

01) Supervisor Frank called to order the **Regular Meeting** of the Town Board of Herkimer held on Monday, December 1, 2025, at 6:00PM at the Herkimer Town Hall located at 114 North Prospect Street, Herkimer, New York 13350.

02) Roll Call of Officers

Present: Supervisor-----Dominic Frank
Deputy Supervisor-----Daniel Stalteri
Councilwoman-----Kathleen DeCarlo
Councilman-----Vito Carbone
Attorney-----Christopher Bray
Highway Supt.-----Ken Ward
Town Park Supervisor-----Kathi Nasypany
Codes Enforcer-----Ken Collis

Excused: Councilman-----Randy Kast
Dog Control Officer-----Erica Dunton

03) **Pledge of Allegiance to the Flag.**
Councilwoman DeCarlo led us in the Pledge of Allegiance to the Flag.

04) **Reading of the Minutes.**
Motion by Councilman Stalteri, seconded by Councilman Carbone, to accept and place on file the minutes of the previous regular meeting held on November 17, 2025 as written.

CARRIED AYES ALL

05) **Public Meeting.**
Supervisor Frank stated he would like to open the public meeting, if anyone from the public would like to speak to please state your name and address. No one in the public coming forward to speak. Supervisor Frank stated we have a student present tonight. Student: Jacob Mergantar of 336 Pleasant Ave.

Motion by Councilman Stalteri, seconded by Councilman Carbone to close the public meeting.

CARRIED AYES ALL

06) **Petitions and Communications.**
Motion by Councilman Stalteri, seconded by Councilwoman DeCarlo, to accept and place on file petition and communications A listed G below.

A. Certificate of Liability Insurance dated November 10, 2025 from American Energy Care, Inc.

B. A letter from the Oneida-Herkimer County Solid Waste Authority regarding an increase for garbage in the Village of Herkimer

C. A letter dated November 13, 2025 from Renee Hotaling, Animal Health Inspector for NYS Ag and Markets regarding the Dog Control Inspection Report

D. Certificate of Liability Insurance dated November 21, 2025 from Energy Care Inc.

E. A letter dated November 25, 2025 from Supervisor Frank to Kevin Treffeisen, A. Treffeison & Sons LLC regarding the Mckennan Road Enhancement Project.

F. A letter dated November 25, 2025 from Supervisor Frank to Michael Parker, Statewide Aquastore, Inc. regarding the Mckennan Road Enhancement Project.

G. A letter dated November 25, 2025 from Supervisor Frank to John Vellano, Anjo Construction regarding the Mckennan Road Enhancement Project

Supervisor Frank stated letters E-G are letters that we sent out to the lowest bidders along with their bid documents. We rejected all bids for the Mckennan Road Enhancement Project.

CARRIED AYES ALL

07) Routing

08) Resolutions and Transfers

Supervisor Frank stated we have two transfers. We need to make a payment for the municipal pool, we had to transfer to make sure we can meet that obligation. The other transfer is water was charged to the wrong account.

Motion by Councilman Carbone, seconded by Councilman Stalteri to accept and place on file the two transfers.

CARRIED AYES ALL

09) Old Business.

Water Districts: Highway Superintendent Ward stated we black topped the hole from the water break in East Herkimer. Supervisor Frank asked did you get my email I sent out some commercial properties that need to be looked at. Highway Superintendent Ward stated he did not see it but he will look into it tomorrow. We data logged a residence, they had a running toilet but I believe it is fixed.

Mckennan Road Enhancement Project: Supervisor Frank stated we are looking into more funding with EFC, we are doing the application. The office of state homes and community renewal has a grant opportunity as well; our consultant works with grant writers for this type of grant. Only areas that would meet the criteria would be in the village. In order to get Mckennan looked at we would need to do an income survey. Attorney Bray stated we did one for West Herkimer. Supervisor Frank stated I will have the report ready next meeting and the survey done by June. The grant is due in July. I'll talk to the group to see the likelihood of the project being eligible.

West Herkimer Water: Supervisor Frank stated there is nothing new to report. The Village of Ilion and Village of Herkimer are still involved.

East Herkimer Sewer District: Supervisor Frank stated both Northern Borders and EFC make decisions this month. If both come through we will add three million.

East German Street Extension Emergency Road Repair Project: Supervisor Frank stated we had a meeting Councilman Stalteri and I. We submitted a work plan. The work plan needs to be in the contract, the contract not going to be in until spring 2026. The funding we received is for mitigation on German near the West Canada, other funding will be to purchase the properties and demo them. Highway Superintendent Ward stated the fence has been repaired.

Codes: Codes Enforcer Collis stated the new owners of the motel in East Herkimer had a dumpster and is getting rid of everything. Engineers will need to come in and inspect the building, I spoke with the owner. Supervisor Frank asked is it still secure? Codes Enforcer Collis stated yes, he put pad locks on the doors.

Landbank: Deputy Supervisor Stalteri stated they are putting air handling units in the front. Verizon and National Grid are working on the poles out front and across the street. They emailed inquiring about the water bill, seems like they are making headway.

Subdivision Local Law: Tabled.

160 Pine Grove Road: Supervisor Frank stated there is nothing new to report.

Town Park: Highway Superintendent Ward stated Kathi got a hold of me regarding a Christmas Tree, we are going to get a pole and string some lights from it. The location would be in the middle of the tennis courts outside the fence. Supervisor Frank asked will there be a tree lighting ceremony? Highway Superintendent Ward stated Kathi did not say. Highway Superintendent Ward stated the shed is there. Deputy Supervisor Stalteri stated Lowes donated a shed for softball equipment, we were notified by Legislator Malta that Lowes was donating sheds. Supervisor Frank asked how big is it? Highway Superintendent Ward stated I believe it is 10 X 10. Deputy Supervisor Stalteri stated one of the legislators is a manager at Lowes. He asked if the village wanted it and they said no, he then asked us and we said yes. Supervisor Frank stated he will send out a thank you letter. Is the shed locked now? Highway Superintendent Ward stated no but it will be.

Updating the Zoning Ordinance: Tabled.

Signs entering Town: Tabled

Friends of Town of Herkimer/Not for Profit: Supervisor Frank stated we should start to look into this for events at the town park, etc. Attorney Bray said he will look into it.

Public Safety: Codes Enforcer Collis stated cars are still parking on Piper Road. Deputy Supervisor Stalteri asked can we have them towed? Highway Superintendent Ward stated yes. Deputy Supervisor Stalteri stated we can send them a letter and set a date, the letter can state that after such date cars will be towed at their expense. Supervisor Frank asked do they have a spot to park off the road? Highway Superintendent Ward stated yes they do, they choose not to park there and we have had conversations about it with them. Supervisor Frank stated okay we will send a letter and have the cars towed after the date.

Ampion Community Solar Agreement: Tabled.

Veterans Banners: Highway Superintendent Ward stated there is nothing new to report.

LED Street Light Conversion: Supervisor Frank stated there is nothing new to report.

Charging Stations: Supervisor Frank stated he spoke with the company that installed them and reported our displeasure. They said they would send a technician out to see what we got and if there is a better deal. They were supposed to come today but they did not show up.

Village Court: Supervisor Frank stated we need to have another conversation with the judges about security, we will need someone to man the metal detector. Deputy Supervisor Stalteri stated I believe they said they were going to look into retired officers.

Osborne Hill Road Culvert and Shells Bush Road: Supervisor Frank stated we are going to be short on the bridge for the amount we have for the grant. The state said the plan needs to be developed to get more funding. Highway Superintendent Ward stated we put together a cost with labor and rentals, it is going to cost 4,600 to do what we talked about with 60 tons of stone. Supervisor Frank stated the paper you got to access the property looks good. Attorney Bray asked do we need something more permanent? Highway Superintendent Ward stated Fred said it would be temporary but we will have to think about the future. Deputy Supervisor Stalteri stated our engineer recommended that the village should relocate the pipe, we will need to look at this as a project. Is there liability if we fix it and it breaks, I want to make sure we are covered. Supervisor Frank stated there will not be any maintenance to the road. Attorney Bray stated no, we are not maintaining the road it will not affect us abandoning it. Deputy Supervisor Stalteri asked what about mitigating erosion and the waterline. Supervisor Frank asked does this do anything with pinned rocks? Highway Superintendent Ward stated I am going to line it with rock to spot the other rocks from sliding. Supervisor Frank stated we are ready to have a meeting with the village. Do you think the spring or winter? Highway Superintendent Ward stated it depends on the weather but it looks like it will be the spring. Supervisor Frank stated we will tell the village that we will be doing a temporary fix but we will be abandoning the road and it is the recommendation of the engineer that they look into moving the waterline.

10) New Business.

11) Reports.

Supervisor Frank stated we broke the bill out into water and fees.

Motion by Councilman Stalteri, seconded by Councilman Carbone to accept and place on file the Water Bill Inquiry for 220 Main Road.

CARRIED AYES ALL

Motion by Councilman Carbone, seconded by Councilwoman DeCarlo to accept and place on file the Herkimer Central School District (SPDES) permit for Elementary School Septic Tank

CARRIED AYES ALL

Motion by Councilman Carbone, seconded by Councilman Stalteri to accept and place on file State of Emergency Declaration dated 11/17 for Oberle Road.

CARRIED AYES ALL

Motion by Councilman Stalteri, seconded Councilman Carbone accept and place on file the Emergency Orders dated 11/18, 11/23 and 11/27 for Oberle Road.

CARRIED AYES ALL

Motion by Councilman Stalteri, seconded by Councilman Carbone to accept and place on file the Emergency Orders dated 11/22 and 11/26 for East German Street Ext.

CARRIED AYES ALL

Motion by Councilman Carbone, seconded by Councilman Stalteri to accept and place on file the Revenue and Expense Report dated December 1, 2025.

CARRIED AYES ALL

Motion by Councilman Carbone, seconded by Councilman Stalteri to accept and place on file the Trial Balance Report dated December 1, 2025.

CARRIED AYES ALL

Supervisor Frank stated Councilman Stalteri and I have a call with parks this week.

Supervisor Frank asked do we have anything for CHIPS? Highway Superintendent Ward stated yes I am just waiting on the cancelled check for Monroe Tractor. Supervisor Frank stated he will get that to him.

Highway Superintendent Ward stated Tom Bernier is back to work for the highway department as a seasonal employee. Supervisor Frank asked when did he start? Highway Superintendent Ward stated today and he has filled in here and there.

11) Audit

Councilman Stalteri recused himself from the Hummel's Bill.

Motion by Councilman Stalteri, seconded by Councilwoman DeCarlo to accept, place on file and approve the audit dated December 1, 2025

CARRIED AYES ALL

13) Adjourn.

Motion by Councilman Stalteri, seconded by Councilwoman DeCarlo, that the Regular Meeting of the Herkimer Town Board be adjourned until the next Regular Meeting to be held on Monday December 15, 2025 at 6:00PM.

CARRIED AYES ALL

Krystal Moore, Herkimer Town Clerk