

**MINUTES**  
**Herkimer County Legislature**  
**Fourth Quarter – Fourth Day**  
**Wednesday, November 18, 2020**  
**7:00 p.m.**

**Public Hearing**

The Public Hearing on Introductory Local Law B for 2020 was called to order at 6:00 p.m. by Vincent J. Bono, Chairman of the Legislature. The Clerk read the notice of the meeting. Chairman Bono then asked if there was anyone wishing to speak on the local law. There were no requests to speak and the hearing was declared closed at 6:01 p.m.

Brittney R. Viscomi, Clerk  
Herkimer County Legislature

**LEGAL NOTICE**

NOTICE IS HEREBY GIVEN that there has been presented to the County Legislature of the County of Herkimer, State of New York, on the 28<sup>th</sup> day of October, 2020, Introductory Local Law B for the year 2020 entitled, “A LOCAL LAW EXPANDING THE RESIDENCY REQUIREMENTS FOR HERKIMER COUNTY CORRECTION OFFICERS”.

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 Public Safety & Emergency Management. The Public Hearing will be held in the DSS Conference Room #242, 301 N. Washington Street, in the Village of Herkimer, New York, on the 18<sup>th</sup> day of November, 2020 at 6:00 p.m. at which time all persons interested will be heard.

Dated: November 9, 2020.

By Order of the Herkimer County Legislature

**Public Hearing**

The Public Hearing on the Assessment Roll for the Herkimer County Sewer District to be used in the year 2021 was called to order at 6:05 p.m. by Vincent J. Bono, Chairman of Legislature. The Clerk read the notice of the hearing. Chairman Bono asked if anyone wished to speak at the hearing. There were no requests to speak, and the hearing was declared closed at 6:06 p.m.

## LEGAL NOTICE

### **NOTICE OF COMPLETION OF ASSESSMENT ROLL AND PUBLIC HEARING ON ASSESSMENT ROLL FOR THE HERKIMER COUNTY SEWER DISTRICT TO BE USED IN THE YEAR 2021**

NOTICE IS HEREBY GIVEN that the assessment roll for the Herkimer County Sewer District for the year beginning January 1, 2021 has been completed and filed in the Office of the Clerk of the Herkimer County Legislature at the County Office Building in Herkimer, New York, where it is available for inspection by any interested persons during office hours.

FURTHER NOTICE IS HEREBY GIVEN that the County Legislature of the County of Herkimer will hold a public hearing on the said assessment roll to hear and consider any objections which may be made to the Assessment Roll in the DSS Conference Room #242, 301 N. Washington Street, in the Village of Herkimer, County of Herkimer, New York, on the 18<sup>th</sup> day of November, 2020 at 6:05 p.m.

Dated: November 9, 2020.

By Order of the Herkimer  
County Legislature

### **Public Hearing**

The Public Hearing on Introductory Local Law C for 2020 was called to order at 6:10 p.m. by Vincent J. Bono, Chairman of the Legislature. The Clerk read the notice of the meeting. Chairman Bono then asked if there was anyone wishing to speak on the local law. There were no requests to speak and the hearing was declared closed at 6:11 p.m.

Brittney R. Viscomi, Clerk  
Herkimer County Legislature

### 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 10<sup>th</sup> day of November, 2020, Introductory Local Law C for the year 2020 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. The Public Hearing will be held in the DSS Conference Room #242, 301 N. Washington Street, in the Village of Herkimer, New York, on the 18<sup>th</sup> day of November, 2020 at 6:10 p.m. at which time all persons interested will be heard.

Dated: November 11, 2020.

By Order of the Herkimer County  
Legislature

### **Public Hearing**

The Public Hearing on Introductory Local Law D for 2020 was called to order at 6:15 p.m. by Vincent J. Bono, Chairman of the Legislature. The Clerk read the notice of the meeting. Chairman Bono then asked if there was anyone wishing to speak on the local law. There were no requests to speak and the hearing was declared closed at 6:16 p.m.

Brittney R. Viscomi, Clerk  
Herkimer County Legislature

### **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 10<sup>th</sup> day of November, 2020, Introductory Local Law D for the year 2020 entitled, "A LOCAL LAW GRANTING A STIPEND TO 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. The Public Hearing will be held in the DSS Conference Room #242, 301 N. Washington Street, in the Village of Herkimer, New York, on the 18<sup>th</sup> day of November, 2020 at 6:15 p.m. at which time all persons interested will be heard.

Dated: November 11, 2020.

By Order of the Herkimer County  
Legislature

The Regular Session of the Herkimer County Legislature was called to order by Chairman Vincent J. Bono at 7:02 p.m.

This session was held via Zoom in connection with COVID-19.

Chairman Bono lead the Legislature in the Pledge of Allegiance.

Chairman Bono called for a moment of silence in recognition of all veterans, past and present.

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

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

Absent: None.

Chairman Bono suspended the public comment period due to COVID-19 and stated that any interested individuals could submit comments by mail: 109 Mary Street, Suite 1310, Herkimer, NY 13350 or by email: [hcl legislature@herkimercounty.org](mailto:hcl legislature@herkimercounty.org).

Pursuant to Rule 8 of the Rules of the County Legislature, Chairman Bono asked if there were any objections or corrections to the minutes of October 28, 2020 and November 10, 2020. There were none, and the Chairman ordered them approved.

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

No. 384 – A communication was received from the Soil & Water Conservation District submitting notice of meeting. Filed.

No. 385 – A communication was received from the County Auditor submitting corrected tax applications for October 2020. Filed.

No. 386 – A communication was received from the Oneida Herkimer Solid Waste submitting 2021 Budget. Filed.

No. 387 – A communication was received from the County Attorney submitting Notice of Claim. Filed.

No. 388 – A communication was received from the County Attorney submitting Notice of Intent to Sue. Filed.

No. 389 – A communication was received from the NYS Dept. of State advising of Filing of Local Law No. 2 for 2020. Filed.

No. 390 – A communication was received from the Herkimer County Sheriff requesting position change in Sheriff's Department. Referred to the Committee on Ways & Means.

No. 391 – A communication was received from the Director of Real Property requesting renewal of contract for the Town of Winfield. Filed.

No. 392 – A communication was received from the Budget Officer/Purchasing Agent requesting to award bids for Meals on Wheels. 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 requesting contract renewal for Title IIID Program in Office for the Aging. 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 requesting contract renewal for Registered Dietician Services in Office for the Aging. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 395 – A communication was received from the Director of the Office for the Aging requesting contract renewal for Respite Services in Office for the Aging. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 396 – A communication was received from the Director of the Youth Bureau requesting contracts for youth programs for 2020. Referred to the Committee on County Planning & Development and the Committee on Ways & Means.

No. 397 – A communication was received from the Budget Officer/Purchasing requesting transfers in 2020 budget. Referred to the Committee on Ways & Means.

No. 398 – A communication was received from the Personnel Officer requesting a contract for health insurance stop loss coverage. Referred to the Committee on Ways & Means.

No. 399 – A communication was received from the Secretary of the Democratic Committee submitting recommendation for appointment of Democratic Commissioner of Elections. Referred to the Committee on Administration/Veterans' Affairs.

No. 400 – A communication was received from the Highway Superintendent requesting increase in appropriated amount for Highway project. Referred to the Committee on Highways.

No. 401 – A communication was received from the Budget Officer/Purchasing Agent requesting authorization for preparation of tentative copies of budget. Referred to the Committee on Ways & Means.

No. 402 – A communication was received from the County Attorney requesting amendment to retainer agreement. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 403 – A communication was received from the Personnel Officer requesting agreement with Bassett for Police Officer Physicals. Referred to the Committee on Ways & Means.

No. 404 – A communication was received from the Senior VP for Administration & Finance of HCCC submitting Resolution for the replacement of the library roof. Referred to the Committee on Education and the Committee on Ways & Means.

No. 405 – A communication was received from the Senior VP for Administration & Finance of HCCC submitting Resolution for purchase of academic technology equipment. Referred to the Committee on Education and the Committee on Ways & Means.

No. 406 – A communication was received from the Budget Officer/Purchasing Agent requesting renewal of Insurance Coverages for Herkimer County for 2021. Referred to the Committee on Ways & Means.

No. 407 – A communication was received from the Budget Officer/Purchasing Agent requesting the creation of accounts and transfer of funds in the Public Health Department. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 408 – A communication was received from the Budget Officer/Purchasing Agent requesting purchase of vehicles and transfer of funds in District Attorney's Office. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 409 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer of funds in Emergency Services for the purchase of a Law Enforcement Tactical Radio System. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 410 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer of funds in Emergency Services for the purchase of a Law Enforcement Tactical Radio System. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 411 – A communication was received from the Budget Officer/Purchasing Agent requesting budget amendment in the Mental Health Department. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 412 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer of funds in the Highway Department for the purchase of a Fire Alarm Sensor System. Referred to the Committee on Ways & Means.

No. 413 – A communication was received from the Budget Officer/Purchasing Agent requesting a budget amendment and creation of accounts for Indigent Legal Services funds. Referred to the Committee on Ways & Means.

No. 414 – A communication was received from the Budget Officer/Purchasing Agent requesting appropriation of funds for the STOP-DWI Program. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 415 – A communication was received from the Director of the Office for the Aging requesting amendment to salary schedule. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 416 – A communication was received from the Director of the Emergency Services requesting approval to apply for grant funding. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 417 – A communication was received from the Highway Superintendent requesting approval to proceed with litigation. Referred to the Committee on Ways & Means.

No. 418 – A communication was received from the County Administrator requesting to establish the Part Time Salary Schedule for the year 2021. Referred to the Committee on Ways & Means.

No. 419 – A communication was received from the Herkimer County Sheriff requesting maintenance contract for fire control system. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 420 – A communication was received from the Director of Community Services requesting to amend agreement with MVP Healthcare IPA. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 421 – A communication was received from the Director of Public Health requesting to amend Resolution No. 262 of 2019. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 422 – A communication was received from the Budget Officer/Purchasing Agent requesting purchase and transferring of funds in the Public Health Department. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 423 – A communication was received from the Personnel Officer requesting stipend payment to some Salary Schedule I and II employees. Referred to the Committee on Ways & Means.

No. 424 – A communication was received from the Personnel Officer requesting creation of temporary position and appointment of Director of Weights and Measures. Referred to the Committee on Natural Resources and the Committee on Ways & Means.

No. 425 – A communication was received from the Secretary of the Democratic Committee submitting recommendation for appointment of Democratic Commissioner of Elections. Referred to the Committee on Administration/Veterans' Affairs.

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

The Chairman continued with the Regular Agenda.

On motion of Mr. Schrader, seconded by Mr. Smith, Report and Resolution No. 284 sponsored by the Committee on Ways & Means authorizing transfers of funds in Herkimer County Highway Department was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Gaworecki, seconded by Mr. Donley, Report and Resolution No. 285 sponsored by the Committee on Ways & Means authorizing litigation against CNY Excavating for damages causes to county roads was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Ackerman, seconded by Mr. Gaworecki, Report and Resolution No. 286 sponsored by the Committee on Highways amending Resolution No. 364 of 2019 approving projects under Article 6, Section 116 of the Highway Law was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Stephens, seconded by Mr. Johnson, Report and Resolution No. 287 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means approving amendment to the 2020 STOP DWI Plan and appropriating funds was handed up; voted on and adopted by roll call vote:

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

Against: None.                      Absent: None.

On motion of Mr. Shaw, seconded by Mr. Malta, Report and Resolution No. 288 sponsored by the Committee on Ways & Means amending budget in connection with Indigent Legal Services was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Ackerman, seconded by Mr. Shaw, Report and Resolution No. 289 sponsored by the Committee on Human Resources and the Committee on Ways & Means amending budget in connection with Upper Payment Limit was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Schrader, seconded by Mr. Gaworecki, Report and Resolution No. 290 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing amendment to contract with MVP Healthcare in Mental Health was handed up; voted on and adopted by voice vote:



For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Weakley, seconded by Mr. Stephens, Report and Resolution No. 291 sponsored by the Committee on Ways & Means authorizing transfers of funds was handed up; discussion was held; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

Mr. Ackerman: "What is the \$15,000 for, for the jail?"

Sheri Ferdula: "That 3150B was an account that we set up for the new facility because we planned on being open from September to December but since we are not, some of that money needs to come back over to cover the cost to the end of the year."

Mr. Ackerman: "So this is going back to the old jail?"

Sheri Ferdula: "Yes."

On motion of Mr. Campione, seconded by Mr. Hollum, Report and Resolution No. 292 sponsored by the Committee on Natural Resources and the Committee on Ways & Means adopting assessment roll of Herkimer County Sewer District was handed up; voted on and adopted by roll call vote:

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

Against: None.                      Absent: None.

On motion of Mr. Gaworecki, seconded by Mr. Donley, Report and Resolution No. 293 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means authorizing maintenance contract for fire alarm system at Correctional Facility was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Schrader, seconded by Mr. Shaw, Report and Resolution No. 294 sponsored by the Committee on Ways & Means amending Resolution No. 330 of 2019 was handed up; voted on and adopted by roll call vote:

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

Against: None.                      Absent: None.

On motion of Mr. Stephens, seconded by Mr. Shaw, Report and Resolution No. 295 sponsored by the Committee on Human Resources and the Committee on Ways & Means amending Resolution No. 262 of 2019 authorizing contracts in connection with System of Care Grant in Public Health was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Weakley, seconded by Mr. Hollum, Report and Resolution No. 296 sponsored by the Committee on Human Resources and the Committee on Ways & Means amending budget and creating account in connection with COVID-19 was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Johnson, seconded by Mr. Ackerman, Report and Resolution No. 297 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means authorizing amendment to retainer of Construction Litigation Counsel was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Campione, seconded by Mr. Keeler, Report and Resolution No. 298 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means approving the utilization of grant funding and approving the transfer of funds for the purchase of a law enforcement tactical radio system was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Stephens, seconded by Mr. Keeler, Report and Resolution No. 299 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means approving the utilization of grant funding and approving the transfer of funds for the purchase of a law enforcement tactical radio system was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Brezinski, seconded by Mr. Hollum, Report and Resolution No. 300 sponsored by the Committee on Administration/Veterans' Affairs making appointment of Commissioner of Elections was handed up; discussion was held; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

Rob Drumm: “It’s nice to be able to continue working with all of you and everybody in our office, the great job that we do and with this election that never seems to end. Thank you very much.”

Chairman Bono: “Congratulations and we wish you the best. You’ve always been very cordial with us and we look forward to working with you.”

Rob Drumm: “Thank you all, I appreciate it.”

On motion of Mr. Malta, seconded by Mr. Weakley, Report and Resolution No. 301 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means authorizing the purchase of vehicles and transferring of funds for purchase in District Attorney’s Office was handed up; discussion was held; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

Mr. Russell: “I want to ask something. I thought the District Attorney had money, why is this coming out of the Summer Youth Program? Isn’t there money in their budget?”

Jim Wallace: “Mr. Russell, yes we do. When Sheri and I discussed it we had the money sitting there that was unexpired in the Youth Program and we put that forward. It easily could’ve come out of Jeff’s budget as well.”

Mr. Russell: “Thank you.”

On motion of Mr. Russell, seconded by Mr. Shaw, Report and Resolution No. 302 sponsored by the Committee on Ways & Means authorizing insurance coverages was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Russell, seconded by Mr. Ackerman, Report and Resolution No. 303 sponsored by the Committee on Ways & Means concerning stop-loss coverage for health insurance was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Weakley, seconded by Mr. Keeler, Report and Resolution No. 304 sponsored by the Committee on Human Resources and the Committee on Ways & Means awarding contracts for Meals on Wheels for the Herkimer-Ilion-Schuyler, Mohawk, and Newport-Middleville-Poland areas was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Shaw, seconded by Mr. Manno, Report and Resolution No. 305 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contracts for services under Caregiver Support Program was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Ackerman, seconded by Mr. Campione, Report and Resolution No. 306 sponsored by the Committee on County Planning & Development and the Committee on Ways & Means authorizing contracts for the Youth Programs for 2020 was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Russell, seconded by Mr. Gaworecki, Report and Resolution No. 307 sponsored by the Committee on Ways & Means adjusting wages for hourly employees was handed up; voted on and adopted by roll call vote:

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

Against: None.                      Absent: None.

On motion of Mr. Stephens, seconded by Mr. Schrader, Report and Resolution No. 308 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing purchase and transferring funds in Public Health Department was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Manno, seconded by Mr. Ackerman, Report and Resolution No. 309 sponsored by the Committee on Education and the Committee on Ways & Means approving purchase of academic technology equipment at Herkimer County Community College was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Russell, seconded by Mr. Manno, Report and Resolution No. 310 sponsored by the Committee on Education and the Committee on Ways & Means approving replacement of Library roof at Herkimer County Community College was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Ackerman, seconded by Mr. Shaw, Report and Resolution No. 311 sponsored by the Committee on Ways & Means authorizing stipend for 2021 for Salary Schedule I and II employees was handed up; voted on and adopted by roll call vote:

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

Against: None.                      Absent: None.

On motion of Mr. Russell, seconded by Mr. Johnson, Report and Resolution No. 312 sponsored by the Committee on Ways & Means accepting tentative budget and fixing time and place for public hearing was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Russell, seconded by Mr. Stephens, Report and Resolution No. 313 sponsored by the Committee on Ways & Means authorizing preparation of tentative copies of budget was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

On motion of Mr. Campione, seconded by Mr. Ackerman, Report and Resolution No. 314 sponsored by the Committee on Natural Resources and the Committee on Ways & Means to establish a temporary Deputy Director of Weights and Measures and making provisional appointment of Director of Weights and Measures was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Campione, Russell, Shaw (15).

Against: Donley, Weakley (2).                      Absent: None.

Michael Talaba: "Good evening. I would like to thank you folks for the opportunity and I look forward to providing this services to the County."

Chairman Bono: "Thank you, we look forward to working with you. Congratulations and good luck."

Mr. Campione: "Congratulations Michael."

Michael Talaba: "Thank you."

On motion of Mr. Russell, seconded by Mr. Shaw Resolution No. 315 sponsored by the Committee on Ways & Means adopting Salary Schedules for the year 2021 was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: None.

On motion of Mr. Stephens, seconded by Mr. Shaw, Resolution No. 316 sponsored by the Committee on Ways & Means setting Public Hearing on Introductory Local Law E for 2020 was handed up; discussion was held; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

Chairman Bono: "This is for an exemption for seniors I believe, Mr. Wallace could you just give us a briefing on what we are doing here? It is a benefit for our seniors, a much needed relief for them."

Jim Wallace: "Thank you Mr. Chairman, I think it is kind of important. I know Mr. Shaw started the questioning with Mr. Russell's help. We have been at \$15,000 for several years, we are looking to go to \$18,000 as an exemption for seniors. We think it might give the ability for another 480 homes to help seniors stay in their homes by giving them an exemption on their property taxes. We thought it was a good thing in Ways & Means and I appreciate the Legislature moving forward on it."

Chairman Bono: "Thank you Mr. Wallace."

On motion of Mr. Stephens, seconded by Mr. Ackerman, Resolution No. 317 sponsored by the Committee on Public Safety & Emergency Management adopting Introductory Local Law B for 2020 was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: None.

On motion of Mr. Shaw, seconded by Mr. Hollum, Resolution No. 318 sponsored by the Committee on Ways & Means adopting Introductory Local Law C for 2020 was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: None.

On motion of Mr. Campione, seconded by Mr. Johnson, Resolution No. 319 sponsored by the Committee on Ways & Means adopting Introductory Local Law D for 2020 was handed up; voted on and adopted by roll call vote:

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

Against: None.                      Absent: None.

On motion of Mr. Johnson, seconded by Mr. Keeler, Resolution No. 320 sponsored by the Committee on County Properties and the Committee on Ways & Means authorizing intermunicipal agreement with Greater Mohawk Valley Land Bank was handed up; voted on and adopted by voice vote:

For: Ayes (15).                      Against: Gaworecki, Ackerman (2).

Absent: None.

On motion of Mr. Schrader, seconded by Mr. Stephens, Report and Resolution No. 321 sponsored by the Committee on Administration/Veterans' Affairs making appointment of Commissioner of Elections was handed up; voted on and adopted by voice vote:

For: Ayes (17).                      Against: None.                      Absent: None.

Chairman Bono stated that pursuant to Rule 6(12) they would proceed with comments by legislators.

Mr. Brezinski: "Last meeting I ran something by you in regards to our President. I don't know if you got the chance to talk to anybody down there but I thought it would be a great gesture if we could come up with maybe \$20 a piece or something. I think it would be a great gesture in regards to the situation with what they are doing to him. It is terribly wrong, he's my President as well as he is yours and I really feel that Herkimer County should send something to him. It may mean nothing because of the amount of money that goes down to him but he would still know what we feel about him in regards to this whole situation. I thought that you or maybe somebody down there could start this or do something with sending him something to show that we care about him and how we feel about him. It should be done."

Chairman Bono: "I know some of the guys had talked about it and I think our caucus might be doing something but I appreciate the sentiment John and I agree. If they want to do it individually they can but certainly they can approach our caucus and we can send something in."

Mr. Brezinski: "If you would let me know what the caucus is doing."

Chairman Bono: "Ok. We will get back to you."

Mr. Brezinski: "Thank you."

Mr. Donley: "I have a quick question. I got a question from somebody today about the schools, if the schools shut down and they don't have the ability to get internet, is there any direction I could send them or tell them who to call?"

Chairman Bono: "The school would have to deal with that. State Education could help them there. We could run that through our committee, our task force, but certainly that is up to the schools and I think they have guidance on that and how they could do that already. They have to have a plan in place so I am sure that is part of the plan."

Mr. Donley: "Ok, I will tell them, thank you."

Chairman Bono: "I just have a few things. Our new radio system is up and running. John Raymond are you on the line? Could you just say something about that?"

John Raymond: "After many years of work on this, this started back when Mr. Vandawalker was there. In 2013 we started receiving what they call SICG Grants or State Interoperable Communication Grants. When Matt Palumbo took over he continued, he ordered a lot of the parts, I picked it up when I took over, built a couple of new towers. We are still working on it but the system is up and running. It passes through the southern part of the County and is using five towers at this time. It appears to be working very well. There are some spotty areas, but we haven't found an area where we don't have coverage which is a good thing. I think this is going to be very good for fire, police, ambulance, and the public in general. It will allow first responders to coordinate response. It's really a good thing, it's something I've been very excited about. I thank everybody for their help and support and direction. It has been a pleasure so far working with everybody on this big project. We are going to continue moving forward with it, it's a good thing."

Chairman Bono: "Thank you, appreciate it. I wanted to mention you are probably monitoring our COVID numbers. They are going up, we are having quite a spike, we are addressing that. We will be having a Facebook live broadcast at 10:00 a.m. on Friday, myself, Christina Cain our Director of Public Health, and Mr. James Wallace will also be on and we will be answering questions that the public has sent in the last four or five days. We probably have twenty or so questions that we are going to answer in their entirety. We will broadcast that live. Certainly a lot of questions dealing with testing and reporting. A lot more that people don't realize that goes on behind the scenes. I also want to mention another thing, I want to thank the Legislature, the entire Legislature especially Mr. Russell's committee, for approving the hiring of nurses, LPN's and RN's, they are going to help in the tracing. Certainly the tracing has been done from day one but we are going to fall behind pretty soon here if we haven't fallen behind already, like other counties. There are other counties that are inundated and can't keep up with the tracing but we want to stay ahead of the game so we hired some nurses, I think we have a total of about eight between RN's and LPN's that have been hired so that is going to take a dent out of the workload for the Public Health Department. They are inundated right now, those spikes are going up, we are seeing it in the general public now not just in the congregate groups that we saw before whether it be the nursing homes or hospitals or jails. This is back into the home now mainly with the kids, the kids are bringing it home and they're spreading it to the



family members who go out into the public and spread it even more. I wanted to mention testing in Old Forge we have completed that, it has been finalized by the State, they have given us approval. Testing will start on I believe it's the 28<sup>th</sup> in Old Forge at the George Hildebrandt Center, from 11:00 a.m. - 1:30 p.m., a nurse will be on staff there, you will be able to get a test for the residents in Old Forge. It will be a rapid test so you will get your test results within usually fifteen minutes, sometimes a little longer but still it's called a rapid test. Within a half an hour you should have an answer. We will be giving that to residents whether they are symptomatic or asymptomatic. We have a limited number of tests, we ask that you use those tests wisely. If you don't have any symptoms and you think you could do without it, we would appreciate that. But if you have a symptom, and you are questionable, you want to come down we'd be more than happy to give you that test. Certainly the first thing we want you to tell your constituents whether it is in Old Forge or any district is you are your own doctor, you should make a visit with your primary care physician or healthcare provider and make sure you get direction from them. Another thing, if you don't feel good whether you are a county employee or any other employee, simply stay home if you feel that you need to. You don't want to spread this any more than it has to if you do have it. Again, encourage everyone in your districts to wear their masks, social distance, wash their hands, all of the precautions that they have been told from day one. Assume that everybody has this. We are having questions why don't we post, well if you're looking at some of the other counties they are starting not to post those exposures because they should assume that everybody has it. Any questions with COVID or what we are doing?"

Mr. Weakley: "I have a question on the testing up in Old Forge, is that just for the residents up there or for the County?"

Chairman Bono: "No we will open that up to anybody but it was designed specifically for people in Old Forge being remotely located. We have been trying to get testing up there from day one; we've tried with Bassett, we've tried with MVHS. They were reluctant to put testing up there. We pleaded with them, we even considered hiring an outside source, another agency, that fell through. Unfortunately, it just didn't pan out. We even talked about buying our own testing machine. Finally, we have decided to hire our own nurses. With the help of Mr. Russell up there who got us in contact with a few nurses who live in that area. Those can be year round residents or residents who are there just on a seasonal basis, they certainly are entitled to take on the testing. We are seeing an influx of testing all over the place, not just for Old Forge but down here in the valley, one of the primary care places is inundated from 7:00 a.m. to 9:00 p.m. they are packed. That in part is because of this new testing guideline that if you leave the state and come back you have to get tested, and it is in the schools too. The students need those tests to get back in to the schools. That influx is just overloading. It is not just Herkimer County, we are hearing this from every county that we deal with on the call, big or small, and it is going to get worse if we don't keep on track. That's why everyone needs to stay home, certainly with the holidays coming up, you have heard of that ten person rule. We just ask people that you use common sense. You know what is good for your family, you are responsible for your family and you do what you need to do for your family. We are going to stay out of that mix right there, certainly not going to knock on anyone's doors if we see more than a few cars in their driveway. We hope everybody has a Happy Thanksgiving, be thankful for the things that we have and hope

that things don't get worse. We are all in this together and I appreciate everyone's help. Any other questions?"

Mr. Russell: "I just want to make sure we are on top of things in regards of getting more tests?"

Chairman Bono: "Yeah, I asked that question today at our task force meeting, we have about 400 of a certain test and 1,000 of the rapid test. Christina Cain did inform us today that the state did give us another 1,000 tests, we should have those in hand within a couple of days. We will have about 2,400 tests that we can use up in Old Forge and we are certainly going to ask for more, it all depends on how many are used up there. It is a two and a half hour window that we are going to have once a week, and there will be three nurses there. You need to make an appointment, the press release will go out soon with that number. We did send it to the newspaper in Old Forge, they will be advertising it. Certainly we will put it in all the other press outlets."

Mr. Weakley: "Just to follow up on my question earlier about the kits up there. There are people coming from Rochester and Buffalo to Utica to get tested. People from down here can't get in to get tested for that reason, because people are coming from all other areas. What if they decide to come up to Old Forge to get a test? How are we going to make sure that we leave enough for the folks up there?"

Jim Wallace: "Just Herkimer County. You have to bring an ID for Herkimer County."

Mr. Weakley: "So it is anybody in Herkimer County?"

Jim Wallace: "That is what we listed with the paper."

Chairman Bono: "You have to show ID that you are a resident of Herkimer County. Anybody who is a nonresident can come down to the valley or Griffiss and they can get a test there. Again, they would have to make an appointment there also."

Mr. Weakley: "I am just thinking about the folks in Ohio, the North Lake, South Lake area."

Chairman Bono: "They are welcome to come. The northern district can go up there."

Mr. Gaworecki: "Is it true that many of the schools are not accepting the rapid test as proof enough to go back to school?"

Chairman Bono: "I believe the State Health Department wants you to do the PCR test, which we have been saying from day one. Our county had recommended that, certainly we didn't say that you had to have it, we recommended it to the schools. We left it up to the schools."

Mr. Gaworecki: "Which one is the PCR?"

Chairman Bono: “The PCR is the one that they go way back into the nasal cavity and it is a little uncomfortable. But the county all along has said that that’s the test we wanted because it was the more reliable test. There was some pushback from some residents but it is a more reliable test. We left it up to the schools, certainly the rapid test could’ve been used by the schools and they chose not to. Now the state has come back and said listen, we want the PCR test done because of its reliability. We were spot on with it, we felt comfortable with that decision and we are going to stick with it.”

Mr. Gaworecki: “Thank you.”

Chairman Bono: “Shout out to our Public Health Department and our task force not to cut anybody short here but the ladies and gentlemen at the Public Health Department are doing a stand up job, it is getting real busy over there, it was busy before but now it is swamped. If you are not here every day to see it you can’t appreciate it. Again, I appreciate the help with hiring the nurses, it will go a long way in taking the dent out of this.”

Mr. Shaw: “Are we in good standing with the state as far as where we are at now that we don’t need to shut things down at all?”

Chairman Bono: “The state looks at those numbers every day. There are certain areas in certain counties that may be going to a yellow zone. We are not there yet, even with the spike that we are showing.”

Jim Wallace: “We went from 2.77 down to 2.5 today.”

Chairman Bono: “Our rate went down today which is a good thing. We monitor that by the hour here. It all depends on the state. They come up with new guidelines, you guys know that. In a moment’s notice, sometimes the public hears it before we do, based on who holds a press conference. We are dealing with it. Our numbers are going up proportionally with other counties and again it is in the general public now. It is in every community, it has been in every community from day one. So to say that you are safer in one community to shop in a different area, that is not the case. Assume everybody has it, young, old, and in between.”

Mr. Schrader: “Just to let the other Legislators know, I got a phone call the other day and then I spent about an hour and a half on the phone with a Public Health person. The positive numbers are not being doubled. When a positive case is a positive case, it is documented, even if you go back in with the same name there will not be another number added to that. A constituent made a comment that our numbers were being doubled if you went back twice. They are not being doubled, it is the same number. The case number goes with your name.”

Chairman Bono: “I think for the tests they are that way. Listen to us on Friday, and we will go over that. There is a lot of rumors and people are misinformed about a lot of things. Again, from day one we have said one plus one doesn’t equal two especially when it comes to reporting and if you look at those numbers, it takes time to tabulate those numbers and sometimes the reporting might be a day off and it is not by our fault, it is because we get those reports late from the state or from the healthcare providers. There are some healthcare providers,

by law you are supposed to have those results within 24 hours, there are some healthcare providers that they are not jiving with the states reporting mechanism so they have to report these numbers to the state, the state system doesn't mesh with their system and then we are getting these results anywhere from five to ten days old and it is not by any fault of ours. Certainly when we get them we post them immediately so when people in the public see those numbers on our webpage and they say hey this doesn't add up, that is why they don't add up, it is that simple. We are not hiding anything, we have nothing to hide, as soon as we get those numbers we print them on a daily basis. I encourage anybody, whether it is Legislators or the general public, if you are listening to this: make that phone call, call our Public Health Department. There is a number posted every day on that report. You can call that number and get an answer. One of the nurses or the Director herself will answer the call and get you that answer."

Mr. Ackerman: "The school districts are being told if someone comes and has a temperature or what not and they send them home, if they don't get a test within 48 hours they are presumed positive. How is that figured into our account or is it not?"

Chairman Bono: "We are just reporting the confirmed positive cases. I asked that they do that. I posted a presumed one day and then it just confused people so we are just doing confirmed cases now. If a presumed comes back positive then the next day it gets put on the list, it just makes it easier and more clear cut. That is a whacky rule, Kurt."

Mr. Ackerman: "I was just curious how you were calculating it with the numbers."

Chairman Bono: "Ladies and gentleman I want to wish you all a Happy Thanksgiving and again think about what is good in your life, life is not so bad if you have your health and family around."

At 8:00 p.m. on motion of Mr. Manno, seconded by Mr. Stephens, the Legislature adjourned to Wednesday, December 16, 2020 at 7:00 p.m., with a Public Hearing on the 2021 Budget at 6:00 p.m., and a Public Hearing on Introductory Local Law E at 6:10 p.m.

Brittney R. Viscomi, Clerk



## HERKIMER COUNTY LEGISLATURE

No. 284

### REPORT AND RESOLUTION AUTHORIZING TRANSFERS OF FUNDS IN HERKIMER COUNTY HIGHWAY DEPARTMENT

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

WHEREAS, your Committee on Ways and Means, to which was referred a communication from Sheri A. Ferdula, Budget Officer/Purchasing Agent, dated October 27, 2020, submitting a request for transfer of funds to purchase a Fire Alarm Sensor System for the Highway garage, reports that we have examined said communication, inquired into the subject matter thereof, and recommend that said transfer be made and offer the following Resolution:

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed to transfer the following sum from and to the following accounts in the 2020 Budget:

\$17,276                      From: A7320.10100, Summer Youth Work Program, Temp. Employees  
                                    To: D5110.44000, Maintenance Division, Contracted Services

and, be it further

RESOLVED, that the Treasurer is authorized to make necessary interfund amendments and transfers; and, be it further

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 285

### REPORT AND RESOLUTION AUTHORIZING LITIGATION AGAINST CNY EXCAVATING FOR DAMAGES CAUSED TO COUNTY ROADS

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

WHEREAS, by letter from Mark A. Nagele, P.E., Herkimer County Highway Superintendent dated October 22, 2020, it was advised that a demand letter was sent to CNY Excavating with an invoice requesting payment to recover cost for damages caused by CNY Excavating at the intersection of Farrell Road and Newport Road, CR 34 in the Town of Newport; and

WHEREAS, no response was made by CNY Excavating to said demand letter; now, therefore, be it

RESOLVED, that the County Attorney's Office is hereby authorized to commence an action on behalf of the County of Herkimer against CNY Excavating to recover the sum of \$2,162.75 in damages plus costs of litigation; and, be it further

RESOLVED, that the Chairman of this Legislature is hereby authorized to sign any and all documents necessary for or in connection with that litigation; and, be it further

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 286

### **REPORT AND RESOLUTION AMENDING RESOLUTION NO. 364 OF 2019 APPROVING PROJECTS UNDER ARTICLE 6, SECTION 116 OF THE HIGHWAY LAW**

**Sponsored by: Committee on Highways**

WHEREAS, by Resolution No. 364 of 2019, this Legislature approved the use of County Road Fund monies for Project No. 396, South Shore Road, CR118, in the amount of \$1,025,000; and

WHEREAS, by letter dated October 22, 2020, Mark A. Nagele, P.E., Herkimer County Highway Superintendent, has advised that additional funds are required for this project, and he has requested an increase in the appropriated amount to \$1,545,000; now, therefore, be it

RESOLVED, that Resolution No. 364 of 2019 is hereby amended to increase the estimated cost for the project to \$1,545,000, and that County Road Fund monies in that amount are hereby approved for that project; and, be it further

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 287

### REPORT AND RESOLUTION APPROVING AMENDMENT TO THE 2020 STOP DWI PLAN AND APPROPRIATING FUNDS

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

WHEREAS, Resolution No. 254 adopted on October 2, 2019, approved the 2020 STOP-DWI Plan; and

WHEREAS, by letter dated October 29, 2020, Michael Edwards, STOP-DWI Coordinated, has requested approval to amend the 2020 STOP-DWI Plan/Budget, to increase the enforcement component by \$7,500 specifically for dedicated DWI Patrols; and

WHEREAS, by letter dated October 29, 2020, Sheri Ferdula, Budget Officer/Purchasing Agent, has advised that an appropriation in the 2020 budget is necessary; and

WHEREAS, Sheri Ferdula, Budget Officer/Purchasing Agent has advised that funds have been verified and are available for this appropriation; now, therefore, be it

RESOLVED, that an appropriation be made as follows:

\$10,000	From: A889, Reserve, STOP DWI
	To: A3315.44000, Special Traffic Program, Contracted Services

and, be it further

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

Dated: November 18, 2020.





## HERKIMER COUNTY LEGISLATURE

No. 288

### REPORT AND RESOLUTION AMENDING BUDGET IN CONNECTION WITH INDIGENT LEGAL SERVICES

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

WHEREAS, by letter dated October 27, 2020 from Sheri A. Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised the Department of Indigent Legal Services is providing funding over a five year period for counties to develop and implement mandated criminal defense representation, with Herkimer County's share over the five years being \$3,989,861.28; and

WHEREAS, letter further states the year one total was amended into the budget in 2019 and year two has been approved at \$531,981.50 and will need to be amended into the 2020 budget; now, therefore, be it

RESOLVED, that the 2020 budget be amended as follows:

#### REVENUE:

A1170B.3035B, ILS	From: \$265,991
	To: \$797,972.25

#### EXPENSE:

A1170B.10000, ILS, Salaries	From: \$38,110
	To: \$132,298
A1170B. 41000, ILS, Supplies	From: \$3,000
	To: \$30,000
A1170B.42000, ILS, Utilities	From: \$0
	To: \$6,000
A1170B.44000, ILS, Contracted Services	From: \$30,000
	To: \$11,000
A1170B.44000-525, ILS, Repairs	From: \$0
	To: \$16,000
A1170B.45000, ILS, Fees for Services	From: \$0
	To: \$337,895.56
A1170B.45000-601, ILS Immediate Arraignment	From: \$85,000
	To: \$50,000
A1170B.45000-602, ILS CAFA	From: \$85,000
	To: \$100,900.94

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A1170B.46000, ILS, Miscellaneous Expense	From: \$2,610
	To: \$0
A1170B.46100, ILS, Mileage	From: \$2,000
	To: \$67,373
A1170B.46100-767, ILS, Training	From: \$0
	To: \$25,300
A1170B.46300, ILS, Postage & Freight	From: \$1,500
	To: \$0
A1170B.81000, ILS, Retirement	From: \$5,000
	To: \$1,105
A1170B.83000, ILS, Social Security	From: \$2,362
	To: \$8,202
A1170B.83500, ILS, Medicare	From: \$552
	To: \$1,920
A1170B.84000, ILS, Workers Comp	From: \$857
	To: \$2,976
A1170B.86000, ILS, Health Insurance	From: \$10,000
	To: \$7,002

and, be it further

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 289

### REPORT AND RESOLUTION AMENDING BUDGET IN CONNECTION WITH UPPER PAYMENT LIMIT

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

WHEREAS, by letter dated October 28, 2020 from Timothy Seymour, Commissioner of Social Services, this Legislature is advised that the Centers for Medicare & Medicaid Services (CMS) has approved a Medicaid State Plan Amendment that has authorized Upper Payment Limit (UPL) payments in New York; which applies to County operated free standing clinics which Herkimer County's Mental Health Clinic qualifies for; and

WHEREAS, by letter dated November 5, 2020 from Sheri Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that the payment amount for Herkimer County is \$40,835.81, and in order to receive this amount, a local share of \$20,417.66 must be submitted to the New York State Department of Health and that an amendment to the 2020 budget is necessary; now, therefore, be it

RESOLVED, that the 2020 Herkimer County Budget is hereby amended as follows:

A4320.1620.916, Mental Health Fees, Medicaid	From: \$0
	To: \$40,835.81
A4320.46000, Mental Health, Miscellaneous Expense	From: \$400
	To: \$20,817.66

and, be it further

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 290

### **REPORT AND RESOLUTION AUTHORIZING AMENDMENT TO CONTRACT WITH MVP HEALTH CARE IN MENTAL HEALTH**

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

WHEREAS, by Resolution No. 196 of 2019, authorization was given to amend the contract with MVP Health Care, 625 State Street, PO Box 2207 Schenectady, NY 12305 in Mental Health for MVP Health Care to provide their own behavioral health services instead of contracting out with Beacon Center; and

WHEREAS, by letter dated October 26, 2020, from Kristen Snyder-Branner, Director of Community Services, this Legislature is advised of a request to amend the agreement with MVP Health Care IPA, due to increased rates of reimbursement; now, therefore, be it

RESOLVED, that the agreement be amended with MVP Health Care IPA to due to increased rates of reimbursement, and that the Chairman of this Legislature is hereby authorized to execute said contract; and, be it further

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 291

### REPORT AND RESOLUTION AUTHORIZING TRANSFERS OF FUNDS

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

WHEREAS, your Committee on Ways and Means, to which was referred communications from Sheri Ferdula, Budget Officer, October 29, 2020, submitting requests for transfers of funds, reports that we have examined said communications, inquired into the subject matters thereof, 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 sums from and to the following accounts:

\$10,000      From: A7320.10100, Summer Youth Program, Temporary Employees  
                  To:     A4042.46000, Rabies, Miscellaneous Expense

\$17,000      From: A3150B.45000, New Jail, Fees for Services  
                  To:     A3150.45000, Jail, Fees for Services

\$15,000      From: A3150B.44000, New Jail, Contracted Services  
                  To;     A3150.44000, Jail, Contracted Services.

and, be it further

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 292

### REPORT AND RESOLUTION ADOPTING ASSESSMENT ROLL OF HERKIMER COUNTY SEWER DISTRICT

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

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

WHEREAS, the Herkimer County Budget Officer has transmitted the said assessment roll with the tentative budget of the Herkimer County Sewer District for the year 2021 to the Clerk of the Herkimer County Legislature; and

WHEREAS, by Resolution No. 260 adopted on October 28, 2020 the County Legislature of the County of Herkimer has provided for a public hearing on the said Sewer District Assessment Roll for November 18, 2020; and

WHEREAS, said public hearing has now been held pursuant to said notice; now, therefore, be it

#### RESOLVED:

1. That the Herkimer County Legislature hereby affirms and adopts the Assessment Roll to be used in the year 2021 as submitted by the Herkimer County Sewer District pursuant to Section 271 of the County Law;
2. That there shall be, and hereby is, levied and assessed the sum apportioned to each such lot or parcel of land within the boundaries of said Herkimer County Sewer District, at the time and in the manner provided by law for the levy of state, county and town taxes;
3. That certified copies of this Resolution be forwarded to the Herkimer County Treasurer and Herkimer County Sewer District.

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 293

### **REPORT AND RESOLUTION AUTHORIZING MAINTENANCE CONTRACT FOR FIRE ALARM SYSTEM AT CORRECTIONAL FACILITY**

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

WHEREAS, by Resolution No. 267 adopted on October 7, 2019, a service maintenance agreement was entered into with Johnson Controls Fire Protection, LP, of East Syracuse, for the testing and maintenance of the fire control system at the Herkimer County Correctional Facility; and

WHEREAS, by letter dated October 26, 2020, Scott F. Scherer, Sheriff, has requested approval of a maintenance contract on said fire control system on a quarterly basis, at a cost of \$677.62 per quarter; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into a quarterly service maintenance agreements with Johnson Controls Fire Protection, LP, District #162, 6731 Collamer Rd., Ste. 4, East Syracuse, NY 13057-8704 for the fire alarm system at the Herkimer County Correctional Facility at a cost of \$677.62; and, be it further

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 294

### REPORT AND RESOLUTION AMENDING RESOLUTION NO. 330 OF 2019

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

WHEREAS, Resolution No. 330 of 2019 adopted the hourly salary schedule; and

WHEREAS, it has been requested to amend the hourly salary schedule to change the rate of Part-time Registered Professional Nurses from \$22.45 per hour to \$26.14 per hour, as well as adding the title of Part-time Licensed Professional Nurses at the rate of \$17.27 per hour, and be effective as of November 16, 2020; and

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

RESOLVED, that the hourly salary schedule be amended to change the rate of Part-time Registered Professional Nurses from \$22.45 per hour to \$26.14 per hour, as well as adding the title of Part-time Licensed Professional Nurses at the rate of \$17.27 per hour, effective November 16, 2020; 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: November 18, 2020.





## HERKIMER COUNTY LEGISLATURE

No. 295

### **REPORT AND RESOLUTION AMENDING RESOLUTION NO. 262 OF 2019 AUTHORIZING CONTRACTS IN CONNECTION WITH SYSTEM OF CARE GRANT IN PUBLIC HEALTH**

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

WHEREAS, Resolution No. 262 of 2019 authorized contracts in connection with the System of Care Grant in Public Health which runs from September 30, 2019 through September 29, 2023; and

WHEREAS, by letter dated October 20, 2020 from Christina Cain, Director of Public Health, this Legislature is advised that SUNY Polytechnic Institute has since notified the Department of Public Health that they are unable to fulfill their obligation to pay the professor from Siena College and asked that the Department of Public Health contract directly with Dr. Daniel White for his contribution to this project; and

WHEREAS, the funding for this new contract will be subtracted from the award given to SUNY Polytechnic Institute making the new contract \$130,000; and

WHEREAS, request is made to enter into a contract with Dr. Daniel D. White, Ph.D., Albany, NY 12208, for an amount not to exceed \$20,000; now, therefore, be it

RESOLVED, that Resolution No. 262 of 2019 is amended and the above contract is approved contingent upon County Attorney approval, and that the Chairman is authorized to execute said contract, and, be it further

RESOLVED, that in all other respects, Resolution No. 262 of 2019 shall remain in full force and effect; and, be it further

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 296

### REPORT AND RESOLUTION AMENDING BUDGET AND CREATING ACCOUNT IN CONNECTION WITH COVID-19

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

WHEREAS, Resolution No. 235 of 2020 accepted additional funding to assist with the COVID-19 pandemic, from Health Research Inc./New York State Department of Health in the amount of \$254,543; and

WHEREAS, by letter dated October 27, 2020 from Sheri Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that the funding is for a 24 month period and in order to separate the funds from other COVID monies that will be expiring in the coming months, it is requested that a new account be created and the funds be transferred; now, therefore, be it

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed create an account and to transfer the following sum from and to the following accounts in the 2020 Budget:

**Create:**  
A4188A, COVID

<b>Transfer:</b> \$254,543	From: A4188.4403, Bioterrorism, Federal, COVID-2 To: A4188A.4403A, COVID, Federal, COVID-2
\$166,008	From: A4188.10000-001, Bioterrorism, Salaries, COVID-2 To: A4188A.10000-001, COVID, Salaries, COVID-2
\$50,000	From: A4188.10000-002, Bioterrorism, Overtime, COVID-2 To: A4188A.10000-002, COVID, Overtime, COVID-2
\$5,785	From: A4188.41000, Bioterrorism, Supplies, COVID-2 To: A4188A.41000, COVID, Supplies, COVID-2
\$750	From: A4188.42100-295, Bioterrorism, Cell Phones, COVID-2 To: A4188A.42100-295, COVID, Cell Phones, COVID-2
\$2,000	From: A4188.46100, Bioterrorism, Mileage, COVID-2 To: A4188A.46100, COVID, Mileage, COVID-2

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\$10,000                      From: A4188.81000, Bioterrorism, Retirement, COVID-2  
                                         To:    A4188A.81000, COVID, Retirement , COVID-2

\$20,000                      From: A4188.86000, Bioterrorism, Health Ins., COVID-2  
                                         To:    A4188A.86000, COVID, Health Insurance. COVID-2

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 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 297

### **REPORT AND RESOLUTION AUTHORIZING AMENDMENT TO RETAINER OF CONSTRUCTION LITIGATION COUNSEL**

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

WHEREAS, pursuant to Resolution No. 125 of 2020 adopted on April 23, 2020, Herkimer County entered into a retainer agreement dated April 24, 2020 with construction law attorney, Anthony J. Adams of Adams LeClair, LLP, 28 East Main Street, Suite 1500, Rochester, New York 14614; and

WHEREAS, Resolution No. 146 of 2020 adopted on May 13, 2020 amended the retainer to a cap in legal fees of \$10,000; and

WHEREAS, by letter dated October 30, 2020, Lorraine H. Lewandrowski, Herkimer County Attorney advised that due to the continued need for additional legal services in relation to County jail construction it is necessary to amend the retainer to a cap in legal fees of \$20,000.00; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute the above described amendment to the retainer agreement to address additional legal services with a cap in legal fees of \$20,000.00; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, County Auditor, Budget Officer, and Anthony J. Adams, Jr., Esq, Adams LeClair, LLP.

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 298

### **REPORT AND RESOLUTION APPROVING THE UTILIZATION OF GRANT FUNDING AND APPROVING THE TRANSFER OF FUNDS FOR THE PURCHASE OF A LAW ENFORCEMENT TACTICAL RADIO SYSTEM AND INSTALLATION**

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

WHEREAS, by letter received October 27, 2020, from John J. Raymond, Director of Emergency Services, this Legislature is advised of a request to purchase a Law Enforcement Tactical Radio System and installation for use on McCauley Mountain in the Town of Webb, utilizing Statewide Interoperable Communications 2017 Target Grant funding, in the amount of \$19,985.25 through JPJ Electronics, Inc.; and

WHEREAS, by letter dated October 27, 2020, Sheri A. Ferdula, Budget Officer/Purchasing Agent has requested a transfer of funds within the State Interoperable Communications 2017 Target Grant, Project 19-3 as follows:

\$16,803.17 From: H3021.44000, Capital Fund, Public Safety, Project 19-3  
To: H3021.25000, Capital Fund, Public Safety, Project 19-3

now, therefore, be it

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 299

### **REPORT AND RESOLUTION APPROVING THE UTILIZATION OF GRANT FUNDING AND APPROVING THE TRANSFER OF FUNDS FOR THE PURCHASE OF A LAW ENFORCEMENT TACTICAL RADIO SYSTEM AND INSTALLATION**

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

WHEREAS, by letter received October 22, 2020, from John J. Raymond, Director of Emergency Services, this Legislature is advised of a request to purchase a Law Enforcement Tactical Radio System and installation, utilizing Statewide Interoperable Communications 2018 Target Grant funding, in the amount of \$74,715.21 through JPJ Electronics, Inc.; and

WHEREAS, by letter dated October 27, 2020, Sheri A. Ferdula, Budget Officer/Purchasing Agent has requested a transfer of funds within the State Interoperable Communications 2018 Target Grant, Project 20-1 as follows:

\$74,715.21 From: H3021.44000, Capital Fund, Public Safety, Project 20-1  
To: H3021.25000, Capital Fund, Public Safety, Project 20-1

now, therefore, be it

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 300

### REPORT AND RESOLUTION MAKING APPOINTMENT OF COMMISSIONER OF ELECTIONS

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

WHEREAS, Anthony C. Fumarola, Secretary of the Herkimer County Democratic Committee, has filed a certificate of the Herkimer County Democratic Committee, in conformity with the provisions and requirements of Section 3-204 of the Election Law of the State of New York, recommending Robert A. Drumm, a resident and qualified voter of the County of Herkimer to be a fit and proper person to be appointed a Commissioner of Elections for the term commencing January 1, 2021 and ending December 31, 2022; now, therefore, be it

RESOLVED, that Robert A. Drumm, Mohawk, New York, 13407, be, and he hereby is, appointed as Commissioner of Elections of the County of Herkimer as so recommended for the term commencing January 1, 2021 ending December 31, 2022; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, Auditor, Budget Officer, Personnel Officer, Robert A. Drumm, and Clerk of the County of Herkimer, who shall immediately notify the State Commissioner of Elections of this appointment.

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 301

### REPORT AND RESOLUTION AUTHORIZING THE PURCHASE OF VEHICLES AND TRANSFERRING OF FUNDS FOR PURCHASE IN DISTRICT ATTORNEY'S OFFICE

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

WHEREAS, by letter dated October 27, 2020, Sheri Ferdula, Budget Officer, has advised of a request from the District Attorney to purchase a 2020 Dodge Durango and an AWD Sedan; and

WHEREAS, the Durango is priced on a piggyback contract at \$31,846.21 and the sedan will cost no more than \$20,000; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby authorizes the purchase of the above described vehicles for the District Attorney's Office; and, be it further

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

\$50,000	From: A7320.10100, Summer Youth Work Program, Temp. Employees
	To: A1165.23000, District Attorney, Motor Vehicles

and, be it further,

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

Dated: November 18, 2020.





# HERKIMER COUNTY LEGISLATURE

No. 302

## 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/Purchasing Agent, dated October 29, 2020 of a request that certain policies for insurance coverages be approved for the year beginning December 9, 2020 through December 9, 2021, that an overall increase in premiums is noted, and that the totals for each Agency will not exceed the amount listed; and

WHEREAS, sufficient monies are available to cover said expense; now, therefore, be it

RESOLVED, that policies of insurance beginning December 9, 2020, are authorized by this Legislature as follows:

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

<u>COVERAGE</u>	<u>2021</u> <u>PREMIUM</u>
Property	\$50,081.90
Boiler & Machinery	\$10,771.20
General Liability	\$92,170.10
OCP	\$275.00
Auto	\$66,293.70
Public Officials Liability	\$27,333.90
Law Enforcement Liability	\$46,970.00
Inland Marine	\$24,550.90
Healthcare Gen. & Professional Liability	\$40,772.35
Excess Catastrophe Liability	\$45,472.90
Excess Employers Liability	\$7,606.00
Fire Fee	\$232.63
Motor Vehicle Fee	\$1,190.00
Crime Insurance	\$6,199.60
Cyber	\$11,776.00
Additional Cost for New Correctional Facility	\$19,159.00
<u>Cost for new facility in current year</u>	<u>\$2011.90</u>
<b>NYMIR Total -</b>	<b>\$452,867.08</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 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 303

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

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

WHEREAS, by letter dated October 20, 2020 from Steven R. Billings, Personnel Officer, this Legislature is advised and your Committee has determined that stop-loss insurance coverage for the County's health insurance plans for 2021 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, 2021 through December 31, 2021 at a quoted annual premium of \$32.47 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 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 304

### REPORT AND RESOLUTION AWARDING CONTRACTS FOR MEALS ON WHEELS FOR THE HERKIMER-ILION-SCHUYLER, MOHAWK, AND NEWPORT-MIDDLEVILLE-POLAND AREAS

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

WHEREAS, this Legislature is informed by communication dated October 27, 2020 from Sheri A. Ferdula, Budget Officer, that the Herkimer County Office for the Aging, through federal grants received and local sharing, has funds for the Meals on Wheels Programs and is also advised 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 catering contracts for the Meals on Wheels and Congregate Meals programs for the year 2021 with an option for a one year renewal contract with a cost of living increase, and with said contracts to contain a 60 day termination of contract provision:

<b>Area:</b>	<b>Number of meals:</b>	<b>Cost:</b>
<i>Herkimer-Ilion-Schuyler area:</i> American Food and Vending 124 Metropolitan Park Drive Syracuse, NY 13088	Herkimer-up to 115 meals/day Ilion-up to 115 meals/day Schuyler-up to 30 meals/day Total: 260 meals/day	\$5.17/meal-individually packaged: up to \$333,361.60 annually \$4.60/meal-bulk price: up to \$296,608.00 annually
<i>Mohawk area:</i> American Food and Vending 124 Metropolitan Park Drive Syracuse, NY 13088	Up to 30 meals/day	\$5.07/meal-individually packaged: up to \$37,720.80 annually \$4.50/meal-bulk price: up to \$33,480.00 annually
<i>Newport-Middleville-Poland area:</i> Trinity Services Group, Inc. 477 Commerce Blvd. Oldsmar, FL 34677	Up to 50 meals/day	\$4.00/meal-individually packaged: up to \$49,600.00 annually

and, be it further

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

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

Dated: November 18, 2020.



# HERKIMER COUNTY LEGISLATURE

No. 305

## REPORT AND RESOLUTION AUTHORIZING CONTRACTS FOR SERVICES UNDER CAREGIVER SUPPORT PROGRAM

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

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

WHEREAS, by letter dated October 29, 2020, from Kathy L. Fox, Director of the Office for the Aging, this Legislature is advised of a request to enter into and renew Title III E Caregiver Support Program respite contracts as outlined below, which is one of the requirements under said Caregiver Support Program, which help families keep their loved ones at home rather than in a nursing home and said Program is 90/10% federal funding with no overmatch; now, therefore, be it

RESOLVED, that this Legislature hereby approves respite contracts with the agencies listed below under the Title III E, Caregiver Support Program of the Herkimer County Office for the Aging, for the period from January 1, 2021 through December 31, 2021, with services to be provided at the rates as outlined below:

Agency	Rate	Service
HASCA	\$26.50/hr.	In-home respite (T.Webb)
Valley Health Services	\$300/day	Institutional overnight stay
RCIL	\$20/hr. Enhanced: \$19.00/hr.	In-Home Respite – Consumer Directed
RCIL	\$105.00 per day	Social Adult Day Program
Lutheran Home of Central NY dba Lutheran Care Helping Hands	\$21.00/hr.	In-Home Respite
US Care Systems	\$24.62/hr.	In-Home Respite
Plan It Staffing – NEW	\$21.00/hr.	In-Home Respite
Home Health Care Partners – NEW	\$26.00/hr. PC1 \$27.00/hr. PC2	In-Home Respite

and, be it further

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

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 306

### REPORT AND RESOLUTION AUTHORIZING CONTRACTS FOR THE YOUTH PROGRAMS FOR 2020

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

WHEREAS, by letter dated October 28, 2020 from Regina Giacovelli, Executive Director of the Herkimer County Youth Bureau, this Legislature is advised that the New York State Office of Children and Family Services has approved Herkimer County's Resource Allocation Plan (RAP) for 2020, which includes requested state aid in the amount of \$63,342; and

WHEREAS, by said letter, the Executive Director of the Herkimer County Youth Bureau advises that the Youth Bureau now desires to enter into contracts for 2020 with local agencies for the implementation of the Youth Development Programs; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute contracts, subject to reimbursement from the State of New York, with the following agencies in the amounts listed:

Little Falls YMCA, School's Out Scholarship Program - \$ 5,680.00

Little Falls YMCA, Unsupervised Youth Alternatives - \$3,680.00

***Little Falls Family YMCA, 15 Jackson St, Little Falls NY, 13365***

Catholic Charities of Herkimer County, Domestic Violence Program - \$3,200.00

***Catholic Charities of Herkimer County, 61 West St, Ilion, NY 13357***

Center for Family Life and Recovery, Short Term Prevention Services - \$5,552.00

***Center for Family Life and Recovery, 502 Court St., Suite 401, Utica, NY 13502***

ICAN, Social Media and Mental Health - \$4,200.00

***ICAN, 310 Main St., Utica, NY 13501***

Herkimer Police Department – Juvenile Officer/School Resource Officer - \$1,000.00

***c/o Chief Michael Jory, 120 Green Street, Herkimer, NY 13350***

Kommunity Youth and Activity Center (KYAC) - \$650.00

***KYAC, 110 Crosby Blvd., Old Forge, NY 13420***

Town of Russia, Summer Rec Program - \$500.00

***Fran Donley, Town Supervisor, 8916 N. Main St., Poland, NY 13431***





**Runaway and Homeless Youth (60% state funding, 20% agency match, 20% county match)**

Catholic Charities of Herkimer County, Runaway and Homeless Youth Program –  
\$10,079.00 – state share,  
\$ 3,360.00 – Catholic Charities match,  
\$ 3,360.00 – Herkimer County match.  
Program total \$16,799.00

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 Youth Bureau and the above listed agencies.

Dated: November 18, 2020.



# HERKIMER COUNTY LEGISLATURE

No. 307

## REPORT AND RESOLUTION ADJUSTING WAGES FOR HOURLY EMPLOYEES

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated November 6, 2020, from James W. Wallace, Jr., County Administrator, this Legislature is advised that adjustments must be made to the salaries for the year 2021 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 2021 as follows:

<u>Grade</u>	<u>Hourly Wage 2021</u>
1	11.00
2	12.50
3	12.75
4	13.00
5	13.50
6	14.00

and, be it further

RESOLVED, that the following rates are hereby established for the following positions for the year 2021:

<u>Title</u>	<u>2021 Rate</u>
Part-time Motor Vehicle Clerk	\$14.46/hr.
Court Attendants (per diem)	\$80.00/day
Part-time Building Maintenance Worker (Jail)	\$12.50/hr.
Part-time Public Safety Telecommunicator (E-911)	\$14.28/hr.
Part-time Account Clerk (A4010)	\$14.44/hr.
Part-time Alcohol Abuse Counselor (Mental Health)	\$27.47/hr.
Part-time Clerk (A3110)	\$14.58/hr.
Polling Site Coordinator (Board of Elections)	\$15.00/hr.
Voting Machine Technician (Board of Elections)	\$25.00/hr.
Supervising Community Health Nurse	\$29.98/hr.

<u>Title</u>	<u>2021 Rate</u>
Part-time Registered Professional Nurses	\$26.14/hr.
Part-time Licensed Professional Nurses	\$17.27/hr.
Part-time Recording Clerk (19 ½ hours/week)	\$15.09/hr.
Hearing Officer	\$15.76/hr.
Nurse Practitioner	\$51.00/hr.
Part-time Psychiatric Social Worker	\$36.40/hr.
Psychiatric Nurse Practitioner	\$68.98/hr.
Computer Operator (A1680)	\$14.28/hr.

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 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 308

### REPORT AND RESOLUTION AUTHORIZING PURCHASE AND TRANSFERRING FUNDS IN PUBLIC HEALTH DEPARTMENT

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

WHEREAS, by letter dated November 12, 2020, Sheri Ferdula, Budget Officer, has advised of a request to purchase a subzero freezer to store vaccinations in the Public Health Department, at a cost of \$11,962.95 with the funding coming from COVID funds received by the department; and

WHEREAS, a transfer of funds will also be necessary to complete the above described purchase; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby authorizes the purchase of a subzero freezer to store vaccinations in the Public Health Department; and, be it further

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

\$5,070.95	From: A4188.41000, Bioterrorism, Supplies, Project PH01-18 To: A4188.25000, Bioterrorism, Other Equipment, Project PH01-18
\$3,000	From: A4188A.81000, COVID, Retirement, Project COVID-2 To: A4188.25000, Bioterrorism, Other Equipment, Project PH01-18
\$3,892	From: A4188A.86000, COVID, Health Insurance, Project COVID-2 To: A4188.25000, Bioterrorism, Other Equipment, Project PH01-18

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 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 309

### REPORT AND RESOLUTION APPROVING PURCHASE OF ACADEMIC TECHNOLOGY EQUIPMENT AT HERKIMER COUNTY COMMUNITY COLLEGE

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

WHEREAS, by letter dated November 10, 2020 from Nicholas F. Laino, Senior Vice President for Administration and Finance at Herkimer County Community College, this Legislature is advised that the Board of Trustees by their Resolution No. 20-3, has approved the purchase of academic technology equipment, in the amount of \$10,000 with up to 50% of the local share coming from the Herkimer County College Foundation, and 50% from the State; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby approves Herkimer County Community College Resolution No. 20-3, for the purchase of academic technology equipment, in the amount of \$10,000 with up to 50% of the local share coming from the Herkimer County College Foundation, and 50% from the State; and, be it further

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 310

### REPORT AND RESOLUTION APPROVING REPLACEMENT OF LIBRARY ROOF AT HERKIMER COUNTY COMMUNITY COLLEGE

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

WHEREAS, by letter dated November 10, 2020 from Nicholas F. Laino, Senior Vice President for Administration and Finance at Herkimer County Community College, this Legislature is advised that the Board of Trustees by their Resolution No. 20-2, has approved the replacement of the library roof, in the amount of \$470,000 with up to 50% of the local share coming from Herkimer County, and 50% from the State; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby approves Herkimer County Community College Resolution No. 20-2, for the replacement of the library roof, in the amount of \$470,000 with up to 50% of the local share coming from Herkimer County, and 50% from the State; and, be it further

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

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 311

### REPORT AND RESOLUTION AUTHORIZING STIPEND FOR 2021 FOR SALARY SCHEDULE I AND II EMPLOYEES

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

WHEREAS, by letter dated November 13, 2020, from Steven R. Billings, Personnel Officer, this Legislature is advised of a request to authorize employees in Salary Schedule I and II, with the exception of those noted below, to receive a stipend of a one-time payment of \$600, in lieu of a percentage pay raise and not added to employees' base pay; and

WHEREAS, in order to receive this payment an employee will need to be on payroll the date the payment is given, which will be January 21, 2021; and

WHEREAS, the following titles are excluded from receiving these payments: County Legislators, County Administrator, District Attorney, Sewer Chairman, Coroners, Historian, and Sewer Commissioners; now, therefore, be it

RESOLVED, that it is authorized for employees in Salary Schedule I and II, with the exception of the above listed titles, to receive a stipend of a one-time payment of \$600, in lieu of a percentage pay raise and not added to employees' base pay; 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 18, 2020.





## HERKIMER COUNTY LEGISLATURE

No. 312

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

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

WHEREAS, your Committee on Ways and Means, which was the Committee designated to review the tentative budget for the year 2021 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 2021 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 via teleconference, Phone Number: 1-978-990-5000, Access Code: 548560, with written comments submitted to 109 Mary Street, Suite 1310, Herkimer, NY 13350;, State of New York, on the 16th day of December, 2020 at 6:00 p.m., pursuant to the provisions of Section 359 of the County Law.

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 313

### **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 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 314

### **REPORT AND RESOLUTION TO ESTABLISH A TEMPORARY DEPUTY DIRECTOR OF WEIGHTS AND MEASURES AND MAKING PROVISIONAL APPOINTMENT OF DIRECTOR OF WEIGHTS AND MEASURES**

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

WHEREAS, by letter dated November 13, 2020, Steven Billings, Personnel Officer, has requested the creation of a temporary position of Deputy Director of Weights and Measures, at an hourly rate of \$15.00 per hour beginning November 30, 2020 through December 18, 2020; and

WHEREAS, letter further states your committee has approved Michael Talaba be appointed on a provisional basis, effective January 1, 2021, as Director of Weights and Measures for Herkimer County, at the base salary listed in Salary Schedule I, and to serve until a permanent appointment is made pursuant to the Civil Service Law; now, therefore, be it

RESOLVED, that the temporary position of Deputy Director of Weights and Measures in Salary Schedule II, at a rate of \$15.00 per hour beginning November 30, 2020 through December 18, 2020 is approved; and, be it further

RESOLVED, that Michael Talaba, Little Falls, New York, is hereby appointed on a provisional basis, effective January 1, 2021, as Director of Weights and Measures for Herkimer County, at the base salary listed in Salary Schedule I, and to serve until a permanent appointment is made pursuant to the Civil Service Law; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Personnel Officer, New York State Department of Agriculture and Markets, and Michael Talaba.

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 315

### RESOLUTION OF THE COMMITTEE ON WAYS AND MEANS ADOPTING SALARY SCHEDULES FOR THE YEAR 2021

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

Your Committee on Ways and Means respectfully reports the following Salary Schedule for the year 2021:

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 -	2021 Legislators and Department Heads
Salary Schedule No. 2 -	2021 Officers & Non-Union
Salary Schedule No. 3 -	2021 CSEA
Salary Schedule No. 4 -	2021 Highway
Salary Schedule No. 5 -	2021 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 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 316

### **RESOLUTION SETTING PUBLIC HEARING ON INTRODUCTORY LOCAL LAW E FOR 2020**

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

We, the Committee on Ways & Means are causing to be prepared and will present Introductory Local Law E for 2020 entitled “A LOCAL LAW AMENDING LOCAL LAW NO. 3 FOR 1995, AS AMENDED BY LOCAL LAW NO. 2 FOR 1998, AS AMENDED BY LOCAL LAW 1 FOR 2009, TO PROVIDE FOR THE EXEMPTION FROM TAXATION BY THE COUNTY OF HERKIMER TO THE EXTENT OF FIFTY PER CENTUM OF THE ASSESSED VALUATION OF REAL PROPERTY OWNED BY ONE OR MORE PERSONS, EACH OF WHOM IS 65 YEARS OF AGE OR OVER, OR REAL PROPERTY OWNED BY HUSBAND AND WIFE, OR SIBLINGS, ONE OF WHOM IS 65 YEARS OF AGE OR OVER”, and offer the following Resolution:

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 & Means on the 16<sup>th</sup> day of December, 2020 at 6:10 p.m., via teleconference, Phone Number: 1-978-990-5000, Access Code: 548560, with written comments submitted to 109 Mary Street, Suite 1310, Herkimer, NY 13350; and, be it further

RESOLVED, that at least five days prior to such public hearing the Clerk of this Legislature shall post a notice of such hearing upon 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 shall place a copy of said act on the desks of the members of this County Legislature at least seven calendar days, exclusive of Sunday, prior to its final adoption; and, be it further

RESOLVED, that if said local law be finally adopted, the Clerk of this Legislature shall file one certified copy thereof in the Office of the County Clerk, one in the Office of the Secretary of State and publish said local law as required by law.

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 317

### **RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW B FOR 2020**

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

WHEREAS, your Committee on Public Safety and Emergency Management of the Herkimer County Legislature desires to report that on the 18<sup>th</sup> day of November, 2020, pursuant to Resolution No. 259, it held a public hearing on the adoption of Introductory Local Law B for 2020 entitled, "A LOCAL LAW AMENDING LOCAL LAW NO 4 of 2005 EXPANDING THE RESIDENCY REQUIREMENTS FOR HERKIMER COUNTY CORRECTIONS OFFICERS" 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 B for 2020 be adopted in form attached hereto.

Dated: November 18, 2020.

**INTRODUCTORY LOCAL LAW B - 2020**

**LOCAL LAW NO. 3- 2020**

**A LOCAL LAW AMENDING LOCAL LAW NO. 4 OF 2005 EXPANDING THE RESIDENCY REQUIREMENTS FOR HERKIMER COUNTY CORRECTIONS OFFICERS**

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

**SECTION 1.** Local Law No. 4 for the year 2005, entitled A Local Law Expanding the Residency Requirements for Herkimer County Corrections Officers, as amended by Local Law No. 4 of 2006 entitled A Local Law Amending Local Law No. 4 of 2005 Expanding the Residency Requirements for Herkimer County Corrections Officers is amended as follows:

In the County of Herkimer, the provisions of Section 3 of the Public Officers Law requiring a person to be a resident of the political subdivision or municipal corporation of the state for which such person shall be chosen or within such person's official functions are required to be exercised, shall not prevent a person from holding the office of Correction Officer in Herkimer County, provided, however, that such person performing the duties and functions of Correction Officer resides in the County of Herkimer or in a county contiguous to the County of Herkimer.

**SECTION 2.** This local law shall take effect immediately.

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 318

### RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW C FOR 2020

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

WHEREAS, your Committee on Ways and Means of the Herkimer County Legislature desires to report that on the 18<sup>th</sup> day of November, 2020 pursuant to Resolution No. 282, they held a public hearing on the adoption of Introductory Local Law C for 2020 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 C for 2020 be adopted in form attached hereto.

Dated: November 18, 2020.



**INTRODUCTORY LOCAL LAW C - 2020**

**LOCAL LAW NO. 1 - 2021**

**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 Personnel Officer shall be the sum of Seventy Nine Thousand Twenty One Dollars (\$79,021).

Section 2. The base annual salary of the Director of Public Health shall be the sum of Seventy Two Thousand Nine Hundred Ninety Four Dollars (\$72,994).

Section 3. The base annual salary of the Budget Officer/Purchasing Agent shall be the sum of Sixty Seven Thousand Four Hundred Three Dollars (\$67,403).

Section 4. The base annual salary of the Commissioner of Social Services shall be the sum of Ninety Two Thousand One Hundred Ninety Four Dollars (\$92,194).

Section 5. This Local Law shall take effect forty-five days after its adoption and shall be subject to a permissive referendum.

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 319

### RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW D FOR 2020

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

WHEREAS, your Committee on Ways and Means of the Herkimer County Legislature desires to report that on the 18<sup>th</sup> day of November, 2020 pursuant to Resolution No. 283, they held a public hearing on the adoption of Introductory Local Law D for 2020 entitled, "A LOCAL LAW GRANTING A STIPEND TO 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 D for 2020 be adopted in form attached hereto.

Dated: November 18, 2020.

**INTRODUCTORY LOCAL LAW D - 2020**

**LOCAL LAW NO. 2 - 2021**

**A LOCAL LAW GRANTING A STIPEND TO 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. A stipend of \$600, shall be paid to the individuals in the following positions for the year 2021:

Sheriff  
County Highway Superintendent  
Clerk of the Legislature  
Director of Real Property Tax Services  
Personnel Officer  
Commissioner of Social Services  
County Attorney  
Budget Officer/Purchasing Agent  
County Auditor  
Director of Public Health

Section 2. This Local Law shall take effect forty-five days after its adoption and shall be subject to a permissive referendum.

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 320

### **RESOLUTION AUTHORIZING INTERMUNICIPAL AGREEMENT WITH GREATER MOHAWK VALLEY LAND BANK**

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

WHEREAS, Resolution No. 237 of 2016 adopted by the Herkimer County Legislature on October 5, 2016, authorized the Chairman of the Legislature to execute an Intermunicipal Agreement for the creation of the Greater Mohawk Valley Land Bank [hereinafter “GMVLB”]; and

WHEREAS, on October 12, 2016, the Chairman of the Herkimer County Legislature executed the Intermunicipal Agreement between the Counties of Herkimer, Montgomery, Otsego and Schoharie Counties and the Cities of Rome and Utica, New York for the Creation of the Greater Mohawk Valley Land Bank to create the GMVLB; and

WHEREAS, by Resolution No. 159 of 2020, the Herkimer County Legislature authorized the Chairman of the Herkimer County Legislature to provide written notice to the GMVLB of Herkimer County’s intent to withdraw from membership in the GMVLB; and

WHEREAS, the Greater Mohawk Valley Land Bank has provided to Herkimer County an Intermunicipal Governmental Cooperation Agreement setting forth certain terms regarding future authorizations and obligations for GMVLB to own, operate, manage and maintain certain properties located within Herkimer County; now, therefore, be it

RESOLVED, that the Chairman of the Herkimer County Legislature is authorized to execute the Intermunicipal Governmental Cooperation Agreement, 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, County Attorney, and the Executive Director of the Greater Mohawk Valley Land Bank.

Dated: November 18, 2020.



## HERKIMER COUNTY LEGISLATURE

No. 321

### REPORT AND RESOLUTION MAKING APPOINTMENT OF COMMISSIONER OF ELECTIONS

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

WHEREAS, Anthony C. Fumarola, Secretary of the Herkimer County Democratic Committee, has filed a certificate of the Herkimer County Democratic Committee, in conformity with the provisions and requirements of Section 3-204 of the Election Law of the State of New York, recommending Robert A. Drumm, a resident and qualified voter of the County of Herkimer to be a fit and proper person to be appointed a Commissioner of Elections to fill an existing vacancy in said office for the remainder of the current term starting December 1, 2020 and ending December 31, 2020; now, therefore, be it

RESOLVED, that Robert A. Drumm, Mohawk, New York, 13407, be, and he hereby is, appointed as Commissioner of Elections of the County of Herkimer as so recommended to fill an existing vacancy in said office for the remainder of the current term starting December 1, 2020 and ending December 31, 2020; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, Auditor, Budget Officer, Personnel Officer, Robert A. Drumm, and Clerk of the County of Herkimer, who shall immediately notify the State Commissioner of Elections of this appointment.

Dated: November 18, 2020.