

**MINUTES**  
**Herkimer County Legislature**  
**Third Quarter – Second Day**  
**Wednesday, August 13, 2025**  
**7:00 p.m.**

**Public Hearing**

The Public Hearing on the 2025-2026 tentative Herkimer County Community College Budget was called to order at 6:15 p.m. by Cynthia A. Bennett, Chairwoman of the Committee on Education. The Clerk read the Notice. There were no speakers and the hearing was declared closed at 6:15 p.m.

**NOTICE OF HEARING**  
**ON TENTATIVE COLLEGE BUDGET**

**NOTICE IS HEREBY GIVEN** that the County Legislature of the County of Herkimer, New York, will meet in the Legislature Chambers at 6:15 p.m. on the 13<sup>th</sup> day of August, 2025 for the purpose of holding a public hearing on the tentative budget of Herkimer County Community College for the fiscal year September 1, 2025 through August 31, 2026.

**FURTHER NOTICE IS HEREBY GIVEN** that copies of said tentative budget are available at the office of the Clerk of the Herkimer County Legislature, 109 Mary Street, Suite 1310, Herkimer, New York, where they may be procured by any interested person during business hours.

By Order of the Herkimer County Legislature

Dated: August 4, 2025.

Brittney R. Viscomi, Clerk

The Regular Session of the Herkimer County Legislature was called to order by Chairman Peter J. Campione at 7:01 p.m.

Chairman Campione called on Legislator William Weakley 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, Hollum, Brewer, Bennett, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Campione, Haehl, Wares, Weakley (17).

Absent: None.

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 July 9, 2025. There were none, and the Chairman ordered them approved.

Pursuant to Rule 11, Chairman Campione opened the floor for public comment. There were no appearances.

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. 284 be read.

No. 281 – A communication was received from Capital District OTB submitting monthly reports for February, March, and April 2025. Filed.

No. 282 – A communication was received from the Herkimer County Soil & Water Conservation District advising of monthly meetings. Filed.

No. 283 – A communication was received from Hodgson Russ Attorneys, LLP submitting fully executed PILOT Agreement LLC Project. Filed.

No. 284 – A communication was received from the County Attorney submitting Notice of Claim. Filed.

No. 285 – A communication was received from the Solid Waste Authority submitting Resolutions and minutes. Filed.

No. 286 – A communication was received from Bond Schoeneck & King submitting petition of National Grid for a Certificate of Environmental Compatibility and Public Need, for the rebuild of transmission line. Filed.

No. 287 – A communication was received from the Sheriff submitting April 2025 monthly report. Referred to the Committee on Public Safety & Emergency Management.

No. 288 – A communication was received from the Sheriff submitting May 2025 monthly report. Referred to the Committee on Public Safety & Emergency Management.

No. 289 – A communication was received from the Sheriff submitting June 2025 monthly report. Referred to the Committee on Public Safety & Emergency Management.

No. 290 – A communication was received from the Personnel Officer requesting contract with Risk Strategies Consulting Service. Referred to the Committee on Ways & Means.

No. 291 – A communication was received from the Highway Superintendent requesting amendment of approval for the purchase of a tilt tandem trailer. Referred to the Committee on Highways and the Committee on Ways & Means.

No. 292 – A communication was received from the Budget Officer/Purchasing Agent requesting approval of proposal for pre-construction cost estimate. Referred to the Committee on County Properties and the Committee on Ways & Means.

No. 293 – A communication was received from the County Attorney requesting discussion on North Gage Road project. Referred to the Committee on Highways.

No. 294 – A communication was received from the Highway Superintendent requesting discussion regarding the addition of a bike trail/shoulder in the Town of Webb. Referred to the Committee on Highways.

No. 295 – A communication was received from the Budget Officer/Purchasing Agent requesting budget amendment in Mental Health Department. Referred to the Committee on Ways & Means.

No. 296 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer of funds for transcripts. Referred to the Committee on Ways & Means.

No. 297 – A communication was received from the Personnel Officer requesting adoption of the 2026 Herkimer County Self Insured Workers' Compensation Plan Budget. Referred to the Committee on Ways & Means.

No. 298 – A communication was received from the Director of Public Health requesting extension for Rabies Grant. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 299 – A communication was received from the Budget Officer/Purchasing Agent requesting budget amendment and creation of project in connection with funding in the District Attorney's Office. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 300 – A communication was received from the Commissioner of Social Services submitting request for approval to submit plan and contract with ICAN for STSJP. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 301 – A communication was received from the Commissioner of Social Services submitting request to accept grant funding and authorize contract in connection with Family Centered Support Program. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 302 – A communication was received from the Budget Officer/Purchasing Agent requesting budget amendment in DSS. Referred to the Committee on Ways & Means.

No. 303 – A communication was received from the Commissioner of Social Services requesting approval of contract with Townsquare Media. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 304 – A communication was received from the Budget Officer/Purchasing Agent requesting purchase of a records storage system for the new Sheriff's Administration building. Referred to

the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 305 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer of funds in the County Attorney's Office. Referred to the Committee on Ways & Means.

No. 306 – A communication was received from the Budget Officer/Purchasing Agent requesting budget amendment in connection with an increase for the State Municipal Snow and Ice Agreement. Referred to the Committee on Highways and the Committee on Ways & Means.

No. 307 – A communication was received from the Budget Officer/Purchasing Agent requesting budget amendment and creation of project in connection with additional HVEC Funding. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 308 – A communication was received from the Budget Officer/Purchasing Agent requesting budget amendment and creation of project in connection with System of Care funding. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 309 – A communication was received from the Senior VP for Admin. & Finance at HCCC requesting approval of Proposed College Operating Budget for 2025-2026. Referred to the Committee on Education and the Committee on Ways & Means.

No. 310 – A communication was received from the Budget Officer/Purchasing Agent requesting soffit replacement on PE roof at HCCC. Referred to the Committee on Education and the Committee on Ways & Means.

No. 311 – A communication was received from the Budget Officer/Purchasing Agent requesting elevator controller replacement at HCCC. Referred to the Committee on Education and the Committee on Ways & Means.

No. 312 – A communication was received from the County Attorney requesting discussion for donation of property in connection with a bridge replacement project on Peckville Road. Referred to the Committee on Highways.

No. 313 – A communication was received from the County Attorney requesting settlement agreement in relation to opioid litigation. Referred to the Committee on Ways & Means.

No. 314 – A communication was received from the IDA requesting lead agency status for CDBG grant award. Referred to the Committee on County Planning & Development and the Committee on Ways & Means.

No. 315 – A communication was received from the Personnel Officer requesting Chairman to sign Stipulation of Settlement. Referred to the Committee on Ways & Means.

No. 316 – A communication was received from the Director of the Office for the Aging requesting to review Age Friendly Action Plan and submit to AARP. Referred to the Committee on Human Resources.

No. 317 – A communication was received from the Budget Officer/Purchasing Agent requesting amended agreement in connection with Herkimer Solar LLC. Referred to the Committee on County Properties and the Committee on Ways & Means.

No. 318 – A communication was received from the Commissioner of Social Services requesting blanket authorization for contracts in connection with Foster Care. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 319 – A communication was received from the County Attorney requesting sale for In Rem properties. Referred to the Committee on County Properties.

No. 320 – A communication was received from the Personnel Officer requesting creation of a temporary full-time position in the Budget/Purchasing Office. Referred to the Committee on Ways & Means.

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

On motion of Mr. Donley, seconded by Mr. Hollum, Resolution No. 228 – Resolution No. 233 were handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

**Consent Agenda:**

- 228 PUB. SFTY./EMER. MGMT., WAYS & MEANS: Accepting additional funds, creating project, and amending budget in connection with receipt of STOP-DWI funding
- 229 WAYS & MEANS: Authorizing transfer of funds in the 2025 Budget
- 230 WAYS & MEANS: Authorizing transfer of funds in the 2025 Budget
- 231 CO. PLNG. & DEV.: Setting Public Hearing for CDBG Grant
- 232 HUMAN RES.: Authorizing to submit Age Friendly Action Plan to AARP
- 233 WAYS & MEANS: Amending budget in the Mental Health Department



**HERKIMER COUNTY LEGISLATURE**

No. 228

**REPORT AND RESOLUTION ACCEPTING ADDITIONAL GRANT FUNDS,  
CREATING PROJECT, AND AMENDING BUDGET IN CONNECTION WITH  
RECEIPT OF STOP-DWI FUNDING**

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

WHEREAS, by letter dated July 24, 2025, from John W. Lynch, STOP-DWI Coordinator, he has requested this Legislature accept additional funding from the New York State Highway Safety Program Grant (High Visibility Engagement Campaign) in the amount of

\$7,500 for the period of October 1, 2024 through September 30, 2025, as a pass-through funding stream administered by the County; and

WHEREAS, by letter dated July 28, 2025 from Sheri A. Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that it is necessary to create a project and amend the 2025 Herkimer County Budget in connection with the receipt of said funding; now, therefore, be it

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

Revenue:	A3316000 443890, DWI Grants, Federal Aid, Project 3315A	From: \$0 To: \$7,500
Expense:	A3316000 544000, DWI Grants, Contracted Services, Project 3315A	From: \$0 To: \$7,500

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: August 13, 2025.



## HERKIMER COUNTY LEGISLATURE

No. 229

### 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 July 15, 2025, submitting a request for a transfer of funds in order to cover the additional expense in connection with the AI component in the West Law contract, 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:

\$5,000	From: A0000001 541990 Contingent Fund
	To: A1420000 544000, County Attorney, Contracted Services

and, be it further

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

Dated: August 13, 2025.



## HERKIMER COUNTY LEGISLATURE

No. 230

### **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 July 15, 2025, submitting a request for a transfer of funds to pay an invoice received for transcripts pertaining to a poor person appeal, 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:

\$10,815.70    From: A0000001 541990 Contingent Fund  
                  To:    A1340000 544000, Budget & Purchasing, Contracted Services

and, be it further

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

Dated: August 13, 2025.



## HERKIMER COUNTY LEGISLATURE

No. 231

### **REPORT AND RESOLUTION SETTING A PUBLIC HEARING IN CONNECTION WITH AN APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING TO THE OFFICE OF COMMUNITY RENEWAL**

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

WHEREAS, this Legislature seeks to submit an application to the Community Development Block Grant Economic Development Stand-Alone Business Assistance Program for up to \$225,000 in funding to assist Turbo Machined Products, LLC; and

WHEREAS, these CDBG grant funds will assist Turbo Machined Products, LLC with an expansion project that will build a 7,200 square foot addition to its current facility to house new machinery and equipment. The new machinery and equipment will be utilized to process military fighter jet work for the F100 Engine Program for Pratt & Whitney, an existing TMP customer. The addition will be located at 102 Industrial Drive in Frankfort, NY. The project will add 15 new jobs benefitting low- to moderate-income individuals and families and bring manufacturing work back to the United States; and

WHEREAS, it is necessary that a public hearing be held to hear public comment regarding this application; now, therefore, be it

RESOLVED, that the Chairman of the Legislature is authorized to execute all documents and certifications required as part of the submission of the application; and, be it further

RESOLVED, that a Public Hearing be held by the Committee on County Planning and Development on September 10, 2025 at 6:25 p.m. in the Legislature Chambers, 109 Mary Street, Herkimer, NY, for the purpose of hearing public comment on the application for assistance to the Office of Community Renewal; and, be it further

RESOLVED, that a certified copy of this Resolution be forwarded to the Chief Executive Officer of the Herkimer County Industrial Development Agency.

Dated: August 13, 2025.



## HERKIMER COUNTY LEGISLATURE

No. 232

### **REPORT AND RESOLUTION AUTHORIZING TO SUBMIT AGE FRIENDLY ACTION PLAN TO AARP**

**Sponsored by: Committee on Human Resources**

WHEREAS, Resolution No. 247 of 2020 was passed to incorporate Health Across All Policies, Age Friendly Principles, and the Prevention Agenda into the county planning and procurement process; and

WHEREAS, in 2020, Herkimer County Office for the Aging received a \$20,000 grant from the NYS Office for the Aging to assist Herkimer County in becoming an Age Friendly Community; and

WHEREAS, Herkimer County Office for the Aging and Herkimer County HealthNet gathered a coalition of community members to work on developing a survey and preparing an application to AARP in order for Herkimer County to receive the designation of being an Age Friendly Community, which designation was received in August 2021; and



WHEREAS, by letter dated July 23, 2025 from Kathy L. Fox, Director of the Office for the Aging, she has advised that the data collection for the survey and the subsequent analysis was completed in early 2023, and in 2024 three focus groups were held and Action Plan Committees were established and the Action Plan was created by each group; and

WHEREAS, said letter further requests the approval to submit the Plan to AARP; now, therefore, be it

RESOLVED, that authorization is given to submit the Age Friendly Action Plan to AARP; and, be it further

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

Dated: August 13, 2025.



## HERKIMER COUNTY LEGISLATURE

No. 233

### REPORT AND RESOLUTION AMENDING BUDGET IN THE MENTAL HEALTH DEPARTMENT

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

WHEREAS, by letter dated July 15, 2025 from the Budget Officer/Purchasing Agent, this Legislature is advised that it is necessary to amend the 2025 Budget to reflect an increase in funding from OASAS for the substance abuse jail services; now, therefore, be it

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

A4320000 434900, Mental Health, State Aid	From: \$ 626,737
	To: \$ 631,825
A4320000 544322, Mental Health, Con't Agency	From: \$ 208,581
	To: \$ 213,669

and, be it further

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

Dated: August 13, 2025.

The Chairman continued with the Regular Agenda.

On motion of Mr. Schrader, seconded by Mr. Ackerman, Resolution No. 234 sponsored by the Committee on Ways & Means reappointing Director of Real Property Tax Service Agency was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

Mrs. Sadlon thanked the Legislature for the appointment.



## HERKIMER COUNTY LEGISLATURE

No. 234

### RESOLUTION REAPPOINTING DIRECTOR OF REAL PROPERTY TAX SERVICE AGENCY

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

WHEREAS, by Resolution No. 229 of 2019, Beth Sadlon of Little Falls, New York, was reappointed as Director of the Herkimer County Real Property Tax Service Agency for the completion of a term that will expire on September 30, 2025; and

WHEREAS, Beth Sadlon has continued in the training and education programs as prescribed by the provisions of Section 1530 of the Real Property Tax Law; now, therefore, be it

RESOLVED, that Beth Sadlon of Little Falls, New York be, and she hereby is, reappointed Director of the Herkimer County Real Property Tax Service Agency for a six year term commencing October 1, 2025 at an annual salary as set forth in the Salary Schedule 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, County Clerk, New York State Office of Real Property Tax Services, and Beth Sadlon.

Dated: August 13, 2025.

On motion of Mr. Hollum, seconded by Mr. Gaworecki, Report and Resolution No. 235 sponsored by the Committee on Education and the Committee on Ways & Means relative to the adoption of the Herkimer County Community College Budget was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Brewer, Bennett, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Campione, Haehl, Wares, Weakley (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 235

## **REPORT AND RESOLUTION RELATIVE TO THE ADOPTION OF THE HERKIMER COUNTY COMMUNITY COLLEGE BUDGET**

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

WHEREAS, the Herkimer County Legislature, having conducted a Public Hearing on the tentative budget of the Herkimer County Community College on August 13, 2025, and after hearing all parties concerning the same; now, therefore, be it

RESOLVED, that the tentative budget of the Herkimer County Community College, for the year 2025-2026, in the total amount of \$23,844,684, of which the contribution of the County of Herkimer is \$1,830,612, be adopted; 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: August 13, 2025.

On motion of Ms. Bennett, seconded by Mr. Lucenti, Report and Resolution No. 236 sponsored by the Committee on Education and the Committee on Ways & Means approving installation of soffit on PE Roof at Herkimer County Community College was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



### **HERKIMER COUNTY LEGISLATURE**

No. 236

## **REPORT AND RESOLUTION APPROVING INSTALLATION OF SOFFIT ON PE ROOF AT HERKIMER COUNTY COMMUNITY COLLEGE**

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

WHEREAS, by letter dated August 1, 2025, Sheri Ferdula, Budget Officer/Purchasing Agent, has advised that an appropriate soffit material needs to be installed to the underside of the overhang on a small part of the PE roof; and

WHEREAS, said letter further advises the College recommends the work be awarded to Pike Construction, 258 Genesee Street, 6<sup>th</sup> Floor, Utica, NY 13502, in the amount of \$68,650; now, therefore, be it

RESOLVED, that the above described installation of an appropriate soffit material on the underside of the overhang on a small part of the PE roof is approved in the amount of \$68,650; 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: August 13, 2025.

On motion of Mr. Weakley, seconded by Mr. Gaworecki, Report and Resolution No. 237 sponsored by the Committee on Education and the Committee on Ways & Means approving proposal to replace failed elevator controller at Herkimer County Community College was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 237

### **REPORT AND RESOLUTION APPROVING PROPOSAL TO REPLACE FAILED ELEVATOR CONTROLLER AT HERKIMER COUNTY COMMUNITY COLLEGE**

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

WHEREAS, by letter dated August 1, 2025, Sheri Ferdula, Budget Officer/Purchasing Agent, has advised that a proposal has been received to replace the failed elevator controller in the PE building at Herkimer County Community College, using additional funds remaining in the total project budget; and

WHEREAS, said letter further advises the proposal is from TK Elevator Corporation, who is the current maintenance contract for elevator work at the college, in the amount of \$175,900; now, therefore, be it

RESOLVED, that the above described proposal to replace the failed elevator controller in the PE building at Herkimer County Community College is approved in the amount of \$175,900 through TK Elevator Corporation; 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: August 13, 2025.

On motion of Mr. Keeler, seconded by Mr. Donley, Report and Resolution No. 238 sponsored by the Committee on Ways & Means approving 2026 Annual Estimate and Apportionment for the Herkimer County Workers' Compensation Self-Insured Plan was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 238

### **REPORT AND RESOLUTION APPROVING 2026 ANNUAL ESTIMATE AND APPORTIONMENT FOR THE HERKIMER COUNTY WORKERS' COMPENSATION SELF-INSURED PLAN**

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

WHEREAS, your Committee has received from Steven R. Billings, Personnel Officer, the 2026 Annual Estimate and Apportionment for the Herkimer County Workers' Compensation Self-Insured Plan for the purposes of tail claims run-off; and

WHEREAS, your Committee on Ways and Means has considered said Estimate and Apportionment and has approved the same; now, therefore, be it

RESOLVED, that this Legislature hereby approves the Annual Estimate and Apportionment of the Herkimer County Workers' Compensation Self-Insured Plan for the purposes of tail claims run-off for the year 2026; and, be it further

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

Dated: August 13, 2025.

On motion of Mr. Gaworecki, seconded by Mr. Swartz, Report and Resolution No. 239 sponsored by the Committee on Human Resources and the Committee on Ways & Means accepting grant funding, authorizing signatures, creating project number, and amending 2025 Budget was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 239

### **REPORT AND RESOLUTION ACCEPTING GRANT FUNDING, AUTHORIZING SIGNATURES, CREATING PROJECT NUMBER, AND AMENDING 2025 BUDGET**

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

WHEREAS, Resolution No. 323 of 2024 accepted Substance Abuse and Mental Health Services Administration “System of Care Expansion and Sustainability” Grant Funding for the period of September 30, 2023 to September 29, 2027; and

WHEREAS, by letter dated July 17, 2025, Christina Cain, Director of Public Health, has requested to amend the budget to include the year three allocation for the award, in the amount of \$999,995, effective September 30, 2025 through September 29, 2026; and

WHEREAS, by letter dated July 22, 2025, from Sheri A. Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that a project be established for these funds and that the 2025 budget be amended; now, therefore, be it

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

Revenue:

A4017000 444890 Proj.: SOC1, SOC, Federal Aid

From: \$0

To: \$999,995

Expense:

A4017000 544000 Proj.: SOC1, SOC, Contracted

From: \$0

To: \$999,995

and, be it further

RESOLVED, that the Chairman of the Legislature be authorized to e-sign the grant document; 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, Executive Director of the Youth Bureau, and Commissioner of Social Services.

Dated: August 13, 2025.

On motion of Mr. Weakley, seconded by Mr. Schrader, Report and Resolution No. 240 sponsored by the Committee on Human Resources and the Committee on Ways & Means extending contract for grant in Public Health was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



**HERKIMER COUNTY LEGISLATURE**

**REPORT AND RESOLUTION EXTENDING CONTRACT FOR GRANT IN PUBLIC HEALTH**

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

WHEREAS, Resolution No. 203 of 2022 authorized a contract with New York State Department of Health for the reimbursement for the Rabies Program in the Public Health Department through March 31, 2025; and

WHEREAS, by letter dated July 8, 2025 from Christina Cain, Director of Public Health, your Committees have been advised that a two year extension has been awarded through March 31, 2027, with an additional \$25,228; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute a grant extension to March 31, 2027 on behalf of the County of Herkimer with New York State Department of Health; 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: August 13, 2025.

On motion of Mr. Malta, seconded by Mr. Swartz, Report and Resolution No. 241 sponsored by the Committee on Highways and the Committee on Ways & Means for amendment to an agreement for snow and ice control with State of New York was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: None.

Abstain: Gaworecki (1).



**HERKIMER COUNTY LEGISLATURE**

**REPORT AND RESOLUTION FOR AMENDMENT TO AN AGREEMENT FOR SNOW AND ICE CONTROL WITH STATE OF NEW YORK**

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

WHEREAS, the County of Herkimer, pursuant to Section 12 of the Highway Law relating to plowing snow and to control snow and ice on state highways in the towns and incorporated villages of the County, has heretofore entered into an agreement dated July 1, 1974, with the State of New York for such purposes; and

WHEREAS, by Resolution No. 349, adopted on October 23, 2024, the County of Herkimer authorized and approved an extension of said Snow and Ice Control Agreement for a period of five years, mandating performance by the County to control snow and ice on State highways within Herkimer County during the 2024-2029 season; and

WHEREAS, by letter dated July 3, 2025 from Mark A. Nagele, County Highway Superintendent, he has forwarded an amendment to that agreement, which is required because, due to the severity of the winter during the 2024-2025 season, the estimated expenditure of \$1,543,271.11 needs to be revised to include an increase of \$662,507.11, which reflects the additional lane miles of state roads that were plowed and/or treated by Herkimer County giving a new gross amount of \$2,205,778.22 for the 2024-2025 season; and

WHEREAS, by letter dated July 15, 2025 from Sheri Ferdula, Budget officer/Purchasing Agent, has advised that it is necessary to amend the 2025 Herkimer County Budget in order to reflect said change; now, therefore, be it

RESOLVED, that the 2025 Herkimer County Budget is hereby amended in the amounts listed:

Revenue:

D0000001 423020	County Road Fund, Snow Removal, State	From: \$1,543,271.11
		To: \$2,205,778.22

Expense:

D0000001 545144	County Road Fund, Contracted Services	From: \$1,543,271.11
		To: \$2,205,778.22

and, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature is hereby authorized to execute this Amendment to the above Agreement for the 2024-2025 snow season; and, be it further;

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Superintendent of Highways, and New York State Department of Transportation.

Dated: August 13, 2025.

On motion of Mr. Swartz, seconded by Mr. Weakley, Report and Resolution No. 242 sponsored by the Committee on Highways authorizing acceptance of conveyance of land for highway purposes was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 242

### REPORT AND RESOLUTION AUTHORIZING ACCEPTANCE OF CONVEYANCE OF LAND FOR HIGHWAY PURPOSES



**Sponsored by: Committee on Highways**

WHEREAS, the County of Herkimer desires to perform a bridge replacement project on Peckville Road in the Village of Dolgeville/Town of Manheim; and

WHEREAS, the Town of Manheim has executed a statement of donation in order to transfer a permanent easement to the County of Herkimer, to wit, 0.0053  $\pm$  acres and a temporary easement to the County of Herkimer, to wit, 0.140  $\pm$  acres; and

WHEREAS, the Dolgeville Rod & Gun Club, Inc. has executed a statement of donation in order to transfer a permanent easement to the County of Herkimer, to wit, 0.0057  $\pm$  acres and a temporary easement to the County of Herkimer, to wit, 0.214  $\pm$  acres; and

WHEREAS, by letter dated July 15, 2025, Lorraine Lewandrowski, County Attorney, has advised that the acquisition of this land is necessary for the replacement of the bridge located on Peckville Road; now, therefore, be it

RESOLVED, that the County of Herkimer accept donations of real property from the Town of Manheim and the Dolgeville Rod & Gun Club, Inc., said premises being approximately 0.365  $\pm$  acres in size in order to replace a bridge on Peckville Road in the Village of Dolgeville/Town of Manheim; and, be it further

RESOLVED, that the Chairman of the County Legislature is authorized to execute any documents necessary for the transfer of said premises from the Town of Manheim and the Dolgeville Rod & Gun Club, Inc., in order to effectuate said transfer and record the conveyance in the Office of the Herkimer County Clerk; and, be it further

RESOLVED, that a certified copy of this resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, County Attorney, and County Highway Superintendent.

Dated: August 13, 2025.

On motion of Mr. Donley, seconded by Mr. Malta, Report and Resolution No. 243 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means approving purchase for Sheriff's Department was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



**HERKIMER COUNTY LEGISLATURE**

No. 243

**REPORT AND RESOLUTION APPROVING PURCHASE FOR SHERIFF'S  
DEPARTMENT**

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

WHEREAS, by letter dated July 15, 2025, Sheri Ferdula, Budget Officer/Purchasing Agent, has requested approval to purchase a records storage system for the new Sheriff's Administration Building; and

WHEREAS, the purchase would be made through Hummel's Office Plus, PO Box 351, Herkimer, NY, 13350, at a cost of \$29,800.61 which includes delivery and installation, with the purchase off of Omnia Partners Contract R240114; now, therefore, be it

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

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

Dated: August 13, 2025.

On motion of Mrs. Wares, seconded by Mr. Malta, Report and Resolution No. 244 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means authorizing contracts and amending budget in connection with Crime Victim Services Grant for District Attorney's Office was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



**HERKIMER COUNTY LEGISLATURE**

No. 244

**REPORT AND RESOLUTION AUTHORIZING CONTRACTS AND AMENDING BUDGET IN  
CONNECTION WITH CRIME VICTIM SERVICES GRANT FOR DISTRICT ATTORNEY'S  
OFFICE**

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

WHEREAS, by communication dated July 15, 2025 from Sheri Ferdula, Budget Officer, this Legislature is advised that the New York State Office of Victim Services has approved an award for a period from October 1, 2025 through September 30, 2028 for the Herkimer County Victim Services Program, in the amount of \$85,220.61 per year; and

WHEREAS, by said letter, the Budget Officer has advised of a request to amend the 2025 Budget and create a project DACV-25, when said grant awards are received for the Victim Services Program in the Office of the District Attorney's Office; now, therefore, be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to execute and e-sign the contract for the Herkimer County Victim Services Program in the amount of \$85,220.61 per year for the period of October 1, 2025 to September 30, 2028; and, be it further

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

Revenue:

A1167000 443890, DA Grants, Federal Aid	From: \$0
	To: \$85,220.61

Appropriation:

A1167000 510000 DA Grants, Salaries	From: \$0
	To: \$55,000
A1167000 581000, DA Grants, Retirement	From: \$0
	To: \$10,000
A1167000 583000, DA Grants, Social Security	From: \$0
	To: \$3,450
A1167000 583500, DA Grants, Medicare	From: \$0
	To; \$800
A1167000 586000, DA Grants, Health Insurance	From: \$0
	To: \$15,970.61

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: August 13, 2025.

On motion of Mr. Schrader, seconded by Mr. Bick, Report and Resolution No. 245 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contract in Department of Social Services was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 245

### REPORT AND RESOLUTION AUTHORIZING CONTRACT IN DEPARTMENT OF SOCIAL SERVICES

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

WHEREAS, by letter dated July 16, 2025 from Timothy Seymour, Commissioner of Social Services, this Legislature is advised of a request to enter into an agreement with

Townsquare Media for enhancement of recruitment, education, and retention of foster and adoptive parents (or prospective parents); and

WHEREAS, said letter further advises this contract will be for a one year period, beginning September 1, 2025 through August 31, 2026, at a cost of \$1,500 per month and will have a 30 day out clause any time after the first quarter analytics are reviewed; now, therefore, be it

RESOLVED, that the above described contract is hereby authorized, with said contract subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature is authorized to sign the above contract; 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 Townsquare Media.

Dated: August 13, 2025.

On motion of Mr. Gaworecki, seconded by Mr. Donley, Report and Resolution No. 246 sponsored by the Committee on Ways & Means amending budget in the Department of Social Services was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 246

### REPORT AND RESOLUTION AMENDING BUDGET IN THE DEPARTMENT OF SOCIAL SERVICES

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

WHEREAS, by letter dated July 15, 2025 from the Budget Officer/Purchasing Agent, this Legislature is advised that it is necessary to amend the 2025 Budget to utilize additional funding received from the NYS Child Care Block Grant; now, therefore, be it

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

A6055000 436550	From: \$1,920,000
	To: \$2,170,000

A6055000 544000	From: \$1,920,000
	To: \$2,170,000

and, be it further

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

Dated: August 13, 2025.

On motion of Mr. Lucenti, seconded by Ms. Bennett, Report and Resolution No. 247 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing submission of the Supervision and Treatment Services for Juveniles Program (STSJP) to the NYS Office of Children and Family Services and authorize contract renewal with ICAN to provide services was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 247

### **REPORT AND RESOLUTION AUTHORIZING SUBMISSION OF THE SUPERVISION AND TREATMENT SERVICES FOR JUVENILES PROGRAM (STSJP) TO THE NYS OFFICE OF CHILDREN AND FAMILY SERVICES AND AUTHORIZE CONTRACT RENEWAL WITH ICAN TO PROVIDE SERVICES**

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

WHEREAS, Resolution No. 221 of 2024 authorized the Chairman of the Legislature to approve the submission of a STSJP plan to the NYS Office of Children and Family Services, and execute a contract with Integrated Community Alternatives Network (ICAN), for the provision of detention diversion services; and

WHEREAS, by letter dated July 17, 2025, Timothy Seymour, Commissioner of Social Services has advised the 2025-26 enacted State budget has again appropriated funding to assist with STSJP; and

WHEREAS, the funding request for the continuation of this program is \$99,765 for the period of performance commencing October 1, 2025 through September 30, 2026, this sum has a 62% state reimbursement and the program continues capped detention services allocation which is reimbursed at 49% state share; now, therefore, be it

RESOLVED, that this Legislature hereby authorizes the Commissioner of Social Services to submit a STSJP plan to the NYS Office of Children and Family Services for approval and authorizes the Chairman of the Legislature to renew a contract with ICAN, 310 Main Street, Utica, NY 13501 to provide detention diversion/early intervention services for the period of the plan; 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 ICAN.

Dated: August 13, 2025.

On motion of Mr. Brewer, seconded by Mrs. Wares, Report and Resolution No. 248 sponsored by the Committee on Human Resources and the Committee on Ways & Means accepting funding and authorizing an agreement in connection with Family Centered Services for Herkimer County Department of Social Services was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 248

### **REPORT AND RESOLUTION ACCEPTING FUNDING AND AUTHORIZING AN AGREEMENT IN CONNECTION WITH FAMILY CENTERED SERVICES FOR HERKIMER COUNTY DEPARTMENT OF SOCIAL SERVICES**

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

WHEREAS, by letter dated July 16, 2025, Timothy Seymour, Commissioner of Social Services, has requested to accept funding in the amount of \$165,385 for a Family Centered Services (FCS) program for a period of July 1, 2025 through June 30, 2026, designed to target the complex needs related to mental health conditions, developmental disabilities, substance abuse disorders, homelessness, domestic violence, and other situations creating barriers to self-sufficiency; and

WHEREAS, said letter further requests to authorize the Chairman to execute an agreement with the Center for Family Life and Recovery, 502 Court Street, Suite 201, Utica, NY 13502 to provide the personnel necessary to establish a Family Centered Support program, at a cost not to exceed the \$165,385 awarded to Herkimer County for the period of July 1, 2025 through June 30, 2026; now, therefore, be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to execute an agreement with Center for Family Life and Recovery, in the amount of \$165,385 to provide the personnel necessary to establish a Family Centered Support program for the Herkimer County Department of Social Services, with said agreement to be subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that said agreement shall continue so long as 100% funding is available; 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 Center for Family Life and Recovery.

Dated: August 13, 2025.

On motion of Ms. Bennett, seconded by Mr. Hollum, Report and Resolution No. 249 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contracts for Foster Care was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 249

### REPORT AND RESOLUTION AUTHORIZING CONTRACTS FOR FOSTER CARE

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

WHEREAS, by letter of Timothy Seymour, Commissioner of Herkimer County Department of Social Services dated July 25, 2025, a request has been made for an approval process for an updated Model Contract template provided by the Office of Children and Family Services [hereafter "OCFS"]; and

WHEREAS, the Commissioner of Social Services is mandated to provide for the administration of all child welfare services, including purchase of foster care for children; and

WHEREAS, OCFS has provided a Model Contract template for purchases of foster care services; and

WHEREAS, Herkimer County Department of Social Services contracts for foster care services with numerous agencies; and

WHEREAS, the State of New York sets the rates for all placement options for foster care services; and

WHEREAS, Social Services Law Section 398(6)g) provides that contracts with such residential programs, group homes and other agencies may be executed by the Commissioner of Social Services without passing through the legislative process; and

WHEREAS, the Model Contract template provided by OCFS will require the signature of the Commissioner of Social Services, the Chairman of the Herkimer County Legislature and the County Attorney; now, therefore, be it

RESOLVED, that the Model Contract template provided by OCFS is hereby approved by this Legislature; and, be it further

RESOLVED, that in order to process the above volume of Model Template Contracts with the various foster care agencies and to minimize administrative burden, that the Commissioner of Social Services, the County Attorney and the Chairman of the Legislature be authorized to execute the contracts with various foster care agencies and thereafter return back to the Commissioner of Social Services for distribution, upon notice to the Committee on Human Resources; and, be it further

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

Dated: August 13, 2025.

On motion of Mr. Donley, seconded by Mr. Gaworecki, Report and Resolution No. 250 sponsored by the Committee on Ways & Means authorizing the Chairman to enter into a Stipulation of Settlement with UPSEU – Sheriff’s Department Unit was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 250

### **REPORT AND RESOLUTION AUTHORIZING THE CHAIRMAN TO ENTER INTO A STIPULATION OF SETTLEMENT WITH UPSEU – SHERIFF’S DEPARTMENT UNIT**

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

WHEREAS, by letter dated August 1, 2025, from Steven Billings, Personnel Officer, he has requested authorization for the Chairman to enter into a Stipulation of Settlement with UPSEU – Sheriff’s Department Unit; and

WHEREAS, this letter further advises that in July 2025, UPSEU filed for binding arbitration under the collective bargaining agreement with regards to how the employees that return to county service are given accrued sick leave time; and

WHEREAS, this Stipulation of Settlement will reimburse two employees 50% of claimed sick leave time and will have terms clarifying how sick leave time will not be reimbursed going forward; now, therefore, be it

RESOLVED, that the Chairman of the Legislature is authorized to enter into the above described Stipulation of Settlement with UPSEU – Sheriff’s Department Unit, with said contract subject to the approval of the Herkimer County Attorney; and, be it further



RESOLVED, that certified copies of this Resolution be forwarded to the Personnel Officer, Sheriff, and UPSEU – Sheriff’s Department Unit.

Dated: August 13, 2025.

On motion of Mr. Bick, seconded by Mr. Keeler, Report and Resolution No. 251 sponsored by the Committee on County Planning & Development and the Committee on Ways & Means concerning Lead Agency status and adopting environmental review for Herkimer County Standalone Economic Development Program Grant was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 251

### **REPORT AND RESOLUTION CONCERNING LEAD AGENCY STATUS AND ADOPTING ENVIRONMENTAL REVIEW FOR HERKIMER COUNTY STANDALONE ECONOMIC DEVELOPMENT PROGRAM GRANT**

#### **Sponsored by: Committee on County Planning & Development**

WHEREAS, by letter of John J. Piseck, Jr., Chief Executive Officer of the Herkimer County Industrial Development Agency, dated June 24, 2025, a resolution is requested to authorize Herkimer County to serve as lead agency to complete appropriate state and federal environmental reviews regarding the Community Development Block Grant (hereinafter “CDBG”); and

WHEREAS, by Resolution No. 174 of 2025, the Chairman of the Herkimer County Legislature was authorized to execute a grant agreement between the County and the Office of Community Renewal and all related documents, including entering into a grant agreement with the Herkimer County IDA for the implementation of the Project; and

WHEREAS, the New York State CDBG Agreement for Application No. 149312 requires environmental review of the proposed Project, the award of \$225,000 for the Herkimer County CDBG grant; and

WHEREAS, by Resolution No. 177 of 2025, the County of Herkimer designated Peter J. Campione, Chairman of the Herkimer County Legislature, as Certifying Officer for environmental reviews pursuant to the National Environmental Policy Act (NEPA) of 1969; and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (SEQRA), the County of Herkimer is the sole Involved Agency because the proposed CDBG grant is not subject to approval of any other permitting or authorizing entities; and

WHEREAS, the Project is categorically excluded from NEPA review pursuant to 24 CFR 58.35(b)(3) which categorically excludes “[e]conomic development activities including but not limited to, equipment purchase, inventory financing, interest subsidy and operating expenses...” as a project providing capital to businesses in certain categories impacted by COVID; and

WHEREAS, the County of Herkimer has received a short form Environmental Assessment Form (“EAF”) for the proposed recruitment and hiring of new employees at Turbo Machined Products in Frankfort, New York and operating funds for same; and

WHEREAS, the Herkimer County Legislature has reviewed the EAF for the proposed Project and has identified and taken a hard look at the relevant areas of environmental concern; now, therefore, be it

RESOLVED, that the Chairman of the Herkimer County Legislature be authorized to certify that the proposed Project is categorically excluded from NEPA review and any further NEPA certifications; and, be it further

RESOLVED, that the County of Herkimer assumes lead agency status pursuant to SEQRA with respect to the review of the proposed CDBG grant for assistance to Turbo Machined Products, LLC for jobs creation; and, be it further

RESOLVED, that the action be classified as an Unlisted Action pursuant to SEQRA; and, be it further

RESOLVED, that the County of Herkimer makes a determination of significance of a negative declaration and that the proposed action will not result in any significant adverse environmental impacts and hereby adopts the annexed Negative Declaration; and, be it further

RESOLVED, that certified copies of the resolution be sent to the County Attorney, Herkimer County Industrial Development Agency, the Office of Community Renewal, and Turbo Machined Products, LLC.

Dated: August 13, 2025.

On motion of Mr. Ackerman, seconded by Mr. Malta, Report and Resolution No. 252 sponsored by the Committee on County Properties and the Committee on Ways & Means approving addendum to third modified agreement between Herkimer County with Herkimer Solar, LLC to provide third party billing services through Perch Community Solar, LLC was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## **HERKIMER COUNTY LEGISLATURE**

No. 252

**REPORT AND RESOLUTION APPROVING ADDENDUM TO THIRD MODIFIED**

**AGREEMENT BETWEEN HERKIMER COUNTY WITH HERKIMER SOLAR, LLC  
TO PROVIDE THIRD PARTY BILLING SERVICES THROUGH PERCH  
COMMUNITY SOLAR, LLC**

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

WHEREAS, Resolution No. 237 of 2020 authorized Herkimer County to purchase solar energy credits through Herkimer Solar, LLC, 190 High St., 3<sup>rd</sup> Floor, Boston, MA 02110; and

WHEREAS, Herkimer County entered into a VDER Value Stack Credit Sales Agreement [hereinafter “Agreement”] with Herkimer Solar, LLC on October 20, 2020 at a discount rate of 16% and a base payment of 5 cents per kWh for a twenty-year term, with annual escalation rate of 1.25%; and

WHEREAS, the parties amended said Agreement of October 20, 2020 to provide for a 16% fixed discount rate for the initial term and extending the Estimated Commercial Operations Date to December 31, 2024; and

WHEREAS, pursuant to the terms of the First Modification agreement and a Second Modified Agreement, all other terms, provisions, covenants, and conditions of the October 20, 2020 Agreement remained in full force and effect unmodified; and

WHEREAS, by Resolution No. 64 of February 12, 2025, Herkimer Solar, LLC and Herkimer County entered into a Third Modification Agreement extending the estimated commercial operations date to December 31, 2025 with all prior provisions of the October 20, 2020 agreement remaining in full force and effect unchanged; and

WHEREAS, by letter of Sheri A Ferdula, Budget Officer dated July 15, 2025, a request has been made for an Addendum to the Third Modification Agreement to allow the County to receive invoices through a third party billing service, Perch Community Solar, LLC, PO Box 22818, New York, New York 10087-2818 [hereafter “Perch”], now therefore, be it

RESOLVED, that the Chairman of the Herkimer County Legislature is authorized to sign an Addendum to the Third Modification Agreement to provide for billing through Perch and any other documentation necessary to effectuate third party billing through Perch; and, be it further

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

Dated: August 13, 2025.

On motion of Ms. Bennett, seconded by Mrs. Wares, Report and Resolution No. 253 sponsored by the Committee on Ways & Means authorizing and approving a settlement agreement in bankruptcy court with Purdue Pharma L.P. and the Sackler family in relation to an action relating to the opioid crisis was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 253

### **REPORT AND RESOLUTION AUTHORIZING AND APPROVING A SETTLEMENT AGREEMENT IN BANKRUPTCY COURT WITH PURDUE PHARMA L.P AND THE SACKLER FAMILY IN RELATION TO AN ACTION RELATING TO THE OPIOID CRISIS**

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

WHEREAS, defendants in the opioid litigation, Purdue Pharma L.P and the Sackler Family, declared bankruptcy in the United States Bankruptcy Court for the Southern District of New York; and

WHEREAS, defendants have reached a proposed nationwide settlement agreement that will provide a monetary settlement and injunctive relief governing opioid dispensing practices; and

WHEREAS, by letter of Lorraine H. Lewandrowski, Herkimer County Attorney, dated July 8, 2025, this Legislature has been advised of a potential settlement by private and government plaintiffs with defendants Purdue Pharma L.P and the Sackler Family; and

WHEREAS, it is anticipated that the Sackler Family together with other parties will be paying an aggregate of \$6.5 billion in 16 payments over 15 years with distribution of funds set by an allocation formula; and

WHEREAS, it is in the best interest of the County of Herkimer to resolve this matter with respect to Purdue Pharma L.P. and the Sackler Family without further litigation; now, therefore be it

RESOLVED, that the Chairman of the Herkimer County Legislature is authorized, subject to County Attorney approval, to execute any proposed settlement Agreements and to execute such other documents as may be necessary and appropriate to effectuate the settlements with Purdue Pharma L.P and the Sackler Family; and, be it further

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

Dated: August 13, 2025.

On motion of Mr. Schrader, seconded by Mr. Haehl, Resolution No. 254 sponsored by the Committee on Administration/Veterans' Affairs urging the Governor to veto S.8012/A.8332

relating to the assessment of solar and wind energy systems was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## **HERKIMER COUNTY LEGISLATURE**

No. 254

### **RESOLUTION URGING THE GOVERNOR TO VETO S.8012/A.8332 RELATING TO THE ASSESSMENT OF SOLAR AND WIND ENERGY SYSTEMS**

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

WHEREAS, Senate Bill 8012/Assembly Bill 8332 would amend the Real Property Tax Law to modify the method for assessing solar and wind energy systems by requiring the use of a discounted cash flow approach; and

WHEREAS, the legislation further requires host community benefit payments to be included as expenses, stipulates that federal tax credits be deemed intangible assets and not included in revenue streams, and imposes a standardized formula for determining the assessed value of solar and wind projects; and

WHEREAS, this methodology would result in a significant reduction in the assessed value of large-scale solar and wind installations, thereby diminishing the tax revenue that can be collected by counties and municipalities; and

WHEREAS, often solar and wind energy systems encompass thousands of acres of land, which means municipalities lose a significant portion of tax income due to these projects; and

WHEREAS, the last formula adopted by the State for assessing solar and wind energy systems only taxed the systems at a quarter of their worth which shifts the fiscal burden to residents and small businesses; and

WHEREAS, as a result, corporations are benefiting at a cost to taxpayers in New York State; and

WHEREAS, the cumulative effect of this policy would be to erode the long-term fiscal stability of local governments and unfairly prioritize corporate tax relief over equitable taxation and funding for local services; now, therefore, be it

**RESOLVED**, that this Herkimer County Legislature urges the Governor to veto S.8012/A.8332 in order to preserve the ability of local governments to generate fair and adequate tax revenues from commercial energy developments; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to Governor Kathy Hochul, Assemblyman Brian Miller, Assemblyman Robert Smullen, Senator Mark Walczyk, Senator Joseph A. Griffo, and New York State Association of Counties.

Dated: August 13, 2025.

On motion of Mr. Brewer, seconded by Mrs. Wares, Resolution No. 255 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 (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 255

### 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:

<b>Title:</b>	<b>Standard Work Day: (Hrs/day) Min. 6 hrs Max. 8 hrs</b>	<b>Name: (First and Last)</b>	<b>Social Security Number: (Last 4 digits)</b>	<b>NYSLRS ID:</b>	<b>Tier 1 (Check only if member is Tier 1)</b>	<b>Current Term Begin &amp; End Dates: (mm/dd/yy-mm/dd/yy)</b>	<b>Record of Activities Result</b>	<b>Not Submitted: (Check only if official did not submit their Record of Activities)</b>
<b>Appointed Officials</b>								
Assistant Dist. Attorney	6	Clifford Eisenhut	■■■■	■■■■■■■■		01/01/25-12/31/28	8.93	

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: August 13, 2025.

On motion of Mr. Donley, seconded by Mr. Lucenti, Resolution No. 256 sponsored by the Committee on Ways & Means setting date for Public Hearing on Introductory Local Law B for 2025 was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 256

### RESOLUTION SETTING DATE FOR PUBLIC HEARING ON INTRODUCTORY LOCAL LAW B FOR 2025

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

WHEREAS, the Committee on Ways and Means of the Herkimer County Legislature are causing to be prepared and will present Introductory Local Law B for the year 2025 entitled, "A LOCAL LAW TO IMPOSE A MORTGAGE RECORDING TAX WITHIN THE COUNTY OF HERKIMER"; now, therefore, be it

RESOLVED, that a Public Hearing will be held before the Herkimer County Legislature on the adoption of said proposed local law, to be conducted by the Committee on Ways and Means on the 10th day of September, 2025 at 6:27 p.m. in the Legislature Chambers of the County Office Building, Herkimer, New York; and, be it further

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

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

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

Dated: August 13, 2025.

On motion of Mr. Gaworecki, seconded by Mr. Malta, Resolution No. 257 sponsored by the Committee on County Properties authorizing sale of property acquired by In Rem procedures was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Brewer, Bennett, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Campione, Haehl, Wares, Weakley (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 257

### **RESOLUTION AUTHORIZING SALE OF PROPERTY ACQUIRED BY IN REM PROCEDURES**

#### **Sponsored by: Committee on County Properties**

WHEREAS, in an action brought on to enforce collection of delinquent taxes for the tax year 2022, a Judgment was made by the County Court of the County of Herkimer on the 11<sup>th</sup> day of August, 2025 and was filed and entered in the Herkimer County Clerk's Office on August 11, 2025, pursuant to which properties listed therein became the property of the County; and

WHEREAS, pursuant to said Judgment, the County Treasurer of the County of Herkimer deeded all parcels listed in said Judgment to the County of Herkimer by deed dated August 12, 2025 and recorded on August 12, 2025, in the Herkimer County Clerk's Office as Instrument No. RP2025-3315; and

WHEREAS, the County owns other parcels obtained in previous In Rem tax foreclosure actions, which properties did not sell at prior auctions; and

WHEREAS, the court has retained jurisdiction over several parcels included in the foreclosure which parcels are the subject of further court proceedings, which proceedings may result in title to some of such parcels being conveyed to the County of Herkimer prior to the date of this year's land auction; and

WHEREAS, the County now desires to sell the parcels conveyed to the County in the aforesaid deed as well as any parcels from prior foreclosures which may also need to be sold and any parcels which may be conveyed to the County prior to this year's land auction; and

WHEREAS, it is necessary that terms and conditions of sale of said properties by the County be established; now, therefore, be it

#### **RESOLVED:**

1. That pursuant to Section 1166 of the Real Property Tax Law, this Legislature now desires to provide for the sale of said parcels. Such sale shall be by public auction, and it is directed that such sale be held virtually on the website of Auctions International Inc. (<https://www.auctionsinternational.com>). Auction shall begin on September 23, 2025 and end on October 3, 2025;
2. That this sale by auction be held under the direction of the County Treasurer;
3. That such sale shall be conducted on the terms, conditions and procedures annexed hereto;



4. That in addition, all sales of such property shall be subject to a buyer's premium of ten percent (10%) of the amount of the successful bid;

5. That all persons be entitled to bid at such sale on said parcels of property, except those persons prohibited by the attached Auction Terms and Procedures or by state or local law.

6. That the Treasurer is hereby authorized, when it seems advantageous, to divide any parcel on the auction list into two or more parcels and to offer said divided parcels individually or to join any two or more parcels on the auction list into one parcel and to offer said joined parcels as one parcel;

7. That following the auction sale, the Committee on County Properties and the County Treasurer report to this Legislature with their recommendations for the conveyance of the various parcels of property to the successful bidders thereon;

8. That certified copies of this Resolution be forwarded to the Herkimer County Treasurer, County Property Agent, and County Attorney.

Dated: August 13, 2025.

On motion of Mr. Malta, seconded by Mr. Weakley, Report and Resolution No. 258 sponsored by the Committee on Ways & Means to create temporary position in Herkimer County Budget Office was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Brewer, Bennett, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Campione, Haehl, Wares, Weakley (17).

Against: None.

Absent: None.



## HERKIMER COUNTY LEGISLATURE

No. 258

### **REPORT AND RESOLUTION TO CREATE TEMPORARY POSITION IN HERKIMER COUNTY BUDGET OFFICE**

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

WHEREAS, by letter dated July 15, 2025 from Sheri Ferdula, Budget Officer/Purchasing Agent, she has requested to create a temporary position to allow for training; and

WHEREAS, by letter dated August 5, 2025 from Steven R. Billings, Personnel Officer, he has requested to create a temporary full-time position of Principal Account Clerk in the

Herkimer County Budget/Purchasing Office, from August 18, 2025 through October 18, 2025, in Account A1340, at an annual base salary of \$40,928; and

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

RESOLVED, that a temporary full-time position of Principal Account Clerk is created in the Budget/Purchasing Office, from August 18, 2025 through October 18, 2025, 35 hours per week at an annual base salary of \$40,928; 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: August 13, 2025.

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

At 7:16 p.m. on motion of Mr. Malta, seconded by Mr. Weakley, the Legislature adjourned to Wednesday, September 10, 2025 at 7:00 p.m., with a Public Hearing on the CDBG at 6:25 p.m., and a Public Hearing on Introductory Local Law B at 6:27 p.m.

Brittney R. Viscomi, Clerk