

**MINUTES**  
**Herkimer County Legislature**  
**Fourth Quarter – Second Day**  
**Wednesday, October 22, 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 Michael Bick, 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, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Campione, Haehl, Wares, Weakley (15).

Absent: Brewer, Bennett (2).

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 October 1, 2025. There were none, and the Chairman ordered them approved.

Pursuant to Rule 11, Chairman Campione opened the floor for public comment. 1) Katherine Krawecki, Herkimer – Former Jail.

Chairman Campione wanted to congratulate County Administrator Wallace on receiving the Joseph R. Carucci Legacy Award from the Genesis Group.

County Administrator Wallace thanked everyone for the acknowledgement and said how honored he was to receive the award.

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. There were no requests.

No. 372 – A communication was received from the NYS Department of State advising of Filing of Local Law No. 2 for 2025. Filed.

No. 373 – A communication was received from D’Arcangelo submitting 2024 Audit. Filed.

No. 374 – A communication was received from NYS Department of Taxation and Finance acknowledging receipt of Res. No. 273. Filed.

No. 375 – A communication was received from Ilion Ambulance Committee submitting thank you for donation in memory of Leonard Hendrix. Filed.

No. 376 – A communication was received from the Sewer District submitting Resolution in connection with Public Hearing. Filed.

No. 377 – A communication was received from the Director of the Office for the Aging submitting notification to advertise for bids for Meals on Wheels. Filed.

No. 378 – A communication was received from Herkimer County Soil & Water Conservation District advising of monthly meeting. Filed.

No. 379 – A communication was received from the Solid Waste Authority submitting proposed 2026 Budget. Filed.

No. 380 – A communication was received from the Sheriff submitting August 2025 monthly report. Referred to the Committee on Public Safety & Emergency Management.

No. 381 – A communication was received from the Chairman of the Legislature submitting recommendations for Office for the Aging Advisory Council. Referred to the Committee on Human Resources.

No. 382 – A communication was received from the Director of Probation submitting 2025-2026 Probation Plan. Referred to the Committee on Public Safety & Emergency Management.

No. 383 – A communication was received from the Budget Officer/Purchasing Agent requesting appropriation of funds in connection with the Assigned Counsel Program. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 384 – A communication was received from the Budget Officer/Purchasing Agent requesting appropriation of funds in connection with the correctional facility. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 385 – A communication was received from the Commissioner of Social Services requesting contract with ICAN for provision of two preventative services workers. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 386 – A communication was received from the County Treasurer submitting report of cancelled taxes. Referred to the Committee on Ways & Means.

No. 387 – A communication was received from the Commissioner of Social Services requesting approval of contracts in connection with the Flexible Funds for Family Services Plan. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 388 – A communication was received from the Budget Officer/Purchasing Agent requesting budget amendment to accommodate a contract increase for the Legal Aid Society of Mid-New York in OFA. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 389 – A communication was received from Michael J. Farmer, Town of Webb Tourism/Publicity Director requesting designation for the Town of Webb as Tourist Promotion

Agency and requesting 2026 New York State matching funds. Referred to the Committee on County Planning & Development and the Committee on Ways & Means.

No. 390 – A communication was received from the Budget Officer/Purchasing Agent requesting purchase of furniture for Sheriff Administration Building. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 391 – A communication was received from the County Treasurer/County Property Agent submitting Land Auction Results and requesting to open a new bank account to maintain surplus funds. Referred to the Committee on County Properties and the Committee on Ways & Means.

No. 392 – A communication was received from the County Treasurer submitting report of cancelled taxes for the Land Bank. Referred to the Committee on Ways & Means.

No. 393 – A communication was received from the County Property Agent requesting cancellation of taxes on parcel. Referred to the Committee on Ways & Means.

No. 394 – A communication was received from the Budget Officer/Purchasing Agent requesting budget amendment and creation of project in connection with grant funding in Emergency Services. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 395 – A communication was received from the Budget Officer/Purchasing Agent requesting to award bid for work to be performed on the Inlet 911 Communications Tower. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 396 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer of funds for contract in the Information Services Department. Referred to the Committee on Information Services and the Committee on Ways & Means.

No. 397 – A communication was received from the Budget Officer/Purchasing Agent requesting appropriation of funds in connection with a water softener to service the correctional facility and new administration building. Referred to the Committee on County Properties and the Committee on Ways & Means.

No. 398 – A communication was received from the Budget Officer/Purchasing Agent requesting to amend Resolutions in connection with projects at the Sewer District. Referred to the Committee on Natural Resources and the Committee on Ways & Means.

No. 399 – A communication was received from the Village of Ilion Mayor Stephens submitting letter in connection with Remington Arms property. Filed.

Pursuant to Rule 6, Chairman Campione then proceeded with Reports of Standing Committees. Legislator Schrader, Chairman of the Administration/Veterans' Affairs Committee gave an update that early voting starts Saturday.

On motion of Mr. Gaworecki, seconded by Mr. Schrader, Resolution No. 299 – Resolution No. 302 were handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).

**Consent Agenda:**

- 299 WAYS & MEANS: Setting date for public hearing for Local Law
- 300 NAT. RESOURCES, WAYS & MEANS: Setting date for public hearing for Sewer District Assessment Roll
- 301 PUB. SFTY./EMER. MGMT.: Approving 2025/2026 Probation Plan
- 302 HUMAN RES.: Confirming reappointments and appointments to the Herkimer County Office for the Aging Advisory Council



**HERKIMER COUNTY LEGISLATURE**

No. 299

**REPORT AND RESOLUTION SETTING DATE FOR PUBLIC HEARING FOR LOCAL LAW ESTABLISHING ANNUAL SALARIES OF SOME ELECTED OFFICIALS AND CERTAIN COUNTY OFFICERS APPOINTED FOR A FIXED TERM DURING THEIR TERM OF OFFICE**

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

We, the Committee on Ways and Means of the Herkimer County Legislature, are causing to be prepared and will present Introductory Local Law C for the year 2025 to establish annual salaries of some elected officials and certain county officers appointed for a fixed term during their term of office, and setting the date for the statutory public hearing thereon, and offer the following Resolution:

**RESOLVED:**

1. That a proposed local law establishing salaries of some elected officials and certain county officers will be prepared by this Committee, and that a public hearing will be held on the proposed local law at a meeting of the Herkimer County Legislature, on the 12<sup>th</sup> day of November, 2025, at 6:15 p.m. in the Legislative Chambers of the County Office Building in the Village of Herkimer, New York;
2. That this County Legislature designates the Committee on Ways and Means as the Committee to hold the public hearing on the adoption of said act;
3. 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*;

4. 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;

5. 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: October 22, 2025.



## **HERKIMER COUNTY LEGISLATURE**

No. 300

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

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

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

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

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

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

RESOLVED, that the Herkimer County Legislature shall hold such public hearing at the Legislative Chambers of the Herkimer County Office Building in the Village of Herkimer, County of Herkimer, New York, on the 12<sup>th</sup> day of November, 2025 at 6:17 p.m., pursuant to the provisions of Section 271 of the County Law.

Dated: October 22, 2025.



## HERKIMER COUNTY LEGISLATURE

No. 301

### REPORT AND RESOLUTION APPROVING 2025/2026 PROBATION PLAN

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

WHEREAS, your Committee on Public Safety/Emergency Management, to which was referred the 2025/2026 Probation Plan of the Herkimer County Probation Department, respectfully reports that we have examined the same, recommend the approval of said plan, and offer the following Resolution:

RESOLVED, that the 2025/2026 Probation Plan of the Herkimer County Probation Department be approved and placed on file with the Herkimer County Legislature.

Dated: October 22, 2025.



## HERKIMER COUNTY LEGISLATURE

No. 302

### REPORT AND RESOLUTION CONFIRMING REAPPOINTMENTS AND APPOINTMENTS TO THE HERKIMER COUNTY OFFICE FOR AGING ADVISORY COUNCIL

**Sponsored by: Committee on Human Resources**

WHEREAS, the Chairman of the Herkimer County Legislature, by letter dated October 7, 2025, has made reappointments and appointments to the Office for the Aging Advisory Council; now, therefore, be it

RESOLVED, that the following reappointments and appointments to the Office for the Aging Advisory Council be, and hereby are ratified and confirmed:

**New appointments for term of 10/2025-10/2028**

Gloria Fryer, Herkimer, NY 13350

Richard Louis, Jr., Ilion, NY 13357

Volney Seeley, Dolgeville, NY 13329

**Reappointments for term of 10/2025-10/2028**

Carol Kinney, Herkimer, NY 13350

Carol Hadcock, Ilion, NY 13357

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Director of the Herkimer County Office for the Aging and each appointee.

Dated: October 22, 2025.

Chairman Campione dispensed with the regular session to welcome the students in attendance and asked them to introduce themselves and the school districts they represent and asked the County Attorney to give a brief description of the difference between a voice vote and a roll call vote.

The Chairman continued with the Regular Agenda.

On motion of Mr. Weakley, seconded by Mr. Gaworecki, Report and Resolution No. 303 sponsored by the Committee on County Properties and the Committee on Ways & Means approving purchase for Sheriff's Department and appropriating funds was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Campione, Haehl, Wares, Weakley (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 303

### **REPORT AND RESOLUTION APPROVING PURCHASE FOR SHERIFF'S DEPARTMENT AND APPROPRIATING FUNDS**

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

WHEREAS, by quote dated October 4, 2025, Scott F. Scherer, Sheriff, has requested approval for the purchase of a water softener to service the correctional facility and new administration building, at a cost of \$30,696.91; and

WHEREAS, by letter dated October 13, 2025, Sheri Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that it is necessary to appropriate funds for the purchase; and

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

RESOLVED, that an appropriation be made as follows:

\$30,696.91      From: A0000000 390900, Fund Balance  
To:      A3150000 525000, Jail, Other Equipment

and, be it further

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: October 22, 2025.

On motion of Mr. Swartz, seconded by Mrs. Wares, Report and Resolution No. 304 sponsored by the Committee on Information Services and the Committee on Ways & Means authorizing agreement and transferring funds in Information Services was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 304

### REPORT AND RESOLUTION AUTHORIZING AGREEMENT AND TRANSFERRING FUNDS IN INFORMATION SERVICES

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

WHEREAS, by letter dated September 10, 2025, Michael Testa, Director of Information Services, has requested to enter into an agreement with Quadsimia for email services; and

WHEREAS, the email will be set at a rate of \$7.75 per month per email address, with the yearly cost at approximately \$37,200, the project cost has a one-time migration fee not to exceed \$4,500, bringing the total project to \$41,700; and

WHEREAS, by letter dated October 13, 2025, from Sheri A. Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that a transfer of funds will be necessary for said purchase; now, therefore, be it

RESOLVED, that the above-described agreement with Quadsimia in the amount of \$41,700 is approved; 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:



\$41,700      From: A1680000 510000, IS Salaries  
To:      A1680000 544000, IS, Contracted Services

and, be it further

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

Dated: October 22, 2025.

On motion of Mr. Donley, seconded by Mr. Haehl, Report and Resolution No. 305 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means awarding bid in the Emergency Services Department was handed up; voted on and adopted by voice vote:

For: Ayes (15).                      Against: None.                      Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 305

### REPORT AND RESOLUTION AWARDING BID IN THE EMERGENCY SERVICES DEPARTMENT

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

WHEREAS, by letter received October 3, 2025, from Sheri Ferdula, Budget Officer, this Legislature is advised of a request to award a bid for work to be performed on the Inlet 911 Communications Tower; and

WHEREAS, the Budget Officer has advised sealed bids were opened and read aloud, and requests the bid be awarded to the lowest bidder, Midstate Communications, 185 Clear Road, Oriskany, New York 13424 in the amount of \$28,950; now, therefore be it

RESOLVED, that a bid in the amount of \$28,950 for work to be performed on the Inlet 911 Communications Tower be awarded to Midstate Communications; 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 Midstate Communications.

Dated: October 22, 2025.

On motion of Mr. Lucenti, seconded by Mr. Donley, Report and Resolution No. 306 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means accepting grant funding, authorizing e-signature, creating project, and amending 2025 Budget was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 306

### REPORT AND RESOLUTION ACCEPTING GRANT FUNDING, AUTHORIZING E-SIGNATURE, CREATING PROJECT, AND AMENDING 2025 BUDGET

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

WHEREAS, by letter dated September 25, 2025, Albert J. Moxham, Jr., Director of Emergency Services has advised of a Next Generation 911 (NG911) Grant in the amount of \$1,515,197.00 provided through the New York State Division of Homeland Security and Emergency Services to support critical upgrades to 911 infrastructure and communications systems in Herkimer County; and

WHEREAS, this grant will have a performance period of September 1, 2025 through August 31, 2030; and

WHEREAS, by letter dated October 3, 2025, from Sheri A. Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that a project be established, and the 2025 Budget must be amended; now, therefore, be it

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

|                                                               |                  |
|---------------------------------------------------------------|------------------|
| H3020000 430970, 911 Capital, State Aid, Proj.: 21-1          | From: \$0        |
|                                                               | To: \$1,515,197  |
| H3020000 525000, 911 Capital, Other Equipment, Proj.: 21-1    | From: \$0        |
|                                                               | To: \$757,598.50 |
| H3020000 544000, 911 Capital, Contracted Service, Proj.: 21-1 | From: \$0        |
|                                                               | To: \$757,598.50 |

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, and Director of Emergency Services.

Dated: October 22, 2025.

On motion of Mr. Ackerman, seconded by Mr. Weakley, Report and Resolution No. 307 sponsored by the Committee on Natural Resources and the Committee on Ways & Means amending Resolution No. 417 of 2024 and Resolution No. 57 of 2025 in connection with projects at the Sewer District was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 307

### **REPORT AND RESOLUTION AMENDING RESOLUTION NO. 417 OF 2024 AND RESOLUTION NO. 57 OF 2025 IN CONNECTION WITH PROJECTS AT THE SEWER DISTRICT**

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

WHEREAS, Resolution No. 417 of 2024 approved Sewer District Resolution HCSD-2024-18 awarding a bid for repairs to the Sodium Hypo Return Line in the amount of \$18,404.81; and

WHEREAS, Resolution No. 57 of 2025 approved Sewer District Resolution HCSD-2025-01 awarding a contract for repairs to the raw sewage pump in the amount of \$60,250.00; and

WHEREAS, by letter dated September 18, 2025, this Legislature is advised that by action on September 17, 2025, the Herkimer County Sewer District Board adopted a resolution stating the employees of the Herkimer County Sewer District were able to make the repairs to the Sodium Hypo Return Line, at no cost to the Sewer District, resulting in a cost-savings in the amount of \$18,404.81; and

WHEREAS, said resolution further states that Koester Associates, Inc. has advised that after evaluation of the District's Morris Pump, the actual repair significantly exceeds the original estimate, with an increase of \$15,055.00; now, therefore, be it

RESOLVED, that Resolution No. 417 of 2024 be amended to direct the expenditure of \$15,055.00, rather than the \$18,404.81 originally authorized by said resolution for Sodium Hypo Return Line repair, to be allocated and awarded to Koester Associates, Inc. and to amend Resolution No. 57 of 2025 to increase the amount by \$15,055.00 for a total price of \$75,305.00 for the District's Morris Pump; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Chief Plant Operator of the Herkimer County Sewer

District, and Koester Associates, Inc.

Dated: October 22, 2025.

On motion of Mr. Ackerman, seconded by Mr. Gaworecki, Report and Resolution No. 308 sponsored by the Committee on Ways & Means relating to cancellation of taxes on parcel number 121.2-5-1.11 was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 308

### REPORT AND RESOLUTION RELATING TO CANCELLATION OF TAXES ON PARCEL NUMBER 121.2-5-1.11

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

WHEREAS, your Committee on Ways and Means, to which was referred a letter from Linda Jacquays, County Property Agent, dated October 3, 2025, requesting cancellation of a school tax relevy on Tax Map Parcel No. 121.2-5-1.11, a tax parcel owned by Feldmeier Equipment, Inc. in the City of Little Falls, due to an inaccuracy in a PILOT payment check; and

WHEREAS, the IDA check combined payment for Feldmeier properties within the PILOT program as well as funds for an expired PILOT program; and

WHEREAS, Little Falls City School inadvertently credited all funds to the current PILOT payment, resulting in a relevy of School Taxes which were then “made whole” by the County; and

WHEREAS, upon discovery of the inaccurate deposit, the School reimbursed the County in the amount of \$48,382.81; and

WHEREAS, to correct the error, the County will cancel the \$51,769.60 relevy, which includes the base school tax of \$48,382.81 plus the County’s 7% relevy fee; now, therefore, be it

RESOLVED, that based upon the above, the Little Falls City School District tax plus penalty for 2024/25 is hereby cancelled; and, be it further

RESOLVED, that the Real Property Agent is directed to file any appropriate documentation in this matter; and, be it further

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

Dated: October 22, 2025.

On motion of Mr. Gaworecki, seconded by Mr. Malta, Report and Resolution No. 309 sponsored by the Committee on County Properties and the Committee on Ways & Means approving sale of county owned tax acquired land and approving opening a bank account was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Campione, Haehl, Wares, Weakley (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 309

### REPORT AND RESOLUTION APPROVING SALE OF COUNTY OWNED TAX ACQUIRED LAND AND APPROVING OPENING A BANK ACCOUNT

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

WHEREAS, by Resolution No. 257 for the year 2025 duly adopted on August 13, 2025, this Legislature authorized and directed the sale at public auction, after due advertisement, of certain county owned tax acquired real property under the direction of the County Treasurer; and

WHEREAS, the Properties Committee of this Legislature reports that said sale was duly held pursuant to said direction September 23, 2025 through October 3, 2025 as an online only auction; and

WHEREAS, pursuant to the terms of sale, the successful bidder on each parcel sold is required to pay the full purchase price together with recording fee and transfer tax by 4:00 p.m. on October 31, 2025; and

WHEREAS, the Properties Committee reports that 28 bids were received at the auction, and the total amount to be received on said sales is \$597,625.00 as shown on the lists made available to each legislator and filed with the Clerk of the Legislature; and

WHEREAS, the Properties Committee recommends approval of each sale as set forth on said list, and conveyance of each said parcel to the successful bidder thereon providing payment in full of the amount bid and required fees are received by the County Treasurer's Office; and

WHEREAS, the auction terms provide that default by a purchaser for failure to meet the terms of the auction shall result in forfeiture of the required deposit; and

WHEREAS, by letter dated October 7, 2025, Kimberlee A. Enea, County Treasurer, has requested to open a new custodial bank account to maintain any surplus funds derived from the

sale of county owned properties through the auction; now, therefore, be it

RESOLVED, that this Legislature approves the sales by auction reported by the Properties Committee and authorizes the County Treasurer to convey each said property, to the successful bidder thereon, provided said bidder has paid the required purchase price and expenses to the County Treasurer, and to make conveyance by quit claim deed and to record each said deed; and, be it further

RESOLVED, that the County Property Agent is hereby instructed to advise the County Attorney's Office of defaults by purchasers, and the County Attorney's Office is hereby instructed to bring legal procedures if necessary to enforce said provision of the auction terms, reporting thereon to the Properties Committee of this Legislature, which shall have authority to confer with the County Attorney's Office as to any proposed settlement of said proceedings; and, be it further

RESOLVED, that the County Property Agent is hereby authorized to solicit sealed bids for the sale of any of the properties which were not conveyed based on the default of purchasers or for any other reason provided that said County Property Agent shall submit to the Committee on County Properties any and all bids, which bids shall be subject to the approval of the full Legislature; and, be it further

RESOLVED, that the Herkimer County Treasurer is authorized to open a new bank account to maintain any surplus funds deriving from the sale of county owned properties through the auction; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, County Property Agent, Chairman of the Committee on County Properties, and the County Attorney.

Dated: October 22, 2025.

On motion of Mr. Gaworecki, seconded by Mr. Schrader, Report and Resolution No. 310 sponsored by the Committee on Ways & Means relating to cancellation of taxes on certain properties acquired by the Herkimer County Land Bank Corporation was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 310

**REPORT AND RESOLUTION RELATING TO CANCELLATION OF TAXES ON  
CERTAIN PROPERTIES ACQUIRED BY THE HERKIMER COUNTY LAND BANK  
CORPORATION**

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

WHEREAS, your Committee on Ways and Means, to which was referred the Letter of Kimberlee A. Enea, dated October 3, 2025 with account attached thereto, requests cancellation of real property taxes of certain properties acquired by the Herkimer County Land Bank Corporation [hereafter “Land Bank”; and

WHEREAS, real property owned by the Herkimer County Land Bank Corporation is exempt from taxes pursuant to Not For Profit Corporation Law Section 1608(a) upon the date of transfer of title to a land bank; and

WHEREAS, real property set forth in the attached Schedule A was transferred from the County of Herkimer to the Land Bank on August 1, 2024; now, therefore, be it

RESOLVED, that the following real property taxes set forth in the attached Schedule A shall be cancelled; and, be it further

RESOLVED that the Herkimer County Property Agent is authorized to issue and file a Certificate of Cancellation of said taxes; and, be it further

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

Dated: October 22, 2025.

| <b><u>TOWN</u></b>              | <b><u>CANCELLED<br/>TAXES</u></b> | <b><u>REJECTED<br/>TAXES</u></b> | <b><u>TOTAL</u></b> | <b><u>TOWN PORTION<br/>FOR LEVY</u></b> |
|---------------------------------|-----------------------------------|----------------------------------|---------------------|-----------------------------------------|
| <b>CITY OF LITTLE<br/>FALLS</b> | 1590.26                           |                                  | 1590.26             | 0.00                                    |
| <b>FRANKFORT</b>                | 815.49                            |                                  | 815.49              | 1.00                                    |
| <b>GERMAN FLATTS</b>            | 4932.10                           |                                  | 4932.10             | 186.00                                  |
| <b>HERKIMER</b>                 | 4471.40                           |                                  | 4471.40             | 8.00                                    |
| <b>TOTALS</b>                   | \$11,809.25                       |                                  | \$11,809.25         | \$195.00                                |

On motion of Mr. Keeler, seconded by Mr. Malta, Report and Resolution No. 311 sponsored by the Committee on Ways & Means relating to cancelled taxes and rejected taxes was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 311

### REPORT AND RESOLUTION RELATING TO CANCELLED TAXES AND REJECTED TAXES

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

WHEREAS, your Committee on Ways and Means, to which was referred the reports of the County Treasurer, with account attached thereto, showing the amounts of cancelled taxes and rejected taxes as of October 3, 2025 which should be charged back to the respective towns, municipalities and districts set forth on said account, does respectfully report that we have examined the same, inquired into the subject matter thereof, and offer the following Resolution:

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

| <u>TOWN</u> | <u>CANCELLED<br/>TAXES</u> | <u>REJECTED<br/>TAXES</u> | <u>TOTAL</u> | <u>TOWN<br/>PORTION<br/>FOR LEVY</u> |
|-------------|----------------------------|---------------------------|--------------|--------------------------------------|
| FRANKFORT   | 61.93                      |                           | 61.93        | 36.28                                |
|             |                            |                           |              |                                      |
| HERKIMER    | 78.46                      |                           | 78.46        | 42.23                                |
|             |                            |                           |              |                                      |
| MANHEIM     | 3.95                       |                           | 3.95         | 1.85                                 |
|             |                            |                           |              |                                      |
| OHIO        | 259.49                     |                           | 259.49       | 110.07                               |
|             |                            |                           |              |                                      |
| WEBB        | 9387.69                    |                           | 9387.69      | 2042.71                              |
|             |                            |                           |              |                                      |
| TOTALS      | \$ 9,791.52                |                           | \$ 9,791.52  | \$ 2,233.14                          |

and, be it further



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

Dated: October 22, 2025.

On motion of Mr. Donley, seconded by Mr. Bick, Report and Resolution No. 312 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means authorizing purchase of furniture for Sheriff's Administration building was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 312

### REPORT AND RESOLUTION AUTHORIZING PURCHASE OF FURNITURE FOR SHERIFF'S ADMINISTRATION BUILDING

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

WHEREAS, by letter dated October 7, 2025, from Sheri A. Ferdula, Budget Officer/Purchasing Agent, she has requested authority to purchase furniture for the Sheriff's Administration Building through Hummel's Office Plus, 25 Canal Street, Mohawk, NY 13407, in the amount of \$113,653; now, therefore, be it

RESOLVED, that the above described purchase is hereby approved; and, be it further

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

Dated: October 22, 2025.

On motion of Mr. Bick, seconded by Mr. Lucenti, Report and Resolution No. 313 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means appropriating funds for the correctional facility was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Campione, Haehl, Wares, Weakley (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 313

### REPORT AND RESOLUTION APPROPRIATING FUNDS FOR THE CORRECTIONAL FACILITY

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

WHEREAS, by letter dated October 3, 2025 from the Budget Officer/Purchasing Agent, this Legislature is advised that it is necessary to appropriate funds to cover expenses due to the population increase over the last 12 months at the Correctional Facility; and

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

RESOLVED, that an appropriation be made as follows:

\$250,000      From: A0000000 390900, General Fund, Fund Balance  
                    To:     A3150000 544000, Jail, Contracted Services

and, be it further

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

Dated: October 22, 2025.

On motion of Mr. Donley, seconded by Mr. Keeler, Report and Resolution No. 314 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means appropriating funds for the Assigned Counsel Program was handed up; discussion was held; voted on and defeated by roll call vote:

For: Schrader, Keeler, Brezinski, Bick, Ackerman, Donley, Campione, Weakley (8).

Against: Malta, Gaworecki, Hollum, Swartz, Lucenti, Haehl, Wares (7).

Absent: Brewer, Bennett (2).

County Administrator Wallace explained that this payment is a requirement by the state and a revote was requested.

On motion of Mr. Ackerman, seconded by Mr. Malta, Report and Resolution No. 314 was handed up; voted on and adopted by roll call vote:

For: Malta, Schrader, Keeler, Brezinski, Bick, Swartz, Ackerman, Donley, Campione, Weakley (10).

Against: Gaworecki, Hollum, Lucenti, Haehl, Wares (5).

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 314

### REPORT AND RESOLUTION APPROPRIATING FUNDS FOR THE ASSIGNED COUNSEL PROGRAM

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

WHEREAS, by letter dated October 3, 2025 from the Budget Officer/Purchasing Agent, this Legislature is advised that it is necessary to appropriate funds to cover the remaining expenses to year end for the assigned counsel program; and

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

RESOLVED, that an appropriation be made as follows:

|           |                                                         |
|-----------|---------------------------------------------------------|
| \$400,000 | From: A0000000 390900, General Fund, Fund Balance       |
|           | To: A1170000 545000, Public Defender, Fees for Services |

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, and Keith D. Bowers, dba Enhanced Representation, Inc.

Dated: October 22, 2025.

On motion of Mr. Keeler, seconded by Mr. Weakley, Report and Resolution No. 315 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contract for the provision of legal services for the Herkimer County Office for the Aging and amending budget was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



# HERKIMER COUNTY LEGISLATURE

No. 315

## REPORT AND RESOLUTION AUTHORIZING CONTRACT FOR THE PROVISION OF LEGAL SERVICES FOR THE HERKIMER COUNTY OFFICE FOR THE AGING AND AMENDING BUDGET

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

WHEREAS, the Herkimer County Office for the Aging is required, under the Older Americans Act, to provide legal services to the elderly residents of the County of Herkimer (aged sixty and over), which services are 100% reimbursable under the Unmet Needs funding stream; and

WHEREAS, by letter dated September 30, 2025, Kathy Fox, Director of the Office for the Aging, has advised this Legislature that the Legal Aid Society of Mid-New York has indicated a willingness to provide these services to the Office for the Aging, with the amount of this contract to be \$35,000 with 100% reimbursed; and

WHEREAS, your Committees have considered said matter and recommend a contract be entered into with the Legal Aid Society of Mid-New York to provide legal services to the Herkimer County Office for the Aging for the period of October 1, 2025-December 31, 2026; and

WHEREAS, by letter dated October 3, 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 to accommodate a contract increase for the Legal Aid Society of Mid-New York; now, therefore, be it

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

|                                                   |                 |
|---------------------------------------------------|-----------------|
| A6778000 437780, Unmet Needs, State Aid           | From: \$0       |
|                                                   | To: \$6,000     |
| A6778000 544000, Unmet Needs, Contracted Services | From: \$110,175 |
|                                                   | To: \$116,175   |

and, be it further

RESOLVED

1. That the Herkimer County Legislature hereby authorizes a contract for the period of October 1, 2025 to December 31, 2026 between the Herkimer County Office for the Aging and the Legal Aid Society of Mid-New York for the purpose of providing legal services to the elderly residents of the County of Herkimer (aged sixty and over), with said amount to be provided in Account A6778000 544000 of the Herkimer County Budget at an amount of \$35,000;
2. That the Chairman of the Herkimer County Legislature is hereby authorized and empowered to execute said contract on behalf of the County of Herkimer;
3. That certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Office for the Aging, and the Legal Aid Society of Mid-New York.

Dated: October 22, 2025.

On motion of Mr. Malta, seconded by Mr. Bick, Report and Resolution No. 316 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contracts in connection with Flexible Funds for Family Services Plan in the Department of Social Services was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 316

### REPORT AND RESOLUTION AUTHORIZING CONTRACTS IN CONNECTION WITH FLEXIBLE FUNDS FOR FAMILY SERVICES PLAN IN THE DEPARTMENT OF SOCIAL SERVICES

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

WHEREAS, by letter dated October 1, 2025 from Timothy Seymour, Commissioner of Social Services, this Legislature is advised that the State of New York has approved Herkimer County's Flexible Funds for Family Services Plan for 2025-26; and

WHEREAS, Herkimer County will receive federally allocated grant funding in connection with the implementation of the Flexible Funds for Family Services Plan, in addition to capped Title XX and open-ended child welfare funding, and

WHEREAS, said letter further requests that contracts be entered into with the following agencies for the implementation of the aforesaid programs; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute contracts with the following agencies in connection with the Herkimer County Department of Social Services Flexible Funds for Family Services Plan, the capped Title XX allocation, and other child welfare funding:

1. **Catholic Charities of Herkimer County**, 61 West Street, Ilion, NY 13357 in the amount of \$20,000 to screen and provide assessment of clients who may have domestic violence issues as a barrier to self-sufficiency or receipt of child support;
2. **Legal Aid Society of Mid-New York**, 120 Bleecker Street, Utica, NY 13501 to assist TANF and Safety Net clients in the appeal process, who have been denied Social Security Disability or Supplemental Security Income benefits. Said contract not to exceed \$12,000;

3. **Resource Center for Independent Living, Inc.**, 131 Genesee Street, P.O. Box 210, Utica, NY 13503 to work with clients who have medical exemptions, or limited exemptions, to bridge the gap between vocational services and disability support services to achieve employment. Said contract not to exceed \$57,250;
4. **Center for Family Life and Recovery**, 502 Court Street, Suite 401, Utica, NY 13502 to provide preventative services to the Family Support/Persons in Need of Supervision Unit (PINS). Said contract not to exceed \$334,000;
5. **Catholic Charities of Herkimer County**, 61 West Street, Ilion, NY 13357 in the amount of \$48,500 to provide non-residential services to eligible clients and their families, who are victims of domestic violence;

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 the above listed agencies.

Dated: October 22, 2025.

On motion of Mr. Swartz, seconded by Mrs. Wares, Report and Resolution No. 317 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing renewal of contract between the Department of Social Services and Integrated Community Alternatives Network (ICAN) for two Preventive Services Workers was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 317

### **REPORT AND RESOLUTION AUTHORIZING RENEWAL OF CONTRACT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND INTEGRATED COMMUNITY ALTERNATIVES NETWORK (ICAN) FOR TWO PREVENTIVE SERVICES WORKERS**

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

WHEREAS, by letter dated October 1, 2025, from Timothy Seymour, Commissioner of Social Services, he has requested that the Chairman of the Legislature be authorized to renew and execute an agreement between the Department of Social Services and Integrated Community Alternatives Network (ICAN), 310 Main Street, Utica, NY for the provision of two (2) Preventive Services Workers at a cost not to exceed \$159,959, for the period of January 1, 2026

through December 31, 2026, and at a cost not to exceed \$164,757, for the period of January 1, 2027 through December 31, 2027; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute the above described agreement between the Department of Social Services and ICAN for the period of January 1, 2026 through December 31, 2026 and January 1, 2027 through December 31, 2027; and, be it further

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

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

Dated: October 22, 2025.

On motion of Mr. Haehl, seconded by Mr. Hollum, Report and Resolution No. 318 sponsored by the Committee on County Planning & Development designating the Town of Webb as Tourist Promotion Agency was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 318

### REPORT AND RESOLUTION DESIGNATING THE TOWN OF WEBB AS TOURIST PROMOTION AGENCY

#### Sponsored by: Committee on County Planning and Development

WHEREAS, the New York State Tourist Promotion Act provides that the State of New York will match funds with the applicant tourist promotion agency, which may include radio, television, newspapers and magazine advertising; and

WHEREAS, by letter received October 7, 2025, the Town of Webb Tourism/Publicity Director has contacted your Committee and requested that it be designated by the Herkimer County Legislature as a tourist promotion agency within the meaning of the New York State Tourist Promotion Act for the year 2026; now, therefore, be it

RESOLVED, that the Chairman of the Herkimer County Legislature is hereby authorized to send a letter to the New York State Division of Tourism "I Love NY" Campaign to guarantee Herkimer County's 2026 matching funds; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Town of Webb

and the New York State I Love NY Program.

Dated: October 22, 2025.

On motion of Mr. Haehl, seconded by Mr. Malta, Report and Resolution No. 319 sponsored by the Committee on County Planning & Development and the Committee on Ways & Means authorizing application for matching funds under the New York State Tourist Promotion Act was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 319

### REPORT AND RESOLUTION AUTHORIZING APPLICATION FOR MATCHING FUNDS UNDER THE NEW YORK STATE TOURIST PROMOTION ACT

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

WHEREAS, the New York State Tourist Promotion Act provides that the State of New York will match funds with the applicant tourist promotion agency, which may include radio, television, newspapers, and magazine advertising; and

WHEREAS, Tourist Promotion Agency means any not-for-profit corporation or other non-profit organization, association or agency, which shall be designated by resolution of the County Legislature as the agency specified in the New York State Tourist Promotion Act, provided that the applicant has operated a tourist promotion program for at least three years prior to the enactment of the Act; and

WHEREAS, the Town of Webb has contacted your Committee by communication dated October 7, 2025, and requested that it be designated by the Herkimer County Legislature as a tourist promotion agency within the meaning of the New York State Tourist Promotion Act for the year 2026; and

WHEREAS, the Town of Webb has advised your Committee that it will appropriate the necessary funds to match the state funds for this Program; now, therefore, be it

#### RESOLVED:

1. That the Herkimer County Legislature hereby designates the Town of Webb as a tourist promotion agency within the County of Herkimer effective this date within the meaning of the New York State Tourist Promotion Act; and

2. That the Herkimer County Legislature hereby authorizes the Town of Webb to make application for and to receive matching funds under the New York State Tourist Promotion Act for the calendar year 2026; and

3. That the Herkimer County Legislature hereby certifies that the Town of Webb has acted as a Tourist Promotion Agency and has been in operation in such capacity prior to the enactment of the said Act; and



4. That certified copies of this Resolution be forwarded to the Town of Webb and the New York State I Love NY Program.

Dated: October 22, 2025.

On motion of Mr. Schrader, seconded by Mr. Weakley, Report and Resolution No. 320 sponsored by the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means requesting legislation authorizing an exemption from the residency requirements for the office of Herkimer County Administrator was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 320

### RESOLUTION REQUESTING LEGISLATION AUTHORIZING AN EXEMPTION FROM THE RESIDENCY REQUIREMENTS FOR THE OFFICE OF HERKIMER COUNTY ADMINISTRATOR

**Sponsored by: Committee on Administration/Veterans' Affairs  
Committee on Ways & Means**

WHEREAS, the position of County Administrator for Herkimer County will become vacant; and

WHEREAS, legislation amending New York State Law to allow a person holding the office of County Administrator for Herkimer County to reside in Herkimer County or an adjoining county in New York State is required to enable such candidate to be appointed to such position; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby requests that its Assemblymen and Senators introduce in the New York State Legislature bills which would expand the residency requirements for the position of Herkimer County Administrator to permit the position to be filled with an employee who resides in Herkimer County or an adjoining county in the State of New York; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to Assemblyman Brian Miller, Assemblyman Robert Smullen, Senator Mark Walczyk, and Senator Joseph A. Griffo.

Dated: October 22, 2025.

On motion of Mr. Schrader, seconded by Mr. Hollum, Resolution No. 321 sponsored by the Committee on Administration/Veterans' Affairs opposing the implementation of the All-Electric Buildings Act was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 321

### RESOLUTION OPPOSING THE IMPLEMENTATION OF THE ALL-ELECTRIC BUILDINGS ACT

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

WHEREAS, the All-Electric Buildings Act (the "Act") amends New York State's Energy Conservation Construction Code to prohibit fossil fuel systems in new buildings up to seven stories high, including single-family homes (with some exceptions) as of January 1, 2026 and extends the ban to all new buildings and construction projects over seven stories as of January 1, 2029; and

WHEREAS, the Act allows exemptions for certain specific businesses as well as the use of backup generators for emergency purposes; and

WHEREAS, the Act allows an exemption for buildings where an all-electric system "cannot be reasonably provided by the grid"; and

WHEREAS, numerous industry groups and members of the public have joined in attempting to ban the implementation of the Act citing concerns about reliability, affordability, consumer choice and potential project delays; and

WHEREAS, this legislative body had additional concerns about the cost and potential strain on the electric grid; now, therefore, be it

RESOLVED, that the Herkimer County Legislature opposes the implementation of the All-Electric Buildings Act and urges Governor Hochul and members of the Senate and Assembly to consider the health, financial, and economic impact the Act would have on the residents of New York as well as the potential strain on the electric grid; 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: October 22, 2025.

On motion of Mr. Ackerman, seconded by Mr. Brezinski, Resolution No. 322 sponsored by the Committee on County Planning & Development making appointment to the Herkimer County Industrial Development Agency was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer, Bennett (2).



## HERKIMER COUNTY LEGISLATURE

No. 322

### **RESOLUTION MAKING APPOINTMENT TO THE HERKIMER COUNTY INDUSTRIAL DEVELOPMENT AGENCY**

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

WHEREAS, this Legislature by Resolution No. 124 of 1970 established an Industrial Development Agency for the County of Herkimer, and by Resolution No. 104 for 1982, amended said resolution to increase membership of the Herkimer County Industrial Development Agency to seven members; and

WHEREAS, it is necessary to make an appointment to fill a vacancy on said Industrial Development Agency; now, therefore, be it

RESOLVED, that this Legislature hereby appoints Dr. Terri Grates Day, Frankfort, New York, to the Herkimer County Industrial Development Agency; and, be it further

RESOLVED, that said appointee shall serve on said Agency until a successor is appointed and qualified; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Industrial Development Agency, the Secretary of State of the State of New York, and Dr. Terri Grates Day.

Dated: October 22, 2025.

Chairman Campione stated that pursuant to Rule 6(12) they would proceed with comments by Legislators. The following Legislators made a comment: Legislator Malta, County Administrator Wallace, Legislator Ackerman, and Chairman Campione.

At 7:20 p.m. on motion of Mr. Malta, seconded by Mr. Weakley, the Legislature adjourned to Wednesday, November 12, 2025 at 7:00 p.m., with a Public Hearing on Introductory Local Law C at 6:15 p.m. and a Public Hearing on the Sewer District Assessment Roll at 6:17 p.m.

Brittney R. Viscomi, Clerk