be it further

RESOLVED, that Herkimer County Salary Schedule I is hereby amended to reflect said change; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Personnel Officer, County Clerk and James W. Wallace, Jr.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 38

RESOLUTION REQUESTING AUTHORITY TO EXTEND THE IMPOSITION OF A MORTGAGE RECORDING TAX

**Sponsored by: Committee on Administration/Veterans' Affairs
Committee on Ways and Means**

WHEREAS, Local Law No. 1 for the year 2005 imposed a mortgage recording tax within the County of Herkimer, pursuant to Section 253-c of the Tax Law, Chapter 549 of the Laws of 2005, as amended by Chapter 474 of the Laws of 2006; and

WHEREAS, Local Law No. 3 for the year 2016 extended the mortgage recording tax to December 1, 2018, pursuant to Section 253-u of the Tax Law, Chapter 125; and

WHEREAS, the County of Herkimer is faced with continuing fiscal pressure in the foreseeable future, and wishes to minimize the burden on local property taxpayers; and

WHEREAS, because of said requirements and others, this County Legislature finds it necessary to request an extension of the county mortgage recording tax; now, therefore, be it

RESOLVED, that this Legislature hereby requests that the Assemblypersons and State Senators elected to represent Herkimer County in the New York State Legislature cause to be introduced in the Assembly and in the Senate bills to allow Herkimer County to extend, by local law or resolution, a mortgage recording tax in the amount of twenty-five cents for each one hundred dollars and each remaining major fraction thereof of principal debt or obligation which is secured by a mortgage on real property situated within the County, with such tax to mirror the state mortgage recording tax, except that the deposit of all revenue received pursuant to such tax, after deducting administration expenses, shall be into the general fund of Herkimer County, with the revenue from such mortgage recording tax to be used for any county purpose, and that the New York State Tax Law and whatever other sections of law are necessary to fulfill this purpose be amended; and, be it further

RESOLVED, that our said representatives in the State Legislature make every effort to secure prompt passage of said legislation to the end that Herkimer County may receive the benefits of said legislation at the earliest date possible; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to Senator James L. Seward, Senator James Tedisco, Assemblyman Marc W. Butler, Assemblyman Anthony J. Brindisi and Assemblyman Brian D. Miller.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 39

RESOLUTION APPROVING EXECUTION OF CONTRACT WITH SIMMONS, HANLEY, CONROY, LLC. FOR OPIOID LITIGATION REPRESENTATION

Sponsored by: Committee on Ways & Means

WHEREAS, Herkimer County is concerned about the increasing numbers of Herkimer County residents who are addicted to or abuse opioid medications; and

WHEREAS, Herkimer County is responsible for a number of programs and services which require the County to expend resources to assist individuals who abuse or are addicted to opioid medications; and

WHEREAS, Herkimer County has been informed that numerous counties and states across the country have filed or intend to file lawsuits against certain of the opioid manufacturers and other parties in an effort to force persons and entities responsible for increasing opioid addiction and abuse to assume financial responsibility for costs associated with services for such individuals; and

WHEREAS, Herkimer County has reviewed proposals of the law firms of Simmons, Hanley, Conroy, LLC.; Napoli Shkolnik PLLC.; and Brindisi, Murad, Brindisi & Pearlman, LLP et al; and

WHEREAS, Simmons, Hanley, Conroy, LLC. has proposed to represent the County of Herkimer based on a percentage contingency fee of 25% of all gross recoveries; and

WHEREAS, all of the costs and expenses associated with claims of the claims against certain of the opioid manufacturers of other parties would be borne by Simmons, Hanley, Conroy, LLC.; now, therefore be it

RESOLVED, that the litigation against the opioid manufacturers and other parties is hereby authorized; and, be it further

RESOLVED, that the Chairman of this Legislature is authorized to execute all necessary documents to initiate such litigation; and, be it further

RESOLVED, that the Chairman of the County Legislature is authorized to enter into an agreement with Simmons, Hanley, Conroy, LLC, 1 Court St., Alton, Illinois 62002, for the purpose of pursuing legal action against opioid manufacturers and other responsible parties to recover some or all of costs incurred by Herkimer County as a result of opioid addiction and or abuse by residents of Herkimer County; and, be it further

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

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 40

RESOLUTION CALLING ON THE GOVERNOR TO DELAY THE PISTOL PERMIT RECERTIFICATION DEADLINE

**Sponsored by: Committee on Administration/Veterans' Affairs
Committee on Public Safety/Emergency Management**

WHEREAS, the right to bear arms is guaranteed by the Second Amendment of the U.S. Constitution, as well as the Civil Rights Law of the State of New York; and

WHEREAS, the New York State Secure Ammunition and Firearms Enforcement Act of 2013 which was rushed to passage by the New York State Senate, Assembly and Governor, will have a detrimental effect on hunters, sportsmen and legal gun owners, as well as the Remington Arms Company; and

WHEREAS, this legislation imposes burdensome new regulations upon law abiding gun owners and will curtail the rights of law abiding citizens of this State; and

WHEREAS, this legislation, while denying the rights of law abiding citizens, fails to address the problem of acts of violence perpetrated by criminals and those who are dangerously mentally ill; and

WHEREAS, this legislation creates an environment in the state which is hostile to gun manufacture and ownership; and

WHEREAS, the New York State Secure Ammunition and Firearms Enforcement Act of 2013 also requires that holders of pistol permits will recertify their firearms license by January 31, 2018 or have their license revoked; and

WHEREAS, this is a new requirement and another example of the regulations which curtail the rights of law abiding citizens of this state; and

WHEREAS, this requirement may not be widely understood by holders of pistol permits in the state; now, therefore be it

RESOLVED, that the Herkimer County Legislature urges the Governor to delay or extend the pistol permit deadline in order to allow the law abiding holders of pistol permits in the state additional time to meet this requirement; and be it further

RESOLVED, that the Clerk of the Legislature shall send a certified copy of this Resolution to the Governor of the State of New York, Senate Majority Leader John Flanagan, Senator James L. Seward, Senator James Tedisco, Assemblyman Marc W. Butler, Assemblyman Brian Miller, Assemblyman Anthony J. Brindisi, Superintendent of the New York State Police, Herkimer County Sheriff, New York State Association of Counties and InterCounty Legislative Committee of the Adirondacks.

Dated: January 24, 2018.



HERKIMER COUNTY LEGISLATURE

No. 41

RESOLUTION AMENDING RESOLUTION NO. 146 OF 2004 TO EXTEND THE ANNUAL THIRTY-DAY PERIOD FOR THE INCLUSION OF VIABLE AGRICULTURAL LAND WITHIN A CERTIFIED AGRICULTURAL DISTRICT

Sponsored by: Committee on Natural Resources

WHEREAS, by Resolution No. 146 of 2004, this Legislature established an annual thirty-day period for the inclusion of viable agricultural land with a certified Agriculture District; and

WHEREAS, the annual thirty-day period recommended by the Herkimer County Agricultural and Farmland Protection Board is the month of January; and

WHEREAS, it is the recommendation of your committee and this legislature that the annual thirty-day period for the year 2018 be extended to February 28, 2018, to provide proper notification; now, therefore be it

RESOLVED, that the annual thirty-day period for the inclusion of viable agricultural land with a certified Agriculture District for 2018, be extended to February 28, 2018; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the New York State Commissioner of Agriculture and Markets, Herkimer County Agricultural and Farmland Protection Board, Herkimer-Oneida Counties Comprehensive Planning and Herkimer County Soil & Water Conservation District.

Dated: January 24, 2018