

MINUTES
Herkimer County Legislature
First Quarter – First Day
Wednesday, January 8, 2025
2:00 p.m.

The Regular Session of the Herkimer County Legislature was called to order by Chairman Robert D. Hollum at 2:00 p.m.

Chairman Hollum called on Legislator Kelly Wares and Legislator Anthony J. Lucenti, to lead the Legislature in the Pledge of Allegiance.

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

Absent: Brewer (1).

Pursuant to Rule 8 of the Rules of the County Legislature, Chairman Hollum asked if there were any objections or corrections to the minutes of December 11, 2024. There were none, and the Chairman ordered them approved.

Chairman Hollum presented a plaque to Patrick Russell for his years of service as a County Legislator. Mr. Russell expressed his thanks for the award.

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

Chairman Hollum 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. 1 – A communication was received from the IDA submitting Notice of Project Inducement and Notice of Public Hearing. Filed.

No. 2 – A communication was received from the Herkimer County Soil & Water Conservation District advising of monthly meeting. Filed.

No. 3 – A communication was received from the NYS Fish and Wildlife Management Board advising of term expiring for member. Filed.

No. 4 – A communication was received from the County Clerk submitting copy of letter sent to NYS Board of Elections for Board of Elections Commissioner appointment. Filed.

No. 5 – A communication was received from the Sheriff submitting October 2024 monthly report. Referred to the Committee on Public Safety & Emergency Management.

No. 6 – A communication was received from the Personnel Officer requesting creation of temporary position in the Treasurer’s Office. Referred to the Committee on Ways & Means.

No. 7 – A communication was received from the Commissioner of Social Services submitting request from Mary Sullivan for extension of leave of absence. Referred to the Committee on Ways & Means.

No. 8 – A communication was received from the Probation Director requesting acceptance of grant. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 9 – A communication was received from the Personnel Officer requesting amendment to Salary Schedule No. III in the Probation Department. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 10 – A communication was received from the Personnel Officer requesting renewal of memberships at the Youth and Family Centers of Little Falls and Mohawk for county employees. Referred to the Committee on Ways & Means.

No. 11 – A communication was received from the Director of Information Services requesting renewal of Varonis software. Referred to the Committee on Information Services and the Committee on Ways & Means.

No. 12 – A communication was received from the Personnel Officer requesting amendment to Salary Schedule No. I in Emergency Services. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 13 – A communication was received from the Community Development Director requesting contract with C&D Advertising. Referred to the Committee on Administration/Veterans’ Affairs and the Committee on Ways & Means.

No. 14 – A communication was received from the County Treasurer submitting request for designation of Depositories of county funds for 2025. Referred to the Committee on Ways & Means.

No. 15 – A communication was received from the Personnel Officer requesting amendment to Salary Schedule No. VI in the District Attorney’s Office. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 16 – A communication was received from Chairman Hollum submitting appointment to serve on Cornell Cooperative Extension Board of Directors. Referred to the Committee on Natural Resources.

No. 17 – A communication was received from the Budget Officer/Purchasing Agent requesting amendment to Resolution No. 367 of 2024 in the Mental Health Department. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 18 – A communication was received from the Highway Superintendent requesting approval of 2025 capital construction project. Referred to the Committee on Highways.

No. 19 – A communication was received from the Highway Superintendent requesting approval of 2025 capital construction project. Referred to the Committee on Highways.

No. 20 – A communication was received from the County Administrator requesting contract with Home Aide Service of the Central Adirondacks. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 21 – A communication was received from the County Administrator requesting contract with Mohawk Valley EDGE. Referred to the Committee on County Planning & Development and the Committee on Ways & Means.

No. 22 – A communication was received from the Commissioners of Elections requesting extension of contract. Referred to the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means.

No. 23 – A communication was received from the Commissioners of Elections requesting authorization to purchase iPads. Referred to the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means.

No. 24 – A communication was received from the Director of Employment & Training requesting approval of Local Workforce Development Board and System Partners Service Delivery MOU. Referred to the Committee on County Planning & Development and the Committee on Ways & Means.

No. 25 – A communication was received from Chairman Hollum submitting appointment and reappointments for Herkimer County Land Bank Corporation Board. Referred to the Committee on Administration/Veterans' Affairs.

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

On motion of Mr. Gaworecki, seconded by Mr. Ackerman, Resolution No. 1 designating the Times Telegram as the official newspaper of the County of Herkimer was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 1

RESOLUTION THAT THE TIMES TELEGRAM BE DESIGNATED THE OFFICIAL NEWSPAPER OF THE COUNTY OF HERKIMER FOR THE YEAR 2025

RESOLVED, that this Legislature names the *Times Telegram*, as the official newspaper of the County of Herkimer, and that that paper have published therein all legal notices, local laws and other matters required to be published.

Dated: January 8, 2025.

On motion of Mr. Campione, seconded by Mr. Donley, Report and Resolution No. 2 sponsored by the Committee on Ways & Means as regards designation of depositories of County funds for 2025 was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 2

REPORT AND RESOLUTION AS REGARDS DESIGNATION OF DEPOSITORIES OF COUNTY FUNDS FOR 2025

Sponsored by: Committee on Ways and Means

RESOLVED, that the County Legislature of the County of Herkimer does hereby designate the following banks for the deposits of all monies received by the Herkimer County Treasurer, to wit:

M & T Bank	20,000,000.00
Key Bank	1,000,000.00
Adirondack Bank	40,000,000.00
JP Morgan Chase	1,000,000.00
TD Bank	20,000,000.00
NY Class	30,000,000.00
NY Muni Trust	30,000,000.00

Community Bank

15,000,000.00

and, be it further

RESOLVED, that the County Treasurer be, and she hereby is, authorized, empowered and directed to enter into an agreement with each of the said banks for and on behalf of and in the name of the County Legislature of the County of Herkimer, fixing rates of interest to be paid on the monies so deposited; and, be it further

RESOLVED, that before any monies be deposited in any bank, the County Treasurer accept from such bank either a depository bond in some good and solvent surety company or in lieu of such bond, bonds or certificates of the United States, of the State of New York, or any county, city and town of the State of New York, including bonds or certificates, and shall be deposited in a safe deposit box or safe deposit boxes by said County Treasurer in the name of the County of Herkimer or a properly executed certificate of escrow as authorized under the Laws of the State of New York, which certificate is approved by the County Attorney; and the County Treasurer is hereby authorized and directed to enter into a collateral agreement with said banks, which agreement is to be first approved by the County Attorney; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, County Attorney, County Clerk, and the above named depositories.

Dated: January 8, 2025.

On motion of Mr. Schrader, seconded by Mr. Ackerman, Resolution No. 3 sponsored by the Committee on Administration/Veterans' Affairs making reappointments and appointment to the Herkimer County Land Bank Corporation Board of Directors was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 3

RESOLUTION MAKING REAPPOINTMENTS AND APPOINTMENT TO THE HERKIMER COUNTY LAND BANK CORPORATION BOARD OF DIRECTORS

Sponsored by: Committee on Administration/Veterans' Affairs

WHEREAS, this Legislature by Resolution No. 379 of 2023 established the Herkimer County Land Bank Corporation, with a Board of Directors of seven members, to be appointed by the Chairman of the Legislature and confirmed by the County Legislature; and

WHEREAS, by letter dated November 26, 2024, Robert D. Hollum, Chairman of the Legislature, has reappointed and appointed the following individuals for a term of January 1, 2025 through December 31, 2026:

Reappointment:

Mark Feane, Community Member
Vincent Bono, Community Member

Appointment:

Cynthia A. Bennett, County Legislator

now, therefore, be it

RESOLVED, that this Legislature hereby reappoints the above listed members to the Herkimer County Land Bank Corporation Board of Directors for a term of January 1, 2025 through December 31, 2026; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Land Bank Corporation, County Attorney, and the above listed appointees.

Dated: January 8, 2025.

On motion of Mr. Malta, seconded by Mr. Keeler, Report and Resolution No. 4 sponsored by the Committee on Natural Resources designating the County representative on the Board of Directors of Cornell Cooperative Extension Services of Herkimer County was handed up; voted on and adopted by voice vote:

For: Ayes (15).

Against: None.

Absent: Brewer (1).

Abstain: Wares (1).



HERKIMER COUNTY LEGISLATURE

No. 4

REPORT AND RESOLUTION DESIGNATING THE COUNTY REPRESENTATIVE ON THE BOARD OF DIRECTORS OF CORNELL COOPERATIVE EXTENSION SERVICES OF HERKIMER COUNTY

Sponsored by: Committee on Natural Resources

WHEREAS, the Constitution of the Herkimer County Cooperative Extension Services of Herkimer County, enacted pursuant to the provisions of Section 224 of the County Law, provides among other things, that the county governing body shall annually appoint one Legislator to serve on the Association's Board of Directors; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby appoints Kelly Wares as the legislative representative of the County of Herkimer to serve on the Board of Directors of Cornell Cooperative Extension Services of Herkimer County, for a term to expire on December 31, 2025; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to Cornell Cooperative Extension Services of Herkimer County, and Kelly Wares.

Dated: January 8, 2025.

On motion of Mr. Malta, seconded by Mr. Haehl, Report and Resolution No. 5 sponsored by the Committee on County Planning & Development and the Committee on Ways & Means authorizing execution of Local Workforce Development Board and System Partners Service Delivery Memorandum of Understanding was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 5

REPORT AND RESOLUTION AUTHORIZING EXECUTION OF LOCAL WORKFORCE DEVELOPMENT BOARD AND SYSTEM PARTNERS SERVICE DELIVERY MEMORANDUM OF UNDERSTANDING

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

WHEREAS, by letter dated December 5, 2024, Nicole Wilson, Employment & Training Director, has requested execution of a Memorandum of Understanding (MOU) for the Herkimer-Madison-Oneida Local Workforce Development Area regarding service delivery by partners in the New York State Career Center System; and

WHEREAS, execution of this MOU satisfies federal regulations, describes each partner's role and responsibility in the system and is not a contract; now, therefore, be it

RESOLVED, that the Chairman of the Legislature and Commissioner of Social Services are hereby authorized to sign by electronic signature the Local Workforce Development Board and System Partners Service Delivery Memorandum of Understanding (MOU) for the Herkimer-Madison-Oneida Local Workforce Development Area; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Employment & Training Director, Commissioner of

Social Services, Oneida County Executive, and Chairman of the Madison County Board of Supervisors.

Dated: January 8, 2025.

On motion of Mr. Bick, seconded by Mr. Gaworecki, Report and Resolution No. 6 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means in connection with receipt of Ignition Interlock Monitoring Device Grant was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 6

REPORT AND RESOLUTION IN CONNECTION WITH RECEIPT OF IGNITION INTERLOCK MONITORING DEVICE GRANT

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

WHEREAS, by Resolution No. 317 adopted on December 14, 2011, and pursuant to the provisions of Leandra's Law, an Ignition Interlock Monitoring Program was established in Herkimer County through a grant received from the New York State Division of Criminal Justice Services, with said grant being renewed by resolution each year thereafter; and

WHEREAS, by letter dated December 5, 2024, from Michael D. Scalise, Director of Probation, this Legislature is advised of the request for acceptance of a grant from the State Division of Criminal Justice Services, for the period from October 1, 2024 through September 30, 2025, in the total amount of \$5,698.00; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute by e-signature a contract with the New York State Division of Criminal Justices to receive an Ignition Interlock Device Monitoring Project Grant for the period from October 1, 2024 through September 30, 2025, in the total amount of \$5,698.00, with said contract to be subject to the approval of the Herkimer County Attorney; and, be it further

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

Dated: January 8, 2025.

On motion of Mr. Donley, seconded by Mr. Keeler, Report and Resolution No. 7 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means amending Salary Schedule No. III in the Probation Department was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 7

REPORT AND RESOLUTION AMENDING SALARY SCHEDULE NO. III IN THE PROBATION DEPARTMENT

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

WHEREAS, by letter dated December 9, 2024 from Michael D. Scalise, Director of Probation, this Legislature is advised of a request to amend Salary Schedule No. III; and

WHEREAS, by letter dated December 9, 2024 from Steven Billings, Personnel Officer, has requested to amend Salary Schedule No. III to delete one position of Probation Officer Trainee in Account A3140, and establish one position of Probation Officer at an annual base pay rate of \$51,656, effective January 29, 2025; and

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

RESOLVED, that Salary Schedule III is hereby amended in Account A3140 to delete one position of Probation Officer Trainee, and establish one position of Probation Officer at an annual base pay rate of \$51,656, effective January 29, 2025; and, be it further

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

Dated: January 8, 2025.

On motion of Mr. Weakley, seconded by Mr. Campione, Report and Resolution No. 8 sponsored by the Committee on Ways & Means granting an additional leave of absence was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 8

REPORT AND RESOLUTION GRANTING AN ADDITIONAL LEAVE OF ABSENCE

Sponsored by: Committee on Ways and Means

WHEREAS, by Resolution No. 370 for the year 1986, a leave with pay was granted to Mary Sullivan extending to July 1, 1988, so that she could serve in a statewide office with the Civil Service Employees' Association; and

WHEREAS, said leave with pay was extended by resolutions thereafter, most recently by Resolution No. 15 of 2024; and

WHEREAS, by letter dated December 17, 2024, Timothy Seymour, Commissioner of Social Services, has advised that by letter dated December 3, 2024 Mary Sullivan has requested said leave be extended; now, therefore, be it

RESOLVED, that a leave of absence with pay be granted to Mary Sullivan under the terms and conditions set forth in Resolution No. 370 for the Year 1986 for the period from July 1, 2025 through June 30, 2026, with the Civil Service Employees' Association, Inc. to furnish insurance in form and amount satisfactory to the Herkimer County Administrator to protect the County if held liable for any damages arising from act or omission by such employee during the period of such leave and with the County to be reimbursed for the total cost for the full salary and total cost for fringe benefits for said Mary Sullivan; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Personnel Officer, Commissioner of Social Services, Mary Sullivan, and the Civil Service Employees' Association, Inc. of New York State.

Dated: January 8, 2025.

On motion of Mr. Campione, seconded by Mr. Swartz, Report and Resolution No. 9 sponsored by the Committee on Ways & Means to create a temporary position in Herkimer County Treasurer's Office was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 9

REPORT AND RESOLUTION TO CREATE TEMPORARY POSITION IN HERKIMER COUNTY TREASURER'S OFFICE

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated December 5, 2024 from Kimberlee Enea, County Treasurer, she has requested to create a temporary position to allow for training; and

WHEREAS, by letter dated December 6, 2024 from Steven R. Billings, Personnel Officer, he has requested to create a temporary position of Accountant in the Treasurer's Office, from December 2, 2024 through May 15, 2025 at a \$50.00 per hour rate, to work a maximum of ten (10) hours per week; and

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

RESOLVED, that a temporary position of Accountant is created in the Treasurer's Office, from December 2, 2024 through May 15, 2025 at a \$50.00 per hour rate, to work a maximum of ten (10) hours per week; 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: January 8, 2025.

On motion of Mr. Schrader, seconded by Mr. Keeler, Report and Resolution No. 10 sponsored by the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means authorizing purchase in Board of Elections was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 10

REPORT AND RESOLUTION AUTHORIZING PURCHASE IN BOARD OF ELECTIONS

Sponsored by: Committee on Administration/Veterans' Affairs

Committee on Ways & Means

WHEREAS, by letter dated December 18, 2024, from the Commissioners of Elections, this Legislature is advised of a request to purchase 75 iPads for use in the voter check-in process used on election days from KNOWiNK, LLC., 460 N. Lindbergh Blvd., Saint Louis, MO 63141, in the amount of \$49,404.50; now, therefore, be it

RESOLVED, that the above described purchase of 75 iPads for use in the voter check-in process used on election days from KNOWiNK, LLC., in the amount of \$49,404.50 is approved; and, be it further

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

Dated: January 8, 2025.

On motion of Mr. Schrader, seconded by Ms. Bennett, Report and Resolution No. 11 sponsored by the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means extending contract for printing ballots was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 11

REPORT AND RESOLUTION EXTENDING CONTRACT FOR PRINTING BALLOTS

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

WHEREAS, Resolution No. 105 of 2018 authorized a contract with Phoenix Graphics, Inc., 1525 Emerson Street, Rochester, New York 14606, for the provision of optical scan ballot printing for the Herkimer County Board of Elections, with said contract to be for a three-year period, with three one-year renewals at the option of the County; and

WHEREAS, by letter dated December 19, 2024 from the Commissioners of Elections, a request has been made to extend the contract with Phoenix Graphics, Inc. for a one-year period of January 1, 2025 through December 31, 2025, with no price increase for the one-year extension; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is authorized to execute an addendum confirming and authorizing the above agreement, with the form of said contract to be subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, Auditor, Budget Officer, Commissioners of Elections, and Phoenix Graphics, Inc.

Dated: January 8, 2025.

On motion of Mr. Malta, seconded by Mr. Donley, Report and Resolution No. 12 sponsored by the Committee on County Planning & Development and the Committee on Ways & Means authorizing contract with Mohawk Valley EDGE was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 12

REPORT AND RESOLUTION AUTHORIZING CONTRACT WITH MOHAWK VALLEY EDGE

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

WHEREAS, by letter dated December 23, 2024 from James W. Wallace, Jr., County Administrator, this Legislature is advised of a request to enter into a contract with Mohawk Valley EDGE, to provide economic development services to the County and the Herkimer County IDA; and

WHEREAS, said contract will be for the period of January 1, 2025 through December 31, 2025, in the amount of \$40,000; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute an agreement with Mohawk Valley EDGE, 584 Phoenix Drive, Rome, NY 13441, to provide economic development services to the County and the Herkimer County IDA, in the amount of \$40,000, with the contract being approved subject to the Chairs of the Ways & Means and County Planning & Development Committees; and, be it further

RESOLVED, that said contract shall be for the period of January 1, 2025 through December 31, 2025; and, be it further

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

Dated: January 8, 2025.

On motion of Mr. Haehl, seconded by Mr. Weakley, Report and Resolution No. 13 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contract with Home Aide Service of the Central Adirondacks (HASCA) was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 13

REPORT AND RESOLUTION AUTHORIZING CONTRACT WITH HOME AIDE SERVICE OF THE CENTRAL ADIRONDACKS (HASCA)

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

WHEREAS, by letter dated December 23, 2024 from James W. Wallace, Jr., County Administrator, this Legislature is advised of a request to enter into a contract with Home Aide Service of the Central Adirondacks (HASCA), to provide Personal Care Aide services to Herkimer County residents; and

WHEREAS, said contract will be for the period of January 1, 2025 through December 31, 2025, in the amount of \$5,000; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute an agreement with HASCA, 114 So. Shore Rd., PO Box 25, Old Forge, NY 13420, to provide Personal Care Aide services to Herkimer County residents, in the amount of \$5,000.00, with the terms of said agreement to be subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that said contract shall be for the period January 1, 2025 through December 31, 2025, with the option for the Chairman of this Legislature to enter into an annual renewal of said contract 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, Director of the Office for the Aging, and HASCA.

Dated: January 8, 2025.

On motion of Mr. Campione, seconded by Mr. Swartz, Report and Resolution No. 14 sponsored by the Committee on Highways approving project under Article 6, Section 116 of the Highway Law was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 14

REPORT AND RESOLUTION APPROVING PROJECT UNDER ARTICLE 6, SECTION 116 OF THE HIGHWAY LAW

Sponsored by: Committee on Highways

WHEREAS, your Committee on Highways, to which was referred letters from Mark Nagele, County Superintendent of Highways, dated December 3, 2024, submitting three copies each of statement under Article 6 of the Highway Law designating work to be done with Federal, State, & Local (CHIPS) aid monies during the year 2025, covering one project involved in the Capital Construction Program, respectfully reports that we have examined said statements contained in said communication from and signed by the County Superintendent of Highways, recommend its adoption, and offer the following Resolution:

RESOLVED, that the statements under Article 6 of the Highway Law which designates work to be done with Federal, State, & Local (CHIPS) aid monies be, and hereby are, approved by the County Legislature of the County of Herkimer for the following project involved in the Capital Construction Program, to be funded as listed:

PROJECT NO.	ROAD/LOCATION	TYPE OF PROJECT	ESTIMATED CONSTRUCTION COST
441	Ashe Rd CR 246 over Crum Creek Bridge Replacement P.I.N. 2754.64	Construction & Construction inspection work for the project	\$1,753,400.00

and, be it further

RESOLVED, that this project will be funded through Federal, State, & Local (CHIPS) aid monies; and, be it further

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

Dated: January 8, 2025.

On motion of Mr. Brezinski, seconded by Mr. Swartz, Report and Resolution No. 15 sponsored by the Committee on Highways authorizing the implementation and funding in the first instance 100% of the federal-aid and state "Marchiselli" program-aid eligible costs, of a transportation federal-aid project, and appropriating funds was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 15

REPORT AND RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS

Sponsored by: Committee on Highways

WHEREAS, a project for the Ashe Road over Crum Creek Bridge Replacement, P.I.N. 2754.64 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Herkimer desires to advance the Project by making a commitment of 100% of the costs of construction and construction inspection work for the project; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby approves the above-subject project; and, be it further

RESOLVED, that the Herkimer County Legislature hereby authorizes the County of Herkimer to pay in the first instance 100% of the federal and non-federal share of the cost of the construction and construction inspection work for the project or portions thereof; and, be it further

RESOLVED, that the sum of \$1,753,400 is hereby appropriated from the County Road Fund and made available to cover the cost of participation in the above phase of the Project; and, be it further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Herkimer County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Herkimer County Highway Department thereof; and, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature of the County of Herkimer be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for federal-aid and/or Marchiselli Aid on behalf of the County of Herkimer with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and, be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and, be it further

RESOLVED, this Resolution shall take effect immediately; 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 County Attorney.

Dated: January 8, 2025.

On motion of Mr. Brezinski, seconded by Mr. Bick, Report and Resolution No. 16 sponsored by the Committee on Highways approving project under Article 6, Section 116 of the Highway Law was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 16

REPORT AND RESOLUTION APPROVING PROJECT UNDER ARTICLE 6, SECTION 116 OF THE HIGHWAY LAW

Sponsored by: Committee on Highways

WHEREAS, your Committee on Highways, to which was referred letters from Mark Nagele, County Superintendent of Highways, dated December 13, 2024, submitting three copies each of statement under Article 6 of the Highway Law designating work to be done with CHIPS monies during the year 2025, covering one project involved in the Capital Construction Program, respectfully reports that we have examined said statements contained in said communication from and signed by the County Superintendent of Highways, recommend its adoption, and offer the following Resolution:

RESOLVED, that the statements under Article 6 of the Highway Law which designates work to be done with CHIPS monies be, and hereby are, approved by the County Legislature of the County of Herkimer for the following project involved in the Capital Construction Program, to be funded as listed:

PROJECT NO.	ROAD/LOCATION	TYPE OF PROJECT	ESTIMATED CONSTRUCTION COST
442	Higby Rd CR 96 Culvert Replacement T/Frankfort	Engineering/design and construction	\$225,000.00

and, be it further

RESOLVED, that this project will be funded through CHIPS monies; and, be it further

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

Dated: January 8, 2025.

On motion of Mr. Malta, seconded by Mr. Donley, Report and Resolution No. 17 sponsored by the Committee on Human Resources and the Committee on Ways & Means amending Resolution No. 367 of 2024 in the Mental Health Department was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 17

REPORT AND RESOLUTION AMENDING RESOLUTION NO. 367 OF 2024 IN THE MENTAL HEALTH DEPARTMENT

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

WHEREAS, Resolution No. 367 of 2024 amended the budget to add funding from the Opioid Settlements for Mental Health; and

WHEREAS, by letter dated December 17, 2024 from the Budget Officer/Purchasing Agent, it is requested to amend Resolution No. 367 of 2024 to include the following language: “authorization is given to pay \$1,961 in opioid pass-through funds to the Village of Herkimer, 120 Green Street, Herkimer, NY”; now, therefore, be it

RESOLVED, that Resolution No. 367 of 2024 is amended to include the language: “authorization is given to pay \$1,961 in opioid pass-through funds to the Village of Herkimer, 120 Green Street, Herkimer, NY”; and, be it further

RESOLVED, that in all other respects Resolution No. 367 of 2024 shall remain in full force and effect; and, be it further

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

Dated: January 8, 2025.

On motion of Mr. Schrader, seconded by Mr. Donley, Report and Resolution No. 18 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means amending Salary Schedule No. VI in the Herkimer County District Attorney's Office was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 18

REPORT AND RESOLUTION AMENDING SALARY SCHEDULE NO. VI IN THE HERKIMER COUNTY DISTRICT ATTORNEY'S OFFICE

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

WHEREAS, by letter dated December 27, 2024, from Steven R. Billings, Personnel Officer, your Committees have been advised that Salary Schedule No. VI should be amended to increase the base pay for the Assistant District Attorney (P/T) in Account A1165 to \$53,560, effective January 1, 2025; now, therefore, be it

RESOLVED, that Salary Schedule No. VI be amended to increase the base pay for the Assistant District Attorney (P/T) in Account A1165 to \$53,560, effective January 1, 2025; and, be it further

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

Dated: January 8, 2025.

On motion of Mr. Lucenti, seconded by Mr. Schrader, Report and Resolution No. 19 sponsored by the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means authorizing contract was handed up; discussion was held; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 19

REPORT AND RESOLUTION AUTHORIZING CONTRACT

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

WHEREAS, by letter dated December 19, 2024 from Vincent J. Bono, Community Development Director, this Legislature is advised of a request to enter into an agreement with C & D Advertising to develop and implement a comprehensive and cohesive social media marketing campaign for Herkimer County, for the period of January 1, 2025 through December 31, 2025 at a cost of \$1,050 per month, not to exceed \$12,600.00; now, therefore, be it

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

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Community Development Director, and C & D Advertising.

Dated: January 8, 2025.

On motion of Mr. Donley, seconded by Mr. Malta, Report and Resolution No. 20 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means amending Salary Schedule No. I in Emergency Services was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 20

REPORT AND RESOLUTION AMENDING SALARY SCHEDULE NO. I IN EMERGENCY SERVICES

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

WHEREAS, by letter dated December 18, 2024, Steven Billings, Personnel Officer, requests to amend Salary Schedule No. I to change the Director of Emergency Services from Account A3020 to Account A3021 to coincide with the 2025 Herkimer County Budget; and

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

RESOLVED, that Salary Schedule I is hereby amended to change the Director of Emergency Services from Account A3020 to Account A3021 to coincide with the 2025 Herkimer County Budget; and, be it further

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

Dated: January 8, 2025.

On motion of Ms. Bennett, seconded by Mr. Campione, Report and Resolution No. 21 sponsored by the Committee on Ways & Means authorizing one time contribution to NYSAC was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 21

REPORT AND RESOLUTION AUTHORIZING ONE TIME CONTRIBUTION TO NYSAC

Sponsored by: Committee on Ways and Means

WHEREAS, New York State Association of Counties (NYSAC) was founded in 1925, and is celebrating its 100-year anniversary in 2025; and

WHEREAS, the NYSAC Board of Directors has recommended that members make a voluntary contribution to support this historic event, with funds being used to educate NYSAC members and celebrate the history of New York County Government; and

WHEREAS, your Committee has authorized a one-time contribution of \$5,000 to NYSAC for their 100-year anniversary; now, therefore, be it

RESOLVED, that authorization is given for a one-time contribution to NYSAC in the amount of \$5,000; and, be it further

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

Dated: January 8, 2025.

On motion of Mr. Swartz, seconded by Mr. Ackerman, Report and Resolution No. 22 sponsored by the Committee on Information Services and the Committee on Ways & Means renewing software subscription and maintenance contract in the Information Services Department was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 22

REPORT AND RESOLUTION RENEWING SOFTWARE SUBSCRIPTION AND MAINTENANCE CONTRACT IN THE INFORMATION SERVICES DEPARTMENT

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

WHEREAS, by letter dated December 13, 2024, Michael Testa, Director of Information Services, has requested authorization to renew the Varonis software subscription and maintenance contract through ConvergeOne of 421 Broad Street, Utica, NY at the 2025 annual cost of \$13,287.88; now, therefore, be it

RESOLVED, that the above renewal of the Varonis software subscription and maintenance contract through ConvergeOne at the 2025 annual cost of \$13,287.88 is hereby approved; 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 ConvergeOne.

Dated: January 8, 2025.

On motion of Mr. Ackerman, seconded by Mr. Campione, Resolution No. 23 sponsored by the Committee on Ways & Means approving County employees family memberships at the Youth & Family Center was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Brewer (1).



HERKIMER COUNTY LEGISLATURE

No. 23

RESOLUTION APPROVING COUNTY EMPLOYEES FAMILY MEMBERSHIPS AT THE YOUTH & FAMILY CENTER

Sponsored by: Committee on Ways and Means

WHEREAS, this Legislature has authorized family memberships at the Youth & Family Center (formerly known as the YMCA), at both the Little Falls and Mohawk locations; and

WHEREAS, the County will pay \$5,000 for up to 450 County employees to have family memberships and use of their facilities at the Youth & Family Center for the period of January 30, 2025 through January 29, 2026, paid out of Account A9060.86000; now, therefore, be it

RESOLVED, that this Legislature approves the payment of \$5,000 to the Youth & Family Center of Little Falls and Mohawk for up to 450 County employees to have family memberships and use of their facilities for the period of January 30, 2025 through January 29, 2026, paid out of Account A9060.86000; and, be it further

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

Dated: January 8, 2025.

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

At 2:15 p.m. on motion of Mr. Malta, seconded by Mr. Campione, the Legislature adjourned to Wednesday, January 22, 2025 at 7:00 p.m.

Brittney R. Viscomi, Clerk