

MINUTES
Herkimer County Legislature
Fourth Quarter – First Day
Wednesday, October 6, 2010
2:00 p.m.

This Session of the Herkimer County Legislature was called to order by Chairman Raymond Smith at 2:07 p.m.

Chairman Smith called on County Administrator Wallace, to lead the Legislature in the Pledge of Allegiance.

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

Present: Rose, Keblish, Stone, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (12).

Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

Pursuant to Rule 8 of the Rules of the County Legislature, Chairman Smith asked if there were any objections or corrections to the minutes of September 15, 2010. There were no objections and the minutes were approved.

Chairman Smith dispensed with the regular session to allow for a presentation and called on Legislator Bono. Mr. Bono presented a proclamation to the Working Solutions One Stop employees in recognition of their receipt of a Jobs for Veterans State Grant Award for excellence in provision of employment, training and placement services for veterans.

Pursuant to Rule 11, Chairman Smith opened the floor for public comment. There were no individuals signed up to speak.

Chairman Smith 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 Rose requested Communication No. 363 be read.

No. 338 – A communication was received from the County Treasurer submitting the report of canceled and rejected taxes. Referred to the Committee on Ways and Means.

No. 339 – A communication was received from the Soil and Water Conservation District submitting minutes of 9/14/10. Ordered filed.

No. 340 – A communication was received from the Oneida-Herkimer Solid Waste Authority submitting minutes of 6/21/10. Ordered filed.

No. 341 - A communication was received from the State office for the Aging advising of notification of grant award. Ordered filed.

No. 342 – A communication was received from the Office of Community Renewal advising of the award of a Block Grant to establish a Herkimer County Microenterprise program. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 343 – A communication was received from Capital District OTB submitting financial reports for June and July. Ordered filed.

No. 344 – A communication was received from the Director of Employment & Training requesting approval of the Workforce Investment Board Budget. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No 345 – A communication was received from the Director of Emergency Services requesting approval of a Homeland Security Grant. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 346 – A communication was received from the Budget Officer submitting requests for transfers of funds. Referred to the Committee on Ways and Means.

No. 347 – A communication was received from the Director of the Office for the Aging requesting renewal of contract with Senior Network Health. Referred to the Committee on Human Resources and the Committee on Ways and Means.

No. 348 – A communication was received from the Director of Emergency Services requesting approval of the Homeland Security Grant. Referred to the Committee on Public Safety/Emergency Management and the committee on Ways and Means.

No. 349 – A communication was received from the Director of Emergency Services requesting renewal of lease for tower site. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 350 – A communication was received from the Executive Director of the IDA requesting approval of agreement to receive Community Development Block Grant. Referred to the Committee on County Planning and Development and the Committee on Ways and Means.

No. 351 – A communication was received from the Town of Ohio submitting copy of resolution to regulate outdoor boilers under home rule. Ordered filed.

No. 352 – A communication was received from the District Attorney advising of receipt of Crime Victims Program Grants. Referred to the Committee on Public Safety/Emergency Management and the Committee on Ways and Means.

No. 353 – A communication was received from the Director of Public Health advising of receipt of funding for Emergency Preparedness and Response for Bioterrorism Plan. Referred to the Committees on Human Resources and Ways and Means.

No. 354 – A communication was received from the Personnel Officer submitting request for agreement for summary plan descriptions for health insurance plans. Referred to the committee on Ways and Means.

No. 355 – A communication was received from the Director of Information Services requesting extension of part-time position. Referred to the Committees on Information Services and Ways and Means.

No. 356 – A communication was received from the Budget Officer submitting request for budget amendment in connection with receipt of Homeland Security Grant. Referred to the Committee on Public Safety and Emergency Management and the Committee on Ways and Means.

No. 357 – A communication was received from the Director of Community Services submitting September activities update. Ordered filed.

No. 358 – A communication was received from the Budget Officer submitting request for authorization to advertise for bids for provision of logging on county owned property. Referred to the Committee on Ways and Means.

No. 359 - A communication was received from the Budget Officer submitting request for budget amendment in connection with Snowmobile Trail Maintenance program. Referred to the Committee on Ways and Means.

No. 360 – A communication was received from the Budget officer submitting request for budget amendment in connection with receipt of Bioterrorism Grant funding for Public Health. Referred to the Committees on Human Resources and Ways and Means.

No. 361 – A communication was received from the Budget Officer submitting request for budget amendment in connection with the receipt of Crime Victims Grant. Referred to the Committee on Public Safety/Emergency Management and Committee on Ways and Means.

No. 362 – A communication was received from the Director of Public Health submitting request for billing training for Preschool Education Programs. Referred to the Committees on Human Resources and Ways and Means.

No. 363 – A communication was received from the Director of Public Health requesting staffing change. Referred to the Committees on Human Resources and Ways and Means.

No. 364 – A communication was received from the Director of the Office for the Aging requesting extension of Point of Entry funding. Referred to the Committees on Human Resources and Ways and Means.

No. 365 – A communication was received from the State Fish & Wildlife Management Board. Referred to the Committee on Natural Resources.

No. 366 – A communication was received from the Sheriff submitting the monthly report for August. Referred to the Committee on Public Safety and Emergency Management.

No. 367 – A communication was received from JoAnn Richards submitting her resignation from the Youth Advisory Board. Ordered filed.

No. 368 – A communication was received from the Budget Officer submitting recommendation of rejection of bid for highway equipment. Referred to the Committee on Highways.

On motion of Mr. Bono, seconded by Mr. Shaw, Report and Resolution No. 251 (Unfinished Business from 9/15/10) of the Committee on Ways and Means authorizing participation in the production of a tourism brochure was handed up; debate was held, was voted on and adopted by voice vote:

For: Ayes (11).

Against: Rose (1). Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 251

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS
AUTHORIZING PARTICIPATION IN THE PRODUCTION OF TOURISM
BROCHURE**

WHEREAS, by letter dated September 15, 2010, James W. Wallace, Jr., County Administrator, has submitted a request to participate with the Herkimer County Chamber of Commerce with the production of a tourism brochure for Herkimer County for the 2010-2011 year; and

WHEREAS, said letter further requests contribution of up to \$4,000 for the production of this brochure upon the approval of the Committee on Ways and Means; now, therefore, be it

RESOLVED, that this Legislature hereby approves participation in the sum of up to \$4,000 with the Herkimer County Chamber of Commerce for the production of a tourism brochure for Herkimer County, upon the rendering of a verified account with certified vouchers and the delivery of a memorandum receipt, signed by the principal officer and disbursing officer of such organization, agreeing to comply with the terms of this resolution; and, be it further

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

Dated: October 6, 2010.

PATRICK E. RUSSELL
DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Shaw, seconded by Mr. Keblish and Mr. Stone, Report and Resolution No. 254 of the Committee on Administration/Veterans' Affairs adopting annual report of County Clerk was handed up; there being no debate, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 254

**REPORT AND RESOLUTION OF THE COMMITTEE ON
ADMINISTRATION/VETERANS' AFFAIRS ADOPTING ANNUAL REPORT OF
COUNTY CLERK**

Your Committee on Administration/Veterans' Affairs, to which was referred the Annual Report of Sylvia M. Rowan, County Clerk, pertaining to monies received by her office for the period ending December 31, 2009, respectfully reports and offers the following Resolution:

RESOLVED, that the Annual Report of the Herkimer County Clerk for the year 2009 be adopted and printed in the Proceedings of the Herkimer County Legislature for the year 2009.

Dated: October 6, 2010.

JEAN E. MANEEN
BRUCE WEAKLEY
FREDERICK J. SHAW, JR.
PETER F. MANNO
STEPHEN N. KEBLISH, JR.
JOHN L. BREZINSKI
Committee on
Administration/Veterans' Affairs

On motion of Mr. Russell, seconded by Mr. Weakley, Report and Resolution No. 255 of the Committee on Ways and Means authorizing relating to Canceled Taxes and Rejected Taxes was handed up; there being no debate, was voted on and adopted by roll call vote:

For: Rose, Keblish, Stone, Manno, Smith, Bono, Ackerman, Peplinski, Korce, Russell, Shaw, Weakley (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 255

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS
RELATING TO CANCELED TAXES AND REJECTED TAXES**

Your Committee on Finance, to which was referred the reports of the County Treasurer, with account attached thereto, showing the amounts of canceled taxes and rejected taxes as of September 3, 2010 which should be charged back to the respective towns, municipalities and districts set forth on said account, does respectfully report that we have examined the same, inquired into the subject matter thereof, and offer the following Resolution:

RESOLVED, that the following amounts be charged to the respective towns, municipalities and districts as set forth on said account and that the portion of said canceled taxes and rejected taxes be included in the various towns' tax levies for the coming year as follows:

	Rejected Taxes	Canceled Taxes	Total	Town Portion For Levy
City of Little Falls		2003.74	2003.74	
Frankfort		2217.41	2217.41	892.00
German Flatts		1402.82	1402.82	8.00
Herkimer		234.60	234.60	83.48
Litchfield		32.28	32.28	12.03
Webb		<u>498.43</u>	<u>498.43</u>	<u>498.43</u>
Totals		6,389.28	6,389.28	1,493.94

and, be it further

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

Dated: October 6, 2010.

PATRICK E. RUSSELL
DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Bono, seconded by Mr. Peplinski, Report and Resolution No. 256 of the Committee on Ways and Means and the Committee on Human Resources authorizing renewal of contract with Senior Network Health was handed up; there being no debate, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 256

REPORT AND RESOLUTION OF THE COMMITTEES ON HUMAN RESOURCES AND WAYS AND MEANS AUTHORIZING RENEWAL OF CONTRACT WITH SENIOR NETWORK HEALTH

WHEREAS, by letter dated September 22, 2010 from Mary A. Scanlon, Director of the Office for the Aging this Legislature is advised of a request to enter into a contract renewal with Senior Network Health, LLC of Utica, New York, for the Office for the Aging to provide contracted services to the clients of Senior Network Health in Herkimer County; and

WHEREAS, the Office for the Aging will provide home delivered meals, nutrition education, nutritional counseling, as well as attend meetings as necessary, with said services to be reimbursed at 100%; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into a renewal of the contractual arrangement with Senior Network Health, LLC, 430 Court Street, Utica, New York 13502, to provide contracted services by the Herkimer County Office for the Aging as above described from November 1, 2010 to October 31, 2011, with the renewal of one additional term of one year by written consent of the parties on the same or more favorable terms and conditions to 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 Senior Network Health, LLC.

Dated: October 6, 2010.

VINCENT J. BONO
JEAN E. MANEEN
PETER F. MANNO
LEONARD R. HENDRIX
JOHN J. PISECK, JR.
HELEN T. ROSE
Committee on Human Resources

PATRICK E. RUSSELL

DENNIS KORCE

VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Bono, seconded by Mr. Russell, Report and Resolution No. 257 of the Committee on County Planning and Development and the Committee on Ways and Means approving the Workforce Investment Board 2010-2011 Budget was handed up; there being no debate, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 257

REPORT AND RESOLUTION OF THE COMMITTEE ON COUNTY PLANNING AND DEVELOPMENT AND THE COMMITTEE ON WAYS AND MEANS APPROVING THE WORKFORCE INVESTMENT BOARD 2010-2011 BUDGET

WHEREAS, by letter dated September 15, 2010, Karin Zipko, Employment & Training Director, has advised that the Workforce Investment Board has prepared and submitted the General Operating Budget for 2010-2011; and

WHEREAS, the Workforce Investment Act of 1998 requires approval of said budget by the Chief Elected Officials of Herkimer, Madison and Oneida Counties; now, therefore, be it

RESOLVED, that the execution by the Chairman of this Legislature of approval of the Workforce Investment Board 2010-2011 Annual Budget is hereby authorized; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Employment & Training Director, Oneida County Executive, Chairman of the Madison County Board of Supervisors and Director of the Workforce Investment Board.

Dated: October 6, 2010.

JOHN J. PISECK
VINCENT J. BONO
PATRICK E. RUSSELL
BERNARD E. PEPLINSKI
FREDERICK J. SHAW, JR.

KURT J. ACKERMAN
**Committee on County Planning and
Development**

PATRICK E. RUSSELL
DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Ackerman, seconded by Mr. Bono, Report and Resolution No. 258 of the Committee on Public Safety/Emergency Management Committee and the Committee on Ways and Means regarding maintenance agreement for Fireblast Training Simulator was handed up; debate was held, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 258

**REPORT AND RESOLUTION OF THE COMMITTEE ON PUBLIC SAFETY AND
EMERGENCY MANAGEMENT AND THE COMMITTEE ON WAYS AND MEANS
REGARDING MAINTENANCE AGREEMENT FOR FIREBLAST TRAINING
SIMULATOR**

WHEREAS, by Resolution No. 185 of 2006 this Legislature approved a three year maintenance service agreement with Fireblast 451, Inc., to perform certain maintenance work on the Fireblast Training Simulator, which is used as a valuable shared training resource in Herkimer County; and

WHEREAS, by letter received September 21, 2010 , Robert A. Vandawalker, Director of Emergency Services, has requested renewal of said contract for a period of three years at a cost of \$8,000.00 per year; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is authorized to enter into a Maintenance Service Agreement with Fireblast 451, Inc., 545 Monica Circle, Corona, CA 92880 to perform certain maintenance work on the Fireblast Training Simulator at a cost of \$8,000 per year for three years, with the Agreement as approved by the County Attorney's Office; 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 Fireblast 451, Inc.

Dated: October 6, 2010.

LEONARD R. HENDRIX
VINCENT J. BONO
JEFFREY M. STONE
DENNIS KORCE
ROBERT N. HYDE
BRUCE WEAKLEY
**Committee on Public Safety and
Emergency Management**

PATRICK E. RUSSELL
DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Peplinski, seconded by Mr. Bono, Report and Resolution No. 259 of the Committee on Ways and Means and the Committee on Public Safety and Emergency approving lease for communication system tower site was handed up; there being no debate, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 259

**REPORT AND RESOLUTION OF THE COMMITTEE ON PUBLIC SAFETY AND
EMERGENCY MANAGEMENT AND THE COMMITTEE ON WAYS AND MEANS
APPROVING LEASE FOR COMMUNICATION SYSTEM TOWER SITE**

WHEREAS, by Resolution No. 193 duly adopted on July 7, 2007, this Legislature authorized a lease agreement for a period of five years with Jan and Rons Pence for property located at 326 Spohn Road in the Town of Columbia to develop a new transmitter site to enhance public safety communications in southern Herkimer County; and

WHEREAS, by letter dated September 16, 2010 from Robert Vandawalker, Director of Emergency Services, this Legislature is advised of a request for a new five year lease between

the County of Herkimer and Jan and Rons Pence, at the rate of \$2,987 for the first year, with a 3 percent escalator each year for the term of the contract; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into a lease agreement for a period of five years with Jan Pence and Rons Pence, 132 Spohn Road, Ilion, New York, for lease of premises located at 326 Spohn Road in the Town of Columbia at the following annual rates: in the Town of Warren, Herkimer County, New York at the following annual rates for rent: Year 2010 - \$2,987; Year 2011 - \$3,076; Year 2012 - \$3,168; Year 2013 - \$3,263; Year 2014 - \$3,361, and upon such terms and conditions as approved by 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 Director of Emergency Services.

Dated: October 6, 2010.

LEONARD R. HENDRIX
VINCENT J. BONO
JEFFREY M. STONE
DENNIS KORCE
ROBERT N. HYDE
BRUCE WEAKLEY
**Committee on Public Safety and
Emergency Management**

PATRICK E. RUSSELL
DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Stone, seconded by Mr. Peplinski and Mr. Shaw, Report and Resolution No. 260 of the Committee on Ways and Means and the Committee on Public Safety and Emergency Management accepting grant and amending Budget for FY09-2012 State Homeland Security Funding for Office of Emergency Services was handed up; there being no debate, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 260

REPORT AND RESOLUTION OF THE COMMITTEE ON PUBLIC SAFETY AND EMERGENCY AND COMMITTEE ON WAYS AND MEANS ACCEPTING GRANT AND AMENDING BUDGET FOR FY09-2012 STATE HOMELAND SECURITY FUNDING FOR OFFICE OF EMERGENCY SERVICES

WHEREAS, by letter dated September 16, 2010, from Robert Vandawalker, Director of Emergency Services, this Legislature is advised of the receipt of a grant through the Homeland Security Grant Program in the amount of \$132,722.00, a portion of which grant will be used on a required Mandatory Grant Initiative to include a study of fire department consolidation, with the remainder of said grant to be spent on upgrades to the 911 system and radio systems to reduce county costs; and

WHEREAS, by letter dated September 30, 2010, from Bernard E. Decker, this Legislature is advised that it will be necessary to amend the 2010 Herkimer County Budget in connection with the receipt of said funding; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute a contract with the New York State Office of Homeland Security to receive \$132,722.00 through the 2009-2012 Homeland Security Grant Program; and, be it further

RESOLVED, that the 2010 Herkimer County Budget is hereby amended as follows:

<u>Revenue</u>	<u>From</u>	<u>To</u>
A3020A.3389G, Emergency Management Homeland Security Grant	\$-0-	\$132,722.00
<u>Appropriation</u>		
A3020A.25000, Emergency Management Homeland Security – Other Equipment	\$114,048.85	\$220,770.85
A3020A.44000, Emergency Management Homeland Security – Contracted Services	\$-0-	\$ 26,000.00

And, be it further

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

Dated: October 6, 2010.

LEONARD R. HENDRIX
 VINCENT J. BONO
 JEFFREY M. STONE
 DENNIS KORCE
 ROBERT N. HYDE
 BRUCE WEAKLEY
**Committee on Public Safety and
 Emergency Management**

PATRICK E. RUSSELL
DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Shaw, seconded by Mr. Russell and Mr. Bono, Report and Resolution No. 261 of the Committees on Ways and Means authorizing acceptance of grant from the New York State Office of Community Renewal totaling \$200,000 to establish county-wide Microenterprise Program was handed up; debate was held, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 261

REPORT AND RESOLUTION OF THE COMMITTEE ON COUNTY PLANNING AND DEVELOPMENT AND THE COMMITTEE ON WAYS AND MEANS AUTHORIZING ACCEPTANCE OF GRANT FROM THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL TOTALING \$200,000 TO ESTABLISH COUNTY-WIDE MICROENTERPRISE PROGRAM

WHEREAS, by letter dated September 24, 2010 from Mark Feane, Executive Director of the Herkimer County Industrial Development Agency, this Legislature is advised of the award of a New York State Community Development Block Grant through the Office of Community Renewal totaling \$200,000; and

WHEREAS, this Community Development Block Grant will provide funding assistance to establish a county wide Microenterprise Program, which will allow for grant assistance projects resulting in the creation of new jobs for small businesses in Herkimer County; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is authorized to execute a grant agreement, subject to the approval of the Herkimer County Attorney, with the Office of Community Renewal, in connection with the receipt of a Community Development Block Grant in the total amount of \$200,000 which grant will be used to establish a county wide Microenterprise Program; 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 Herkimer County Industrial Development Agency and the Office of Community Renewal.

Dated: October 6, 2010.

JOHN J. PISECK, JR.
VINCENT J. BONO
PATRICK E. RUSSELL
BERNARD E. PEPLINSKI
FREDERICK J. SHAW, JR.
KURT J. ACKERMAN
**Committee on County Planning and
Development**

PATRICK E. RUSSELL
DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Bono, seconded by Mr. Peplinski, Report and Resolution No. 262 of the Committee on Ways and Means and the Committee on Public Safety and Emergency Management amending budget in connection with Crime Victims Services Grant for District Attorney's Office was handed up; there being no debate, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 262

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS AND
THE COMMITTEE ON PUBLIC SAFETY AND EMERGENCY MANAGEMENT
AMENDING BUDGET IN CONNECTION WITH CRIME VICTIMS SERVICES
GRANT FOR DISTRICT ATTORNEY'S OFFICE**

WHEREAS, by letter dated September 30, 2010, from Bernard E. Decker, Budget Officer, this Legislature is advised of a request to amend the 2010 Budget in connection with the receipt of funding for the 2010/2011 the Crime Victims Services Grant for the District Attorney's Office; now, therefore, be it

RESOLVED, that the 2010 Herkimer County Budget is hereby amended as follows:

<u>Revenue:</u>	<u>From:</u>	<u>To:</u>
A1169.3389C, Crime Victims Grant	\$ -0-	\$52,323.00
 <u>Appropriation:</u>		
A1169.10000-001, Crime Victims - Coordinator, Salaries	\$27,488.60	\$67,111.60
A1169.10000-003, Crime Victims Coordinator- In Lieu	\$ 984.67	\$ 2,584.67
A1169.41000, Crime Victims Coordinator-Supplies	\$ -0-	\$ 200.00
A1169.46000, Crime Victims Coordinator-Miscellaneous	\$ -0-	\$ 1,000.00
A1169.46300, Crime Victims Coordinator-Postage	\$ -0-	\$ 400.00
A1169.81000, Crime Victims Coordinator-Retirement	\$ 5,020.00	\$ 9,820.00
A1169.83000, Crime Victims- Coordinator- Social Security	\$ 6,678.70	\$ 4,278.70
A1169.83500, Crime Victims Coordinator-Medicare	\$ 392.92	\$ 992.92
A1169.84000, Crime Victims Coordinator – Workers Comp.	\$ 887.41	\$ 2,187.41
A1169.86500, Crime Victims Coordinator - Dental	\$ -0-	\$ 200.00

and, be it further

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

Dated: October 6, 2010.

LEONARD R. HENDRIX
VINCENT J. BONO
JEFFREY M. STONE
DENNIS KORCE
ROBERT N. HYDE
BRUCE WEAKLEY
**Committee on Public Safety and
Emergency Management**

PATRICK E. RUSSELL
DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Bono, seconded by Mr. Peplinski, Report and Resolution No. 263 of the Committee on Human Resources and the Committee on Ways and Means authorizing contract in connection with receipt of grant funds for Public Health Emergency Preparedness and Response for Bioterrorism handed up; there being no debate, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 263

REPORT AND RESOLUTION OF THE COMMITTEES ON HUMAN RESOURCES AND WAYS AND MEANS AMENDING BUDGET AND AUTHORIZING CONTRACT IN CONNECTION WITH RECEIPT OF GRANT FUNDS FOR PUBLIC HEALTH EMERGENCY PREPAREDNESS AND RESPONSE FOR BIOTERRORISM

WHEREAS, by letter dated September 13, 2010, from Gregory O’Keefe, MD, Director of Public Health, this Legislature is advised of receipt of a Bioterrorism Grant for the period from August 10, 2010 to August 9, 2011 in the amount of \$50,000 and requests a contract with the State of New York to provide reimbursement of expenses incurred by Herkimer County in the development of plans under said grant; and

WHEREAS, by letter dated September 30, 2010 from Bernard E. Decker, Budget Officer, this Legislature is advised of a request to amend the 2010 Budget in connection with the receipt of said funding; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute a contract with the State of New York for a Bioterrorism Grant for the period from August 10, 2010 to August 9, 2011 in the amount of \$50,000, to provide reimbursement for expenses incurred by Herkimer County in the development of a Public Health Emergency Preparedness and Response for Bioterrorism Plan; and, be it further

RESOLVED, that the 2010 Herkimer County Budget is hereby amended as follows:

<u>Revenue</u>	<u>From</u>	<u>To</u>
A4188.4403, Bioterrorism Grant	\$ 5,000.00	\$55,000.00
 <u>Appropriation</u>		
A4188.25000, Bioterrorism – Other Equipment	\$78,990.70	\$98,990.70
A4188.40700, Bioterrorism – Software	\$-0-	\$ 4,570.00
A4188.41000, Bioterrorism – Supplies	\$19,270.88	\$30,150.88
A4188.42100, Bioterrorism – Telephone	\$ 160.00	\$ 460.00
A4188.421000-295, Bioterrorism – Cell Phones/ Wireless	\$ 3,926.91	\$ 9,075.91

A4188.42100-298, Bioterrorism – Internet	\$ 909.65	\$ 2,469.65
A4188.44000, Bioterrorism – Contracted Services	\$54,308.35	\$57,008.35
A4188.46000, Bioterrorism – Misc. Expense	\$ 9,554.96	\$13,195.96
A4188.46100, Bioterrorism – Mileage/Travel	\$ 1,536.75	\$ 2,736.75

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: October 6, 2010.

VINCENT J. BONO
 JOHN J. PISECK, JR.
 JEAN E. MANEEN
 PETER F. MANNO
 LEONARD R. HENDRIX
 PATRICK E. RUSSELL
Committee on Human Resources

PATRICK E. RUSSELL
 DENNIS KORCE
 VINCENT J. BONO
 BRUCE WEAKLEY
 JOHN J. PISECK, JR.
 BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Russell, seconded by Mr. Ackerman, Report and Resolution No. 264 of the Committee on Ways and Means authorizing agreement for summary plan descriptions for health insurance plans was handed up; debate was held, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 264

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS
 AUTHORIZING AGREEMENT FOR SUMMARY PLAN DESCRIPTIONS FOR
 HEALTH INSURANCE PLANS**

WHEREAS, by letter dated September 15, 2010, Steven R. Billings, Personnel Officer, advises that it is the recommendation of your Committee that an agreement be entered into with EBS-RMSCO, Inc. for the creation of Summary Plan Descriptions for each of the three health insurance plans and one dental plan offered to employees by the County; and

WHEREAS, said agreement will authorize EBS-RMSCO, Inc. to create a document that tells participants of the county's health insurance and dental plan what each plan provides and how it operates, with the cost of said agreement to be \$1,800; now, therefore, be it

RESOLVED, that an agreement be entered into with EBS-RMSCO, Inc., 115 Continuum Driver, Liverpool, NY 13088 to provide Summary Plan Descriptions for each of the three health insurance plans and one dental plan offered to employees by the County, at a total cost of \$1,800, with the terms and conditions of said contract to be subject to the approval of the County Attorney; and, be it further

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute said agreement 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, Personnel Officer and EBS-RMSCO, Inc.

Dated: October 6, 2010.

PATRICK E. RUSSELL
DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Peplinski, seconded by Mr. Shaw, Report and Resolution No. 265 of the Committee on Information Services and the Committee on Ways and Means extending part-time positions in Information Services was handed up; debate was held, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 265

**REPORT AND RESOLUTION OF THE COMMITTEE ON INFORMATION SERVICES
AND THE COMMITTEE ON WAYS AND MEANS EXTENDING PART-TIME
POSITION IN INFORMATION SERVICES DEPARTMENT**

WHEREAS, by letter dated September 27, 2010 from JoAnn Boyer, Director of Information Services, your Committee has been advised of a request to extend the position of Part-time Computer Programmer for an additional 300 working hours;

WHEREAS, your Committee has considered said request and recommends said change; now, therefore, be it

RESOLVED, that the position of Part-Time Computer Programmer (A1680) be, and hereby is, extended for an additional 300 working hours at the rate of \$24.50 per hour;

RESOLVED, that said change shall take effect this date; 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 Information Services.

Dated: October 6, 2010.

JEFFREY M. STONE
STEPHEN N. KEBLISH, JR.
KURT J. ACKERMAN
PETER F. MANNO
JEAN E. MANEEN
HELEN T. ROSE
Committee on Information Services

PATRICK E. RUSSELL
DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Russell, seconded by Mr. Peplinski and Mr. Ackerman, Report and Resolution No. 266 of the Committees on Ways and Means transferring funds was handed up; debate was held, was voted on and adopted by voice vote:

For: Ayes (11).

Against: Rose (1). Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski

No. 266

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

WHEREAS, your Committee on Ways and Means, to which was referred a communication from the Budget Officer and Purchasing Agent dated September 30, 2010,

submitting a request for transfers of funds, reports that we have examined said communication, inquired into the subject matter thereof, recommend that said transfer be made and offer the following Resolution:

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

\$6,000.00	From: A4320.10000-001, Mental Health Programs – Salaries
	To: A4320.23000, Mental Health Programs – Motor Vehicles
\$2,000.00	From: A4320.10000-003, Mental Health Programs – In Lieu Of
	To: A4320.23000, Mental Health Programs – Motor Vehicles
\$8,000.00	From: A4320.22000-001, Mental Health Programs – Computer
	Equipment
	To: A4320.23000, Mental Health Programs – Motor Vehicles
\$3,000.00	From: A4320.44000-535, Mental Health Programs – Software
	Support
	To: A4320.23000, Mental Health programs – Motor Vehicles

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: October 6, 2010.

PATRICK E. RUSSELL
DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Bono, seconded by Mr. Peplinski, Report and Resolution No. 267 of the Committee on Human Resources and the Committee on Ways and Means authorizing funding for training in Public Health Nursing Service was handed up; debate was held, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 267

**REPORT AND RESOLUTION OF THE COMMITTEES ON HUMAN RESOURCES
AND WAYS AND MEANS AUTHORIZING FUNDING FOR TRAINING IN PUBLIC
HEALTH NURSING SERVICE**

WHEREAS, by letter dated September 29, 2010, Gregory O’Keefe, M.D., Director of Public Health has advised that training of Public Health personnel is necessary in connection with important billing duties for the mandated preschool education programs, and requests permission for a preschool biller from Hamilton County to work up to two days for training at no cost to Herkimer County, and permission to contract with Albany County for a preschool biller to work up to eight weekend days to train at a rate of \$26.95 per hour, not to exceed \$1,701.76, to include mileage at a sum not to exceed \$520.00 ; and

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

RESOLVED, that authorization is hereby granted for a preschool biller from Hamilton County to work up to two days, at no cost to Herkimer County, to train Herkimer County Public Health personnel in connection with billing duties for the mandated preschool education programs operated by the Public Health Nursing Service; and, be it further

RESOLVED, that authorization is further granted for a contract to be entered into with Albany County for a preschool biller to work up to eight weekend days to train at a rate of \$26.95 per hour, not to exceed \$1,701.76, plus mileage at a sum not to exceed \$520.00, with said contract to be subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that the Chairman of the Legislature is hereby authorized to execute necessary documents in connection with the aforementioned action; 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: October 6, 2010.

VINCENT J. BONO
JOHN J. PISECK, JR.
JEAN E. MANEEN
PETER F. MANNO
LEONARD R. HENDRIX
PATRICK E. RUSSELL
Committee on Human Resources

PATRICK E. RUSSELL

DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Peplinski, seconded by Mr. Keblish, Mr. Stone, Mr. Shaw and Mr. Russell, Report and Resolution No. 268 of the Committee on Ways and Means amending 2010 Budget in connection with Snowmobile Maintenance Funding was handed up; there being no debate, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 268

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS & MEANS
AMENDING 2010 BUDGET IN CONNECTION WITH SNOWMOBILE TRAIL
MAINTENANCE FUNDING**

WHEREAS, by letter dated September 30, 2010, from the Budget Officer/Purchasing Agent, this Legislature is advised that it is necessary to amend the 2010 Budget in connection with the receipt of additional pass through funding for Snowmobile Trail Maintenance from New York State; now, therefore, be it

RESOLVED, that the 2010 Herkimer County Budget is hereby amended as follows:

<u>REVENUE</u>	<u>From</u>	<u>To</u>
A7150.3802, Snowmobile Maintenance	\$150,000.00	\$220,000.00
<u>APPROPRIATION</u>		
A7150.44000, Snowmobile Maintenance - Contracted Services	\$150,000.00	\$220,000.00

And, be it further

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

Dated: October 6, 2010.

PATRICK E. RUSSELL

DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Weakley, seconded by Mr. Ackerman, Report and Resolution No. 269 of the Committee on Ways and Means authorizing bids for logging on county owned property was handed up; debate was held, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 269

**REPORT AND RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS
AUTHORIZING BIDS FOR LOGGING ON COUNTY OWNED PROPERTY**

WHEREAS, this Legislature is informed by communication from Bernard E. Decker, Budget Officer and Purchasing Agent, dated September 30, 2010, that specifications will be prepared for the provision of logging on county owned property in the Town of Fairfield; now, therefore, be it

RESOLVED, that the Herkimer County Purchasing Agent be, and he hereby is, authorized and directed to advertise for bids for the provision of logging on county owned property in the Town of Fairfield in accordance with specifications to be approved by your Committee, said advertisement to be in the official newspapers of the County, and bids to be received and opened in the Office of the Purchasing Agent, with results thereof to be reported to this Legislature for approval and award; and, be it further

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

Dated: October 6, 2010.

PATRICK E. RUSSELL
DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Bono, seconded by Mr. Russell, Report and Resolution No. 270 of the Committee on Human Resources and the Committee on Ways and Means for staffing change in Public Health Nursing Service was handed up, debate was held, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 270

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

WHEREAS, by letter dated September 21, 2010, Gregory O’Keefe, M.D., Director of Public Health has requested a part-time position of Community Health Nurse be established in the Public Health Nursing Service for not to exceed 19 ½ hours per week; and

WHEREAS, said letter further advises that said hours will consists of Fridays and holidays and also on-call hours during the week and on weekends; and

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

RESOLVED, that the 2010 part-time Herkimer County Salary Schedule is hereby amended to establish a part-time position of Community Health Nurse in the Public Health Nursing Service for no more than for 19 ½ hours per week at \$19.77 per hour; and, be it further

RESOLVED, that said change shall take effect this date.

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: October 6, 2010.

VINCENT J. BONO
JOHN J. PISECK, JR.
JEAN E. MANEEN
PETER F. MANNO
LEONARD R. HENDRIX
PATRICK E. RUSSELL
Committee on Human Resources

PATRICK E. RUSSELL
DENNIS KORCE
VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

On motion of Mr. Bono, seconded by Mr. Shaw, Report and Resolution No. 271 of the Committee on Human Resources authorizing no cost extension of Point of Entry Funding was handed up; there being no debate, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 271

**REPORT AND RESOLUTION OF THE COMMITTEE ON HUMAN RESOURCES
AUTHORIZING NO COST EXTENSION OF POINT OF ENTRY FUNDING**

WHEREAS, pursuant to Resolution No. 180 dated June 14, 2006, funding became available for "Point of Entry" (POE), a joint project between the New York State Office for the Aging and the New York State Department of Health as part of the restructuring of long term care services in the State; and

WHEREAS, by letter dated October 1, 2010, Mary A. Scanlon, Director of the Office for the Aging has advised that notification has been received from the New York State Office for the Aging that funding is not yet available for the planned fifth year of said POE project and requests authorization to apply for an extension of Year Four funding in order to maximize available funding to the County; now, therefore, be it

RESOLVED, that the Commissioner of Social Services and Director of the Office for the Aging are hereby authorized to apply for an extension for the period October 1, 2010 through March 31, 2011 of the fourth year funding for the Point of Entry Project (POE) between the Herkimer County Department of Social Services and the Herkimer County Office for the Aging, at no cost to the County; 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 Commissioner of Social Services.

Dated: October 6, 2010.

VINCENT J. BONO
JOHN J. PISECK, JR.
JEAN E. MANEEN
PETER F. MANNO
LEONARD R. HENDRIX
PATRICK E. RUSSELL
Committee on Human Resources

On motion of Mr. Korce, seconded by Mr. Weakley, Report and Resolution No. 272 of the Committee on Highways rejecting bid for equipment for Herkimer County Highway Department was handed up; there being no debate, was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 272

REPORT AND RESOLUTION OF THE COMMITTEE ON HIGHWAYS REJECTING BID FOR EQUIPMENT FOR HERKIMER COUNTY HIGHWAY DEPARTMENT

WHEREAS, by letter dated October 5, 2010, the Budget Officer/Purchasing Agent has advised that bids were received, opened and read in accordance with law for the provision of a Compact Roller for the Herkimer County Highway Department; and

WHEREAS, after review of the bid it is the recommendation of the County Highway Superintendent and your Committees that the only bid received from Gateway Equipment Corporation of Syracuse, New York, be rejected for non-compliance of specifications; now, therefore, be it

RESOLVED, that bid of Gateway Equipment Corporation, PO Box 608, Fisher Road, East Syracuse, New York 13057 for a Compact Roller for the Herkimer County Highway Department be rejected by this Legislature for non-compliance of specifications; and, be it further

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

Dated: October 6, 2010.

DENNIS KORCE
VINCENT J. BONO
PATRICK E. RUSSELL
BRUCE WEAKLEY

JEFFREY M. STONE
BERNARD PEPLINSKI, SR.
Committee on Highways

On motion of Mr. Russell, seconded by Mr. Shaw, Resolution No. 273 of the Committee on Ways and Means setting date for Public Hearing on Introductory Local Law No. 2 for 2010 was handed up; debate was held; was voted on and adopted by voice vote:

For: All ayes (12).

Against: None. Absent: Piseck, Maneen, Hendrix, Hyde, Brezinski (5).

No. 273

RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS SETTING DATE FOR PUBLIC HEARING ON INTRODUCTORY LOCAL LAW NO. 2 FOR 2010

We, the Committee on Ways and Means of the Herkimer County Legislature are causing to be prepared and will present Introductory Local Law No. 2 for the year 2010 entitled, "A LOCAL LAW TO IMPOSE A MORTGAGE RECORDING TAX WITHIN THE COUNTY OF HERKIMER"; now, therefore, be it

RESOLVED, that a Public Hearing will be held before the Herkimer County Legislature on the adoption of said proposed local law, to be conducted by the Committee on Ways and Means on the 27th day of October at 7:00 p.m. in the Legislative Chambers of the County Office Building, Herkimer, New York; and, be it further

RESOLVED, that at least five days prior to such hearing the Clerk of the Legislature shall post a notice of said hearing on the bulletin board in the Courthouse and cause to be published said notice at least once in the Little Falls Evening Times and the Herkimer Evening Telegram; and, be it further

RESOLVED, that the Clerk of this Legislature place a copy of said act on the desk of each of the members of the County Legislature at least seven calendar days, exclusive of Sunday, prior to its adoption; and, be it further

RESOLVED, that if said local law shall be finally adopted, the Clerk of this Legislature shall file one certified copy thereof in the Office of the County Clerk, one certified copy in the Office of the Secretary of State and print and publish said local in the official newspapers of the County of Herkimer pursuant to law.

Dated: October 6, 2010.

PATRICK E. RUSSELL
DENNIS KORCE

VINCENT J. BONO
BRUCE WEAKLEY
JOHN J. PISECK, JR.
BERNARD PEPLINSKI, SR.
Committee on Ways and Means

Chairman Smith stated that pursuant to Rule 6(12) they would proceed with comments by legislators. The following legislators had further comments: Mrs. Rose, Mr. Russell, Mr. Keblish: made a motion to suspend Rule 19 to establish a Special Committee on Jail Construction (did not receive a second), Mr. Shaw and Mr. Bono.

At 3:10 p.m., on motion of Mr. Manno, seconded by Mr. Stone, the Legislature adjourned to Wednesday, October 27, 2010 at 7:30 p.m., with a Public Hearing on Introductory Local Law No. 2 for 2010 at 7:00 p.m.