

MINUTES
Herkimer County Legislature
Second Quarter – Sixth Day
Wednesday, June 11, 2025
7:00 p.m.

The Regular Session of the Herkimer County Legislature was called to order by Chairman Peter J. Campione at 7:00 p.m.

Chairman Campione called on Legislator Rodney Swartz to lead the Legislature in the Pledge of Allegiance.

Chairman Campione 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, Brewer, Bennett, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Campione, Haehl, Wares, Weakley (16).

Absent: Hollum (1).

Pursuant to Rule 8 of the Rules of the County Legislature, Chairman Campione asked if there were any objections or corrections to the minutes of May 14, 2025. There were none, and the Chairman ordered them approved.

Pursuant to Rule 11, Chairman Campione opened the floor for public comment. 1) Barbara Wainwright, Ilion – Animal Abuse Commission.

Chairman Campione 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. Mr. Malta requested Communication No. 222 be read.

No. 218 – A communication was received from the Family of Claudine Grande thanking the Legislature for donation. Filed.

No. 219 – A communication was received from NYS Department of Transportation submitting Culvert Replacement Project. Filed.

No. 220 – A communication was received from the Herkimer County Soil & Water Conservation District advising of monthly meeting. Filed.

No. 221 – A communication was received from Capital District OTB submitting financial reports for years ended December 2024 and 2023, and monthly reports for November 2024 and January 2025. Filed.

No. 222 – A communication was received from the County Attorney submitting Notice of Claim. Filed.

No. 223 – A communication was received from the NYS Agriculture & Markets certifying the inclusion of predominantly viable agricultural land. Filed.

No. 224 – A communication was received from the Commissioner of Social Services advising of renewal of contract for DNA testing. Filed.

No. 225 – A communication was received from the Community Development Director submitting notice of retirement. Filed.

No. 226 – A communication was received from the Sheriff submitting March 2025 monthly report. Referred to the Committee on Public Safety & Emergency Management.

No. 227 – A communication was received from the Personnel Officer requesting authorization for a payroll adjustment stipend for certain county employees. Referred to the Committee on Ways & Means.

No. 228 – A communication was received from the Commissioner of Social Services submitting 2024 Annual Report. Referred to the Committee on Human Resources.

No. 229 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer in the Healthy Families Grant. Referred to the Committee on Ways & Means.

No. 230 – A communication was received from the STOP-DWI Coordinator submitting STOP-DWI Advisory Board appointments. Referred to the Committee on Public Safety & Emergency Management.

No. 231 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer in 2025 Budget. Referred to the Committee on Ways & Means.

No. 232 – A communication was received from the Ignition Interlock Committee Chairperson submitting appointments to the Ignition Interlock Committee. Referred to the Committee on Public Safety & Emergency Management.

No. 233 – A communication was received from the Personnel Officer requesting amendment to Resolution No. 402 of 2024. Referred to the Committee on Ways & Means.

No. 234 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer of funds relating to IDA bonds. Referred to the Committee on Ways & Means.

No. 235 – A communication was received from the Budget Officer/Purchasing Agent requesting budget amendment in connection with an extension to the Doula Grant in Public Health. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 236 – A communication was received from the Budget Officer/Purchasing Agent requesting amendment to budget in connection with Raise the Age grant funding in Probation. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 237 – A communication was received from the Budget Officer/Purchasing Agent requesting to amend a resolution for a name change. Referred to the Committee on Education and the Committee on Ways & Means.

No. 238 – A communication was received from the Director of the Office for the Aging requesting establishment of Donor Fund. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 239 – A communication was received from the Commissioner of Social Services requesting to accept funding under NYS Rental Supplement Program and authorize agreement with Catholic Charities. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 240 – A communication was received from the Director of Emergency Services requesting to purchase Records Management System using grant funding. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 241 – A communication was received from the Budget Officer/Purchasing Agent requesting appropriation of funds in connection with architecture and engineering services at the Sewer District. Referred to the Committee on Natural Resources and the Committee on Ways & Means.

No. 242 – A communication was received from the Personnel Officer requesting amendment to Salary Schedule No. III. Referred to the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means.

No. 243 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer for repairs and upgrades to the waste system at the correctional facility. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 244 – A communication was received from the County Treasurer requesting amendment to Investment Policy. Referred to the Committee on Ways & Means.

No. 245 – A communication was received from the Budget Officer/Purchasing Agent requesting contract and appropriation of funds in connection with children's center. Referred to the Committee on Human Resources and the Committee on Ways & Means.

Pursuant to Rule 6, Chairman Campione then proceeded with Reports of Standing Committees. Legislator Gaworecki, Chairman of the County Properties Committee gave an update on one of the current projects.

On motion of Mr. Donley, seconded by Mr. Ackerman, Resolution No. 178 – Resolution No. 183 were handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Hollum (1).

Consent Agenda:

178 ADMIN./VETS.: Setting Public Hearing on Introductory Local Law A for 2025

179 WAYS & MEANS: Amending Resolution No. 402 of 2024

- 180 PUB. SFTY./EMER. MGMT.: Regarding membership on the Ignition Interlock Committee
- 181 PUB. SFTY./EMER. MGMT.: Regarding membership on the STOP-DWI Advisory Board
- 182 HUMAN RES.: Approving Annual Report of Social Services Department
- 183 EDUCATION, WAYS & MEANS: Amending Resolution No. 184 of 2024



HERKIMER COUNTY LEGISLATURE

No. 178

RESOLUTION SETTING PUBLIC HEARING ON INTRODUCTORY LOCAL LAW A FOR 2025

Sponsored by: Committee on Administration/Veterans' Affairs

We, the Committee on Administration/Veterans' Affairs are causing to be prepared and will present Introductory Local Law A for 2025 entitled "A LOCAL LAW REGARDING AMENDMENT OF THE COUNTY CHARTER TO EXTEND THE TERM OF OFFICE FOR COUNTY LEGISLATOR"; now, therefore, be it

RESOLVED, that a Public Hearing will be held before the Herkimer County Legislature on the adoption of said proposed local law, to be conducted by the Committee on Administration/Veterans' Affairs on the 9th day of July, 2025 at 1:25 p.m. in the Legislative Chambers of the County Office Building in the Village of Herkimer, New York; 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 *Times 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: June 11, 2025.



HERKIMER COUNTY LEGISLATURE

No. 179

REPORT AND RESOLUTION AMENDING RESOLUTION NO. 402 OF 2024 AUTHORIZING PAYMENT OF DUES FOR MUNICIPAL OFFICERS AND EMPLOYEES DURING THE YEAR 2025

Sponsored by: Committee on Ways and Means

WHEREAS, on December 11, 2024 this Legislature adopted Resolution No. 402 authorizing payment of dues for municipal officers and employees during the year 2025; and

WHEREAS, by communication dated May 1, 2025, from Steven R. Billings, Personnel Officer, request is made to increase the annual membership fee for the Society of Human Resources Management Dues from \$264 to \$299; now, therefore, be it

RESOLVED, that Resolution No. 402 adopted on December 11, 2024, be amended under Personnel Officer, to increase the annual membership for the Society of Human Resources Management Dues from \$264 to \$299; and, be it further

RESOLVED, that in all other respects Resolution No. 402 of 2024 shall remain in full force and effect; and, be it further

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

Dated: June 11, 2025.



HERKIMER COUNTY LEGISLATURE

No. 180

REPORT AND RESOLUTION REGARDING MEMBERSHIP ON THE IGNITION INTERLOCK COMMITTEE

Sponsored by: Committee on Public Safety/Emergency Management

WHEREAS, a communication from Michael D. Scalise, Ignition Interlock Committee Chairperson, dated April 30, 2025, recommends the reappointment of certain members to the Ignition Interlock Committee; now, therefore, be it

RESOLVED, that the individuals serving in the following titles and individuals listed are hereby reappointed to the Ignition Interlock Committee for the terms listed:

| | |
|--|--------------------|
| Herkimer County District Attorney | 7/1/2025-6/30/2028 |
| Herkimer County Director of Probation | 7/1/2025-6/30/2028 |
| Herkimer County STOP-DWI Coordinator | 7/1/2025-6/30/2028 |
| Local Court Representative | 7/1/2025-6/30/2028 |
| | |
| Herkimer County Court Law Clerk | 7/1/2024-6/30/2027 |
| Chairman of the Public Safety Committee | 7/1/2024-6/30/2027 |
| County Administrator | 7/1/2024-6/30/2027 |
| Legal Aid Representative (Keith Bowers) | 7/1/2024-6/30/2027 |
| Mental Health/DDP Representative | 7/1/2024-6/30/2027 |
| | |
| Herkimer County Sheriff | 7/1/2023-6/30/2026 |
| Chairman of the County Legislature | 7/1/2023-6/30/2026 |
| Herkimer County Court Judge | 7/1/2023-6/30/2026 |
| Local Police Representative (Chief Malone) | 7/1/2023-6/30/2026 |

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Chairman of the Ignition Interlock Committee and the appointees.

Dated: June 11, 2025.



HERKIMER COUNTY LEGISLATURE

No. 181

REPORT AND RESOLUTION REGARDING MEMBERSHIP ON THE STOP-DWI ADVISORY BOARD

Sponsored by: Committee on Public Safety/Emergency Management

WHEREAS, a communication from John W. Lynch, STOP-DWI Coordinator, dated April 30, 2025, advises this Legislature that the STOP-DWI Advisory Board recommends the reappointment of certain members to the STOP-DWI Advisory Board; now, therefore, be it

RESOLVED, that the individuals serving in the following titles and individuals listed are hereby reappointed to the STOP-DWI Advisory Board to serve a term of three years commencing July 1, 2025 and ending June 30, 2028;

Reappointments

Herkimer County Chairman of the Legislature
 Joseph Malone, Police Chief
 Herkimer County Administrator
 Timothy Rogers, Director of Campus Safety

and, be it further

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

Dated: June 11, 2025.



HERKIMER COUNTY LEGISLATURE

No. 182

REPORT AND RESOLUTION APPROVING ANNUAL REPORT OF SOCIAL SERVICES DEPARTMENT

Sponsored by: Committee on Human Resources

WHEREAS, your Committee on Human Resources, to which was referred the Annual Report for 2024 of the Department of Social Services, respectfully reports that we have examined the same, recommend the adoption of said report, and offer the following Resolution:

RESOLVED, that the Annual Report of the Department of Social Services be adopted and placed on file with the Herkimer County Legislature for the year 2024.

Dated: June 11, 2025.



HERKIMER COUNTY LEGISLATURE

No. 183

REPORT AND RESOLUTION AMENDING RESOLUTION NO. 184 OF 2024 APPROVING CONTRACT AT HERKIMER COUNTY COMMUNITY COLLEGE

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

WHEREAS, Resolution No. 184, adopted on June 12, 2024, approved a contract at Herkimer County Community College with Daikin Applied Americas, Inc., for the replacement of the chiller in the Technology Center, at a total cost of \$499,878, for turnkey replacement including parts, install, and warranty; and

WHEREAS, by letter dated May 21, 2025 from Sheri Ferdula, Budget Officer/ Purchasing Agent, this Legislature is advised that Daikin Applied Americas, Inc., has been acquired by Modular Comfort Systems, Inc., 5860 Belle Isle Road, Syracuse, NY 13209, and

requests that the Chairman be authorized to sign an amendment to the original agreement changing the owner of the contract to Modular; now, therefore, be it

RESOLVED, that Resolution No. 184 of 2024 be amended to change the owner of the contract and authorization is given for the Chairman to sign an amendment to the original agreement changing the owner; and, be it further

RESOLVED, that in all other respects Resolution No. 184 of 2024, and the original contract, shall remain in full force and effect; and, be it further

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

Dated: June 11, 2025.

The Chairman continued with the Regular Agenda.

On motion of Mr. Ackerman, seconded by Mr. Gaworecki, Report and Resolution No. 184 sponsored by the Committee on Ways & Means authorizing transfer of funds in the 2025 Budget was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 184

REPORT AND RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN THE 2025 BUDGET

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 May 27, 2025, submitting a request for a transfer of funds in order to pay invoices received for counsel relating to the IDA bonds, 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:

\$30,000 From: A1990.46000, Contingent Fund, Miscellaneous Expense
To: A1420.45000, County Attorney, Fees for Services

and, be it further

REPORT AND RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN THE 2025 BUDGET

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 May 21, 2025, submitting a request for a transfer of funds between project numbers in the Healthy Families Grant administered through Public Health, 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:

\$250,000 From: A4189H.10000-001, Healthy Families, Salaries PH13-18
 To: A4189H.10000-001, Healthy Families, Salaries PH13-17

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: June 11, 2025.

On motion of Mr. Lucenti, seconded by Mr. Bick, Report and Resolution No. 187 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing creation of donor fund for Office for the Aging at the Community Foundation of Herkimer & Oneida Counties, Inc. was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

RESOLUTION AUTHORIZING CREATION OF DONOR FUND FOR OFFICE FOR THE AGING AT THE COMMUNITY FOUNDATION OF HERKIMER & ONEIDA COUNTIES, INC.

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

WHEREAS, by letter of Kathy L. Fox, Director of the Office for the Aging dated May 9, 2025, a request has been made for a resolution authorizing the establishment of the Herkimer

County Office for the Aging Community Fund at the Community Foundation of Herkimer & Oneida Counties, Inc., located at 2608 Genesee Street, Utica, New York 13502; and

WHEREAS, a Herkimer County Office for the Aging Community Fund at the Community Foundation would serve as a donor fund to allow donors to contribute funds to the Office for the Aging; and

WHEREAS, the Community Foundation of Herkimer & Oneida Counties, Inc. charges a small administrative fee based upon contributions to the donor fund; now, therefore, be it

RESOLVED, that the Herkimer County Office for the Aging is authorized to take steps to create the above donor fund to be known as the “Herkimer County Office for the Aging Community Fund” at the Community Foundation; and, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature is authorized to execute any agreements with the Community Foundation of Herkimer & Oneida Counties, Inc. to create and administer the donor fund; and, be it further

RESOLVED, that the payment of an administrative fee to the Community Foundation based upon the contributions to the donor fund is authorized; and, be it further

RESOLVED, that certified copies of the resolution herein be provided to the Herkimer County Treasurer, Auditor, Budget Officer, Director of the Office for the Aging, and the Community Foundation of Herkimer & Oneida Counties.

Dated: June 11, 2025.

On motion of Mr. Schrader, seconded by Mr. Brezinski, Report and Resolution No. 188 sponsored by the Committee on Administration/Veterans’ Affairs and the Committee on Ways & Means amending Salary Schedule No. III in the Veterans’ Office was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Brewer, Bennett, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Campione, Haehl, Wares, Weakley (16).

Against: None.

Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 188

REPORT AND RESOLUTION AMENDING SALARY SCHEDULE NO. III IN THE VETERANS’ OFFICE

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

WHEREAS, by letter dated May 27, 2025 from Richard D. Louis, Jr., Veterans' Service Agency Director, this Legislature is advised of a request to amend Salary Schedule No. III; and

WHEREAS, by letter dated May 30, 2025, Steven Billings, Personnel Officer, requests to amend Salary Schedule No. III by adding one position of Veterans' Service Officer in Account A6510 with a base salary of \$35,000 and deleting one position of Typist (P/T) in Account A6510; and

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

RESOLVED, that the 2025 Salary Schedule III is hereby amended in Account A6510 to add one position of Veterans' Service Officer, at an annual base salary of \$35,000 and delete one position of Typist (P/T); and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Personnel Officer, and Veterans' Service Agency Director.

Dated: June 11, 2025.

On motion of Mr. Donley, seconded by Mr. Brewer, Report and Resolution No. 189 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means approving the utilization of grant funding to purchase Records Management System in Emergency Services was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 189

REPORT AND RESOLUTION APPROVING THE UTILIZATION OF GRANT FUNDING TO PURCHASE RECORDS MANAGEMENT SYSTEM IN EMERGENCY SERVICES

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

WHEREAS, by letter dated May 22, 2025, from Albert J. Moxham, Jr., Director of Emergency Services, this Legislature is advised of a request to purchase a Records Management System (RMS), by utilizing State Interoperable Communications Grant (SICG FY2024) funding; and

WHEREAS, letter further advises the purchase of the RMS will be made through CivicEye, for a total cost of \$266,268.75, including a one-time implementation and onboarding fee of \$163,143.75 and an annual licensing and support fee of \$103,125.00; now, therefore, be it

RESOLVED, that this Legislature approves the request to purchase a Records Management System (RMS) through CivicEye at a total cost of \$266,268.75, by utilizing State Interoperable Communications Grant (SICG FY2024) funding; and, be it further

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

Dated: June 11, 2025.

On motion of Mr. Ackerman, seconded by Ms. Bennett, Report and Resolution No. 190 sponsored by the Committee on Human Resources and the Committee on Ways & Means accepting grant and authorizing contract in Department of Social Services for Rental Supplement Program was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 190

REPORT AND RESOLUTION ACCEPTING GRANT AND AUTHORIZING CONTRACT IN DEPARTMENT OF SOCIAL SERVICES FOR RENTAL SUPPLEMENT PROGRAM

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

WHEREAS, by letter dated May 5, 2025 from Timothy J. Seymour, Commissioner of Social Services, this Legislature is advised that the Department of Social Services has been notified that they are eligible to receive an allocation in the amount of \$154,406 under New York State's Rental Supplement Program (RSP), with the funds providing rental supplements to eligible individuals and families experiencing homelessness or facing an imminent loss of housing; and

WHEREAS, said letter further requests the Rental Supplement Program be established in partnership with Catholic Charities, with Catholic Charities to operate the program, and oversight and approval would be provided by the Department of Social Services; now, therefore, be it

RESOLVED, that this Legislature accepts funding in the amount of \$154,406 under New York State's Rental Supplement Program and authorizes an agreement between Catholic Charities of Herkimer County, 61 West Street, Ilion, New York, and the Herkimer County Department of Social Services; and, be it further

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

RESOLVED, that said program shall continue so long as 100% reimbursement is available from the State of New York; and, be it further

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

Dated: June 11, 2025.

On motion of Mr. Malta, seconded by Mr. Weakley, Report and Resolution No. 191 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means accepting grant funding, authorizing e-signature, and amending budget was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 191

REPORT AND RESOLUTION ACCEPTING GRANT FUNDING, CREATING PROJECT, AUTHORIZING E-SIGNATURE, AND AMENDING BUDGET

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

WHEREAS, by letter dated May 20, 2025, from Michael D. Scalise, Director of Probation, this Legislature is advised of the request for acceptance of a grant from the State Division of Criminal Justice Services for Raise the Age (RTA), in the amount of \$21,700.00; and

WHEREAS, letter further advises funding may help supplement overtime of Probation Department staff for work specific to RTA cases handled by the Probation Department, and a portion of the grant may also be utilized for electronic monitoring supervision of these cases, as well as for those involved in Cognitive Behavioral Therapy application, for the period from April 1, 2024 through March 31, 2025; and

WHEREAS, by letter dated May 21, 2025 from Sheri Ferdula, Budget Officer, this Legislature is advised of a request to amend the 2025 Budget and create a new project in connection with the receipt for the amount of the grant; now, therefore, be it

RESOLVED, that the above described grant is hereby accepted; and, be it further

RESOLVED, that the 2025 Herkimer County Budget is hereby amended as follows:

REVENUE:

A3140A.3389P, Raise the Age, State Aid, Proj.: PR03-4

\$21,700

EXPENSES:

| | |
|--|----------|
| A3140A.10000-001, Raise the Age, Salaries, PR03-4 | \$5,000 |
| A3140A.10000-002, Raise the Age, Overtime, PR03-4 | \$10,000 |
| A3140A.44000-404, Raise the Age, Electronic Monitoring, PR03-4 | \$5,000 |
| A3140A.46100, Raise the Age, Mileage, PR03-4 | \$1,700 |

and, be it further

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute by e-signature a contract with the New York State Division of Criminal Justices to receive a Raise the Age Grant in the amount of \$21,700.00 for the period from April 1, 2024 through March 31, 2025, with said contract to be subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of Probation, and the State Division of Criminal Justice Services.

Dated: June 11, 2025.

On motion of Mr. Haehl, seconded by Mr. Swartz, Report and Resolution No. 192 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means approving purchase for Sheriff's Department and transferring funds was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 192

REPORT AND RESOLUTION APPROVING PURCHASE FOR SHERIFF'S DEPARTMENT, CREATING PROJECT, AND TRANSFERRING FUNDS

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

WHEREAS, by letter dated June 2, 2025, Scott F. Scherer, Sheriff, has requested approval for the purchase and installation of the X-Ripper grinder and control panel at the jail, at a cost of \$71,730; and

WHEREAS, by letter dated June 2, 2025, Sheri Ferdula, Budget Officer/Purchasing Agent, has advised that a transfer of funds and the creation of a project will be necessary to complete the purchase; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby approves the above described purchase; and, be it further

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 2025 Budget:

\$71,730 From: A1990.46000, Contingent Fund, Miscellaneous Expense
 To: H3150.40000, Project 5-6

and, be it further

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

Dated: June 11, 2025.

On motion of Mr. Keeler, seconded by Mr. Swartz, Report and Resolution No. 193 sponsored by the Committee on Natural Resources and the Committee on Ways & Means approving Sewer District Resolution awarding contract for architecture and engineering services and appropriating funds was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Brewer, Bennett, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Campione, Haehl, Wares, Weakley (16).

Against: None.

Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 193

REPORT AND RESOLUTION APPROVING SEWER DISTRICT RESOLUTION AWARDING CONTRACT FOR ARCHITECTURE AND ENGINEERING SERVICES AND APPROPRIATING FUNDS

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

WHEREAS, by letter dated May 29, 2025, the Sewer District has advised that Resolution HCSD 2025-09 was adopted on May 21, 2025, awarding a contract for architecture and engineering services to develop a long-range plan for the Waste Water Treatment Plant to determine where and how the facility should update its systems, to Hazen and Sawyer, D.P.C. for a total price of \$244,200.00; and

WHEREAS, by letter dated May 29, 2025 from Sheri Ferdula, Budget Officer/Purchasing Agent, she has advised that an appropriation of funds is necessary and that funds have been verified and are available for this appropriation; now, therefore, be it

RESOLVED, that Sewer District Resolution HCSD 2025-09 is approved to award a contract for architecture and engineering services to complete a long range plan for the facility to Hazen and Sawyer, D.P.C. for a total price of \$244,200.00; and, be it further

RESOLVED, that an appropriation of funds within the 2025 Budget be made as follows:

\$244,200 From: G909, Sewer, Fund Balance (capital account), Project 79-2
 To: H8130.40000, Sewer, Capital, Project 79-2

and, be it further

RESOLVED, that the Treasurer is authorized to make any necessary adjustments to the interfund transfer accounts; and, be it further

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

Dated: June 11, 2025.

On motion of Mr. Weakley, seconded by Mr. Lucenti, Report and Resolution No. 194 sponsored by the Committee on Human Resources and the Committee on Ways & Means extending grant, accepting funds, and amending budget in the Public Health Department was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 194

REPORT AND RESOLUTION EXTENDING GRANT, ACCEPTING FUNDS, AND AMENDING BUDGET, IN THE PUBLIC HEALTH DEPARTMENT

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

WHEREAS, by letter dated May 19, 2025, Christina Cain, Director of Public Health, has requested that this Legislature extend the Doula grant and accept funding with the term of 1/1/25-12/31/25 for the Doula program in Herkimer County with the funding in the amount of \$32,285.06, said funding will be distributed through Cayuga Community Health Network and will cover salaries, fringe and operational costs; and

WHEREAS, by letter dated May 21, 2025, from Sheri A. Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that it is necessary to amend the Herkimer County Budget for 2025 in connection with the receipt of said funding; now, therefore, be it

RESOLVED, that the above-described grant is hereby accepted and that the 2025 Budget be amended as follows:

| | |
|---|-----------------|
| A4035.1689D, Doula, Department Income | From: \$0 |
| | To: \$32,285.06 |
| A4035.10000-001, Doula, Salaries | From: \$0 |
| | To: \$10,000 |
| A4035.41000, Doula, Supplies | From: \$0 |
| | To: \$5,000 |
| A4035.44000, Doula, Contracted Services | From: \$0 |
| | To: \$10,000 |
| A4035.86000, Doula, Health Insurance | From: \$0 |
| | To: \$7,285.06 |

and, be it further

RESOLVED, that the Chairman of the Legislature is authorized to sign a Memorandum of Understanding with Cayuga Community Health Network; 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: June 11, 2025.

On motion of Mr. Malta, seconded by Mr. Donley, Resolution No. 195 sponsored by the Committee on Ways & Means approving standard work day and retirement reporting for elected and appointed officials was handed up; voted on and adopted by voice vote:

For: Ayes (16). Against: None. Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 195

RESOLUTION APPROVING STANDARD WORK DAY AND RETIREMENT REPORTING FOR ELECTED AND APPOINTED OFFICIALS

Sponsored by: Committee on Ways and Means

RESOLVED, that the Herkimer County Legislature hereby establishes the following as standard work days for elected and appointed officials to report days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this body:

| Title: | Standard Work Day: (Hrs/day) Min. 6 hrs Max. 8 hrs | Name: (First and Last) | Social Security Number: (Last 4 digits) | NYSLRS ID: | Tier 1 (Check only if member is Tier 1) | Current Term Begin & End Dates: (mm/dd/yy - mm/dd/yy) | Record of Activities Result | Not Submitted: (Check only if official did not submit their Record of Activities) |
|----------------------------|---|-------------------------------|--|-------------------|--|--|------------------------------------|--|
| Elected Officials | | | | | | | | |
| Legislator | 6 | William Weakley | ████ | ████ | | 01/01/24-12/31/25 | 8.37 | |
| County Clerk | 6 | Jennifer M. DeMetro | ████ | ████ | | 01/01/25-12/31/28 | 26.45 | |
| Appointed Officials | | | | | | | | |
| Social Services Attorney | 7 | Cooper Humpf | ████ | ████ | | 1/21/25-9/30/26 | 22.72 | |
| Assistant County Atty. | 7 | Erin P. Gall | ████ | ████ | | 01/02/25-12/31/25 | 24.28 | |
| Attorney for Sewer Board | 6 | Christopher Bray | ████ | ████ | | 02/28/25-02/27/30 | 1.56 | |

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Personnel Officer, and Principal Account Clerk in the Treasurer's Office.

Dated: June 11, 2025.

On motion of Mrs. Wares, seconded by Mr. Gaworecki, Report and Resolution No. 196 sponsored by the Committee on Ways & Means authorizing payroll adjustment stipend for certain County employees was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Brewer, Bennett, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Campione, Haehl, Wares, Weakley (16).

Against: None.

Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 196

REPORT AND RESOLUTION AUTHORIZING PAYROLL ADJUSTMENT STIPEND FOR CERTAIN COUNTY EMPLOYEES

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated May 20, 2025, from Steven R. Billings, Personnel Officer, this Legislature is advised that the county is moving CSEA, Salary Schedule I, II, and VI employees to a lag payroll in July; and

WHEREAS, said letter requests to provide a one-time \$300 Payroll Adjustment Stipend, payable in the July 17, 2025 paycheck to all county employees covered by the CSEA Collective Bargaining Agreement, all full-time employees covered by the UPSEU Collective Bargaining Agreement, all full-time employees covered by the Teamsters Collective Bargaining Agreement, and all Salary Schedule I, II, and VI employees that are employed with the county as of July 11, 2025; and

WHEREAS, said letter also requests to provide a one-time \$150 Payroll Adjustment Stipend, payable in the July 17, 2025 paycheck to the titles of Law Clerk, Stop DWI Coordinator, and all seasonal highway workers that are employed with the county as of July 11, 2025; and

WHEREAS, the following titles are excluded from receiving this payment: County Legislators, Sewer District Chairman, Sewer District Commissioners, Coroners, Historian, County Administrator, District Attorney, Sewer District Attorney, County Attorney, Community Development Director, Domestic Terrorism Coordinator, Deputy Director of Youth Bureau, Assistant District Attorney (part-time), and Social Services Attorney (part-time); now, therefore, be it

RESOLVED, that it is authorized for all county employees covered by the CSEA Collective Bargaining Agreement, all full-time employees covered by the UPSEU Collective Bargaining Agreement, all full-time employees covered by the Teamsters Collective Bargaining Agreement, and all Salary Schedule I, II, and VI employees that are employed with the county as of July 11, 2025, with the exception of the above listed titles, to receive a one-time Payroll Adjustment Stipend in the amount of \$300 in the July 17, 2025 paycheck; and, be it further

RESOLVED, that it is authorized for the titles of Law Clerk, Stop DWI Coordinator, and all seasonal highway workers that are employed with the county as of July 11, 2025, to receive a one-time Payroll Adjustment Stipend in the amount of \$150 in the July 17, 2025 paycheck; and, be it further

RESOLVED, that the Chairman of this Legislature is further authorized to enter into a Memorandum of Agreement with all three unions regarding this payment; 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: June 11, 2025.

On motion of Mr. Bick, seconded by Mr. Brewer, Report and Resolution No. 197 sponsored by the Committee on Ways & Means authorizing joint defense agreement for appraisal costs in Tractor Supply tax certiorari proceedings was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 197

REPORT AND RESOLUTION AUTHORIZING JOINT DEFENSE AGREEMENT FOR APPRAISAL COSTS IN TRACTOR SUPPLY TAX CERTIORARI PROCEEDINGS

Sponsored by: Committee on Ways and Means

WHEREAS, Tractor Supply Company #771 has commenced a tax challenge against the Board of Assessors and/or the Assessor of the Town of Frankfort for the assessment year 2024 to 2025 to reduce the assessed value from \$57,800,000 to \$5,780,000; and

WHEREAS, by Resolution No. 355 of October 23, 2024, the Herkimer County Legislature authorized a contribution by Herkimer County to the joint defense effort by involved taxing jurisdictions Town of Frankfort, Frankfort-Schuyler Central School District and the County of Herkimer; and

WHEREAS, Attorney Karl Manne, of 107 Court Street, Herkimer, New York, as attorney for the Town of German Flatts, and Attorney Katherine E. Gavett of Ferrara Fiorenza, PC of 5010 Campuswood Drive, East Syracuse, New York, attorney for Frankfort-Schuyler Central School District have recommended that Colliers International Valuation & Advisory Services, LLC [hereafter "Colliers"] be retained to serve as appraiser for the taxing jurisdictions; and

WHEREAS, the County of Herkimer is willing to contribute to the joint defense of this matter; now, therefore, be it

RESOLVED, that Herkimer County approves the selection of Colliers as appraiser for the taxing jurisdictions; and, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature be authorized to execute the Joint Defense Agreement between the Town of Frankfort, the Frankfort-Schuyler Central School District and the County for common legal representation sharing appraisal expenses, architectural expenses and trial related expenses pursuant to the following formula: Town of Frankfort – 42.495%, Frankfort-Schuyler Central School District – 42.495% and County of Herkimer – 15.01%; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Karl Manne, Esq., and Katherine E. Gavett, Esq.

Dated: June 11, 2025.

On motion of Mr. Weakley, seconded by Ms. Bennett, Report and Resolution No. 198 sponsored by the Committee on Human Resources and the Committee on Ways & Means approving contract for architectural and engineering services and appropriating funds was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Brewer, Bennett, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Campione, Haehl, Wares, Weakley (16).

Against: None.

Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 198

REPORT AND RESOLUTION APPROVING CONTRACT FOR ARCHITECTURAL AND ENGINEERING SERVICES AND APPROPRIATING FUNDS

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

WHEREAS, Resolution No. 152 of 2024, approved a contract for architectural and engineering services for the construction of a children's center; and

WHEREAS, by letter dated June 9, 2025 from Sheri Ferdula, Budget Officer/Purchasing Agent, she has requested permission to contract with IN-Architects separately on an hourly basis as the County moves forward with the search for a site not to exceed \$25,000, and

WHEREAS, the complete proposal consists of the following:

IN-Architects Hourly Rates for 2025:

| | |
|-------------------------------|--------------|
| Administrative | \$70.00/hr. |
| Architectural Designer | \$105.00/hr. |
| Project Architect/Job Captain | \$130.00/hr. |
| Project Manager | \$155.00/hr. |
| Principal | \$180.00/hr. |

Argus Engineering Hourly Rates for 2025:

| | |
|-------------------------------|--------------|
| Designer | \$105.00/hr. |
| Engineer/Senior Designer | \$120.00/hr. |
| Partner/Professional Engineer | \$175.00/hr. |

Ryan Biggs | Clark Davis current rates as follows:

| <u>Personnel</u> | <u>Hourly Rates</u> |
|--------------------------------|----------------------------|
| Principal/Principal Consultant | \$260 |

| | |
|-----------------------------------|-------|
| Principal Associate | \$220 |
| Senior Associate | \$200 |
| Associate | \$180 |
| Senior Engineer | \$160 |
| Chief Surveyor | \$140 |
| Professional/Restoration Engineer | \$140 |
| Design Engineer II | \$125 |
| Design Engineer I | \$115 |
| Designer II | \$120 |
| Designer I | \$100 |
| Technician | \$100 |
| Non-Technical | \$55 |

KFA Hourly Rate Schedule

| | |
|-------------------------------|--------------|
| Principal Landscape Architect | \$110.00/hr. |
| Professional Engineer | \$110.00/hr. |
| Project Landscape Architect | \$95.00/hr. |
| Project Engineer | \$95.00/hr. |
| Landscape Designer | \$80.00/hr. |
| Mileage | included |

and

WHEREAS, said letter also requests an appropriation of funds to cover the expense; now, therefore, be it

RESOLVED, that an appropriation within the 2025 budget be made as follows:

| | |
|----------|--|
| \$25,000 | From: A909, Fund Balance |
| | To: H8989.40000, Children’s Center, Capital, Contractual, Project 31-1 |

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, Commissioner of Social Services, County Administrator, and IN-Architects.

Dated: June 11, 2025.

Chairman Campione stated that pursuant to Rule 6(12) they would proceed with comments by Legislators. There were no comments.

At 7:19 p.m. on motion of Mr. Malta, seconded by Mr. Haehl, the Legislature adjourned to Wednesday, July 9, 2025 at 2:00 p.m., with a Public Hearing on Introductory Local Law A at 1:25 p.m.

Brittney R. Viscomi, Clerk