

REGULAR MEETING

January 27, 2025

A regular meeting of the Sherrill City Commission was held at 7:00 p.m. on January 27, 2025. Present were Mayor W. Vineall, Commissioners C. Niles, B. Piccola, K. Sayles, J. Shay, City Manager B. Lovett and City Clerk M. Holmes

MINUTES

Motion was made by J. Shay and seconded by K. Sayles that the minutes of the previous meeting be approved as written.

AYES: Piccola, Sayles, Niles, Shay, Vineall

BILLS

Motion was made by B. Piccola and seconded by J. Shay that the following bills be approved for payment and W. Vineall be authorized to sign the warrant.

<b>Fund</b>	<b>Warrant No.</b>	<b>Date</b>	<b>Dollars</b>
City Claims on	2	1/27/2025	\$ 111,010.02
Sewer Claims on	2	1/27/2025	\$ 14,103.07
P&L Claims on	2	1/27/2025	\$ 194,727.77
Trust & Agency Claims on	2	1/27/2025	\$ 1,250.00

AYES: Piccola, Sayles, Niles, Shay, Vineall

WANDERER'S REST AGREEMENT

M. Holmes reported that he has the agreement with Wanderer's Rest Humane Association for their services if the city has cause to pick up a stray dog. There were no instances in 2024. M. Holmes reported that the agreement is for two years, January 1, 2025- December 31, 2026. Motion was made by J. Shay and seconded by B. Piccola to authorize the mayor to sign the agreement.

AYES: Piccola, Sayles, Niles, Shay, Vineall

ONEIDA COUNTY IT AGREEMENT

B. Lovett reported the city has received the annual proposal for Oneida County to provide IT services for the city of Sherrill for 2025. Motion was made by K. Sayles and seconded by C. Niles to authorize the mayor to sign the agreement.

AYES: Piccola, Sayles, Niles, Shay, Vineall

SENIOR EXEMPTION INCOME LEVEL MODIFICATION

D. Munger, city assessor, was in to ask if the city would consider amending the senior citizen exemption income levels that have not been modified since 1994. The city's current levels range from less than \$10,500 to \$16,200 the county has adopted, the school is adopting a range pf less than \$29,500 to \$37,900. If the commission were receptive and implemented it before March 1, 2025 it could take effect for the 2026 tax bills. M. Holmes noted that he thought if amended it would be through a local law. The commission thanked Munger and was going to consider it.

AYES: Piccola, Sayles, Niles, Shay, Vineall

PUBLIC HEARING- CABLE TV FRANCHISE AGREEMENT

W. Vineall opened the public hearing at 7:15pm for the purpose of hearing comments on the renewal of the nonexclusive cable TV franchise agreement with Spectrum Cable. M. Holmes noted that unlike previous and initial agreements there was little to negotiate with Spectrum as most of the items and requirements in the agreement were dictated by the PSC and FCC. He did note that the city's portion remains at the 5% maximum for cable TV proceeds. Internet and phone subscriptions revenue are not part of the agreement. He also noted that the proposal agreement was for fifteen years as opposed to ten years like previous agreements. There were seven (7) members of the public there, none of whom spoke for or against the agreement. The mayor closed the public hearing at 7:25pm.

The following motion was offered by Commissioner Sayles and seconded by Commissioner Niles that;

**WHEREAS**, an application has been duly made to the City Commission of the City of Sherrill, County of Oneida, New York, by Spectrum Northeast, LLC, an indirect subsidiary of Charter Communications, Inc. (“Charter”), a limited liability company organized and existing in good standing under the laws of State of Delaware doing business at 6005 Fair Lakes Rd, East Syracuse, NY 13057, for the approval of a renewal agreement for Charter's cable television franchise for fifteen (15) years commencing with the date of approval by the Public Service Commission and;

**WHEREAS**, the franchise renewal agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings and;

**WHEREAS**, a public hearing was held in the City of Sherrill, New York on January 27, 2025 at 7:15 pm and notice of the hearing was published in the Rome Daily Sentinel on January 16, 2025.

**NOW, THEREFORE BE IT**, the City Commission of the City of Sherrill finds that:

1. Spectrum Northeast, LLC has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and
2. Spectrum Northeast, LLC has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached; and
3. Spectrum Northeast, LLC can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

**BE IT FURTHER RESOLVED** that the City Commission of the City of Sherrill hereby grants the cable television franchise of Spectrum Northeast, LLC and the City of Sherrill for fifteen (15) years commencing with the date of approval by the Public Service Commission and expiring fifteen (15) years hence and;

**BE IT FURTHER RESOLVED** that the City Commission of the City of Sherrill hereby confirms acceptance of this franchise renewal agreement

AYES: Piccola, Sayles, Niles, Shay, Vineall

#### FIRE/RESCUE BILLING AGREEMENT

Fire chief, Tyler Tormey was in to ask the commission if they would be willing to renew an agreement with Certified Ambulance Group. The city had an agreement with the company 2019-2020 where they would bill insurance companies on our behalf for reimbursement for supplies, etc used at non-medical calls by the fire department or rescue vehicle. Certified Ambulance Group took 18% and the city was paid 82% which it split with the fire department. The commission indicated it would be willing to review the agreement but wanted Tormey to provide a copy of it before the next meeting.

#### TOWN OF VERNON- CAC FUNDING AGREEMENT

Mayor Vineall reported that the town of Vernon forwarded an agreement to fund up to \$15,000 for enhancements, equipment, etc for the CAC not budgeted for by the city. Motion was made by J. Shay and seconded by K. Sayles to authorize the mayor to execute the agreement.

AYES: Piccola, Sayles, Niles, Shay, Vineall

#### BOND RESOLUTION – CITY PARKS RECONSTRUCTION & IMPROVEMENTS

The following motion was offered by Commissioner Shay and seconded by Commissioner Piccola that the following resolution be adopted:

A RESOLUTION AUTHORIZING THE RECONSTRUCTION AND IMPROVEMENT OF CITY PARKS IN AND FOR THE CITY OF SHERRILL, ONEIDA COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$300,000, AND AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE ISSUANCE OF \$300,000 BONDS OF SAID CITY TO PAY THE COST THEREOF.

**WHEREAS**, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act (“SEQRA”) as a Type II Action pursuant to the regulations thereunder, have been performed and it has been determined that, as such, the capital project will not have any significant adverse environmental impact; and

**WHEREAS**, it is now desired to authorize the financing of such capital project;

**NOW, THEREFORE, BE IT RESOLVED** by the affirmative vote of not less than two-thirds of the total voting strength of the City Commission of the City of Sherrill, Oneida County, New York, as follows:

Section 1. The reconstruction and improvement of City parks, including original equipment, and incidental expenses in connection therewith, in and for the City of Sherrill, Oneida County, New York, is hereby authorized, subject to permissive referendum, at a maximum estimated cost of \$300,000.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$300,000 bonds of said City hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 19(c) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said City of Sherrill, Oneida County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the City Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Comptroller, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the City Comptroller, the chief fiscal officer of such City. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the City Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the Rome Daily Sentinel, which is hereby designated as the official newspaper of said City for such purpose, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM in accordance with Local Law No. 2 for the year 1959 as amended by Local Law No. 2 for the year 1969. Within three days hereof, the City Clerk is hereby directed to have published in the Rome Daily Sentinel, the official newspaper of the City, and posted on the official signboard a notice setting forth the date of adoption and a summary or abstract hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Mayor Vineall VOTING AYE  
Commissioner Piccola VOTING AYE  
Commissioner Sayles VOTING AYE  
Commissioner Niles VOTING AYE  
Commissioner Shay VOTING AYE

The resolution was thereupon declared duly adopted.

### BID RESULTS- USED COMPACT TELEHANDLER

B. Lovett reported that the city received 1 bid for the used compact telehandler. He was somewhat surprised as three other companies had the bid documents. The bid from Skywork LLC was for \$52,500 the city budgeted \$60,000 to be split between the General Fund and P & L. Motion was made by K.Syles and seconded by C. Niles to accept the bid from Skywork LLC for \$52,500.

AYES: Piccola, Sayles, Niles, Shay, Vineall

### CITY LEGAL NOTICE POSTING & DISSEMINATION POLICY

B. Lovett reported that the commission asked the city manager and city clerk to come up with a notification policy to get the word out to the public for items in legal notices that are only required to be published in the city's official newspaper by law. B. Lovett offered up a policy for consideration after review, a motion was made by K. Sayles and seconded by C. Niles the following policy be adopted:

#### City Legal Notice Postin and Dissemination Policy

##### **Purpose:**

This policy establishes procedures for the timely dissemination of legal notices to the public through multiple channels to enhance transparency and accessibility.

##### **Policy Statement:**

When a legal notice is submitted for publication in the designated newspaper, the City will undertake the following actions to expand public access:

##### **1. Website Posting**

- The City will post the legal notice on its official website.
- Notices will be displayed on a dedicated "Legal Notices" webpage, easily accessible from the homepage.

##### **2. Email Notification**

- An email containing the legal notice, or a link to the notice on the City's website, will be sent to all individuals subscribed to receive City notifications.
- Individuals who have opted into the City notifications via the City's website.

##### **3. City Bulletin Board Posting**

- The City will post a printed copy of the legal notice on the official bulletin board located outside City Hall at Reilly-Mumford Park.
- The notice will remain posted for the duration of any applicable public comment period.

##### **Liability Limitation for Omission**

While the City strives to adhere to this policy for distributing legal notices, inadvertent failure to post a notice on the City website, email notification system, or bulletin board shall not constitute a legal deficiency or invalidity of the notice. Publication in the newspaper of record will remain the official and legally required method of public notice.

##### **Implementation**

- The City Clerk is responsible for ensuring compliance with this policy.
- The policy will take effect immediately upon approval by City Commission.

##### **Review**

This policy will be reviewed annually for compliance and effectiveness, and updates will be made as necessary.

##### **Effective Date**

January 27, 2025

Motion was made by J. Shay and seconded by C. Niles to adjourn.

AYES: Piccola, Sayles, Niles, Shay, Vineall

Michael Holmes  
City Clerk