

MINUTES
Herkimer County Legislature
First Quarter – Sixth Day
Wednesday, March 17, 2021
7:00 p.m.

Public Hearing

The Public Hearing regarding the submission of an application to the CDBG Economic Development Program for Hale Manufacturing Company to the New York State Office of Homes and Community Renewal was called to order by Vincent J. Bono, Chairman of the Legislature, at 6:45 p.m. Chairman Bono asked the Clerk of the Legislature to call the roll of Legislators. The Clerk called the roll, the following answered: Malta, Gaworecki, Hollum, Johnson, Stephens, Keeler, Brezinski, Bono, Donley, Campione, Russell, Shaw, Weakley (13). Quorum present. Chairman Bono asked the Clerk to read the Notice of Public Hearing. The Clerk read the Notice. Chairman Bono asked that any person wishing to speak to state their name and address and limit comment to five minutes. John Piseck, Executive Director of the Industrial Development Agency made a comment. With no other persons wishing to speak, the hearing was declared closed at 6:49 p.m.

Brittney R. Viscomi, Clerk
Herkimer County Legislature

LEGAL NOTICE

HERKIMER COUNTY
NOTICE OF PUBLIC HEARING

Herkimer County Community Development Block Grant Application

Herkimer County Legislature will hold a public hearing on March 17, 2021 at 6:45 p.m., via teleconference, Phone Number: 1-978-990-5000, Access Code: 548560, for the purpose of hearing public comments on the County's community development needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2020 program year.

Herkimer County, upon approval of the Legislature, intends to submit an application for funding under the CDBG Economic Development program to assist Hale Manufacturing Company with the relocation of the business, employee retention, and potential hiring of new employees. The CDBG program is administered by the New York State Office of Community Renewal (OCR), and will make available to eligible local governments up to \$20 Million for the 2020 program year for housing, economic development, public facilities, public infrastructure, and planning activities, with the principal purpose of benefitting low/moderate income persons. The hearing will provide further information about the CDBG program and will allow for citizen participation in the development of any proposed grant applications and/or to provide technical assistance to develop alternate proposals. Comments on the CDBG program or proposed

project(s) will be received at this time. The hearing is being conducted pursuant to Section 570.486, Subpart I of the CFR and in compliance with the requirements of the Housing and Community Development Act of 1974, as amended.

The Herkimer County Legislature is accessible to persons with disabilities. If special accommodations are needed for persons with disabilities, those with hearing impairments, or those in need of translation from English, those individuals should contact Brittney Viscomi, Clerk of the Legislature, at 315-867-1108 at least one week in advance of the hearing date to allow for necessary arrangements. Written comments may also be submitted until March 17, 2021 to:

Brittney Viscomi, Clerk
Herkimer County Legislature,
109 Mary Street, Suite 1310
Herkimer, NY 13350.

Dated: March 9, 2021.

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

This session was held via Zoom in connection with COVID-19.

Chairman Bono called on Cathleen McColgin, President of HCCC to lead the Legislature in the Pledge of Allegiance.

Chairman Bono called for a moment of silence in recognition of all veterans, past and present and the individuals who have lost their lives since the beginning of this pandemic.

Roll Call: Quorum present, the following answering the roll:

Present: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Donley, Campione, Russell, Shaw, Weakley (17).

Absent: None.

Chairman Bono suspended the public comment period due to COVID-19 and stated that any interested individuals could submit comments by mail: 109 Mary Street, Suite 1310, Herkimer, NY 13350 or by email: hcl legislature@herkimercounty.org.

Pursuant to Rule 8 of the Rules of the County Legislature, Chairman Bono asked if there were any objections or corrections to the minutes of February 17, February 26, and March 5. There were none, and the Chairman ordered them approved.

Chairman Bono 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. 61 – A communication was received from the NYS Dept. of State advising of Filing of Local Law No. 1 & 2 for 2021. Filed.

No. 62 – A communication was received from the Public Health Department submitting Thank You. Filed.

No. 63 – A communication was received from the Democratic Election Commissioner advising of appointment of Deputy Commissioner. Filed.

No. 64 – A communication was received from NYS DOT advising of Public Hearing for Route 51 bridge replacement. Filed.

No. 65 – A communication was received from the Soil and Water Conservation District submitting notice of meeting. Filed.

No. 66 – A communication was received from the Personnel Officer submitting GASB 74 & 75 actuarial report for 2020. Filed.

No. 67 – A communication was received from the Soil and Water Conservation District submitting 2020 Annual Report. Filed.

No. 68 – A communication was received from the County Auditor submitting tax corrections for the month of February. Filed.

No. 69 – A communication was received from the Sheriff submitting monthly report for December 2020. Referred to the Committee on Public Safety & Emergency Management.

No. 70 – A communication was received from Soil and Water Conservation District submitting notice of meeting. Filed.

No. 71 – A communication was received from the Adirondack North County Association submitting thank you. Filed.

No. 72 – A communication was received from the Herkimer County Sewer District requesting temporary easement for the Village of Mohawk. Referred to the Committee on Natural Resources.

No. 73 – A communication was received from the Director of Weights & Measures submitting 2020 Annual Report. Referred to the Committee on Natural Resources.

No. 74 – A communication was received from the Director of Office for the Aging submitting 2020 Annual Report. Referred to the Committee on Human Resources.

No. 75 – A communication was received from the Director of Information Services submitting 2020 Annual Report for Information Services. Referred to the Committee on Information Services.

No. 76 – A communication was received from the Director of Information Services submitting 2020 Annual Report for Central Printing. Referred to the Committee on Information Services.

No. 77 – A communication was received from the Director of Real Property submitting 2020 Annual Report. Referred to the Committee on Ways & Means.

No. 78 – A communication was received from the Commissioners of Elections submitting 2020 Annual Report. Referred to the Committee on Administration/Veterans' Affairs.

No. 79 – A communication was received from the Director of Probation requesting approval to accept award and authorize Chairman to e-sign. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 80 – A communication was received from the Director of Public Health requesting reimbursement of meals for County employees working COVID-19 clinics. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 81 – A communication was received from the Director of Emergency Services requesting approval and e-signature of SHSP Grant. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 82 – A communication was received from the Director of Emergency Services requesting electrical contract for 911 Center and radio towers. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 83 – A communication was received from the Budget Officer/Purchasing Agent requesting award of bid and transfer of funds for a backup DC Power Plant. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 84 – A communication was received from the Budget Officer/Purchasing Agent requesting approval for Chairman to sign Change Orders for the new correctional facility. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 85 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer in Public Health. Referred to the Committee on Ways & Means.

No. 86 – A communication was received from the Director of Office for the Aging requesting contract with DSS for NY Connects Expansion & Enhancement. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 87 – A communication was received from the Director of Office for the Aging requesting contract renewal for MIPPA/ADRC funding. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 88 – A communication was received from the Director of Office for the Aging requesting contract renewal for HIICAP Funding. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 89 – A communication was received from the Director of Office for the Aging requesting resolution concerning services in connection with the Expanded In-Home Services for the Elderly Program. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 90 – A communication was received from the Director of Office for the Aging requesting to renew Home Delivered Meals Contract for West Winfield. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 91 – A communication was received from the Director of Office for the Aging requesting contract for the Unmet Needs Program. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 92 – A communication was received from the Herkimer County Sewer District submitting Resolutions for contract for the continued use of biosolids. Referred to the Committee on Natural Resources and the Committee on Ways & Means.

No. 93 – A communication was received from the Director of Public Health requesting to amend a resolution and enter into new contracts in connection with the System of Care Grant. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 94 – A communication was received from the Director of Public Health requesting to renew contract for Early Intervention Administration Program and authorize Chairman to e-sign. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 95 – A communication was received from the County Attorney requesting to amend Resolution No. 264 of 2020. Referred to the Committee on Ways & Means.

No. 96 – A communication was received from the Personnel Officer requesting resolution to approve plan titled: Continuation of Operations Plan During a Declared Public Health Emergency. Referred to the Committee on Ways & Means.

No. 97 – A communication was received from the Personnel Officer requesting amendment to Salary Schedule III in Employment and Training. Referred to the Committee on Ways & Means.

No. 98 – A communication was received from the Personnel Officer requesting establishment of a part-time position in the Board of Elections. Referred to the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means.

No. 99 – A communication was received from the Personnel Officer requesting to amend the hourly salary schedule to add the title of COVID Vaccinator. Referred to the Committee on Ways & Means.

No. 100 – A communication was received from the Personnel Officer requesting to amend the hourly salary schedule to increase the hourly rate for Public Safety Telecommunicator. Referred to the Committee on Ways & Means.

No. 101 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer in the Board of Elections for purchase. Referred to the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means.

No. 102 – A communication was received from the Sheriff submitting Herkimer County Police Reform and Reinvention Collaborative Plan. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 103 – A communication was received from the UPSEU advising of ratification of agreement by membership. Referred to the Committee on Ways & Means.

Pursuant to Rule 6, Chairman Bono then proceeded with Reports of Standing Committees.

Mr. Johnson: "Just a note that lists were sent out to the Legislators, the 2018 and 2019 list. If you do have a chance please look at them and get back to Lorraine or myself. We have our first appointment with Judge Luke, our first meeting will be April the 7th."

Mr. Stephens: "I just wanted to give an update, we are going to vote on the resolution later but kudos to the Police Reform Committee, a lot of hard work and a very good job. I just wanted to mention that."

Chairman Bono: "Thank you."

On motion of Mr. Johnson, seconded by Mr. Brezinski, the following consent agenda was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

Consent Agenda:

52 NAT. RESOURCES: Adopting Annual Report of Director of Weights and Measures

53 HUMAN RES.: Adopting Annual Report of the Herkimer County Office for the Aging

54 INFO. SERVICES: Adopting Annual Report of the Information Services and Printing Departments

55 WAYS & MEANS: Approving Annual Report of the Real Property Tax Service Agency

56 ADMIN./VETS. AFFAIRS: Adopting Annual Report of the Board of Elections

The Chairman continued with the Regular Agenda.

On motion of Mr. Stephens, seconded by Mr. Campione, Report and Resolution No. 57 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means authorizing renewal of Alternatives to Incarceration contracts was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Weakley, seconded by Mr. Shaw, Report and Resolution No. 58 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing reimbursement of meals for County employees working at the COVID-19 clinics was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Stephens, seconded by Mr. Campione, Report and Resolution No. 59 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means authorizing e-signature for grant in Emergency Services was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Donley, seconded by Mr. Stephens, Report and Resolution No. 60 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means awarding electrical service contract for 911 Center and radio towers was handed up; discussion was held; voted on and adopted by voice vote:

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

Mr. Johnson: "Mr. Chairman, I won't be supporting this due to the issues we are having with this contractor in the new correctional facility. So I will be voting no."

On motion of Mr. Campione, seconded by Mr. Weakley, Report and Resolution No. 61 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means awarding bid for a backup DC Power Plant for the County Land Mobile Microwave System and transferring funds was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Johnson, seconded by Mr. Donley, Report and Resolution No. 62 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means approving change orders for the four prime contractors at the new Herkimer County Correctional Facility was handed up; discussion was held; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

Mr. Johnson: “Just to clear that up, with approving the change orders, it’s not really a change order, we are just doing a little housekeeping on the financial end I guess to set it straight.”

Chairman Bono: “Correct.”

Mr. Johnson: “Ok, thank you.”

On motion of Mr. Russell, seconded by Mr. Schrader, Report and Resolution No. 63 sponsored by the Committee on Ways & Means authorizing transfer of funds in 2021 budget was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Schrader, seconded by Mr. Ackerman, Report and Resolution No. 64 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contract between Office for the Aging and Department of Social Services for NY Connects Expansion & Enhancement (formerly known as the Balancing Incentive Program – BIP) was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Smith, seconded by Mr. Weakley, Report and Resolution No. 65 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contract renewal for Office for the Aging for MIPPA/ADRC funding was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Schrader, seconded by Mr. Gaworecki, Report and Resolution No. 66 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contract renewal for HIICAP funding for the Herkimer County Office for the Aging was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Ackerman, seconded by Mr. Schrader, Report and Resolution No. 67 sponsored by the Committee on Human Resources and the Committee on Ways & Means concerning services in connection with the Expanded In-Home Services for the Elderly Program was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Shaw, seconded by Mr. Donley, Report and Resolution No. 68 sponsored by the Committee on Human Resources and the Committee on Ways & Means

awarding contract for Meals on Wheels and Congregate Meals Programs for the West Winfield area was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Keeler, seconded by Mr. Ackerman, Report and Resolution No. 69 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contract with Plan It Staffing for the Unmet Needs Program was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Campione, seconded by Mr. Donley, Report and Resolution No. 70 sponsored by the Committee on Natural Resources and the Committee on Ways & Means approving Sewer District Resolution HCSD-2021-02 awarding bid was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Shaw, seconded by Mr. Stephens, Report and Resolution No. 71 sponsored by the Committee on Human Resources and the Committee on Ways & Means amending Resolution No. 6 of 2021 authorizing contracts in connection with System of Care Grant in Public Health was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Malta, seconded by Mr. Hollum, Report and Resolution No. 72 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contracts in connection with System of Care Grant in Public Health was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Smith, seconded by Mr. Keeler, Report and Resolution No. 73 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contract with the State of New York for funding for Early Intervention Administration Program was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Schrader, seconded by Mr. Weakley, Report and Resolution No. 74 sponsored by the Committee on Ways & Means amending Res. No. 264 of 2020 relating to cancellation of taxes on certain properties acquired by the Greater Mohawk Valley Land Bank was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Shaw, seconded by Mr. Ackerman, Report and Resolution No. 75 sponsored by the Committee on Ways & Means approving Continuation of Operations During a Declared Public Health Emergency Plan was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Russell, seconded by Mr. Stephens, Report and Resolution No. 76 sponsored by the Committee on Ways & Means ratifying Memorandum of Agreement between the County of Herkimer and the United Public Service Employees Unit (Highway Unit) was handed up; voted on and adopted by roll call vote:

For: Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Donley, Campione, Russell, Shaw, Weakley (16).

Abstain: Malta (1). Against: None. Absent: None.

On motion of Mr. Russell, seconded by Mr. Ackerman, Report and Resolution No. 77 sponsored by the Committee on Ways & Means amending Salary Schedule No. III in Employment and Training was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Donley, Campione, Russell, Shaw, Weakley (17).

Against: None. Absent: None.

On motion of Mr. Brezinski, seconded by Mr. Hollum, Report and Resolution No. 78 sponsored by the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means creating temporary part time position in Board of Elections was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Donley, Campione, Russell, Shaw, Weakley (17).

Against: None. Absent: None.

On motion of Mr. Shaw, seconded by Mr. Ackerman, Report and Resolution No. 79 sponsored by the Committee on Ways & Means amending Resolution No. 307 of 2020 was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Donley, Campione, Russell, Shaw, Weakley (17).

Against: None. Absent: None.

On motion of Mr. Hollum, seconded by Mr. Schrader, Report and Resolution No. 80 sponsored by the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means approving purchase and transferring funds in the Board of Elections was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Campione, seconded by Mr. Donley, Report and Resolution No. 81 sponsored by the Committee on Natural Resources approving grant of temporary easement to Village of Mohawk by Herkimer County Sewer was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Johnson, seconded by Mr. Schrader, Report and Resolution No. 82 sponsored by the Committee on County Properties and the Committee on Ways & Means cancelling tax lien on premises in the Village of Ilion was handed up; voted on and adopted by roll call vote:

For: Malta, Gaworecki, Schrader, Hollum, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Donley, Campione, Russell, Shaw, Weakley (17).

Against: None. Absent: None.

On motion of Mr. Stephens, seconded by Mr. Schrader, Resolution No. 83 sponsored by the Committee on County Planning and Development and the Committee on Ways & Means authorizing to submit a grant application to the New York State Office of Community Renewal Community Development Block Grant Community Planning Program was handed up; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

On motion of Mr. Malta, seconded by Mr. Stephens, Report and Resolution No. 84 sponsored by the Committee on Public Safety & Emergency Management approving Herkimer County's Police Reform and Reinvention Collaborative Plan was handed up; discussion was held; voted on and adopted by voice vote:

For: Ayes (17). Against: None. Absent: None.

Chairman Bono: "I just want to say thank you to everybody who was part of that plan. We had a great group of people that had input whether they be professional or in the private sector from all walks of life. We put that plan together not so quickly but with great thought. So I want to thank everybody, Jim Wallace and his staff, and everyone. It is due by April 1st so we are going to submit that. Thank you to everyone."

Mr. Wallace: “Can I say something quick? I know it is out of character but I wanted to thank you, John Stephens, the Sheriff, and the DA for your leadership on this plus the whole committee. I think you guys did a wonderful job putting this together, you were very thoughtful and wanted to give you guys a thank you.”

Scott Scherer: “Thank you to everybody for all of your help and consideration given, the thoughts and time put into this. This took a long period of time to put this together. I would just like to thank everyone who was involved and I think we are putting out a good program for our County.”

Chairman Bono: “Absolutely. Thank you Sheriff for all of your hard work.”

Chairman Bono stated that pursuant to Rule 6(12) they would proceed with comments by Legislators.

Mr. Schrader: “I just want to thank Kathy Fox and her staff for everything that they have been doing with trying to work with people to get their shots done. I’ve had a lot of people compliment that office. Kudos to her and her staff because they do a great job keeping everybody up to date on COVID, whether you want it or not, they are there to answer the questions. I just want to say thank you very much to her and her staff.”

Chairman Bono: “Absolutely. I just have a few things. First I want to congratulate Mark Gaworecki and his wife, Ann on having their son. Congratulations Mark.”

Mr. Gaworecki: “Thank you very much, we appreciate it.”

Chairman Bono: “Second of all, I want to thank everybody again with the COVID, whether it be Public Health, Office for the Aging, the Sheriff’s Department, Social Services, I want to thank everybody. As you see our numbers are coming down, hospitalization rates are going down, death rates are going down. The good numbers are going down, especially the infection rate. We are on the road to recovery. As you have noticed the Governor has released some of the regulations that were in place before. Vaccines are out and rolling, Johnson & Johnson’s should be out in full force by the first of April. A lot of people are asking to get the one and done but we have a lot of vaccines available on hand at a moment’s notice. Kathy Fox and her group have done a great job trying to get those arms inoculated with that extra. We’re seeing more and more each day that there is extra. We are almost at that point where it is hard to find people now until the classifications loosen up. We would expect that in a couple of weeks you will probably see it opened up to everybody. Kudos to everybody. We are having a ribbon cutting of the jail on April 7th, prior to our quarterly meeting at 11:00 a.m. There will be invited guests, unfortunately we won’t be able to allow the public in for COVID reasons along with security reasons but we will take plenty of pictures and post them. We will allow the press in, with limited access and show them around. We are looking forward to that and to get that occupied. Mr. Wallace, Mr. Russell, Mr. Johnson, Mr. Piseck, Sheri Ferdula, and myself will be meeting on Friday to discuss a windfall from the COVID-19 relief efforts or monies that was given to the Counties. As you know, Herkimer County was given \$11.9 million dollars. We can spend some of that on certain facets, whether it be relief for businesses, tourism, small

businesses, nonprofits. We can also use it for infrastructure plans whether it be broadband, water lines, bridges, projects at the college, pretty much anything we want. We can also use some of that money... Mr. Wallace and Sheri have already started the ball rolling as far as recouping monies for salaries and expenses due to COVID. We are going to start that off, it will be coming to the full Legislature for discussion on where we want to direct those monies, we are going to look for input from everybody.”

At 7:31 p.m. on motion of Mr. Manno, seconded by Mr. Stephens, the Legislature adjourned to Wednesday, April 7, 2021 at 2:00 p.m.

Brittney R. Viscomi, Clerk



HERKIMER COUNTY LEGISLATURE

No. 52

REPORT AND RESOLUTION ADOPTING ANNUAL REPORT OF DIRECTOR OF WEIGHTS AND MEASURES

Sponsored by: Committee on Natural Resources

WHEREAS, your Committee on Natural Resources, to which was referred the Annual Report of the Director of Weights and Measures for the year 2020, reports that we have examined said report, recommend its adoption and offer the following Resolution:

RESOLVED, that the Annual Report of the Herkimer County Director of Weights and Measures be adopted and filed with the Herkimer County Legislature for the year 2020.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 53

REPORT AND RESOLUTION ADOPTING ANNUAL REPORT OF THE HERKIMER COUNTY OFFICE FOR THE AGING

Sponsored by: Committee on Human Resources

WHEREAS, your Committee on Human Resources, to which was referred the Annual Report of the Herkimer County Office for the Aging for the year 2020, respectfully reports that we have examined the same, recommend the adoption of said report, and offer the following Resolution:

RESOLVED, that the Annual Report of the Herkimer County Office for the Aging Department be approved and placed on file with the Herkimer County Legislature for the year 2020.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 54

REPORT AND RESOLUTION ADOPTING ANNUAL REPORT OF THE INFORMATION SERVICES AND CENTRAL PRINTING DEPARTMENTS

Sponsored by: Committee on Information Services

WHEREAS, your Committee on Information Services, to which was referred the Annual Report of the Herkimer County Information Services Department for the year 2020, and the Annual Report for the Central Printing Department for the year 2020, respectfully reports that we have examined the same, recommend the adoption of said reports, and offer the following Resolution:

RESOLVED, that the Annual Report of the Herkimer County Information Services Department and the Annual Report for the Central Printing Department for the year 2020 be approved and placed on file with the Herkimer County Legislature.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 55

REPORT AND RESOLUTION APPROVING ANNUAL REPORT OF THE REAL PROPERTY TAX SERVICE AGENCY

Sponsored by: Committee on Ways and Means

WHEREAS, your Committee on Ways and Means, to which was referred the communication from the Director of the Real Property Tax Service Agency submitting the 2020 Annual Report of the Herkimer County Real Property Tax Service Agency, respectfully reports that we have examined the said report, recommend that it be adopted and offer the following Resolution:

RESOLVED, that the 2020 Annual Report of the Herkimer County Real Property Tax Service Agency hereby is adopted and that a copy thereof be placed on file with the Herkimer County Legislature for the year 2020.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 56

REPORT AND RESOLUTION ADOPTING ANNUAL REPORT OF THE HERKIMER COUNTY BOARD OF ELECTIONS

Sponsored by: Committee on Administration/Veterans' Affairs

WHEREAS, your Committee on Administration/Veterans' Affairs, to which was referred the Annual Report of the Herkimer County Board of Elections for the year 2020, respectfully reports that we have examined the same, recommend the adoption of said report, and offer the following Resolution:

RESOLVED, that the Annual Report of the Herkimer County Board of Elections be approved and placed on file with the Herkimer County Legislature for the year 2020.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 57

REPORT AND RESOLUTION AUTHORIZING RENEWAL OF ALTERNATIVES TO INCARCERATION CONTRACTS

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

WHEREAS, by communication dated February 9, 2021, Garry Murphy, Director of Probation, advises that the State of New York Division of Criminal Justice Services has approved an extension to the Alternatives to Incarceration Plan and awards for the Pre-trial Release Program and the Community Service Program in the amount of \$12,733 for the period July 1, 2020 through June 30, 2021; now, therefore, be it

RESOLVED, that the Chairman of this Legislature be, and he hereby is, authorized to execute and e-sign the annual contracts for the Pre-Trial Release Program and Community Service Program for the period July 1, 2020 through June 30, 2021; 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 New York State Division of Criminal Justice Services.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 58

REPORT AND RESOLUTION AUTHORIZING REIMBURSEMENT OF MEALS FOR COUNTY EMPLOYEES WORKING AT THE COVID-19 CLINICS

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

WHEREAS, by letter dated February 17, 2021 from Christina Cain, Director of Public Health, this Legislature is advised that the Public Health Department is currently holding COVID-19 clinics each week, which are anticipated to continue for several months; and

WHEREAS, this letter further advises that the clinics run from 9 a.m. to 4 p.m. with appointments scheduled throughout the day making it difficult for employees to leave for lunch and requests authorization for reimbursement of meals for County employees working at the clinics; now, therefore, be it

RESOLVED, that authorization is given for reimbursement of meals for County employees working at the COVID-19 clinics; and, be it further

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

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 59

REPORT AND RESOLUTION AUTHORIZING E-SIGNATURE FOR GRANT IN EMERGENCY SERVICES

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

WHEREAS, by letter dated February 23, 2021, from John J. Raymond, Director of Emergency Services, he has requested the approval/e-signature of their 2019 State Homeland Security Program Grant (SHSP), due to them making a minor grant budget modification of \$3,222.64 to purchase AEDs for the 911 Center and Emergency Services; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to e-sign the grant on behalf of the County of Herkimer for the 2019 State Homeland Security Program Grant; 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: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 60

REPORT AND RESOLUTION AWARDING ELECTRICAL SERVICE CONTRACT FOR 911 CENTER AND RADIO TOWERS

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

WHEREAS, by letter received February 24, 2021, from John J. Raymond, Director of Emergency Services, this Legislature is advised of a request to contract with Doug's Electric Service LLC of Newport, NY to service the backup generators located at the 911 Center and primary radio towers at Dairy Hill, Aney Hill, and McCauley Mountain; and

WHEREAS, the 2021 service plan rates will be \$2,378 to service the 911 Center generator and electric, \$1,995 to service Aney Hill generator and electric, \$1,260 to service Dairy Hill generator and electric, and \$3,875 to service McCauley Mountain; now, therefore, be it

RESOLVED, that a contract be entered into with Doug's Electric Service LLC to service backup generators located at the 911 Center and primary radio towers at Dairy Hill, Aney Hill, and McCauley Mountain; 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 Doug's Electric Service LLC.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 61

REPORT AND RESOLUTION AWARDING BID FOR A BACKUP DC POWER PLANT FOR THE COUNTY LAND MOBILE MICROWAVE SYSTEM AND TRANSFERRING FUNDS

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

WHEREAS, by letter dated February 23, 2021, Sheri Ferdula, Budget Officer has advised sealed bids were opened on February 22, 2021 for a backup DC Power Plant for the County Land Mobile Microwave System; and

WHEREAS, it is the recommendation of John Raymond, Director of Emergency Services, that the bid be awarded to JPJ Electronics, 1 W. Whitesboro Street, Yorkville, NY 13495, in the amount of \$102,044.15; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby awards a bid for a backup DC Power Plant for the County Land Mobile Microwave System to JPJ Electronics, 1 W. Whitesboro Street, Yorkville, NY 13495, in the amount of \$102,044.15; and, be it further

RESOLVED, additional funds will be necessary and have been verified for the following transfer:

\$59,456.72 From: H3021.25000, Public Safety, Other Equipment, Project 20-1
To: H3021.44000, Public Safety, Contracted Services, Project 20-1

\$39,290.42 From: H3021.25000, Public Safety, Other Equipment, Project 19-4
To: H3021.44000, Public Safety, Contracted Services, Project 19-4

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 JPJ Electronics.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 62

REPORT AND RESOLUTION APPROVING CHANGE ORDERS FOR THE FOUR PRIME CONTRACTORS AT THE NEW HERKIMER COUNTY CORRECTIONAL FACILITY

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

WHEREAS, by letter dated February 23, 2021 from Sheri A. Ferdula, Budget Officer, it is requested that the Chairman be authorized to sign Change Orders for reductions in allowances for the four prime contractors at the new correctional facility, with construction coming to a close, there is no longer a need to maintain balances in any contract with the exception of the general contractor; and

WHEREAS, the allowances for each contract were as follows:

	Jersen	J&K	Weydman	DiGesare
Original Allowance	\$790,500	\$110,000	\$145,000	\$85,000
Change Orders		-\$40,000	\$40,000	
Amount Expenses	\$321,460.51	\$60,899	\$173,434.62	\$61,447.52
Remaining	\$465,039.49	\$9,101	\$11,565.38	\$23,552.48
% Used	59.3%	86.9%	93.7%	72.3%

and

WHEREAS, the Change Orders reflect the following numbers:

	Jersen	J&K	Weydman	DiGesare
Original Amount	\$23,507,000	\$3,964,569	\$5,924,000	\$2,942,000
Previous C/O		-\$40,000	\$40,000	
Reduction in Allowance	-\$415,039.49	-\$9,101.00	-\$11,565.38	-\$23,552.48
New Contract Amount	\$23,087,960.51	\$3,915,468	\$5,952,434.62	\$2,918,447.92
Total Savings	\$463,258.35.			

and

WHEREAS, your Committees have reviewed said letter concerning said change orders and recommend acceptance of same; now, therefore, be it

Page II

RESOLVED, that the Chairman of the Herkimer County Legislature is hereby authorized to sign said change orders on behalf of the County of Herkimer; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, LaBella Associates, Jersen Construction, DiGesare Mechanical, Weydman Electric, Inc., and J & K Plumbing.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 63

REPORT AND RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN 2021 BUDGET

Sponsored by: Committee on Ways & Means

WHEREAS, your Committee on Ways and Means, to which was referred a communication from Sheri Ferdula, Budget Officer, dated February 25, 2021, submitting requests for transfers of funds in the 2021 budget, reports that we have examined said communication, inquired into the subject matters thereof, and recommend that said transfers be made and offer the following Resolution:

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed to transfer the following sums from and to the following accounts:

\$10,000	From: A4189A.10000-001, Immunization, Salaries, Proj PH06-17 To: A4189A.41000, Immunization, Supplies, Proj PH06-17
\$2,078	From: A4189A.86000, Immunization, Health Insurance, Proj PH06-17 To: A4189A.41000, Immunization, Supplies, Proj PH06-17
\$1,000	From: A4189A.86000, Immunization, Health Insurance, Proj PH06-17 To: A4189A.44000, Immunization, Contracted Services, Proj PH06-17
\$600	From: A4189A.86000, Immunization, Health Insurance, Proj PH06-17 To: A4189A.46100, Immunization, Travel, Proj PH06-17

and, be it further

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

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 64

REPORT AND RESOLUTION AUTHORIZING CONTRACT BETWEEN OFFICE FOR AGING AND DEPARTMENT OF SOCIAL SERVICES FOR NY CONNECTS EXPANSION & ENHANCEMENT (FORMERLY KNOWN AS THE BALANCING INCENTIVE PROGRAM – BIP)

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

WHEREAS, by letter dated February 23, 2021 from Kathy L. Fox, Director of the Office for the Aging, this Legislature is advised of a request to enter into a contract with the Department of Social Services in the amount of \$25,000 to provide services in connection with the implementation of the NY Connects Expansion & Enhancement (formerly known as the Balance Incentive Program), which is a program to assist individuals who are Medicaid or Medicare eligible in obtaining in-home services to prevent nursing home placement; and

WHEREAS, said contract will be for the period from April 1, 2021 through March 31, 2022 and will be 100% funded by NY Connects Expansion & Enhancement; now, therefore, be it

RESOLVED, that this Legislature authorizes a contract for the period April 1, 2021 through March 31, 2022, between the Herkimer County Office for the Aging and the Herkimer County Department of Social Services, for the provision services in connection with the implementation of NY Connects Expansion & Enhancement, which is a program to assist individuals who are Medicaid or Medicare eligible in obtaining in-home services to prevent nursing home placement, in the amount of \$25,000; and, be it further

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

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

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

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 65

REPORT AND RESOLUTION AUTHORIZING CONTRACT RENEWAL FOR OFFICE FOR AGING FOR MIPPA/ADRC FUNDING

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

WHEREAS, by letter dated February 25, 2021 from Kathy Fox, Director of the Office for the Aging, this Legislature is advised of a request to submit an additional application to receive MIPPA (Medicare Improvements for Patients & Providers Act)/ADRC (Aging and Disabilities Resource Center) funding; the purpose of this funding is to provide health insurance information, counseling and assistance to older individuals and their families; MIPPA/ADRC is specifically designed to outreach and provide direct application assistance to Medicare beneficiaries who are likely to be eligible for the Medicare Part D Low-Income Subsidy, the Medicare Savings Program, and to provide information about wellness/prevention programs; a portion of the funding is allocated to NY Connects under the ADRC portion of the grant; a portion of the funds (\$500) will be used by the Office for the Aging to provide community presentations and to distribute information about the programs; the grant period is from September 1, 2020 through August 31, 2021, with an estimated award to be \$13,144.00; and

WHEREAS, said letter further requests a contract with Catholic Charities of Herkimer County to administer said Program in the amount of \$12,644.00 to be used for the Health Insurance Information and Counseling Program (HIICAP); now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute all necessary documents in connection with the receipt of funding for the MIPPA/ADRC Program in the amount of \$13,144.00, with said grant period to be from September 1, 2020 through August 31, 2021; and, be it further

RESOLVED, that the Chairman of this Legislature is further authorized to execute a contract with Catholic Charities of Herkimer County, 61 West Street, Ilion, New York, in the amount of \$12,644.00 to administer said Program; 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 Aging and Catholic Charities of Herkimer County.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 66

REPORT AND RESOLUTION AUTHORIZING CONTRACT RENEWAL FOR HIICAP FUNDING FOR THE HERKIMER COUNTY OFFICE FOR THE AGING

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

WHEREAS, by Resolution No. 76 of 2007, authorization to submit an application for the implementation of the HIICAP (Health Insurance Information, Counseling & Assistance Program) through the Herkimer County Office for the Aging was approved; and

WHEREAS, said Program is funded 100%, with no local match, has been administered on a subcontract basis by Catholic Charities of Herkimer County, and has been renewed each year thereafter; and

WHEREAS, by letter dated February 22, 2021, from Kathy L. Fox, Director of the Office for the Aging, this Legislature is advised of a request to renew the contract with Catholic Charities of Herkimer County for administration of the Health Insurance Information, Counseling & Assistance Program (HIICAP) for the program year commencing April 1, 2021 through March 31, 2022, with funding currently anticipated at \$36,000; 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 as follows:

- HIICAP (Health Insurance Information, Counseling & Assistance Program) for the 4/1/2021– 3/31/2022 program year; funding is currently anticipated at \$36,000.00;
- Program shall be subcontracted to Catholic Charities of Herkimer County with said contract amount not to be more than the level of funding that is made available to the County of Herkimer;

and, be it further

RESOLVED, that the Chairman of this Legislature is further authorized 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 Catholic Charities.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 67

REPORT AND RESOLUTION CONCERNING SERVICES IN CONNECTION WITH THE EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM

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

WHEREAS, pursuant to resolutions previously adopted, contracts were authorized between the Herkimer County Office for the Aging and At Home Care, Inc., the Department of Social Services, Home Aide Services for Central Adirondacks (HASCA), Home Health Care Partners, Resource Center for Independent Living (RCIL), and U.S. Care Systems for said contractors to provide services for the Expanded In-Home Services for the Elderly Program (EISEP); and

WHEREAS, by communication dated February 23, 2021, from Kathy L. Fox, Director of the Office for the Aging, this Legislature is advised of a request to enter into renewal of the aforesaid contracts for the period of April 1, 2021 to March 31, 2022, with funding at 75/25%, with the Office for Aging to provide the local match for aide services for At Home Care, RCIL, HASCA, US Care and Superior, and with DSS to provide the local match for their allocation; now, therefore, be it

RESOLVED:

1. That contracts be entered into between the Herkimer County Office for the Aging and the agencies listed to provide services for the Expanded In-Home Services for the Elderly Program (EISEP) as follows:
 - At Home Care will be contracted for aide services estimated to be \$70,000; the hourly rate will be \$26.30 for Level 1 and \$26.75 for Level 2; \$114.00 RN Assessment (Initial assessment, 180 reassessment, change in condition).
 - DSS will provide case management services for up to a total amount of \$70,000 with state aid reimbursement of 75% up to \$52,500.
 - Home Health Care Partners will be contracted for aide services estimated to be \$78,000; the hourly rate is \$28.00.
 - HASCA will be contracted for aide services estimated to be \$18,000; the hourly rate will be \$27.00.
 - Resource Center for Independent Living will be contracted for services estimated to be \$90,000; the hourly rates will be \$20.00 for the Basic and Enhanced rate.
 - U.S. Care Systems will be contracted for services estimated to be \$30,000; the hourly rate will be \$24.25.
2. That all contracts shall state that payments are based on availability of state aid and will include a 60 day cancellation of contract clause;
3. That the Chairman of this Legislature is hereby authorized to execute said agreements on behalf of the County of Herkimer;

4. That certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of the Office for the Aging, Commissioner of Social Services, At Home Care, Inc., Home Health Care Partners, Home Aide Service of the Central Adirondacks, and the Resource Center for Independent Living and U.S. Care Systems.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 68

REPORT AND RESOLUTION AWARDING CONTRACT FOR MEALS ON WHEELS AND CONGREGATE MEALS PROGRAMS FOR THE WEST WINFIELD AREA

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

WHEREAS, this Legislature is informed by communication dated February 24, 2021 from Kathy Fox, Director of the Office for the Aging, that the Herkimer County Office for the Aging, through federal grants and local sharing, has funds for the Meals on Wheels Programs and reports that the lowest price, including the cost of transportation of delivery, has been calculated and provided by the Office for the Aging; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby authorizes a catering contract for the Meals on Wheels and Congregate Meals programs for the West Winfield area for the period of April 1, 2021 through March 31, 2022, with said contract to have an option for two consecutive renewals, with a cost of living adjustment, and with said contract to contain a 60 day termination of contract provision:

Area:	Number of meals:	Cost:
<i>West Winfield area:</i> Red Door Dairy Store, LLC Brace Rd., West Winfield, NY	up to 60 meals/day \$4.00/day delivery up to \$992.00/year \$6.25/day meal packaging up to \$1550.00 if meal site is closed	\$6.94/meal, up to \$103,267.20 annually

and, be it further

RESOLVED, that the Chairman of the Herkimer County Legislature is hereby authorized to execute said contract on behalf of the County of Herkimer, and 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 the Office for the Aging, and the above listed agency.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 69

REPORT AND RESOLUTION AUTHORIZING CONTRACT WITH PLAN IT STAFFING FOR THE UNMET NEEDS PROGRAM

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

WHEREAS, by letter dated February 26, 2021, from Kathy L. Fox, Director of the Office for the Aging, this Legislature is advised of a request to enter into a contract with Plan It Staffing, 2614 Genesee Street, Utica, NY 13502, for the Unmet Needs Program; and

WHEREAS, Plan It Staffing will provide Consumer Directed In Home Services with an hourly rate of \$21.00 per hour with a maximum contract amount of \$10,000; and

WHEREAS, said contract will be for the period from April 1, 2021 through March 31, 2022 and will be 100% reimbursable with no local match; now, therefore, be it

RESOLVED, that this Legislature authorizes a contract for the period of April 1, 2021 through March 31, 2022, between the Herkimer County Office for the Aging and Plan It Staffing, for the Unmet Needs Program, which is a program that will provide Consumer Directed In Home Services, in the amount of \$21.00 per hour with a maximum contract amount of \$10,000; and, be it further

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

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

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

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 70

REPORT AND RESOLUTION APPROVING SEWER DISTRICT RESOLUTION HCSD-2021-02 AWARDING BID

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

WHEREAS, by letter dated February 24, 2021, this Legislature is advised that by action on February 17, 2021, the Herkimer County Sewer District Board adopted a resolution awarding a bid; and

WHEREAS, the Herkimer County Sewer District by Resolution 2020-11 contracted with GHD Consulting Services, Inc. to assist the Herkimer County Sewer District in soliciting bids for the continued beneficial reuse of bio solids to commence April 2021 for a contract term of ten (10) years; and

WHEREAS, the resolution awards the bid to LBD Enterprises, LLC, for a total bid price of \$137,500.00 per year for a contract term of ten (10) years; now, therefore, be it

RESOLVED, that the above described resolution is hereby approved for the continued beneficial reuse of bio solids to commence April 2021 for a contract term of (10) years, for a cost of \$137,500.00 per year with LBD Enterprises, LLC; 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 LBD Enterprises, LLC.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 71

REPORT AND RESOLUTION AMENDING RESOLUTION NO. 6 OF 2021 AUTHORIZING CONTRACTS IN CONNECTION WITH SYSTEM OF CARE GRANT IN PUBLIC HEALTH

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

WHEREAS, Resolution No. 6 of 2021 authorized contracts in connection with the System of Care Grant in Public Health; and

WHEREAS, by letter dated February 26, 2021 from Christina Cain, Director of Public Health, she has requested that Resolution No. 6 of 2021 be amended to change the amount with the Neighborhood Center which was listed at \$32,300 and will be amended to \$32,684.73; now, therefore, be it

RESOLVED, that Resolution No. 6 of 2021 is hereby amended to correct the amount with the Neighborhood Center to \$32,684.73; and, be it further

RESOLVED, that in all other respects, Resolution No. 6 of 2021 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, Director of Public Health, Commissioner of Social Services, Director of the Youth Bureau, and the Neighborhood Center.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 72

REPORT AND RESOLUTION AUTHORIZING CONTRACTS IN CONNECTION WITH SYSTEM OF CARE GRANT IN PUBLIC HEALTH

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

WHEREAS, Public Health received a System of Care Grant which runs from September 30, 2019 through September 29, 2023, and it is necessary to enter into agreements in order to fulfill the requirements and goals of the grant; and

WHEREAS, by letter dated February 26, 2021 from Christina Cain, Director of Public Health, she has requested to enter into the following contracts using System of Care carryover funds from year one of the grant:

1. ICAN – Steve Bulger, 310 Main St., Utica NY 13501
 - For a training contract in the amount of \$129,000, to arrange and provide a series of trainings for System of Care staff, clients and communities
 - For a contract in the amount of \$44,000, to purchase 20 KLARA software licenses for 3 years, to be used by service providers from ICAN and other partner agencies in the System of Care project
2. Catholic Charities – Maren Petrie, 61 West St., Ilion, NY 13357
 - For a contract in the amount of \$33,500, to hold a Youth Summit/Youth Leadership Symposium, to recruit students from Herkimer County schools, arrange for presenters and facilitate events for youth, in collaboration with System of Care staff

and, be it further

RESOLVED, that the above contracts are approved contingent upon County Attorney approval and that the Chairman is authorized to execute said contracts, and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Director of Public Health, Commissioner of Social Services, Director of the Youth Bureau, and the above listed agencies.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 73

REPORT AND RESOLUTION AUTHORIZING CONTRACT WITH THE STATE OF NEW YORK FOR FUNDING FOR EARLY INTERVENTION ADMINISTRATION PROGRAM

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

WHEREAS, by letter dated February 26, 2021, from Christina Cain, Director of Public Health, this Legislature is advised that the New York State Department of Health has submitted a contract providing for the renewal of the Early Intervention Administration Program grant in the total amount of \$32,138.00; and

WHEREAS, said agreement shall be effective for the term October 1, 2020 through September 30, 2021; and

WHEREAS, the County of Herkimer has qualified personnel, facilities and expertise to provide the services required under the terms of the agreement; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to complete by electronic signature a contract with the New York State Department of Health, on behalf of the County of Herkimer for an Early Intervention Administration grant in the amount of \$32,138.00, with said grant to be for the period October 1, 2020 through September 30, 2021; and, be it further

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

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 74

REPORT AND RESOLUTION AMENDING RES. NO. 264 OF 2020 RELATING TO CANCELLATION OF TAXES ON CERTAIN PROPERTIES ACQUIRED BY THE GREATER MOHAWK VALLEY LAND BANK

Sponsored by: Committee on Ways and Means

WHEREAS, by Resolution No. 264 of 2020, the Herkimer County Legislature resolved to cancel real property taxes for certain properties acquired by the Greater Mohawk Valley Land Bank [hereafter “Land Bank”]; and

WHEREAS, pursuant to Resolution No. 264 of 2020, your Committee on Ways and Means, to which was referred a letter from Jennifer Casey, County Property Agent, dated September 30, 2020, with account attached thereto, requesting cancellation of real property taxes of certain properties acquired by the Land Bank pursuant to New York State Not-for-Profit Corporation Law Section 1608(a), did respectfully report that they examined the same, inquired into the subject matter thereof, and offered the following Resolution:

RESOLVED, that the following real property taxes shall be cancelled:

ADDRESS	TAX MAP #	AMOUNT CANCELLED	DATE ACQUIRED BY LAND BANK
City of Little Falls 27 N. Ann St.	TM # 114.68-6-9	\$482.01 (2020 County Bill)	12/18/2019
City of Little Falls 59 Glen Ave.	TM #114.75-1-20	\$52.68 (2019 City Relevy)	11/29/2018
German Flatts-Ilion 81 S. Third Ave.	TM #119.44-5-92	\$571.99 (2020 County Bill with sewer relevy of \$16.80)	12/12/2019
Winfield-West Winfield 501 Clapson Park	TM # 137.38-2-11	\$289.60 (2019 Village Relevy)	10/22/2018

and, be it further

RESOLVED, Resolution No. 264 of 2020 be amended to provide that the enforcing officer is hereby authorized to issue and file a Certificate of Cancellation of the said taxes; and be it further

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

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 75

REPORT AND RESOLUTION APPROVING CONTINUATION OF OPERATIONS DURING A DECLARED PUBLIC HEALTH EMERGENCY PLAN

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated February 25, 2021 from Steven R. Billings, Personnel Officer, this Legislature is advised that New York State Labor Law Section 27-c was signed into law on September 7, 2020 requiring public employers to develop an operations plan in the event of certain declared public health emergencies; and

WHEREAS, the Personnel Officer has submitted a plan titled: Continuation of Operations Plan During a Declared Public Health Emergency and requests the approval of said plan; now, therefore, be it

RESOLVED, that this Legislature hereby approves the Continuation of Operations Plan During a Declared Public Health Emergency; and, be it further

RESOLVED, that a certified copy of this Resolution be forwarded to the Herkimer County Personnel Officer, and all other Department Heads.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 76

REPORT AND RESOLUTION RATIFYING MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF HERKIMER AND THE UNITED PUBLIC SERVICE EMPLOYEES UNION (HIGHWAY UNIT)

Sponsored by: Committee on Ways & Means

WHEREAS, the County has been negotiating with the United Public Service Employees Union (Highway Unit) concerning the terms and conditions of those employees included or to be included in the Negotiating Unit represented by said Herkimer County Unit and has tentatively agreed on such terms and conditions of employment for the period from January 1, 2021 through December 31, 2021, subject to ratification by the Herkimer County Legislature; and

WHEREAS, said Memorandum of Agreement modifies, amends and/or replaces certain provisions of the 2018-2020 Agreement between the County of Herkimer and the United Public Service Employees Union (Highway Unit) and continues all other provisions of said Agreement; and

WHEREAS, your Committee has been informed by letter dated March 11, 2021 that the United Public Service Employees Union (Highway Unit) has ratified said Memorandum of Agreement; and

WHEREAS, the terms expressed in said Memorandum of Agreement have been fully explained to the Herkimer County Legislature and the Legislature is satisfied that the ratification of this Memorandum of Agreement is in the best interests of both the County of Herkimer and its employees; now, therefore, be it

RESOLVED:

1. That the Herkimer County Legislature hereby ratifies the Memorandum of Agreement approved by the Committee on Ways and Means and the United Public Service Employees Union (Highway Unit);
2. That the terms of said Memorandum of Agreement be incorporated in a new Agreement with the United Public Service Employees Union (Highway Unit) and the Chairman of this Legislature is authorized to execute said Agreement when prepared on behalf of the County of Herkimer;
3. That certified copies of this Resolution be forwarded to the United Public Service Employees Union (Highway Unit), Herkimer County Treasurer, Auditor, Budget Officer, Personnel Officer, and the County Superintendent of Highways.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 77

REPORT AND RESOLUTION AMENDING SALARY SCHEDULE NO. III IN EMPLOYMENT AND TRAINING

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated February 26, 2021, Karin Piseck, Director of Employment and Training, has requested to amend Salary Schedule III to add a position of Senior Employment Specialist; and

WHEREAS, by letter dated March 8, 2021, Steven R. Billings, Personnel Officer, your Committees have been advised that Salary Schedule No. III should be amended to add a position of Senior Employment Specialist in Account CD6292 at a hire rate of \$41,706 and a base pay rate of \$44,702 and delete one position of Employment Specialist; now, therefore, be it

RESOLVED, that Salary Schedule No. III be amended to create a position of Senior Employment Specialist in Account CD6292 at a hire rate of \$41,706 and a base pay rate of \$44,702 and delete one position of Employment Specialist; 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 Employment and Training.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 78

REPORT AND RESOLUTION CREATING TEMPORARY PART TIME POSITION IN BOARD OF ELECTIONS

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

WHEREAS, by letter dated March 3, 2021, the Commissioners of Elections have requested that a temporary, part-time position be established in the Board of Elections; and

WHEREAS, by letter dated March 8, 2021, Steven R. Billings, Personnel Officer, states your Committees have been advised that a temporary, part-time position of Clerk be established in Account A1450A effective from October 1, 2021 through November 15, 2021 at an hourly rate of \$15.00; now, therefore, be it

RESOLVED, that a temporary, part-time position of Clerk be established in Account A1450A effective from October 1, 2021 through November 15, 2021 at an hourly rate of \$15.00; and, be it further

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

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 79

REPORT AND RESOLUTION AMENDING RESOLUTION NO. 307 OF 2020

Sponsored by: Committee on Ways and Means

WHEREAS, Resolution No. 307 of 2020 adopted the hourly salary schedule; and

WHEREAS, it has been requested to amend the hourly salary schedule to add the title of COVID Vaccinator at an hourly rate of \$26.14 per hour; and

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

RESOLVED, that the hourly salary schedule be amended to add the title of COVID Vaccinator at an hourly rate of \$26.14 per hour; 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 Public Health.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 80

REPORT AND RESOLUTION APPROVING PURCHASE AND TRANSFERRING FUNDS IN THE BOARD OF ELECTIONS

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

WHEREAS, by letter received March 8, 2021, from Kim Tranter and Robert Drumm, Commissioners of Elections, this Legislature is advised of a request to purchase a Clear Ballot ClearCounty/ClearAudit system, in the amount of \$56,280.00 through Clear Ballot Group, Inc.; and

WHEREAS, by letter dated March 8, 2021, Sheri A. Ferdula, Budget Officer/Purchasing Agent has requested a transfer of funds to accommodate the purchase as follows:

\$56,280 From: A1450A.44000, BOE, Contracted Services
 To: A1450A.25000, BOE Other Equipment

now, therefore, be it

RESOLVED, that the above described purchase and transfer of funds 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 Clear Ballot Group, Inc.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 81

REPORT AND RESOLUTION APPROVING GRANT OF TEMPORARY EASEMENT TO VILLAGE OF MOHAWK BY HERKIMER COUNTY SEWER

Sponsored by: Committee on Natural Resources

WHEREAS, by letter dated February 3, 2021, Christopher R. Bray, Attorney for the Herkimer County Sewer District, this Legislature is advised that the Village of Mohawk requests a Temporary Easement across Herkimer County Sewer District property; and

WHEREAS, the Legislature was further advised that the New York State Department of Environmental Conservation requests a Temporary Easement to the Village of Mohawk as part of its grant requirements to upgrade the Sewer District collection system; and

WHEREAS, this Legislature is advised that by Board action on July 15, 2020, the Herkimer County Sewer District Board approved of the Temporary Easement to the Village of Mohawk as a member municipality of the Herkimer County Sewer District; now, therefore, be it

RESOLVED, that a Temporary Easement to the Village of Mohawk across property of the Herkimer County Sewer District for construction purposes, is hereby approved until December 31, 2021, unless extended by the parties in writing; and, be it further

RESOLVED, that the Temporary Easement is hereby approved to cross certain Sewer District properties known as 106 West Main Street, Mohawk, New York, Tax Map Parcel Numbers 120.47-1-5 and 120.38-1-1.1 as shown on the Map entitled Village of Mohawk, Sanitary Sewer Rehabilitation, West Main Street and HCSD WWTP of Barton & Loguidice dated May, 2020 attached hereto and made a part hereof; and, be it further

RESOLVED, that the Temporary Easement shall be twenty (20) feet wide centered on the sewer main as same crosses the Sewer District premises, as shown on Contract Documents filed with the Mohawk Village Clerk, together with an additional fifteen (15) feet on each side of the work area for temporary location of fill, equipment placement, disruption of earth and other such activity as is incidental to the project; and, be it further

RESOLVED, that the terms of the Temporary Easement shall 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, Chief Plant Operator of the Herkimer County Sewer District, and the Mohawk Village Clerk.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 82

REPORT AND RESOLUTION CANCELLING TAX LIEN ON PREMISES IN THE VILLAGE OF ILION

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

WHEREAS, by letter of Mark Rose, Attorney for the Village of Ilion dated March 11, 2021, the Village of Ilion advises that it has obtained title to property located at 7 Spruce Street known as Tax Map Nos. 120.29-1-63, 120.29-1-26 and 120.29-2-74.1, being an empty facility, together with vacant land, formerly known as “Duofold”; and

WHEREAS, the Village has advised that it has obtained title to the said parcels and intends to make certain repairs to said facility and to return the property to a saleable condition, after which the Village will offer the property for sale at a fair market value and return the property to the tax rolls; and

WHEREAS, pursuant to Article 11 of the Real Property Tax Law, a proceeding of Herkimer County to foreclose on said parcels has been commenced based upon the failure to pay real property taxes; and

WHEREAS, by letter of Attorney Mark Rose, the Village has requested the County to forgive all taxes that have accrued on these parcels in order that the opportunity for their future sale will not be unnecessarily delayed; and

WHEREAS, the Village proposes to enter into an agreement with the County that in the event the tax lien is cancelled, the Village would reimburse the County for a portion of taxes forgiven, being the amount that the Village of Ilion was “made whole” in the amount of \$7,549.76, in the event that the Village sells the Duofold property for an amount greater than the costs incurred by the Village from general fund sources (not including grant funds) in remediating the premises; now, therefore, be it

RESOLVED, that the Chairman of the Legislature shall be authorized to enter into an agreement with the Village of Ilion upon the above terms; and, be it further

RESOLVED, that in the event that the Village of Ilion enters into such agreement with the County containing the above terms, this Legislature shall determine that there is no practical method to enforce the collection of tax liens on the parcels, and supplementary proceedings to enforce collection will not be effective, and the County will cancel the delinquent tax lien on the above described premises, and the County Property Agent is directed at that time to then issue and file a Certificate of Cancellation for the above parcels; and, be it further

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RESOLVED, that in the event that the Village of Ilion and the County enter into such agreement, the Herkimer County Property Tax Agent shall withdraw the above premises from the 2019 In Rem proceedings and shall issue and file a Certificate of Withdrawal for the above parcels; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, County Property Agent, Village of Ilion Clerk, and Attorney Mark R. Rose.

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 83

RESOLUTION AUTHORIZING TO SUBMIT A GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL COMMUNITY DEVELOPMENT BLOCK GRANT ECONOMIC DEVELOPMENT PROGRAM

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

WHEREAS, the New York State Office of Community Renewal (the "OCR") has announced availability of funding under the NYS CDBG Economic Development program to provide grants to communities that wish to sponsor economic development activities that create or retain jobs for low-and-moderate-income persons. The goal of the program is to fund projects that result in high quality, full-time jobs that are well paying and provide benefits and training to low-and-moderate-income persons.; and

WHEREAS, the Herkimer County Industrial Development Agency ("HCIDA") by letter dated March 3, 2021 from John J. Piseck, Executive Director, has requested that the County apply for and provide the OCR funding to Hale Manufacturing Company as a grant for the purpose of relocating the business, retaining jobs, and potentially adding new employees; and

WHEREAS, the Project will result in substantial benefit to the County in the form of providing ongoing as well as the potential for new job opportunities for low to moderate income individuals; and

WHEREAS, the County has held a public hearing on March 17, 2021 to obtain citizens' views regarding the CDBG program as administered by OCR; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to submit a grant application on behalf of the County in an amount not to exceed \$525,000 to the OCR to support Hale Manufacturing Company; and, be it further

RESOLVED, that the Chairman is hereby authorized to execute a grant agreement between the County and the OCR and all related documents associated with the OCR grant, including entering into a grant agreement with the HCIDA for the implementation of the Project, all such documents to be subject to review and approval by the County Attorney; and, be it further

RESOLVED, that the Chairman is hereby designated as the Certifying Officer responsible for all activities associated with the federal environmental review process to be completed in conjunction with the Project; and, be it further

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

Dated: March 17, 2021.



HERKIMER COUNTY LEGISLATURE

No. 84

REPORT AND RESOLUTION APPROVING HERKIMER COUNTY'S POLICE REFORM AND REINVENTION COLLABORATIVE PLAN

Sponsored by: Committee on Public Safety & Emergency Management

WHEREAS, on June 12, 2020 the New York State Governor signed Executive Order 203 requiring each local government in New York to adopt a policing reform plan by April 1, 2021; and, be it further

WHEREAS, in accordance with Executive Order 203, the Herkimer County Police Reform and Reinvention Collaborative (the Collaborative) was established; and

WHEREAS, the Collaborative contained identified stakeholders interested in the issue of criminal justice and police reform; and

WHEREAS, the stakeholders conducted numerous meetings to discuss the issues and elements outlined in Executive Order 203; and

WHEREAS, Herkimer County offered the Plan in draft form for public comment to all citizens in the locality and, prior to adoption of the Plan, has considered the comments submitted; and

WHEREAS, the Collaborative has worked diligently to synthesis, analyze, and debate the results of their internal conversations and the input from the public; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby adopts and approves the Herkimer County Police Reform and Reinvention Collaborative Plan as presented hereto; and, be it further

RESOLVED, that the Chairman is hereby authorized to sign the Plan Certification Form provided by the Division of Criminal Justice Services; and, be it further

RESOLVED, that a certified copy of this Resolution and the Plan be forwarded to the New York State Division of Budget, the Governor of the State of New York, and the Sheriff.

Dated: March 17, 2021.