

**SPECIAL SESSION
Herkimer County Legislature
Second Quarter – Fourth Day
Monday, May 5, 2025
7:00 p.m.**

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

Acting Chairman Campione called on John Brewer, Herkimer County Legislator, to lead the Legislature in the Pledge of Allegiance.

Acting Chairman Campione requested everyone to remain standing for a moment of silence in recognition and honor of all the current and past veterans of Herkimer County.

The Deputy Clerk called the roll, the following answered:

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

Absent: Hollum (1).

Quorum present.

The Deputy Clerk read the Notice of the Special Session.

Acting 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. 189 – A communication was received from the Acting Chairman of the Legislature requesting Special Session. Filed.

On motion of Mr. Ackerman, seconded by Mr. Gaworecki, Resolution No. 155, sponsored by the Committee on Administration/Veterans' Affairs amending Rules of the County Legislature of the County of Herkimer, was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 155

RESOLUTION AMENDING RULES OF THE COUNTY LEGISLATURE OF THE COUNTY OF HERKIMER

Sponsored by: Committee on Administration/Veterans' Affairs

WHEREAS, the Rules of the Herkimer County Legislature [hereinafter "the Rules"] at Rule 10 set forth the requirements to amend the rules; and

WHEREAS, Rule 10 specifies that any amendment to Rule 2 requires a two thirds (2/3) vote of all members of the Legislature; and

WHEREAS, Rule 2 provides that at the organizational meeting, the "Legislature shall elect a chairman to serve for two years" and further that the Legislature shall also elect a Vice Chairman; and

WHEREAS, Rule 44 provides that immediately following organization of the Legislature, County Legislators of the two political parties which shall have polled the largest vote in the last general election for Governor, shall elect leaders of their respective parties for a two year term; now therefore upon due consideration and a two thirds vote of the members of this Legislature; now, therefore, be it

RESOLVED, that Rule 2 be amended to add a last clause which shall state as follows:

Notwithstanding the two year term of office set forth above, at any meeting after the organizational meeting, the members of the Herkimer County Legislature upon two thirds (2/3) vote of all members of the Legislature may remove the Chairman and/or the Vice Chairman upon a determination of unethical conduct, criminal activity, incompetence, misuse of public funds, failure to reside in the district to which they were elected or breach of trust. Upon majority vote of all of the members of the Herkimer County Legislature, a new Chairman and/or Vice Chairman shall then be elected to complete the remainder of the two year term of the previous Chairman and Vice Chairman.

and, be it further

RESOLVED, that Rule 44 be amended to add a last clause which shall state as follows:

Notwithstanding the two year term of office for the Majority and Minority Leaders set forth above, at any meeting after the organizational meeting, the County Legislators of one or both political parties may, upon two third (2/3) vote of all members of the membership of the respective political parties may remove the Majority Leader and/or the Minority Leader upon a determination of unethical conduct, criminal activity, incompetence, misuse of public funds, failure to reside in the district to which they were elected or breach of trust. Further, upon majority vote, the County Legislators of one or both political parties shall then elect a new Majority Leader and/or Minority Leader to complete the remainder of the two year term of the previous Majority Leader and/or Minority Leader.

and, be it further

RESOLVED, that said amendment shall take effect immediately; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Clerk of the Legislature, County Administrator, County Attorney and Personnel Office.

Dated: May 5, 2025.

On motion of Mr. Malta, seconded by Mr. Donley, Resolution No. 156, sponsored by the Committee on Administration/Veterans' Affairs electing new Chairman and Vice-Chairman of the Herkimer County Legislature, was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Brewer, Bennett, Keeler, Brezinski, Bick, Swartz, Lucenti, Ackerman, Donley, Haehl, Wares (14).

Against: None. Abstain: Campione, Weakley (2). Absent: Hollum (1).



HERKIMER COUNTY LEGISLATURE

No. 156

RESOLUTION OF ELECTION OF NEW CHAIRMAN AND VICE-CHAIRMAN OF THE HERKIMER COUNTY LEGISLATURE

Sponsored by: Committee on Administration/Veterans' Affairs

WHEREAS, by Resolution No. 154 adopted on May 2, 2025, Vice-Chairman Peter J. Campione was appointed as Acting Chairman of the Herkimer County Legislature, due to the resignation of Chairman Robert Hollum on May 1, 2025; and

WHEREAS, further pursuant to Resolution No. 154, Vice-Chairman Peter J. Campione serves as Acting Chairman from April 26, 2025 until the date of election of a new chairman; and

WHEREAS, pursuant to County Law Section 151(7), in case of vacancy in the office of chairman, the Clerk of the Legislature shall provide notice of a meeting at which a successor chairman shall be elected for the unexpired term of the previous chairman; and

WHEREAS, due Notice of a Special Session dated May 2, 2025 of the Deputy Clerk of the Legislature, has been made to consider a resolution to elect a new Chairman and Vice-Chairman on May 5, 2025; now, therefore be it

RESOLVED, that with the vacancy in the position of Chairman, and upon the majority vote of the Legislature herein, the following Legislators have been elected as Chairman and Vice-Chairman of the Herkimer County Legislature:

Chairman: Peter J. Campione

Vice-Chairman: William Weakley

and, be it further

RESOLVED, that said elected Chairman and Vice-Chairman, shall complete the unexpired terms of previous Chairman Robert D. Hollum and previous Vice-Chairman Peter J. Campione; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, County Auditor, County Administrator, and Personnel Office.

Dated: May 5, 2025.

On motion of Mr. Haehl, seconded by Mr. Keeler, this Special Session of the Herkimer County Legislature was adjourned at 7:04 p.m.