

MINUTES
Herkimer County Legislature
Fourth Quarter – Third Day
Wednesday, November 17, 2021
7:00 p.m.

Public Hearing

The Public Hearing on Introductory Local Law B for 2021 was called to order at 6:00 p.m. by Legislator Raymond Smith, member of the Ways & Means Committee. The Clerk read the notice of the meeting. Legislator Smith then asked if there was anyone wishing to speak on the local law. There were no requests to speak and the hearing was declared closed at 6:01 p.m.

Brittney R. Viscomi, Clerk
Herkimer County Legislature

NOTICE

NOTICE IS HEREBY GIVEN that there has been presented to the County Legislature of the County of Herkimer, State of New York, on October 27, 2021, Introductory Local Law B for the year 2021 entitled: “A LOCAL LAW INCREASING THE SALARIES OF SOME ELECTED COUNTY OFFICERS AND COUNTY OFFICERS APPOINTED FOR A FIXED TERM DURING THEIR TERM OF OFFICE.”

NOTICE IS FURTHER GIVEN that the County Legislature of the County of Herkimer will hold a public hearing on the aforesaid proposed Local Law, to be conducted by the Committee on Ways and Means, at the Legislative Chambers in the County Office Building, Herkimer, New York, on the 17th day of November, 2021 at 6:00 p.m., at which time all persons interested will be heard.

Dated: November 8, 2021.

By Order of the Herkimer County Legislature

Public Hearing

The second (performance) Public Hearing to report project accomplishments relating to Economic Development Assistance from the Office of Community Renewal (OCR) for the \$450,000 award for the HPK Industries, Inc. project was called to order by Legislator William Weakley, member of the County Planning & Development Committee, at 6:05 p.m. Legislator Weakley asked the Clerk of the Legislature to call the roll of Legislators. The Clerk called the roll, the following answered: Malta, Gaworecki, Hollum, Stephens, Keeler, Manno, Smith, Bono, Donley, Campione, Russell, Shaw, Weakley (13). Quorum present. Legislator Weakley asked the Clerk to read the Notice of Public Hearing. The Clerk read the Notice. Legislator Weakley asked that any person wishing to speak to rise, state their name and address and limit comment to

five minutes. Chairman Bono made a comment. With no other persons wishing to speak and no persons signed in, the hearing was declared closed at 6:08 p.m.

Brittney R. Viscomi, Clerk
Herkimer County Legislature

LEGAL NOTICE

HERKIMER COUNTY NOTICE OF PUBLIC HEARING

Herkimer County Legislature will hold a public hearing on November 17, 2021 at 6:05 p.m., in the Legislature Chambers, 109 Mary Street, Herkimer, NY, for the purpose of hearing public comments on Herkimer County's current Community Development Block Grant (CDBG) project: No. 528ED960-20, for HPK Industries, Inc. in the amount of \$450,000. The CDBG program is administered by the New York State Office of Community Renewal (OCR), and provides resources to eligible local governments for housing, economic development, public facilities, public infrastructure, and planning activities, with the principal purpose of benefiting low/moderate income persons. The hearing will provide further information about the progress of the ongoing CDBG project. Comments related to the effectiveness of administration of the CDBG project will also 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 Legislature Chambers 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 November 17, 2021 to:

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

Public Hearing

The Public Hearing on the Assessment Roll for the Herkimer County Sewer District to be used in the year 2022 was called to order at 6:10 p.m. by Peter J. Campione, Chairman of the Natural Resources Committee. The Clerk read the notice of the hearing. Legislator Campione asked if anyone wished to speak at the hearing. There were no requests to speak, and the hearing was declared closed at 6:11 p.m.

LEGAL NOTICE

NOTICE OF COMPLETION OF ASSESSMENT ROLL AND PUBLIC HEARING ON ASSESSMENT ROLL FOR THE HERKIMER COUNTY SEWER DISTRICT TO BE USED IN THE YEAR 2022

NOTICE IS HEREBY GIVEN that the assessment roll for the Herkimer County Sewer District for the year beginning January 1, 2022 has been completed and filed in the Office of the Clerk of the Herkimer County Legislature at the County Office Building in Herkimer, New York, where it is available for inspection by any interested persons during office hours.

FURTHER NOTICE IS HEREBY GIVEN that the County Legislature of the County of Herkimer will hold a public hearing on the said assessment roll to hear and consider any objections which may be made to the Assessment Roll at the Herkimer County Legislators' Chambers in the County Office Building in the Village of Herkimer, New York, on the 17th day of November, 2021 at 6:10 p.m.

Dated: November 8, 2021.

The Regular Session of the Herkimer County Legislature was called to order by Chairman Vincent J. Bono at 7:05 p.m.

Chairman Bono called on Rodney Swartz 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.

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

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

Absent: Johnson (1).

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

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 October 27, 2021. 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. Mr. Schrader requested communication No. 380 be read.

No. 353 – A communication was received from the Newtown Family expressing thanks. Filed.

No. 354 – A communication was received from the Solid Waste Authority submitting Resolutions. Filed.

No. 355 – A communication was received from the Solid Waste Authority submitting Proposed 2022 Budget. Filed.

No. 356 – A communication was received from the Soil and Water Conservation District submitting Notice of Meeting. Filed.

No. 357 – A communication was received from the Commissioners of Elections submitting request authorizing the use of election machines at Mt. Markham School District. Referred to the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means.

No. 358 – A communication was received from the County Attorney requesting Memorandum of Agreement concerning the E911 Communications Center. Referred to the Committee on Ways & Means.

No. 359 – A communication was received from the Budget Officer/Purchasing Agent requesting authorization for preparation of tentative copies of budget. Referred to the Committee on Ways & Means.

No. 360 – A communication was received from the Budget Officer/Purchasing Agent requesting to award bids for chemicals at the Herkimer County Sewer District. Referred to the Committee on Natural Resources and the Committee on Ways & Means.

No. 361 – A communication was received from the Herkimer County Sewer District submitting Resolution for Rate Increase. Referred to the Committee on Natural Resources and the Committee on Ways & Means.

No. 362 – A communication was received from the Budget Officer/Purchasing Agent requesting renewal of Insurance Coverages for Herkimer County for 2022. Referred to the Committee on Ways & Means.

No. 363 – A communication was received from the Budget Officer/Purchasing requesting transfers in the 2021 Budget. Referred to the Committee on Ways & Means.

No. 364 – A communication was received from the County Treasurer submitting Apportionment of Mortgage Tax. Referred to the Committee on Ways & Means.

No. 365 – A communication was received from the County Clerk submitting Semi-Annual Mortgage Tax Report. Referred to the Committee on Ways & Means.

No. 366 – A communication was received from the Director of the Youth Bureau requesting contracts for youth programs for 2021. Referred to the Committee on County Planning & Development and the Committee on Ways & Means.

No. 367 – A communication was received from the Personnel Officer requesting to renew contract with Benetech, Inc. to provide third party, workers' compensation administrative services. Referred to the Committee on Ways & Means.

No. 368 – A communication was received from the Personnel Officer requesting authorization to execute contract with Benefit Resource, Inc. for administration of a Health Reimbursement Account Plan. Referred to the Committee on Ways & Means.

No. 369 – A communication was received from the Budget Officer/Purchasing Agent requesting transfer for additional funding in District Attorney's Office. Referred to the Committee on Ways & Means.

No. 370 – A communication was received from the Budget Officer/Purchasing Agent requesting acceptance of grant, creation of accounts, and budget amendment in Public Health. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 371 – A communication was received from the Budget Officer/Purchasing Agent requesting permission for the Chairman to sign a voucher for funding through the American Rescue Plan. Referred to the Committee on Ways & Means.

No. 372 – A communication was received from the Commissioner of Social Services requesting agreement with Beacon Center. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 373 – A communication was received from the Commissioner of Social Services requesting renewal of agreement with ICAN for the provision of two (2) full time preventive services workers. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 374 – A communication was received from the Commissioner of Social Services requesting to accept funding and renew a contract with Catholic Charities. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 375 – A communication was received from the Commissioner of Social Services requesting to renew a contract with ICAN for services of Integrated County Planning Strategic Coordinator. Referred to the Committee on County Planning & Development and the Committee on Ways & Means.

No. 376 – A communication was received from the Commissioner of Social Services requesting approval of contracts in connection with the Flexible Funds for Family Services Plan. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 377 – A communication was received from the Commissioner of Social Services requesting to amend Resolution No. 198 of 2021 to change performance period. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 378 – A communication was received from the Commissioner of Social Services requesting agreement for the provision of QI Assessment Services. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 379 – A communication was received from the Commissioners of Elections requesting amendment to Resolution No. 78 of 2021 for an extension. Referred to the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means.

No. 380 – A communication was received from the County Attorney submitting Notice of Claim. Filed.

No. 381 – A communication was received from the County Administrator requesting to establish the Part Time Salary Schedule for the year 2022. Referred to the Committee on Ways & Means.

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

The Chairman continued with the Regular Agenda.

On motion of Mr. Russell, seconded by Mr. Smith, Report and Resolution No. 270 sponsored by the Committee on Ways & Means accepting tentative budget and fixing time and place for public hearing was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 270

REPORT AND RESOLUTION ACCEPTING TENTATIVE BUDGET AND FIXING TIME AND PLACE FOR PUBLIC HEARING

Sponsored by: Committee on Ways and Means

WHEREAS, your Committee on Ways and Means, which was the Committee designated to review the tentative budget for the year 2022 pursuant to the provisions of Section 357 of the

County Law, respectfully reports that there was transmitted to the Chairman of said Committee by the Clerk a copy of the tentative budget; now, therefore, be it

RESOLVED, that the County Legislature of the County of Herkimer accepts the tentative budget for the year 2022 as filed, and the Clerk of the Legislature shall cause a notice to be published stating the time and place and purpose of a public hearing on the tentative budget as filed; and, be it further

RESOLVED, that such public hearing shall be held in the Legislative Chambers of the County Office Building in the Village of Herkimer, County of Herkimer, State of New York, on the 15th day of December, 2021 at 6:00 p.m., pursuant to the provisions of Section 359 of the County Law.

Dated: November 17, 2021.

On motion of Mr. Russell, seconded by Mr. Gaworecki, Report and Resolution No. 271 sponsored by the Committee on Ways & Means authorizing preparation of tentative copies of budget was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 271

REPORT AND RESOLUTION AUTHORIZING PREPARATION OF TENTATIVE COPIES OF BUDGET

Sponsored by: Committee on Ways and Means

RESOLVED, that the Budget Officer of the County of Herkimer prepare up to seventy-five (75) copies of the tentative budget for the County Legislature; and, be it further

RESOLVED, that the Committee on Ways and Means of this Legislature is hereby designated as the Committee to review the tentative budget pursuant to the provisions of Section 357 of the County Law of the State of New York.

Dated: November 17, 2021.

On motion of Mr. Russell, seconded by Mr. Stephens, Report and Resolution No. 272 sponsored by the Committee on Ways & Means authorizing transfers of funds was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 272

REPORT AND RESOLUTION AUTHORIZING TRANSFERS OF FUNDS

Sponsored by: Committee on Ways & Means

WHEREAS, your Committee on Ways and Means, to which was referred communications from Sheri Ferdula, Budget Officer, dated October 27, 2021, submitting requests for transfers of funds, reports that we have examined said communications, inquired into the subject matters thereof, 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:

\$2,159.59 From: H3021.44000, Public Safety, Capital, Contracted Services, Proj: 19-4
 To: H3021.25000, Public Safety, Capital, Other Equipment, Proj: 19-4

\$13,000 From: A6100.40000, Medicaid, Contractual Expense
 To: A1320.10000-001, Auditor, Salaries

\$3,000 From: A6100.40000, Medicaid, Contractual Expense
 To: A1320.10100, Auditor, Temporary Employees.

and, be it further

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

Dated: November 17, 2021.

On motion of Mr. Shaw, seconded by Mr. Stephens, Report and Resolution No. 273 sponsored by the Committee on Ways & Means authorizing insurance coverages was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 273

REPORT AND RESOLUTION AUTHORIZING INSURANCE COVERAGES

Sponsored by: Committee on Ways and Means

WHEREAS, this Legislature is informed by communication from Sheri Ferdula, Budget Officer/ Purchasing Agent, dated October 26, 2021, of a request that certain policies for insurance coverages be approved for the year beginning December 9, 2021 through December 9, 2022, that an overall increase in premiums is noted, and that the totals for each Agency will not exceed the amount listed; and

WHEREAS, sufficient monies are available to cover said expense; now, therefore, be it

RESOLVED, that policies of insurance beginning December 9, 2021, are authorized by this Legislature as follows:

NYMIR
c/o Mang/NBT Insurance Agency
56 North Main Street
Gloversville, NY 12078

<u>COVERAGE</u>	<u>2022</u> <u>PREMIUM</u>
Property	\$73,466.80
Boiler & Machinery	\$14,393.50
General Liability	\$102,616.80
OCP	\$275.00
Auto	\$66,456.50
Public Officials Liability	\$24,677.40
Law Enforcement Liability	\$45,257.30
Inland Marine	\$28,517.50
Healthcare Gen. & Professional Liability	\$51,356.79
Excess Catastrophe Liability	\$48,972.00
Excess Employers Liability	\$6,440.00
Fire Fee	\$330.89
Motor Vehicle Fee	\$1,230.00
Crime Insurance	\$6,199.60
Cyber	\$9,303.80
NYMIR Total-	\$479,493.88

and, be it further

RESOLVED, that the Chairman of this Legislature be and he hereby is, authorized to execute any documents on behalf of the County of Herkimer in order to purchase said insurance coverages; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, and Mang/NBT Insurance Agency.

Dated: November 17, 2021.

On motion of Mr. Campione, seconded by Mr. Manno, Report and Resolution No. 274 sponsored by the Committee on Natural Resources and the Committee on Ways & Means adopting Assessment Roll of Herkimer County Sewer District was handed up; was voted on and adopted by roll call vote:

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

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 274

REPORT AND RESOLUTION ADOPTING ASSESSMENT ROLL OF HERKIMER COUNTY SEWER DISTRICT

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

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

WHEREAS, the Herkimer County Budget Officer has transmitted the said assessment roll with the tentative budget of the Herkimer County Sewer District for the year 2022 to the Clerk of the Herkimer County Legislature; and

WHEREAS, by Resolution No. 253 adopted on October 27, 2021 the County Legislature of the County of Herkimer has provided for a public hearing on the said Sewer District Assessment Roll for November 17, 2021; and

WHEREAS, said public hearing has now been held pursuant to said notice; now, therefore, be it

RESOLVED:

1. That the Herkimer County Legislature hereby affirms and adopts the Assessment Roll to be used in the year 2022 as submitted by the Herkimer County Sewer District pursuant to Section 271 of the County Law;

2. That there shall be, and hereby is, levied and assessed the sum apportioned to each such lot or parcel of land within the boundaries of said Herkimer County Sewer District, at the time and in the manner provided by law for the levy of state, county and town taxes;

3. That certified copies of this Resolution be forwarded to the Herkimer County Treasurer and Herkimer County Sewer District.

Dated: November 17, 2021.

On motion of Mr. Donley, seconded by Mr. Keeler, Report and Resolution No. 275 sponsored by the Committee on Natural Resources and the Committee on Ways & Means approving Sewer District Resolution concerning Sewer User Rate Increase was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 275

REPORT AND RESOLUTION APPROVING SEWER DISTRICT RESOLUTION CONCERNING SEWER USER RATE INCREASE

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

WHEREAS, by letter dated October 28, 2021, Robin Nalaskowski, Secretary to the Herkimer County Sewer District Board, has advised that by action on October 20, 2021, the Herkimer County Sewer District Board adopted a resolution approving an increase to the per-gallon user rate/sewer rent from \$1.50 per unit (one thousand gallons) to \$1.75 per unit (one thousand gallons); and

WHEREAS, this Resolution has been forwarded to the Herkimer County Legislature for approval prior to it becoming effective; now, therefore, be it

RESOLVED, that this Legislature hereby approves a resolution duly adopted by the Herkimer County Sewer District Board on October 20, 2021, approving an increase to the per-gallon user rate/sewer rent from \$1.50 per unit (one thousand gallons) to \$1.75 per unit (one thousand gallons) effective January 1, 2022; and, be it further

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

Dated: November 17, 2021.

On motion of Mr. Campione, seconded by Mr. Ackerman, Report and Resolution No. 276 sponsored by the Committee on Natural Resources and the Committee on Ways & Means awarding bids for chemicals at Herkimer County Sewer District was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 276

REPORT AND RESOLUTION AWARDING BIDS FOR CHEMICALS AT HERKIMER COUNTY SEWER DISTRICT

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

WHEREAS, by letter dated November 1, 2021, the Budget Officer/Purchasing Agent has advised that bids were received in accordance with law for the provision of Sodium Hypochlorite, Hydrated Lime, Potassium Permanganate and Polymer for the Herkimer County Sewer District; and

WHEREAS, it is the recommendation of Chief Operator James Rathbun that the bids be awarded to the lowest bidders as follows:

Sodium Hypochlorite	\$1.45 per lb	Amrex Chemical Company, Inc. 117 E. Frederick Street, PO Box 642 Binghamton NY 13904
Hydrated Lime	\$250 per ton	Graymont Inc. 375 Graymont Road, PO Box 448 Bellefonte PA 16823
Potassium Permanganate	\$1.89 per lb	Carus Chemical Company 315 Fifth Street Peru IL 61354
Polymer	\$2.74 per lb	Clean Waters 26808 County Route 3 Plessis NY 13675

now, therefore, be it

RESOLVED, that the above bids for the provision of chemicals for the Herkimer County Sewer District be awarded, in the dollar amounts and delivery amounts as stated; and, be it further

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

Dated: November 17, 2021.

On motion of Mr. Russell, seconded by Mr. Hollum, Report and Resolution No. 277 sponsored by the Committee on Ways & Means apportioning mortgage tax was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 277

REPORT AND RESOLUTION APPORTIONING MORTGAGE TAX

Sponsored by: Committee on Ways and Means

WHEREAS, your Committee on Ways and Means, to which was referred the report of the Recording Officer and County Treasurer showing the amounts received from the mortgage taxes, respectfully reports that we have examined the report containing the list of mortgages as kept by the Herkimer County Clerk, and herewith submit the following report showing the apportionment to the several towns, villages and the City in the County. Your Committee recommends that the Herkimer County Treasurer be authorized to draw warrants payable to the Supervisors of the several towns and to the City of Little Falls, and to the Treasurers of the incorporated villages in an amount apportioned as indicated on the tabulated statement recommended by the Committee herewith, and your Committee offers the following Resolution:

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed to draw warrants payable to the Supervisors of the several towns in Herkimer County and to the Treasurer of the City of Little Falls and the Treasurers of the incorporated villages in the County of Herkimer entitled to a portion thereof, in the amounts of mortgage taxes apportioned respectively, and that a certified copy of the Resolution be served by the Clerk of this Legislature on the Herkimer County Treasurer.

Dated: November 17, 2021.

On motion of Mr. Hollum, seconded by Mr. Brezinski, Report and Resolution No. 278 sponsored by the Committee on Administration/Veterans' Affairs and the Committee on Ways & Means amending Resolution No. 78 of 2021 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, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Donley, Campione, Russell, Shaw, Weakley (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 278

REPORT AND RESOLUTION AMENDING RESOLUTION NO. 78 OF 2021 CREATING TEMPORARY PART TIME POSITION IN BOARD OF ELECTIONS

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

WHEREAS, Resolution No. 78 adopted on March 17, 2021, established a temporary, part-time position in the Board of Elections from October 1, 2021 through November 15, 2021; and

WHEREAS, by letter dated November 4, 2021, the Commissioners of Elections have requested that the temporary, part-time position be extended by one week, through November 22, 2021; now, therefore, be it

RESOLVED, that the temporary, part-time position of Clerk in Account A1450A be effective through November 22, 2021 at an hourly rate of \$15.00; and, be it further

RESOLVED, that in all other respects, Resolution No. 78 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, Personnel Officer, and Commissioners of Elections.

Dated: November 17, 2021.

Chairman Bono dispensed with the regular session to welcome the students in attendance who are participating in the Cornell Cooperative Extension Government Intern Program and asked them to introduce themselves and the school districts they represented. Chairman Bono also asked the County Attorney to give a brief description of the difference between a voice vote and a roll call vote.

The Chairman continued with the Regular Agenda.

On motion of Mr. Ackerman, seconded by Mr. Schrader, Report and Resolution No. 279 sponsored by the Committee on County Planning & Development and the Committee on Ways & Means authorizing contracts for the Youth Programs for 2021 was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 279

REPORT AND RESOLUTION AUTHORIZING CONTRACTS FOR THE YOUTH PROGRAMS FOR 2021

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

WHEREAS, by letter dated October 18, 2021 from Regina Giacovelli, Executive Director of the Herkimer County Youth Bureau, this Legislature is advised that the New York State Office of Children and Family Services has approved Herkimer County's Resource Allocation Plan (RAP) for 2021, which includes requested state aid in the amount of \$74,070; and

WHEREAS, by said letter, the Executive Director of the Herkimer County Youth Bureau advises that the Youth Bureau now desires to enter into contracts for 2021 with local agencies for the implementation of the Youth Development Programs; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute contracts, subject to reimbursement from the State of New York, with the following agencies in the amounts listed:

Little Falls YMCA, School's Out Scholarship Program - \$ 7,100.00

Little Falls YMCA, Unsupervised Youth Alternatives - \$6,600.00

Little Falls Family YMCA, 15 Jackson St, Little Falls NY, 13365

Catholic Charities of Herkimer County, Domestic Violence Program - \$5,000.00

Catholic Charities of Herkimer County Runaway and Homeless Youth Program - \$1,330.00

Catholic Charities of Herkimer County, 61 West St, Ilion, NY 13357

Center for Family Life and Recovery, Short Term Prevention Services - \$5,300.00

Center for Family Life and Recovery, 502 Court St., Suite 401, Utica, NY 13502

ICAN, Social Media and Mental Health - \$5,000.00

ICAN, 310 Main St., Utica, NY 13501

Runaway and Homeless Youth (60% state funding, 20% agency match, 20% county match)

Catholic Charities of Herkimer County, Runaway and Homeless Youth Program –
\$13,939.00 – State share,
\$ 4,647.00 – Catholic Charities match,
\$ 4,647.00 – Herkimer County match.
Program total: \$23,232.00

and, be it further

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

Dated: November 17, 2021.

On motion of Mr. Russell, seconded by Mr. Shaw, Report and Resolution No. 280 sponsored by the Committee on Ways & Means approving contract for third party claims administration services for the former Herkimer County Self-Insurance Plan and Stand Alone Plan was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 280

REPORT AND RESOLUTION APPROVING CONTRACT FOR THIRD PARTY CLAIMS ADMINISTRATION SERVICES FOR THE FORMER HERKIMER COUNTY SELF-INSURANCE PLAN AND STAND ALONE PLAN

Sponsored by: Committee on Ways and Means

WHEREAS, by Resolution No. 313 of 2008 this Legislature authorized a contract with Benetech, Inc., for third party administration services for the former Herkimer County Self-Insured Workers' Compensation Plan which has been extended and amended to include coverage for the Stand Alone Plan and extended by Resolution No. 258 of 2019 through December 31, 2021; and

WHEREAS, by letter dated October 18, 2021, Steven R. Billings, Personnel Officer, has requested a three year contract from January 1, 2022 through December 31, 2024, with the annual cost for the County Stand-Alone coverage to be at a rate of \$26,647.00 for the year 2022,

\$27,180 for the year 2023, and \$27,723.00 for the year 2024 and the former Herkimer County Self-Insurance Plan cost will be on a per claim basis of \$125.00 per medical only claim and \$406.00 per indemnity claim for 2022, 2023, and 2024; now, therefore, be it

RESOLVED, an agreement with Benetech, Inc., One Dodge Street, PO Box 348, Wynantskill, NY 12198, for third party administrative services to the former Herkimer County Self-Insurance Plan and for the County's Stand-Alone coverage be approved for the period January 1, 2022 through December 31, 2024, at the above rates, with the terms and conditions of said contract to be subject to the approval of the County Attorney; and, be it further

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

Dated: November 17, 2021.

On motion of Mr. Stephens, seconded by Mr. Gaworecki, Report and Resolution No. 281 sponsored by the Committee on Ways & Means concerning services under Health Reimbursement Account Plan was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 281

REPORT AND RESOLUTION CONCERNING SERVICES UNDER HEALTH REIMBURSEMENT ACCOUNT PLAN

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated October 29, 2021, Steven R. Billings, Personnel Officer, advises that it is the recommendation of your Committee that a contract for the period commencing January 1, 2022 through December 31, 2023, be entered into with Benefit Resource, Inc. for administration of a Health Reimbursement Account Plan under Internal Revenue Code Section 105(h); and

WHEREAS, the Health Reimbursement Account is available to county employees who opt for health insurance under the Excellus-Healthy Choices Plan and can be used to reimburse a portion of employees' out-of-pocket medical expenses; now, therefore, be it

RESOLVED, that a contract be entered into with Benefit Resource, Inc., 245 Kenneth Drive, Rochester, NY 14623-4277, for January 1, 2022 through December 31, 2023 to provide services in the area of administration of a Health Reimbursement Account Plan under Internal Revenue Code Section 105(h), at a cost of \$4.00 per month per participant, with an annual

compliance administration fee of \$420.00, with the terms and conditions of said contract to be subject to the approval of the County Attorney; 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; and, be it further

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

Dated: November 17, 2021.

On motion of Mr. Weakley, seconded by Mr. Hollum, Report and Resolution No. 282 sponsored by the Committee on Ways & Means approving additional funding and transferring funds in the District Attorney's Office was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 282

REPORT AND RESOLUTION APPROVING ADDITIONAL FUNDING AND TRANSFERRING FUNDS IN DISTRICT ATTORNEY'S OFFICE

Sponsored by: Committee on Ways and Means

WHEREAS, Resolution No. 162 of 2021 approved additional funding from the American Rescue Plan funding in the District Attorney's Office; and

WHEREAS, by letter dated October 22, 2021, from Jeffrey S. Carpenter, District Attorney, he has requested an additional \$25,000 in funding in the Prosecutor's Fund; and

WHEREAS, by letter dated October 27, 2021, from Sheri Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that a transfer will be necessary in the 2021 budget; now, therefore, be it

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed to transfer the following sum from and to the following accounts in the 2021 Budget:

\$25,000 From: A4089, Federal Aid, ARPA
 To: A1165C-4089A, DA – ARPA Funding, Federal Aid

\$25,000 From: A1989A.46000, ARPA Funding, Miscellaneous Expense
 To: A1165C.40000, DA – ARPA Funding, Contractual

and, be it further

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

Dated: November 17, 2021.

On motion of Mr. Manno, seconded by Mr. Gaworecki, Report and Resolution No. 283 sponsored by the Committee on Human Resources and the Committee on Ways & Means accepting funding, amending budget, creating accounts, and authorizing e-signature in connection with COVID-19 was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 283

REPORT AND RESOLUTION ACCEPTING FUNDING, AMENDING BUDGET, CREATING ACCOUNTS, AND AUTHORIZING E-SIGNATURE IN CONNECTION WITH COVID-19

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

WHEREAS, by letter dated October 27, 2021 from Christina Cain, Director of Public Health, this Legislature is advised that the Herkimer County Public Health Department will be receiving funding from the New York State Department of Health for a COVID-19 Vaccine Response Grant, Contract #C36935GG for a period beginning January 1, 2021 through June 30, 2024, in the amount of \$178,124.36; and

WHEREAS, by letter dated October 27, 2021 from Sheri Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that the 2021 budget will need to be amended to allow for use of these funds as well as the creation of accounts; now, therefore, be it

RESOLVED, that the 2021 Herkimer County Budget is hereby amended in the amounts listed:

Revenue:

A4188B.4403B, Vaccine Response, Federal

From: \$0

To: \$178,124.36

Expenses:

A4188B.10000-001, Vaccine Response, Salaries

From: \$0

To: \$95,674.36

A4188B.41000, Vaccine Response, Supplies

From: \$0

To: \$4,450

A4188B.44000, Vaccine Response, Contracted Services

From: \$0

To: \$70,000

A4188B.46100, Vaccine Response, Mileage,

From: \$0

To: \$2,000

A4188B.86000, Vaccine Response, Health Insurance

From: \$0
To: \$6,000

and, be it further

RESOLVED, that the Chairman of the Legislature be authorized to e-sign the grant document; and, be it further

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

Dated: November 17, 2021.

On motion of Mr. Manno, seconded by Mr. Smith, Report and Resolution No. 284 sponsored by the Committee on Human Resources and the Committee on Ways & Means amending Resolution No. 198 of 2021 authorizing extension of contract with Catholic Charities of Herkimer County and DSS for a Youth Violence Prevention Program for schools in Herkimer County was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 284

REPORT AND RESOLUTION AMENDING RESOLUTION NO. 198 OF 2021 AUTHORIZING EXTENSION OF CONTRACT WITH CATHOLIC CHARITIES OF HERKIMER COUNTY AND THE DEPARTMENT OF SOCIAL SERVICES FOR A YOUTH VIOLENCE PREVENTION PROGRAM FOR SCHOOLS IN HERKIMER COUNTY

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

WHEREAS, by Resolution No. 147 for the year 2010, this Legislature authorized a contract between Catholic Charities of Herkimer County and the Herkimer County Department of Social Services for the provision of the TREATY Program (Teaching Reconciliation in Education to Administrators, Teachers and Youth) in an effort to help reduce the threat of bullying and youth violence in local schools; and

WHEREAS, said contract has been renewed each year, the most recent being by Resolution No. 198 of 2021; and

WHEREAS, by letter dated October 27, 2021 from Timothy Seymour, Commissioner of Social Services, this Legislature is advised that Catholic Charities will not be able to effectively fill this position in their organization until November 1, 2021 and have requested a change in the

contract, which would have no effect on the claiming or reimbursement of this appropriation; now, therefore, be it

RESOLVED, that Resolution No. 198 of 2021 be amended to establish the period of performance from November 1, 2021 through August 31, 2022; 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 in all other respects, Resolution No. 198 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, Commissioner of Social Services, Executive Director of the Youth Bureau, and Catholic Charities of Herkimer County.

Dated: November 17, 2021.

On motion of Mr. Schrader, seconded by Mr. Shaw, Report and Resolution No. 285 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contracts in connection with Flexible Funds for Family Service Plan in DSS was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 285

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

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

WHEREAS, by letter dated October 27, 2021 from Timothy Seymour, Commissioner of Social Services, this Legislature is advised that the State of New York has approved Herkimer County's Flexible Funds for Family Services Plan for 2021-22; and

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

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

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute contracts with the following agencies in connection with the Herkimer County Department of Social Services Flexible Funds for Family Services Plan:

1. **Center for Family Life and Recovery**, 502 Court Street, Suite 401, Utica, NY 13502 not to exceed the amount of \$39,338 for management and coordination services to ensure clients with alcohol and/or drug abuse issues receive and follow through with services they need to overcome barriers to self-sufficiency;
2. **Catholic Charities of Herkimer County**, 61 West Street, Ilion, NY 13357 in the amount of \$20,000 to screen and provide assessment of clients who may have domestic violence issues as a barrier to self-sufficiency or receipt of child support;
3. **Legal Aid Society of Mid-New York**, 120 Bleecker Street, Utica, NY 13501 to assist TANF and Safety Net clients in the appeal process, who have been denied Social Security Disability or Supplemental Security Income benefits. Said contract not to exceed \$12,000;
4. **Resource Center for Independent Living, Inc.**, 131 Genesee Street, P.O. Box 210, Utica, NY 13503 to work with clients who have medical exemptions, or limited exemptions, to bridge the gap between vocational services and disability support services to achieve employment. Said contract not to exceed \$52,000;
5. **Center for Family Life and Recovery**, 502 Court Street, Suite 401, Utica, NY 13502 to provide preventive services to the Family Support/ Persons in Need of Supervision Unit (PINS). Said contract not to exceed \$334,000;
6. **Integrated Community Alternatives Network (ICAN)**, 310 Main Street, Utica, NY 13501 – Family Reunification/Readiness Assessment and Return Home Early/Service Provision for Individual Needs (SPIN) – to provide service under a coordinated system of care to address the prevention of residential placement, and expedite identified children’s return home from such placement. Also to include an additional menu of services (SPIN) to be used on an as-needed basis for existing Herkimer County cases. Said contract not to exceed a combined total of \$237,536 annually; and, be it further

RESOLVED, that the Chairman of the Legislature is hereby authorized to execute contracts with the following agencies under Title XX funding:

1. **Catholic Charities of Herkimer County**, 61 West Street, Ilion, NY 13357 in the amount of \$48,500 to provide non-residential services to eligible clients and their families who are victims of domestic violence;
2. **Integrated Community Alternatives Network (ICAN)**, 310 Main Street, Utica, NY 13501 to provide intensive preventive services on a continuous basis for families with children at risk for out-of-home placement into the highest level of institutional care. Said contract not to exceed \$137,917 annually;
3. **ICAN**, 310 Main Street, Utica, NY 13501 to provide voluntary and court-ordered parenting/nurturing skills classes for parents in various stages of child welfare services, said contract not to exceed \$27,250 annually; and, be it further

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

Dated: November 17, 2021.

On motion of Mr. Hollum, seconded by Mr. Gaworecki, Report and Resolution No. 286 sponsored by the Committee on County Planning & Development and the Committee on Ways & Means authorizing contract with ICAN for services of Integrated County Planning Strategic Coordinator was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 286

REPORT AND RESOLUTION AUTHORIZING CONTRACT WITH ICAN FOR SERVICES OF INTEGRATED COUNTY PLANNING STRATEGIC COORDINATOR

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

WHEREAS, by letter dated October 28, 2021, from Tim Seymour, Commissioner of Social Services, this Legislature is advised of a request to enter into a contract with the Integrated Community Alternatives Network (ICAN), for the services of the Integrated County Planning Strategic Coordinator; and

WHEREAS, said contract will be in the amount of \$78,518.00 for the period January 1, 2022 through December 31, 2022, and in the amount of \$78,518.00 for the period January 1,

2023 through December 31, 2023, with shared funding being provided by the Herkimer County Youth Bureau, Department of Social Services, and Mental Health Services; now, therefore, be it

RESOLVED, that this Legislature hereby approves a contract in the amount of \$78,518.00 for the period January 1, 2022 through December 31, 2022, and in the amount of \$78,518.00 for the period January 1, 2023 through December 31, 2023, with ICAN, 310 Main Street, Utica, NY 13501 for the provision of services of the Integrated County Planning Strategic Coordinator; and, be it further

RESOLVED, that said contract shall be subject to the review and approval of the County Attorney, and, be it further

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

Dated: November 17, 2021.

On motion of Mr. Smith, seconded by Mr. Donley, Report and Resolution No. 287 sponsored by the Committee on Human Resources and the Committee on Ways & Means accepting funding and renewing an agreement in connection with Safe Harbour Grant for Herkimer County DSS was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 287

REPORT AND RESOLUTION ACCEPTING FUNDING AND RENEWING AN AGREEMENT IN CONNECTION WITH SAFE HARBOUR GRANT FOR HERKIMER COUNTY DEPARTMENT OF SOCIAL SERVICES

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

WHEREAS, Resolution No. 90 adopted April 7, 2021, authorized the Department of Social Services to apply for and claim Safe Harbour funding in the amount of \$40,000 from NYS Office of Children and Family Services for calendar year 2021; and

WHEREAS, by letter dated October 27, 2021, Timothy Seymour, Commissioner of Social Services, has requested to accept funding in the amount of \$43,350 for the 2022 calendar year and authorize the Chairman to renew an agreement with Catholic Charities of Herkimer County, 61 West Street, Ilion, NY 13357 to continue the role of Safe Harbor Facilitator in

Herkimer County, at a cost not to exceed the \$43,350 awarded for the Herkimer County Safe Harbour funding for the year 2022; now, therefore, be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to execute an agreement with Catholic Charities of Herkimer County, in the amount of \$43,350 to provide services under a Safe Harbour Grant for the Herkimer County Department of Social Services, with said agreement to be subject to the approval of the Herkimer County Attorney; and, be it further

RESOLVED, that said agreement shall continue so long as 100% funding is available from the New York State Office of Children and Family Services; 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 Catholic Charities of Herkimer County.

Dated: November 17, 2021.

On motion of Mr. Stephens, seconded by Mr. Gaworecki, Report and Resolution No. 288 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing renewal of contract between the Department of Social Services and ICAN for two preventive services workers was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 288

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

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

WHEREAS, Resolution No. 340 of 2020 authorized the renewal and execution of an agreement between the Herkimer County Department of Social Services (DSS) and Integrated Community Alternatives Network (ICAN) for the provision of two (2) full time Preventive Services Workers; and

WHEREAS, by letter dated October 27, 2021, from Timothy Seymour, Commissioner of Social Services, he has requested that the Chairman of the Legislature be authorized to renew and execute an agreement between the Department of Social Services and Integrated Community

Alternatives Network (ICAN), 310 Main Street, Utica, NY for the provision of two (2) Preventive Services Workers at a cost not to exceed \$139,128 (\$69,564 per position), from January 1, 2022 through December 31, 2022, and at a cost not to exceed \$139,128 (\$69,564 per position) from January 1, 2023 through December 31, 2023; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute the above described agreement between the Department of Social Services and ICAN for the period of January 1, 2022 through December 31, 2022 and January 1, 2023 through December 31, 2023; and, be it further

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

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

Dated: November 17, 2021.

On motion of Mr. Ackerman, seconded by Mr. Schrader, Report and Resolution No. 289 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing contract in DSS was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 289

REPORT AND RESOLUTION AUTHORIZING CONTRACT IN THE DEPARTMENT OF SOCIAL SERVICES

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

WHEREAS, Resolution No. 165 of 2020, authorized the Chairman of the Legislature to execute a contract with Buffalo Beacon Center Corporation dba Beacon Center, Inc. for the provision of mandated Credential Alcohol Substance Abuse Counseling (CASAC) services; and

WHEREAS, by letter dated October 28, 2021 from Timothy Seymour, Commissioner of Social Services, this Legislature is advised of a request that the Chairman be authorized to renew and execute an agreement with Buffalo Beacon Center Corporation dba Beacon Center, Inc., 3354 Sheridan Drive, Amherst, NY 14226 for the provision of CASAC Services, for a period of January 1, 2022 through December 31, 2022, not to exceed \$18,652, and January 1, 2023

through December 31, 2023 not to exceed \$19,405; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute the above contract with Buffalo Beacon Center Corporation dba Beacon Center, Inc. for the provision of CASAC Services, for a period of January 1, 2022 through December 31, 2022, not to exceed \$18,652, and January 1, 2023 through December 31, 2023 not to exceed \$19,405; 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 Buffalo Beacon Center Corporation dba Beacon Center, Inc.

Dated: November 17, 2021.

On motion of Mr. Malta, seconded by Mr. Hollum, Report and Resolution No. 290 sponsored by the Committee on Human Resources and the Committee on Ways & Means authorizing agreement for the provision of QI Assessment Services in DSS was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 290

REPORT AND RESOLUTION AUTHORIZING AGREEMENT FOR THE PROVISION OF QI ASSESSMENT SERVICES IN THE DEPARTMENT OF SOCIAL SERVICES

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

WHEREAS, by letter dated October 28, 2021, from Timothy Seymour, Commissioner of Social Services, this Legislature is advised that the Family First Preventive Services Act (FFPSA) became effective in new York State on September 29, 2021, with a major part of this focusing on the restrictions in obtaining federal reimbursement for any child placed in a Qualified Residential Treatment Program (QRTP); and

WHEREAS, in order to be able to optimize reimbursement under these conditions, the law requires a Social Services district to have a Qualified Individual (QI) complete an assessment for the purpose of determining whether the child's needs can be met with family members, a foster home, or in some other specified setting, which must be done prior to placement or within thirty days after placement; and

WHEREAS, letter further advises that it is necessary to enter into a contract for this service and requests an agreement with Melissa M. Maine, LCSWR License # R070994-1,

Munnsville, NY 13409-2824, for the provision of QI assessment services as required under the FFPSA, with the financial terms to be established as outlined in the attached Scope of Service, but any eligible expenses that can be billed to any third party health insurance shall be done prior to the county issuing payment, and that any bill presented to Herkimer County for payment shall be net of health insurance applied, for the period of September 29, 2021 through December 31, 2022; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute the above described agreement between the Department of Social Services and Melissa M. Maine for the period of September 29, 2021 through December 31, 2022, with the financial terms to be established as outlined in the attached Scope of Service, but any eligible expenses that can be billed to any third party health insurance shall be done prior to the county issuing payment, and that any bill presented to Herkimer County for payment shall be net of health insurance applied; and, be it further

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

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

Dated: November 17, 2021.

On motion of Mr. Stephens, seconded by Mr. Weakley, Report and Resolution No. 291 sponsored by the Committee on Ways & Means authorizing Memorandum of Agreement with CSEA Local 1000 was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 291

REPORT AND RESOLUTION AUTHORIZING MEMORANDUM OF AGREEMENT WITH CSEA LOCAL 1000

Sponsored by: Committee on Ways & Means

WHEREAS, by letter dated October 29, 2021, this Legislature is advised of a request for approval of a Memorandum of Agreement with CSEA, Local 1000, which will amend the

current contract to add additional shift time frames for employees to work at the Herkimer County Telecommunications Center; and

WHEREAS, your Committee has considered said request and recommend approval; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute a Memorandum of Agreement with CSEA, Local 1000, which will incorporate the above described changes for CSEA employees at the Herkimer County Telecommunications Center; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, Personnel Officer, Director of Emergency Services, and President of CSEA Local 1000.

Dated: November 17, 2021.

On motion of Mr. Hollum, seconded by Mr. Smith, Report and Resolution No. 292 sponsored by the Committee on Ways & Means authorizing the Chairman to sign a voucher in connection with American Rescue Plan funding was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 292

REPORT AND RESOLUTION AUTHORIZING THE CHAIRMAN TO SIGN A VOUCHER IN CONNECTION WITH AMERICAN RESCUE PLAN FUNDING

Sponsored by: Committee on Ways & Means

WHEREAS, by letter dated October 27, 2021, Sheri A. Ferdula, Budget Officer/ Purchasing Agent, this Legislature is advised of a request from the Bassett Healthcare Network/ Little Falls Hospital for funding in the amount of \$500,000, from the County through the American Rescue Plan Funding for a remodel project; and

WHEREAS, the remodel project will increase room capacity and improve air quality to help mitigate the risks associated with COVID-19; and

WHEREAS, letter further requests permission to have the Chairman sign the voucher for the expense out of account A1989A.46000, ARP Funding, Miscellaneous Expense; now, therefore, be it

RESOLVED, that the Chairman of the Legislature is authorized to sign the voucher for funding in the amount of \$500,000, from the County through the American Rescue Plan Funding for a remodel project; and, be it further

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

Dated: November 17, 2021.

On motion of Mr. Shaw, seconded by Mr. Schrader, Resolution No. 293 sponsored by the Committee on Ways & Means adopting Introductory Local Law B for 2021 was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 293

RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW B FOR 2021

Sponsored by: Committee on Ways & Means

WHEREAS, your Committee on Ways and Means of the Herkimer County Legislature desires to report that on the 17th day of November, 2021 pursuant to Resolution No. 251, they held a public hearing on the adoption of Introductory Local Law B for 2021 entitled, "A LOCAL LAW INCREASING THE SALARIES OF SOME ELECTED COUNTY OFFICERS AND COUNTY OFFICERS APPOINTED FOR A FIXED TERM DURING THEIR TERM OF OFFICE" and that there were (no) appearances and (no) objections at the said public hearing; that your Committee advises the adoption and enactment of the said Introductory Local Law and offers the following Resolution:

RESOLVED, that Introductory Local Law B for 2021 be adopted in form attached hereto.

Dated: November 17, 2021.

INTRODUCTORY LOCAL LAW B - 2021

LOCAL LAW NO. 1 - 2022

A LOCAL LAW INCREASING THE SALARIES OF SOME ELECTED COUNTY OFFICERS AND COUNTY OFFICERS APPOINTED FOR A FIXED TERM DURING THEIR TERM OF OFFICE

BE IT ENACTED by the Herkimer County Legislature of the County of Herkimer as follows:

Section 1. The base annual salary of the County Clerk shall be the sum of Sixty Nine Thousand Ninety Eight Dollars (\$69,098).

Section 2. The base annual salary of the County Treasurer shall be the sum of Sixty Four Thousand Eleven Dollars (\$64,011).

Section 3. The base annual salary of the Commissioners of Elections shall be the sum of Forty Eight Thousand Fifteen Dollars (\$48,015).

Section 4. The base annual salary of the County Highway Superintendent shall be the sum of One Hundred One Thousand Three Hundred Ninety Nine Dollars (\$101,399).

Section 5. The base annual salary of the Personnel Officer shall be the sum of Eighty Two Thousand Nine Hundred Seventy Two Dollars (\$82,972).

Section 6. The base annual salary of the Director of Public Health shall be the sum of Seventy Six Thousand Six Hundred Forty Four Dollars (\$76,644).

Section 7. The base annual salary of the Director of Real Property Tax Services shall be the sum of Sixty Thousand Four Hundred Eighty Three Dollars (\$60,483).

Section 8. The base annual salary of the Commissioner of Social Services shall be the sum of Ninety Six Thousand Eight Hundred Four Dollars (\$96,804).

Section 9. The base annual salary of the Sheriff shall be the sum of Seventy Six Thousand Seven Hundred Twenty Five Dollars (\$76,725).

Section 10. This Local Law shall take effect forty-five days after its adoption and shall be subject to a permissive referendum.

Dated: November 17, 2021.

On motion of Mr. Russell, seconded by Mr. Ackerman, Resolution No. 294 sponsored by the Committee on Ways & Means adopting salary schedules for the year 2022 was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 294

RESOLUTION ADOPTING SALARY SCHEDULES FOR THE YEAR 2022

Sponsored by: Committee on Ways and Means

Your Committee on Ways and Means respectfully reports the following Salary Schedule for the year 2022:

We recommend that the County officers and employees be paid equal bi-weekly installments on Thursday, or as near thereto as holidays and other conditions permit, pursuant to the Rules and Regulations of the Herkimer County Legislature and the Herkimer County Personnel Civil Service Rules. These salary schedules reflect salaries for personnel as follows:

Salary Schedule No. 1 -	2022 Legislators and Department Heads
Salary Schedule No. 2 -	2022 Officers & Non-Union
Salary Schedule No. 3 -	2022 CSEA
Salary Schedule No. 4 -	2022 Highway
Salary Schedule No. 5 -	2022 Deputy Sheriffs

now, therefore, be it

RESOLVED, that the recommendations of the Committee on Ways and Means as set forth above be, and they hereby are adopted; 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: November 17, 2021.

On motion of Mr. Campione, seconded by Mr. Keeler, Resolution No. 295 sponsored by the Committee on Administration/Veterans' Affairs and the Committee on Natural Resources

rescinding Resolution No. 254 of 2021 setting public hearing on Introductory Local Law C for 2021 was handed up; voted on and adopted by voice vote:

For: Ayes (16).

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 295

RESOLUTION RESCINDING RESOLUTION NO. 254 OF 2021 SETTING PUBLIC HEARING ON INTRODUCTORY LOCAL LAW C FOR 2021

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

WHEREAS, Resolution No. 254 of 2021 was adopted on October 27, 2021, which set a Public Hearing on Introductory Local Law C for 2021 entitled "A LOCAL LAW OPTING OUT OF HOLIDAY DEER HUNT"; and

WHEREAS, prior to the County of Herkimer adopting said local law the State of New York must take action on proposed "Opt Out" Rule, which has yet to occur with public comment period ending November 14, 2021; and

WHEREAS, holding a public hearing prior to action by the State of New York would not be timely; now, therefore, be it

RESOLVED, that Resolution No. 254 of 2021 is hereby rescinded and the public hearing set forth therein is hereby cancelled.

Dated: November 17, 2021.

On motion of Mr. Ackerman, seconded by Mr. Russell, Report and Resolution No. 296 sponsored by the Committee on Ways & Means adjusting wages for hourly employees was handed up; voted on and adopted by roll call vote:

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

Against: None.

Absent: Johnson (1).



HERKIMER COUNTY LEGISLATURE

No. 296

REPORT AND RESOLUTION ADJUSTING WAGES FOR HOURLY EMPLOYEES

Sponsored by: Committee on Ways and Means

WHEREAS, by letter dated November 12, 2021, from James W. Wallace, Jr., County Administrator, this Legislature is advised that adjustments must be made to the salaries for the year 2022 for certain employees of the County in various departments who are paid on an hourly basis; now, therefore, be it

RESOLVED, that the wages of all employees of the County of Herkimer paid pursuant to the hourly scale for graded employees be and hereby are, established for the year 2022 as follows:

<u>Grade</u>	<u>Hourly Wage 2022</u>
1	12.50
2	13.20
3	13.45
4	13.50
5	14.50

and, be it further

RESOLVED, that the following rates are hereby established for the following positions for the year 2022:

<u>Title</u>	<u>2022 Rate</u>
Part-time Motor Vehicle Clerk	\$14.46/hr.
**Part-time Building Maintenance Worker (Jail)	\$13.20/hr.
Part-time Public Safety Telecommunicator (E-911)	\$16.01/hr.
Part-time Account Clerk (A4010)	\$14.44/hr.
Part-time Alcohol Abuse Counselor (Mental Health)	\$27.47/hr.
Part-time Clerk (A3110)	\$14.58/hr.
Polling Site Coordinator (Board of Elections)	\$15.00/hr.
Voting Machine Technician (Board of Elections)	\$25.00/hr.
Supervising Community Health Nurse	\$29.98/hr.
Part-time Registered Professional Nurses	\$26.14/hr.
Part-time Licensed Professional Nurses	\$17.27/hr.
Part-time Recording Clerk (19 ½ hours/week)	\$15.09/hr.
Hearing Officer	\$15.76/hr.
Nurse Practitioner	\$51.00/hr.
Part-time Psychiatric Social Worker	\$36.40/hr.
Psychiatric Nurse Practitioner	\$70.36/hr.
Computer Operator (A1680)	\$14.28/hr.
LPN COVID testing	\$26.14/hr.
COVID Vaccinator	\$26.14/hr.
Account Clerk (Treasurer's Office)	\$16.25/hr.

Poll Inspector	\$200.00/day
Part-time Poll Inspector	\$100.00/day

**Changed due to minimum wage

and, be it further

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

Dated: November 17, 2021.

Chairman Bono stated that pursuant to Rule 6(12) they would proceed with comments by Legislators. The following Legislator made a comment: Legislator Schrader.

At 7:23 p.m. on motion of Mr. Manno, seconded by Mr. Stephens, the Legislature adjourned to Wednesday, December 15, 2021 at 7:00 p.m. with a Public Hearing on the 2022 Herkimer County Budget at 6:00 p.m.

Brittney R. Viscomi, Clerk