

**MINUTES**  
**Herkimer County Legislature**  
**Fourth Quarter – Third Day**  
**Wednesday, November 15, 2017**  
**7:30 p.m.**

**Public Hearing**

The Public Hearing on Introductory Local Law No. 2 for 2017 was called to order at 7:03 p.m. by Patrick E. Russell, Chairman of the Ways and Means Committee. The Clerk read the notice of the meeting. Mr. Russell then asked if there was anyone wishing to speak on the local law. Mr. Russell called on Carl Streeter of 124 S. Third Ave., Ilion, NY who had signed up to speak. With no other appearances, the hearing was declared closed at 7:12 p.m.

**NOTICE**

NOTICE IS HEREBY GIVEN that there has been presented to the County Legislature of the County of Herkimer, State of New York, on the 25th day of October, 2017, Introductory Local Law No. 2 for the year 2017 entitled, "A LOCAL LAW INCREASING THE SALARIES OF SOME ELECTED COUNTY OFFICERS AND COUNTY OFFICERS APPOINTED FOR A FIXED TERM DURING THEIR TERM OF OFFICE."

NOTICE IS FURTHER GIVEN that the County Legislature of the County of Herkimer will hold a public hearing on the aforesaid proposed Local Law, to be conducted by the Committee on Ways and Means, at the Legislative Chambers in the County Office Building, Herkimer, New York, on the 15th day of November, 2017 at 7:00 p.m. at which time all persons interested will be heard.

Dated: November 6, 2017.

By Order of the Herkimer County  
Legislature

The Regular Session of the Herkimer County Legislature was called to order by Chairman Bernard Peplinski at 7:35 p.m.

Chairman Peplinski called on Kathy Fox, Director of the Office for the Aging, 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, Schrader, Johnson, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Weakley (13).

Absent: Markwardt, Wellington, Stephens, Shaw (4).

Quorum present.

Pursuant to Rule 8 of the Rules of the County Legislature, Chairman Peplinski asked if there were any objections or corrections to the minutes of October 25, 2017. There were none, and the Chairman ordered them approved.

Pursuant to Rule 11 Chairman Peplinski opened the floor for public comment. (1) Carl Streeter, 124 S. Third Ave., Ilion, N.Y. Mr. Streeter commented on Introductory Local Law No. 2 for 2017.

Pursuant to Rule 6, Chairman Peplinski then proceeded with Reports of Standing Committees. Mr. Russell spoke about the Press Conference on the 2018 Budget and thanked all that were involved.

Chairman Peplinski stated that the communications received by the Legislature and the committees to which they were referred were as listed on the agenda and asked if any member of the Legislature requested mention of any particular communication. There were no requests.

No. 370 – A communication was received from NYMIR submitting appreciation for Snow and Ice Course. Placed on file.

No. 371 – A communication was received from the Canal Corporation submitting copy of letter regarding Erie Canalway Trail. Placed on file.

No. 372 – A communication was received from the Governor's Traffic Safety Committee regarding recent STOP-DWI audit. Placed on file.

No. 373 – A communication was received from The Solid Waste Authority submitting copy of proposed budget for 2018. Placed on file.

No. 374 – A communication was received from the Warren County Board of Supervisors submitting copy of Resolution. Placed on file.

No. 375 – A communication was received from the Town of Lewis submitting copy of Resolution. Placed on file.

No. 376 – A communication was received from the Herkimer County Soil and Water Conservation District advising of Hydroseeding Program. Placed on file.

No. 377 – A communication was received from the County Treasurer submitting revised report of cancelled taxes. Referred to the Committee on Ways & Means.

No. 378 – A communication was received from the Chairman of the Sewer Board submitting assessment roll. Referred to the Committee on Natural Resources and the Committee on Ways & Means.

No. 379 – A communication was received from the Budget Officer submitting request for printing of tentative budget. Referred to the Committee on Ways & Means.

No. 380 – A communication was received from the Real Property Tax Director requesting approval of assessment contracts. Referred to the Committee on Ways & Means.

No. 381 – A communication was received from the Frankfort Center Fire Department thanking County for response. Placed on file.

No. 382 – A communication was received from the Budget Officer submitting request to renew insurance coverages for 2018. Referred to the Committee on Ways & Means.

No. 383 – A communication was received from the Director of Real Property requesting County Auditor to process Refunds and Corrections for 2018, under \$2,500. Referred to the Committee on Ways & Means.

No. 384 – A communication was received from the Herkimer County Clerk submitting Mortgage Tax Apportionment Report. Referred to the Committee on Ways & Means.

No. 385 – A communication was received from the County Treasurer submitting Mortgage Tax Apportionment Report. Referred to the Committee on Ways & Means.

No. 386 – A communication was received from the Director of the Office for the Aging requesting contract renewal. Placed on file.

No. 387 – A communication was received from the Director of the Office for the Aging requesting contract renewal. Placed on file.

No. 388 – A communication was received from the Director of the Office for the Aging requesting acceptance of grant from the Community Foundation to establish Revenue Account and amend budget. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 389 – A communication was received from the Budget Officer requesting budget amendment for OFA grant. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 390 – A communication was received from the Budget Officer requesting transfers of funds. Referred to the Committee on Ways & Means.

No. 391 – A communication was received from the Budget Officer/Purchasing Agent advising of Meals on Wheels bids. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 392 – A communication was received from the Director of the Office for the Aging advising of Meals on Wheels bid award for Newport, Middletown and Ohio areas. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 393 – A communication was received from the Director of the Office for the Aging advising of Meals on Wheels bid award for Old Forge area. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 394 – A communication was received from the Director of the Office for the Aging advising of Meals on Wheels bid award for Dolgeville and Little Falls areas. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 395 – A communication was received from the Nicholas F. Laino, Senior VP for Admin. & Finance, HCCC requesting approval of College Resolution for roof projects. Referred to the Committee on Education and the Committee on Ways & Means.

No. 396 – A communication was received from the Budget Officer requesting appropriation for College roof project. Referred to the Committee on Education and the Committee on Ways & Means.

No. 397 – A communication was received from the Personnel Officer requesting a contract with Excellus Health Plan for Stop Loss Coverage. Referred to the Committee on Ways & Means.

No. 398 – A communication was received from the Personnel Officer requesting a contract with Excellus Health Plan for Administrative Services. Referred to the Committee on Ways & Means.

No. 399 – A communication was received from the Personnel Officer requesting a contract with Benefit Resource, Inc., for Administration of a Health Reimbursement Account Plan. Referred to the Committee on Ways & Means.

No. 400 – A communication was received from the Director of Emergency Services requesting CAD purchase and server. Referred to the Committee on Public Safety and Emergency Management and the Committee on Ways & Means.

No. 401 – A communication was received from the Budget Officer requesting transfer for CAD purchase. Referred to the Committee on Ways & Means.

No. 402 – A communication was received from the Budget Officer submitting bid award for Sewer District Lime. Referred to the Committee on Natural Resources and the Committee on Ways & Means.

No. 403 – A communication was received from the Herkimer County Sewer District requesting approval of Sewer District Resolution. Referred to the Committee on Natural Resources and the Committee on Ways & Means.

No. 404 – A communication was received from the Director of Public Health requesting a contract with Kids Oneida for Healthy Families Grant. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 405 – A communication was received from the Director of Public Health requesting acceptance of grant for maternal child issues. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 406 – A communication was received from the Director of Public Health requesting contract and budget amendment for grant. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 407 – A communication was received from the Director of Public Health requesting acceptance of Emergency Preparedness Grant and budget amendment. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 408 – A communication was received from the Budget Officer submitting budget amendment for Public Health. Referred to the Committee on Ways & Means.

No. 409 – A communication was received from the Herkimer County Clerk submitting letter from Assistant County Attorney. Placed on file.

No. 410 – A communication was received from the County Administrator requesting amendment of Part Time Salary Schedule for 2018. Referred to the Committee on Ways & Means.

No. 411 – A communication was received from the Personnel Officer requesting resolution for appointment of Information Services Director. Referred to the Committee on Information Services and the Committee on Ways & Means.

No. 412 – A communication was received from the County Treasurer requesting resolution for Independent County Audit. Referred to the Committee on Ways & Means.

No. 413 – A communication was received from the County Treasurer requesting resolution for Professional Cash Management Investment Consultation Services to Herkimer County. Referred to the Committee on Ways & Means.

Chairman Peplinski continued with the Regular Agenda.

On motion of Mr. Johnson, seconded by Mr. Russell, Report and Resolution No. 256 sponsored by the Committee on Ways & Means approving contract for Third Party Claims was brought forward from the table by voice vote:













On motion of Mr. Bono, seconded by Mr. Malta, Report and Resolution No. 282 sponsored by the Committee on Ways & Means adopting Salary Schedules for the year 2018 was handed up; voted on and adopted by a roll call vote:

For: Malta, Johnson, Keeler, Brezinski, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Weakley (11).

Against: Schrader, Manno (2).

Absent: Markwardt, Wellington, Stephens, Shaw (4).

On motion of Mr. Russell, seconded by Mr. Ackerman, Report and Resolution No. 283 sponsored by the Committee on Ways & Means adjusting wages for hourly employees was handed up; voted on and adopted by a roll call vote:

For: Malta, Schrader, Johnson, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Weakley (13).

Against: None.

Absent: Markwardt, Wellington, Stephens, Shaw (4).

On motion of Mr. Manno, seconded by Mr. Malta, Report and Resolution No. 284 sponsored by the Committee on Information Services and the Committee on Ways & Means making appointment of Director of Information Services was handed up, discussion was held; voted on and adopted by a roll call vote:

For: Malta, Schrader, Johnson, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Weakley (13).

Against: None.

Absent: Markwardt, Wellington, Stephens, Shaw (4).

Kathy Wright expressed appreciation to the Legislature for the appointment and support.

On motion of Mr. Bono, seconded by Mr. Smith, Report and Resolution No. 285 sponsored by the Committee on Ways & Means accepting proposal of D'Arcangelo & Co., LLP to perform audit was handed up; voted on and adopted by voice vote:

For: Ayes (13).

Against: None.

Absent: Markwardt, Wellington, Stephens, Shaw (4).

On motion of Mr. Johnson, seconded by Mr. Ackerman, Report and Resolution No. 286 sponsored by the Committee on Ways & Means approving contract with Three + One to provide cash management and investment consultation services was handed up; voted on and adopted by voice vote:

For: Ayes (13).

Against: None.

Absent: Markwardt, Wellington, Stephens, Shaw (4).

On motion of Mr. Bono, seconded by Mr. Smith, Resolution No. 287 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means authorizing retention of counsel in connection with Eminent Domain proceedings was requested by Legislator Russell as a roll call vote, handed up; voted on and adopted by a roll call vote:

For: Johnson, Keeler, Smith, Bono, Ackerman, Peplinski, Campione, Russell, Weakley (9).

Against: Malta, Schrader, Brezinski, Manno (4).

Absent: Markwardt, Wellington, Stephens, Shaw (4).

On motion of Mr. Campione, seconded by Mr. Johnson, Resolution No. 288 sponsored by the Committee on Administration/Veterans' Affairs in support of combining 2018 Federal and State Primaries was handed up, discussion was held; voted on and adopted by voice vote:

For: Ayes (13).

Against: None.

Absent: Markwardt, Wellington, Stephens, Shaw (4).

On motion of Mr. Bono, seconded by Mr. Malta, Resolution No. 289 sponsored by the Committee on Ways & Means approving amendment to PILOT Agreement for Herkimer Housing Associates was handed up; voted on and adopted by voice vote:

For: Ayes (13).

Against: None.

Absent: Markwardt, Wellington, Stephens, Shaw (4).

Chairman Peplinski stated that pursuant to Rule 6(12) they would proceed with comments by legislators. The following legislators made comments: Legislator Russell.

At 8:05 p.m. on motion of Mr. Manno, seconded by Mr. Malta, the Legislature adjourned to Wednesday, December 13, 2017 at 7:30 p.m., with a public hearing on the Sewer District Assessment Roll at 6:50 p.m., and a public hearing on the Proposed 2018 County Budget at 7:00 p.m.

Sally Deming, Clerk  
Herkimer County Legislature



## HERKIMER COUNTY LEGISLATURE

No. 256

### **REPORT AND RESOLUTION APPROVING CONTRACT FOR THIRD PARTY CLAIMS ADMINISTRATION SERVICES FOR THE FORMER HERKIMER COUNTY SELF-INSURANCE PLAN AND STAND ALONE PLAN**

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

WHEREAS, by Resolution No. 313 of 2008 this Legislature authorized a contract with Benetech, Inc., for third party administration services for the former Herkimer County Self-Insured Workers' Compensation Plan which has been extended and amended to include coverage for the Stand Alone Plan and extended by Resolution No. 213 of 2015 through December 31, 2017; and

WHEREAS, by letter dated September 26, 2017, Steven R. Billings, Personnel Officer, has requested to extend said agreement from January 1, 2018 through December 31, 2019, with the annual cost for the County Stand-Alone coverage to be at a rate of \$24,380.00 for the year 2018 and \$25,111.00 for the year 2019 and the former Herkimer County Self-Insurance Plan cost will be on a per claim basis of \$125.00 per medical only claim and \$406.00 per indemnity claim for both 2018 and 2019; now, therefore, be it

RESOLVED, an agreement with Benetech, Inc., One Dodge Street, PO Box 348, Wynantskill, NY 12198, for third party administrative services to the former Herkimer County Self-Insurance Plan and for the County's Stand-Alone coverage be approved for the period January 1, 2018 through December 31, 2019, at the above rates, with the terms and conditions of said contract to be subject to the approval of the County Attorney; and, be it further

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

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 257

### REPORT AND RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. 2 FOR 2017

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

Your Committee on Ways and Means of the Herkimer County Legislature desire to report that on the 15<sup>th</sup> day of November, 2017 pursuant to Resolution No. 250, they held a public hearing on the adoption of Introductory Local Law No. 2 for 2017 entitled, "A LOCAL LAW INCREASING THE SALARIES OF SOME ELECTED COUNTY OFFICERS AND COUNTY OFFICERS APPOINTED FOR A FIXED TERM DURING THEIR TERM OF OFFICE" and that there were (no) appearances and (no) objections at the said public hearing; that your Committee advises the adoption and enactment of the said Introductory Local Law and offers the following Resolution:

RESOLVED, that Introductory Local Law No. 2 for 2017 be adopted in form attached hereto.

Dated: November 15, 2017.

**LOCAL LAW NO. 1 - 2018****A LOCAL LAW INCREASING THE SALARIES OF SOME ELECTED COUNTY OFFICERS AND COUNTY OFFICERS APPOINTED FOR A FIXED TERM DURING THEIR TERM OF OFFICE**

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

Section 1. The base annual salary of the Director of Public Health shall be the sum of Sixty Two Thousand Two Hundred Thirty Seven Dollars (\$67,237).

Section 2. The base annual salary of the County Treasurer shall be the sum of Fifty Six Thousand Six Hundred Seventy Four Dollars (\$56,674).

Section 3. The base annual salary of the Commissioners of Elections shall be the sum of Forty Three Thousand Nine Hundred Fifty Three Dollars (\$43,953).

Section 4. The base annual salary of the Commissioner of Social Services shall be the sum of Eighty Five Thousand Seven Hundred Thirty Dollars (\$85,730).

Section 5. The base annual salary of the Director of Real Property Tax Services shall be the sum of Fifty Three Thousand Four Hundred Six Dollars (\$53,406).

Section 6. The base annual salary of the County Highway Superintendent shall be the sum of Ninety-Two Thousand Eight Hundred Twenty Dollars (\$92,820)

Section 7. The base annual salary of the Personnel Officer shall be the sum of Seventy Three Thousand Sixty Nine Dollars (\$73,069).

Section 8. The salary of the county coroners shall be One Hundred Twenty-Nine Dollars (\$129) per call.

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

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 258

### REPORT AND RESOLUTION AMENDING RESOLUTION NO. 240 RELATING TO CANCELLED TAXES AND REJECTED TAXES

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

WHEREAS, Report and Resolution No. 240 of 2017 approved reports of the County Treasurer showing amounts of cancelled taxes and rejected taxes as of October 4, 2017 which should be charged back to the respective towns, municipalities and districts set forth on said account; and

WHEREAS, by Communication dated October 31, 2017, a revised Report of Cancelled Taxes has been submitted by the County Treasurer; now, therefore be it

RESOLVED, that the following revised 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:

	<b>Rejected Taxes</b>	<b>Canceled Taxes</b>	<b>Total</b>	<b>Town Portion For Levy</b>
City of Little Falls		16.20	16.20	
Frankfort		627.07	627.07	1.00
Herkimer		3,033.00	3,033.00	207.84 *
Litchfield		48.66	48.66	19.72
Winfield		<u>114.27</u>	<u>114.27</u>	<u>44.91</u>
Totals		3,839.20	3,839.20	275.47

\*amount has changed by \$2.00 less

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: November 15, 2017.





## HERKIMER COUNTY LEGISLATURE

No. 259

### REPORT AND RESOLUTION FIXING TIME AND PLACE FOR THE PUBLIC HEARING ON THE ASSESSMENT ROLL OF THE PART COUNTY SEWER DISTRICT

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

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

WHEREAS, this Legislature has been advised that the assessment roll has been submitted to the Herkimer County Budget Officer together with the estimate of revenues and expenditures; and

WHEREAS, the Herkimer County Budget Officer has transmitted the assessment roll together with the tentative budget to the Clerk of the Legislature; now, therefore, be it

RESOLVED, that the Herkimer County Legislature shall cause a notice to be published stating the time, place and purpose of a public hearing on the said assessment roll; and, be it further

RESOLVED, that the Herkimer County Legislature shall hold such public hearing at the Legislative Chambers of the Herkimer County Office Building in the Village of Herkimer, County of Herkimer, New York, on the 13<sup>th</sup> day of December, 2017 at 6:50 p.m., pursuant to the provisions of Section 271 of the County Law.

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 260

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

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

Your Committee on Ways and Means, which was the Committee designated to review the tentative budget for the year 2018 pursuant to the provisions of Section 357 of the County Law, respectfully reports that there was transmitted to the Chairman of said Committee by the Clerk a copy of the tentative budget; now, therefore, be it

RESOLVED, that the County Legislature of the County of Herkimer accepts the tentative budget for the year 2018 as filed, and the Clerk of the Legislature shall cause a notice to be published stating the time and place and purpose of a public hearing on the tentative budget as filed; and, be it further

RESOLVED, that such public hearing shall be held in the Legislative Chambers of the County Office Building in the Village of Herkimer, County of Herkimer, State of New York, on the 13th day of December, 2017 at 7:00 p.m., pursuant to the provisions of Section 359 of the County Law.

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 261

### **REPORT AND RESOLUTION AUTHORIZING PREPARATION OF TENTATIVE COPIES OF BUDGET**

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

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

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

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 262

### **REPORT AND RESOLUTION AUTHORIZING EXTENSION OF CONTRACTS WITH THE TOWNS OF COLUMBIA, LITCHFIELD AND WINFIELD TO PROVIDE ASSESSMENT SERVICES**

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

WHEREAS, this Legislature has authorized by resolution, contracts with certain towns of the County, whereby the County would provide assessment services to the towns for the sum of \$12.00 for each parcel on the final assessment roll of the town; and

WHEREAS, by letter dated October 24, 2017, Beth Sadlon, Director of the Real Property Tax Service Agency, has requested approval of renewal of the contracts to provide assessment services to the Towns of Columbia, Litchfield and Winfield; and

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

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into extensions of the agreements to provide assessment services to the Towns of Columbia, Litchfield and Winfield for the period from December 31, 2017 to December 31, 2018, with the final form of said agreements to be subject to the approval of the County Attorney; and, be it further

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

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

Dated: November 15, 2017.



# HERKIMER COUNTY LEGISLATURE

No. 263

## REPORT AND RESOLUTION AUTHORIZING INSURANCE COVERAGES

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

WHEREAS, this Legislature is informed by communication from Sheri Ferdula, Budget Officer and Purchasing Agent, dated November 1, 2017 of a request that certain policies for insurance coverages be approved for the year beginning December 9, 2017 through December 9, 2018, that an overall increase in premiums is noted, with the county adding a small Cyber policy, and that the totals for each Agency will not exceed the amount listed; and

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

RESOLVED, that policies of insurance beginning December 9, 2017, are authorized by this Legislature as follows:

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

**2018**

<u>COVERAGE</u>	<u>PREMIUM</u>
Property	\$48,780.60
Boiler & Machinery	\$10,032.00
General Liability	\$73,488.80
OCP	\$ 275.00
Auto	\$62,304.00
Public Officials Liability	\$23,690.70
Law Enforcement Liability	\$31,046.40
Inland Marine	\$22,660.00
Healthcare Gen. & Professional Liability	\$25,578.35
Excess Catastrophe Liability	\$42,236.70
Excess Employers Liability	\$ 9,368.00
Fire Fee	\$ 223.04
Motor Vehicle Fee	\$ 1,140.00
Crime Insurance	\$ 6,199.60
Cyber Policy	\$ 8,944.00
<b>NYMIR Total</b>	<b>\$365,967.19</b>

and, be it further

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

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

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 264

### REPORT AND RESOLUTION AUTHORIZING COUNTY AUDITOR TO PROCESS REAL PROPERTY TAX REFUND APPLICATIONS AND TO CORRECT ERRORS ON TAX ROLLS

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

WHEREAS, Section 556 (8) of the Real Property Tax Law authorizes this Legislature to delegate, by resolution, to an appropriate official who is either empowered to authorize payment of bills without prior audit by this Legislature or to an official responsible for the payment of bills upon audit by this Legislature to perform the duties set forth in said section related to the refund of taxes; when the refund recommended by the Director of Real Property Tax Service is less than \$2,500.00; and

WHEREAS, Section 554 (9) of the Real Property Tax Law authorizes this Legislature to, by resolution, delegate the authority to perform corrections of errors in the tax roll to an appropriate official who is either empowered to authorize payment of bills without prior audit by this Legislature or to an official responsible for the payment of bills upon audit by this Legislature, provided said correction is \$2,500 or less; and

WHEREAS, by letter dated October 25, 2017, the Director of the Real Property Tax Service Agency has requested approval for said procedures for the year 2018; now, therefore, be it

#### RESOLVED:

1. That pursuant to Real Property Tax Law Section 556(8) the County Auditor is hereby authorized to perform the duties set forth in Section 556 of the Real Property Tax Law for the Legislature to perform, when the refund recommended by the Director of Real Property Tax Services is \$2,500 or less;
2. That pursuant to Real Property Tax Law Section 554(9) the County Auditor is hereby authorized to perform the duties set forth in Section 554 of the Real Property Tax Law when the recommended correction is \$2,500 or less;
3. That the County Auditor, in performing such duties, shall be governed by the provisions of Real Property Tax Section 554 and Section 558 and shall make reports to the Legislature as provided in said Sections;
4. That certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor and Director of Real Property Tax Services.

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 265

### REPORT AND RESOLUTION APPORTIONING MORTGAGE TAX

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

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

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

Dated: November 15, 2017.

APPORTIONMENT OF MORTGAGE TAX

April 1, 2017 – September 30, 2017

<u>TOWNS</u>	<u>TOTAL TAX RECEIVED</u>	<u>TOWN SHARE</u>	<u>INCLUDING VILLAGES</u>	<u>VILLAGES SHARES</u>
COLUMBIA	\$ 7,682.12	\$ 7,682.12		
DANUBE	3,813.88	3,813.88		
FAIRFIELD	9,759.04	8,996.27	MIDDLEVILLE	\$ 762.77
FRANKFORT	34,066.41	30,564.16	FRANKFORT	3439.00
			ILION	63.25
GERMAN FLATTS	52,494.72	33,130.05	ILION	14,589.88
			MOHAWK	4,774.79
HERKIMER	49,263.40	33,768.06	HERKIMER	15,495.34
LITCHFIELD	11,250.16	11,250.16		
CITY OF LITTLE FALLS	21,449.81	21,449.81		
TOWN OF LITTLE FALLS	10,227.99	10,227.99		
MANHEIM	10,674.31	8,761.67	DOLGEVILLE	1,912.64
NEWPORT	12,413.20	10,610.10	MIDDLEVILLE	267.34
			NEWPORT	1,326.88
			POLAND	208.88
NORWAY	4,263.54	4,263.54		
OHIO	6,423.83	6,423.83		
RUSSIA	14,711.08	13,728.80	COLD BROOK	355.68
			POLAND	626.60
SALISBURY	11,362.82	11,362.82		
SCHUYLER	26,338.73	26,338.73		
STARK	4,572.49	4,572.49		
WARREN	10,083.16	10,083.16		
WEBB	82,653.02	82,653.02		
WINFIELD	7,588.11	6,514.71	WEST WINFIELD	1,073.40
<b>TOTAL</b>	<b>\$ 391,091.82</b>	<b>\$346,195.37</b>		<b>\$44,896.45</b>

Herkimer County Treasurer \$619.09





# HERKIMER COUNTY LEGISLATURE

No. 266

## 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 October 26, 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 provide transportation for shopping and errands in Middleville, Poland, and Ohio areas; and

WHEREAS, by letter dated October 26, 2017, the Budget Officer 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

A6772E.1989A, Aging, Community Foundation Grant	From: \$0
	To: \$5,275

### EXPENSE

A6772E.10000, Aging, Community Foundation Grant, Salaries	From: \$0
	To: \$844
A6772E.10100, Aging, Community Foundation Grant, Temp Emp	From: \$0
	To: \$1,998
A6772E.46000, Aging, Community Foundation Grant, Misc Exp	From: \$0
	To: \$300
A6772E.46200, Aging, Community Foundation Grant, Auto Expense	From: \$0
	To: \$1,800
A6772E.81000, Aging, Community Foundation Grant, Retirement	From: \$0
	To: \$75
A6772E.83000, Aging, Community Foundation Grant, Social Security	From: \$0
	To: \$169
A6772E.83500, Aging, Community Foundation Grant, Medicare	From: \$0
	To: \$41
A6772E.84000, Aging, Community Foundation Grant, Workers Comp	From: \$0
	To: \$48

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: November 15, 2017.



# HERKIMER COUNTY LEGISLATURE

No. 267

## 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 October 25, 2017 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:**

\$21,000	From: A6055.44000, Day Care, Contracted Services To: A6010.22000, DSS Admin, Computer Equipment
\$9,500	From: A6055.44000, Day Care, Contracted Services To: A6010.40700, DSS Admin, Computer Software
\$3,500	From: A6055.44000, Day Care, Contracted Services To: A6010A.10000-001, WMS, Salaries
\$225,000	From: A6109.40000, Family Assistance, Contractual To: A6119.40000, Foster Care, Contractual
\$5,000	From: A6109.40000, Family Assistance, Contractual To: A6119A.40000, Foster Care Non-Secure Detention, Contractual
\$5,500	From: A6109.40000, Family Assistance, Contractual To: A6142.40000, Emergency Aid For Adults, Contractual
\$985.00	From: A1040.41000, Clerk of the Legislature, Supplies To: A1040.22000, Clerk of the Legislature, Computer Equipment

and, be it further

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

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 268

### REPORT AND RESOLUTION AWARDING CONTRACT FOR MEALS ON WHEELS FOR THE NEWPORT, MIDDLEVILLE AND OHIO AREAS

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

WHEREAS, this Legislature is informed by communication dated October 23, 2017 from Kathy Fox, Director of the Office for the Aging, that the Herkimer County Office for the Aging, through federal grants received and local sharing, has funds for the Meals on Wheels Programs and reports that the lowest bid price, including the cost of transportation and delivery, has been calculated by and provided by the Office for the Aging; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby authorizes a catering contract for the Meals on Wheels and Congregate Meals programs for the year 2017 with an option for a one year renewal contract with a cost of living increase, and with said contract to contain a 60 day termination of contract provision:

Area:	Number of meals:	Cost:
<i>Newport, Middleville, Ohio:</i> Crazy Otto's	Up to 50 meals/day	\$4.65 meal, up to \$57,892.50 annually

And, be it further

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

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

Dated: November 15, 2017.



# HERKIMER COUNTY LEGISLATURE

No. 269

## REPORT AND RESOLUTION AWARDING CONTRACT FOR MEALS ON WHEELS FOR THE OLD FORGE AREA

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

WHEREAS, this Legislature is informed by communication dated October 23, 2017 from Kathy Fox, Director of the Office for the Aging, that the Herkimer County Office for the Aging, through federal grants received and local sharing, has funds for the Meals on Wheels Programs and reports that the lowest bid price, including the cost of transportation and delivery, has been calculated by and provided by the Office for the Aging; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby authorizes a catering contract for the Meals on Wheels and Congregate Meals programs for the year 2017 with an option for a one year renewal contract with a cost of living increase, and with said contract to contain a 60 day termination of contract provision:

<b>Area:</b>	<b>Number of meals:</b>	<b>Cost:</b>
<i>Old Forge area:</i> Mom's meals	Up to 15 meals/day	\$6.80 meal, up to \$25,398.00 annually

And, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature is hereby authorized to execute said contract on behalf of the County of Herkimer; 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 Mom's meals.

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 270

### REPORT AND RESOLUTION AWARDING CONTRACT FOR MEALS ON WHEELS FOR THE DOLGEVILLE AND LITTLE FALLS AREAS

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

WHEREAS, this Legislature is informed by communication dated October 23, 2017 from Kathy Fox, Director of the Office for the Aging, that the Herkimer County Office for the Aging, through federal grants received and local sharing, has funds for the Meals on Wheels Programs and reports that the lowest bid price, including the cost of transportation and delivery, has been calculated by and provided by the Office for the Aging; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby authorizes a catering contract for the Meals on Wheels and Congregate Meals programs for the year 2017 with an option for a one year renewal contract with a cost of living increase, and with said contract to contain a 60 day termination of contract provision:

<b>Area:</b>	<b>Number of meals:</b>	<b>Cost:</b>
<i>Dolgeville area:</i> American Food and Vending (Herkimer College)	Up to 50 meals/day	\$4.19/ meal, up to \$52,165.50 annually
<i>Little Falls area:</i> American Food and Vending (Herkimer College)	Up to 75 meals/day	\$4.19 /meal, up to \$78,248.25 annually

and, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature is hereby authorized to execute said contract on behalf of the County of Herkimer; 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 American Food and Vending.

Dated: November 15, 2017.



# HERKIMER COUNTY LEGISLATURE

No. 271

## REPORT AND RESOLUTION APPROVING HERKIMER COUNTY COMMUNITY COLLEGE RESOLUTION RECOMMENDING ROOF REPLACEMENT ON THE ROBERT MCLAUGHLIN COMMUNITY CENTER AND TECHNOLOGY CENTER AND APPROPRIATING FUNDING

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

WHEREAS, by request dated September 29, 2017 from Nicholas F. Laino, Senior Vice President for Administration and Finance at Herkimer County Community College, this Legislature is advised that at its meeting held on August 30, 2017, the College Board of Trustees approved by Resolution No. 16-24, Replace RMCC and Technology Center Roofs; and

WHEREAS, by Resolution No. 193 of 2017, this Legislature established a Reserve account for the project in the 2017 Herkimer County budget; and

WHEREAS, by letter dated October 25, 2017 from Sheri Ferdula, Budget Officer, an appropriation is needed so funding is in place for the project and the college may apply for the 50% funding match; now, therefore, be it

RESOLVED, that an appropriation to the Roof Replacement Project at Herkimer County Community College is hereby established in the amount of \$100,000 and the following transfers approved:

**Appropriation:**

\$100,000      From: 1990.46000, Contingent Fund, Miscellaneous Expense  
                    To:   A878B, Reserve for College Roof

**Transfers:**

\$200,000      From: A3170.44000, Correctional Institution, Contracted Services  
                    To:   A878B, Reserve for College Roof

\$150,000      From: A2490.44000, Community College Tuition, Contracted Services  
                    To:   A878B, Reserve for College Roof

\$100,000      From: A6010.86000, DSS Admin, Health Insurance  
                    To:   A878B, Reserve for College Roof

\$130,000      From: A3150.86000, Jail, Health Insurance  
                    To:   A878B, Reserve for College Roof

\$70,000        From: A4059.86000, Early Intervention, Health Insurance  
                    To:   A878B, Reserve for College Roof

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, President and Senior Vice President for Administration and Finance at Herkimer County Community College.

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 272

### REPORT AND RESOLUTION CONCERNING STOP LOSS COVERAGE FOR HEALTH INSURANCE

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

WHEREAS, by letter dated October 19, 2017 from Steven R. Billings, Personnel Officer, this Legislature is advised that your Committee has determined that stop-loss insurance coverage for the County's minimum premium health insurance plans for 2018 would best be provided by Excellus Health Plan, Inc.; now, therefore, be it

RESOLVED, that a contract be entered into with Excellus Health Plan, Inc., Utica Business Park, 12 Rhoads Drive, Utica, NY 13502, for health insurance stop loss coverage for the County of Herkimer for the period January 1, 2018 through December 31, 2018 at a quoted annual premium of \$26.45 per participant per month, with an annual deductible of \$225,000; 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; and, be it further

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

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 273

### REPORT AND RESOLUTION APPROVING CONTRACT WITH EXCELLUS HEALTH PLAN, INC. FOR ADMINISTRATIVE SERVICES

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

WHEREAS, by letter dated October 16, 2017, from Steven R. Billings, Personnel Officer, this Legislature is advised of a request for an Administrative Services Contract with Excellus Health Plan, Inc. for group health care benefits for officers and employees of the county, to provide claims processing, administrative services, medical review and managed care services for the county's health insurance program; and

WHEREAS, said contract would be effective January 1, 2018; and

WHEREAS, the administrative fees for the 2018 Classic Blue Plan is \$46.27 per employee per month and \$49.42 per employee per month for the Blue Preferred PPO and Health Choices EPO Plans, with the Medicare Supplement Plan for retirees to carry an administrative fee of \$37.00 per month; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into an Administrative Services Contract with Excellus Health Plan, Inc., 12 Rhoads Drive, Utica, New York 13502, for group health care benefits for officers and employees of the county in the amounts as listed above, to be effective January 1, 2018; and, be it further

RESOLVED, that the terms and conditions of said contracts be subject to the approval of the County Attorney; and, be it further

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

Dated: November 15, 2017.





## HERKIMER COUNTY LEGISLATURE

No. 274

### REPORT AND RESOLUTION CONCERNING SERVICES UNDER HEALTH REIMBURSEMENT ACCOUNT PLAN

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

WHEREAS, by letter dated October 16, 2017, Steven R. Billings, Personnel Officer, advises that it is the recommendation of your Committee that a contract for the period commencing January 1, 2018 through December 31, 2018, be entered into with Benefit Resources, Inc. for administration of a Health Reimbursement Account Plan under Internal Revenue Code Section 105(h); and

WHEREAS, the Health Reimbursement Account is available to county employees who opt for health insurance under the Excellus-Healthy Choices Plan and can be used to reimburse a portion of employees' out-of-pocket medical expenses; now, therefore, be it

RESOLVED, that a contract be entered into with Benefit Resources, Inc., 2320 Brighton-Henrietta Towline Road, Rochester, NY 14623, for January 1, 2018 through December 31, 2018 to provide services in the area of administration of a Health Reimbursement Account Plan under Internal Revenue Code Section 105(h), at a cost of \$3.75 per month per participant, with a compliance administration fee of \$475.00, 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 contract on behalf of the County of Herkimer; and, be it further

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

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 275

### RESOLUTION APPROVING APPLICATION TO NACO FOR THE RURAL IMPACT CHALLENGE ON POVERTY

**Sponsored by: Committee on Human Resources  
Committee on County Planning & Development**

WHEREAS, small towns and rural communities are home to millions of Americans and are a vibrant part of our nation's economy; and

WHEREAS, in 2014, approximately 1.4 million children in rural areas were poor and over 700,000 children lived in rural families with cash incomes that fell below half of the poverty line; and

WHEREAS, high rates of poverty have persisted for generations, including over 300 rural counties with poverty rates of over 20 percent in every Census since 1980; and

WHEREAS, investing in poor children and their families not only reduces poverty in the near term, but also improves children's education, health and earnings outcomes later in life; and

WHEREAS, rural and tribal communities face distinct challenges, including limited access to critical services, fewer job prospects, and in some places, relative lack of institutional capacity and

WHEREAS, no matter where they live, all families aspire for the cornerstones of economic security: a well-paying job, child care, a college education, health care, a home, and retirement; and

WHEREAS, Herkimer County and all counties recognize that a child's zip code should not determine their destiny, and that every child should have the opportunity to succeed; and

WHEREAS, the tax structure in New York State is one failure that has led to an exodus of companies that provided excellent job (salaries and fringe benefits) for our residents; and

WHEREAS, we are seeing a tremendous increase of over 60% in child poverty for our children ages 0 to 5 in our main corridor of villages and our city; and

WHEREAS, Herkimer County has been providing integrated planning for our children and families for nearly 20 years; and

WHEREAS, Herkimer County, along with twelve other communities across the country, has been recognized by President Obama's Council on Community Solutions for our ongoing efforts and the excellent work our county has done for families and our communities; and

WHEREAS, we are dealing with the loss of our only birthing hospital in the County; there has been a mass exodus of providers and service related to child health in the County; and

WHEREAS, through *The Rural Impact County Challenge*, the National Association of Counties and the White House Rural Council are encouraging public, private and nonprofit leaders to reduce the number of children living in poverty in rural areas; now, therefore, be it

RESOLVED, the Herkimer County Legislature does hereby sign on to the Call to Action to reduce the number of children living in poverty, commits to sharing lessons learned with other counties in our state and across the country to support a national initiative and encourages all county officials, employees and residents to participate in *The Rural Impact County Challenge*. We resolve to utilize the resources available through *The Rural Impact County Challenge* to:

- Convene or draw on a diverse team of leaders and decision makers from multiple agencies committed to reducing the number of children and families in rural areas living in poverty.
- Develop a plan with measurable outcomes that improve access, participation, and/or impact evidence-based and other promising practices in one or more of the following areas early childhood education, nutrition, workforce development, and health and human services.
- Implement research-based approaches that advance the plan.
- Create a process to track progress using data and information systems, and to report on successes.

Dated: November 15, 2017.



# HERKIMER COUNTY LEGISLATURE

No. 276

## REPORT AND RESOLUTION APPROVING THE UTILIZATION OF GRANT FUNDING AND APPROVING THE TRANSFER OF FUNDS FOR THE PURCHASE OF ZETRON COMPUTER AUTOMATED DISPATCH AND SERVER

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

WHEREAS, by letter received October 24, 2017, from Matthew Palumbo, Director of Emergency Services, this Legislature is advised of a request to purchase a Zetron Computer Automated Dispatch (CAD) and CAD Server by utilizing SHSP FY 2015, 2016 and 2017 grant funding; and

WHEREAS, by letter dated October 25, 2017, Sheri A. Ferdula, Budget Officer/Purchasing Agent has requested transfers in the Emergency Services Department for proper accounting purposes as follows:

\$67,480	From: A3020A.25000, Emergency Management, Other Equipment, To: A3020A.22000, Emergency Management, Computer Equipment.
\$4,075	From: A3021.45000.645, Public Safety Communications, Info Services To: A3020.22000, Public Safety, Computer Equipment
\$2,265	From: A3020.25000, Public Safety, Other Equipment To: A3020.22000, Public Safety, Computer Equipment.

now, therefore be it

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

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 277

### REPORT AND RESOLUTON AWARDING BID FOR CHEMICAL AT HERKIMER COUNTY SEWER DISTRICT

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

WHEREAS, by letter dated October 25, 2017, the Budget Officer/Purchasing Agent has advised that bids were received in accordance with law for the provision of hydrated lime for the Herkimer County Sewer District; and

WHEREAS, by said letter it is recommended that the bid be awarded to the lowest bidder, Graymont Inc., 196 Match Factory Place, Bellefonte, PA 16823, in the amount of \$ 225.65 per delivered ton; now, therefore, be it

RESOLVED, that the bid for the provision of hydrated lime for the Herkimer County Sewer District be awarded to Graymont Inc., 196 Match Factory Place, Bellefonte, PA 16823, in the amount of \$225.65 per delivered ton; and, be it further

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

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 278

### REPORT AND RESOLUTION APPROVING SEWER DISTRICT RESOLUTION CONCERNING SEWER USER RATE INCREASE

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

WHEREAS, by letter dated October 26, 2017, Frank Spatto, Chairman of the Herkimer County Sewer District Board, has advised that by action on November 18, 2017, the Herkimer County Sewer District Board adopted a resolution approving an increase to the per-gallon user rate/sewer rent from \$1.30 per unit (one thousand gallons) to \$1.35 per unit (one thousand gallons); and

WHEREAS, this Resolution has been forwarded to the Herkimer County Legislature for approval prior to its becoming effective; now, therefore, be it

RESOLVED, that this Legislature hereby approves a resolution duly adopted by the Herkimer County Sewer District Board on October 18, 2017, approving an increase to the per-gallon user rate/sewer rent from \$1.30 per unit (one thousand gallons) to \$1.35 per unit (one thousand gallons); and, be it further

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

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 279

### REPORT AND RESOLUTION ACCEPTING GRANT AND AMENDING BUDGET FOR HIRING OF CONSULTANT

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

WHEREAS, by letter dated October 18, 2017, Christina Cain, Director of Public Health, has advised that a grant in the amount of \$ 7,000 was received from the Health Foundation of Central and Western New York, which funding would supplement or enhance the services already provided to the families of Herkimer County by the Healthy Families Program; and

WHEREAS, by letter dated October 25, 2017, Sheri Ferdula, Budget Officer and Purchasing Agent, has advised that an amendment to the 2017 budget is necessary in order for the Public Health Nursing Department to hire a consultant to compare evidence based models and to create a campaign to engage the County's unique employer landscape; now, therefore, be it

RESOLVED, that approval is hereby authorized to accept a grant from the Health Foundation of Central and Western New York and amend the 2017 budget, in the amount of \$7,000 as follows:

Revenue Account:	A4010.3401, Public Health Nurses, Public Health	From:	\$516,675
		To:	\$523,675
Expense Account:	A4010.44000, Public Health Nurse, Cont. Svs.	From:	\$16,100
		To:	\$23,100

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

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 280

### **REPORT AND RESOLUTION APPROVING CONTRACT WITH KIDS ONEIDA, INC., FOR HEALTHY FAMILIES PROGRAM**

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

WHEREAS, by Resolution No. 180 of 2017, this legislature approved acceptance and amended the 2017 budget for the Healthy Families Program; and

WHEREAS, by letter dated October 16, 2017, Christina Cain, Director of Public Health, has requested renewal of a contract with Kids Oneida for the Healthy Families New York Home Visiting Program, to provide for home visit services for individuals and families who are eligible for preventive services and/or in receipt of TANF benefits or are at the 200% poverty level; now, therefore be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute a contract for the above described purposes with Kids Oneida, 310 Main Street, Utica, NY 13501, in the amount of \$284,434.00 for the period September 1, 2017 to August 31, 2022; and, be it further

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

Dated: November 15, 2017.





# HERKIMER COUNTY LEGISLATURE

No. 281

## REPORT AND RESOLUTION AMENDING BUDGET AND AUTHORIZING CONTRACT IN CONNECTION WITH RECEIPT OF GRANT FUNDS FOR PUBLIC HEALTH EMERGENCY PREPAREDNESS

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

WHEREAS, by letter dated October 18, 2017, Christina Cain, Director of Public Health, this has advised of receipt of a Public Health Emergency Preparedness Grant for the period from July 1, 2017 to June 30, 2018 in the amount of \$52,096 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 October 25, 2017 from Sheri A. Ferdula, Budget Officer, this Legislature is advised of a request to amend the 2017 Operating Budget (PH01-14) 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 Public Health Emergency Preparedness Grant for the period from July 1, 2017 to June 30, 2018 in the amount of \$52,096, to provide reimbursement for expenses incurred by Herkimer County in the development of a Public Health Emergency Preparedness Plan; and, be it further

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

<b>Revenue Account:</b>	A4188-4033-PH01-15, Bioterrorism	From:	\$0
		To:	\$52,096
<b>Expense Account:</b>	A4188.10000-PH01-15, Bioterrorism, Salaries	From:	\$0
		To:	\$43,898
	A4188.41000-PH01-15, Bioterrorism, Supplies	From:	\$0
		To:	\$5,948
	A4188.46000-PH01-15, Bioterrorism, Misc. Exp.	From:	\$0
		To:	\$1,750
	A4188-46100-PH01-15, Bioterrorism, Mileage/Travel	From:	\$0
		To:	\$500

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: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 282

### RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS ADOPTING SALARY SCHEDULES FOR THE YEAR 2018

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

Your Committee on Ways and Means respectfully reports the following Salary Schedule for the year 2018:

We recommend that the county officers and employees be paid equal bi-weekly installments on Thursday, or as near thereto as holidays and other conditions permit, pursuant to the Rules and Regulations of the Herkimer County Legislature and the Herkimer County Personnel Civil Service Rules. These salary schedules reflect salaries for personnel as follows:

- Salary Schedule No. 1 - 2018 Legislators and Department Heads
- Salary Schedule No. 2 - 2018 Officers & Non-Union
- Salary Schedule No. 3 - 2018 CSEA
- Salary Schedule No. 4 - 2018 Highway
- Salary Schedule No. 5 - 2018 Deputy Sheriffs

now, therefore, be it

RESOLVED, that the recommendations of the Committee on Ways and Means as set forth above be, and they hereby are adopted; 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: November 15, 2017.



# HERKIMER COUNTY LEGISLATURE

No. 283

## REPORT AND RESOLUTION ADJUSTING WAGES FOR HOURLY EMPLOYEES

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated November 6, 2017 from James W. Wallace, Jr., County Administrator, this Legislature is advised that adjustments must be made to the salaries for the year 2018 for certain employees of the County in various departments who are paid on an hourly basis; now, therefore, be it

RESOLVED, that the wages of all employees of the County of Herkimer paid pursuant to the hourly scale for graded employees be and hereby are, established for the year 2018 as follows:

<u>Grade</u>	<u>Hourly Wage 2018</u>
1	10.00
2	10.40
3	10.65
4	10.81
5	10.88
6	11.00
7	11.10
8	11.27
9	12.00

and, be it further

RESOLVED, that the following rates are hereby established for the following positions for the year 2018:

<u>Title</u>	<u>2017 Rate</u>
Part-time Motor Vehicle Clerk	\$13.64/hr.
Court Attendants (per diem)	\$62.84 per day
**Part-time Building Maintenance Worker (Jail)	\$10.40/hr.
Part-time Senior Telecommunicator	\$14.76/hr.
Part-time Public Safety Telecommunicator (E-911)	\$13.91/hr.
Part-time Account Clerk (A4010)	\$13.62/hr.
Part-time Alcohol Abuse Counselor (Mental Health)	\$26.40/hr.

<u>Title</u>	<u>2018 Rate</u>
Part-time Clerk (A3110)	\$14.01/hr.
Polling Site Coordinator (Board of Elections)	\$15.00/hr.
Voting Machine Technician (Board of Elections)	\$25.00/hr.
Part-time Registered Professional Nurse	\$21.16/hr.
Part-time Recording Clerk (19 ½ hours/week)	\$14.22/hr.
Hearing Officer	\$15.76/hr.
Nurse Practitioner	\$50.00/hr.
Part-time Psychiatric Social Worker	\$38.57/hr.
Psychiatric Nurse Practitioner	\$65.00/hr.

\*\* Changed due to minimum wage

and, be it further

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

Dated: November 15, 2017



## HERKIMER COUNTY LEGISLATURE

No. 284

### REPORT AND RESOLUTION MAKING APPOINTMENT OF DIRECTOR OF INFORMATION SERVICES

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

WHEREAS, by letter dated November 8, 2017 from Steven R. Billings, Personnel Officer, this Legislature is advised that a vacancy exists in the position of Director of Information Services and it is the recommendation of your Committee that Kathy Wright, 108 Murphy Road, Little Falls, NY 13365 be appointed to said position; and

WHEREAS, Kathy Wright has previously qualified in the appropriate civil service exam for the position and is eligible for permanent appoint under NYS Civil Service Law Section 52.7; now, therefore, be it

RESOLVED, that Kathy Wright, 108 Murphy Road, Little Falls, NY 13365, be appointed to the position of Director of Information Services for the County of Herkimer at the base annual salary of \$62,000, effective November 20, 2017; and, be it further

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

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 285

### REPORT AND RESOLUTION ACCEPTING PROPOSAL OF D'ARCANGELO & CO. LLP TO PERFORM AUDIT

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

WHEREAS, pursuant to Resolution No. 62 of 2010 a contract was entered into with D'Arcangelo & Co., LLP, of Utica, to perform certain audits of the financial affairs of the County as required by state and federal statutes, for the years ending December 31, 2009, 2010 and 2011, which contract was extended by Resolution No. 251 of 2012 and Resolution No. 232 of 2014; and

WHEREAS, by letter dated November 8, 2017, Kimberlee A. Enea, County Treasurer, has advised the Ways & Means Committee has approved a contract for audits the fiscal years ending December 31, 2014, 2017 through 2021, with D'Arcangelo & Co., LLP, 120 Lomond Court, Utica, New York, in accordance with the proposal made by said firm to the County; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute a contract between the County of Herkimer and D'Arcangelo & Co., L.L.P. Certified Public Accountants & Consultants, 120 Lomond Court, Utica, New York, to perform auditing services for the County, and to perform other services if authorized, all in accordance with a proposal made by said firm to the County, at a fee of \$66,250 for the fiscal years ending December 31, 2017 and 2018; and \$67,575 for the fiscal year ending December 31, 2019, \$68,925 for the fiscal year ending December 31, 2020 and \$70,300 for the fiscal year ending December 2020; 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 D'Arcangelo & Co., L.L.P., Certified Public Accountants & Consultants.

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 286

### REPORT AND RESOLUTION APPROVING CONTRACT WITH THREE + ONE TO PROVIDE CASH MANAGEMENT AND INVESTMENT CONSULTATION SERVICES TO HERKIMER COUNTY

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

WHEREAS, by letter dated November 8, 2017, Kimberlee A. Enea, County Treasurer, has requested a contract be entered into with Three + One to provide professional cash management/investment consultation services to Herkimer County for a one year period at the following fee schedule:

Base rate - \$9,900 paid only after at least \$50,000 in new earnings or savings; Quarterly liquidity monitoring and reporting fee - .0125% per million dollars of low or non-performing monies; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute a contract between the County of Herkimer and Three + One, Tobey Village Office Park, 180 Office Parkway, Pittsford, NY 14534, to provide professional cash management/investment consultation services to Herkimer County for a one year period at the following fee schedule: Base rate - \$9,900 paid only after at least \$50,000 in new earnings or savings; Quarterly liquidity monitoring and reporting fee - .0125% per million dollars of low or non-performing monies; 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 Three + One.

Dated: November 15, 2017.



## HERKIMER COUNTY LEGISLATURE

No. 287

### **RESOLUTION AUTHORIZING RETENTION OF COUNSEL IN CONNECTION WITH EMINENT DOMAIN PROCEEDING FOR NEW COUNTY CORRECTIONAL FACILITY**

**Sponsored by: Public Safety/Emergency Management  
Ways & Means**

WHEREAS, the county has commenced the eminent domain process for the construction of the new Herkimer County Correctional Facility on a parcel located on NYS Route 28 in the Village and Town of Herkimer, New York; and

WHEREAS, a proposal has been received from the West Firm, 677 Broadway, 8<sup>th</sup> Floor, Albany, NY 12207 to represent the County in connection with these proceedings at the rate of \$350 per hour for partner time and \$225 and \$210 per hour for associate time, with a projected cost of \$15,300 in the event of a contest of the County's Findings and Determinations; and \$31,315 for acquisition and valuation court proceedings; now, therefore be it

RESOLVED, that the West Firm is retained to render legal services in connection with the above matters at the above rates, at the maximum amount of \$15,300 for contest of Findings and Determinations if necessary and a maximum amount of \$31,315 for acquisition and valuation court proceedings;

RESOLVED, that certified copies of this Resolution be sent to the County Treasurer, Auditor, Budget Officer and County Attorney's office.

Dated: November 15, 2017.





## HERKIMER COUNTY LEGISLATURE

No. 288

### **RESOLUTION IN SUPPORT OF COMBINING THE 2018 FEDERAL AND STATE PRIMARIES**

**Sponsored by Committee on Administration/Veterans' Affairs**

WHEREAS, the congressional primary is expected to be held, pursuant to Federal District Court of the Northern District of New York, on June 26, 2018; and

WHEREAS, the NYS Legislature and local primaries are likely to be held on September 11, 2018; and

WHEREAS, each election is estimated to cost the counties of New York fifty million dollars (\$50,000,000.00); and

WHEREAS, to eliminate the substantial financial burden of an additional primary election, it is in the best interest of Herkimer County taxpayers to combine the federal and state elections; now, therefore, be it

RESOLVED, that the Herkimer County Legislature urges the Governor and the New York State Legislature to combine the federal and state primaries on June 26, 2018 for a substantial savings of the tax dollars of New York State residents; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to Governor Andrew M. Cuomo, Congresswoman Claudia Tenney, Congresswoman Elise Stefanik, Senator James L. Seward, Senator James Tedisco, Assemblyman Marc W. Butler, Assemblyman Brian Miller and Assemblyman Anthony Brindisi.

Dated: November 15, 2017.