HERKIMER COUNTY LEGISLATURE MEETING  
Wednesday, September 16, 2020  
7:00 p.m.

6:25 p.m. – Public Hearing Community Development Grant funding – HPK Industries
PLEDGE OF ALLEGIANCE
Moment of Silence in Recognition of All Veterans, Past and Present
ROLL CALL

**Communications:**

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HERKIMER COUNTY LEGISLATURE MEETING
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311 Budget Officer/Purchasing Agent – Requesting transfer for expenses claimed to
the Childhood Lead Poisoning prevention Program in Public Health
WAYS & MEANS

312 Budget Officer/Purchasing Agent - Requesting to amend budget and create
project for detection, surveillance and prevention of COVID-19 in Public Health
WAYS & MEANS

313 Budget Officer/Purchasing Agent – Requesting to accept grant, amend budget
And create accounts for Cyber Security and Mitigation in Board of Elections
ADM. VET./AFFRS.
WAYS & MEANS

314 Budget Officer/Purchasing Agent - Requesting transfer of funds in 2020 budget
WAYS & MEANS

315 STOP-DWI Coordinator – Requesting to approve STOP-DWI plan for 2021
PUB. SFTY./
EMER. MGMT.
WAYS & MEANS

316 Budget Officer/Purchasing Agent – Requesting extension of Builders Insurance
Policy for the new Correctional Facility
PUB. SFTY./
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CO. PROPERTIES
WAYS & MEANS

317 County Treasurer – Submitting copy of letter regarding publication of audit
WAYS & MEANS

318 D’Arcangelo & Co., LLP – Submitting audit for year ending 2019
WAYS & MEANS

319 Director of Public Health – Submitting 2019 Annual Report
HUMAN RES.

320 County Highway Superintendent – Requesting increase in appropriation for
Project #405
HIGHWAYS

321 Herkimer County Sheriff – Requesting to approve contract with Business
Electronics, Inc. in Sheriff’s Department
PUB. SFTY./
EMER. MGMT.
WAYS & MEANS

322 Personnel Officer – Requesting part time employee in Board of Elections
ADM. VET./AFFRS.
WAYS & MEANS

323 Director of Office for the Aging – Requesting to hold virtual Senior Picnic
HUMAN RES.
WAYS & MEANS

324 Commissioners of Elections – Submitting request to authorize election
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ADM. VET./AFFRS.
WAYS & MEANS

325 County Highway Superintendent - Submitting letter concerning Farrell Road
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WAYS & MEANS
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326 County Highway Superintendent – Requesting resolution to accept land
Donation for highway purposes

327 County Attorney – Recommending settlement of claim

328 Herkimer County Sheriff – Requesting payment of licenses and increase of
service fee for Jail Physician

Consent Agenda:
213 WAYS & MEANS: Authorizing transfer of funds in Dept. of Social Services

214 WAYS & MEANS: Authorizing transfer of funds in the Public Health Dept.

215 WAYS & MEANS: Authorizing transfer of funds in the Public Health Dept.

216 PUB. SFTY./EMER. MGMT.: Approving 2021 STOP-DWI Plan


218 WAYS & MEANS: Setting date for Public Hearing on Intro. Local Law A for 2020

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Reports and Resolutions:
219 WAYS & MEANS: Authorizing transfer of funds

220 CO. PROPERTIES, PUB. SFTY./EMER. MGMT., WAYS & MEANS: Authorizing
Builders Risk Coverage for the Herkimer County Correctional Facility Project

221 HIGHWAYS: Reappointing County Superintendent of Highways


223 HIGHWAYS, WAYS & MEANS: Authorizing settlement agreement of claim

224 HIGHWAYS: Authorizing acceptance of conveyance of land for Highway purposes

225 PUB. SFTY./EMER. MGMT, WAYS & MEANS: Authorizing renewal of licenses and
increasing service fee for Jail Physician

226 ADMIN./VETS. AFFAIRS, WAYS & MEANS: Creating temporary part time position
in Board of Elections

227 ADMIN./VETS. AFFAIRS, WAYS & MEANS: Accepting grant, authorizing Chairman
to sign contract, establishing accounts, and amending budget in Board of Elections

228 Co. PROPERTIES, WAYS & MEANS: Awarding bid for snow plowing contract for the
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HERKIMER COUNTY LEGISLATURE MEETING
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229 PUB. SFTY./EMER. MGMT, WAYS & MEANS: Authorizing service maintenance agreement for voice recorder located at the Herkimer County Correctional Facility

230 HUMAN RES., WAYS & MEANS: Accepting relief fund payment and amending Budget in Mental Health

231 PUB. SFTY./EMER. MGMT, WAYS & MEANS: Accepting grant funding, authorizing e-signature, creating project, and amending 2020 budget in Emergency Services

232 HUMAN RES., WAYS & MEANS: Accepting grant, creating account, and amending budget in the Public Health Department

233 HUMAN RES., WAYS & MEANS: Amending budget for additional funding for the Immunization Action Plan in the Public Health Department

234 HUMAN RES., WAYS & MEANS: Accepting grant funding, authorizing signatures, creating accounts, creating project number, and amending the budget in the Public Health Department

235 HUMAN RES., WAYS & MEANS: Accepting funding, amending budget, and creating project in connection with COVID-19

236 CO. PLNG. & DEV.: Authorizing submission of a grant application to the New York State Office of Community Renewal for the HPK Industries Project

Adjourn to Wednesday, October 7, 2020
at 2:00 p.m.

Public Hearing on Introductory Local Law A at 1:15 p.m.
REPORT AND RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN DEPARTMENT OF SOCIAL SERVICES

Sponsored by: Committee on Ways & Means

WHEREAS, your Committee on Ways and Means, to which was referred a communication from Sheri A. Ferdula, Budget Officer/Purchasing Agent, dated August 25, 2020, submitting a request for a transfer of funds, reports that we have examined said communication, inquired into the subject matter thereof, and recommend that said transfers be made and offer the following Resolution:

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed to transfer the following sum from and to the following accounts in the 2020 Budget:

$75,000 From: A6109.40000, Family Assistance, Contractual
To: A6123.40000, Juvenile Delinquent, Contractual

and, be it further

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

HERKIMER COUNTY LEGISLATURE

No. 214

REPORT AND RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN THE PUBLIC HEALTH DEPARTMENT

Sponsored by: Committee on Ways & Means

WHEREAS, your Committee on Ways and Means, to which was referred a communication from Sheri A. Ferdula, Budget Officer/Purchasing Agent, dated July 13, 2020, submitting a request for a transfer of funds within the COVID-1 project in order to accurately reflect the submitted budget, reports that we have examined said communication, inquired into the subject matter thereof, and recommend that said transfers be made and offer the following Resolution:

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed to transfer the following sum from and to the following accounts in the 2020 Budget:

$3,392 From: A4188.10000-001, Bioterrorism, Salaries, COVID-1
To: A4188.10000-002, Bioterrorism, Overtime, COVID-1

$5,952 From: A4188.41000, Bioterrorism, Supplies, COVID-1
To: A4188.10000-002, Bioterrorism, Overtime, COVID-1

$627 From: A4188.86000, Bioterrorism, Health Insurance, COVID-1
To: A4188.46100, Bioterrorism, Mileage, COVID-1

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.

REPORT AND RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN THE PUBLIC HEALTH DEPARTMENT

Sponsored by: Committee on Ways & Means

WHEREAS, your Committee on Ways and Means, to which was referred a communication from Sheri A. Ferdula, Budget Officer/Purchasing Agent, dated July 13, 2020, submitting a request for a transfer of funds to properly account for expenses being claimed to the Childhood Lead Poisoning Prevention Program, reports that we have examined said communication, inquired into the subject matter thereof, and recommend that said transfers be made and offer the following Resolution:

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed to transfer the following sum from and to the following accounts in the 2020 Budget:

$3,134 From: A4189L.10000-001, Lead Prev., Salaries
    To:    A4189L.86000, Lead Prev., Health Insurance

$6,780 From: A4189L.10000-001, Lead Prev., Salaries
    To:    A4189L.46000, Lead Prev., Miscellaneous Expense

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.

WHEREAS, the New York State Legislature, by Chapter 913 of the Laws of 1981, established a Special Traffic Options Program for Driving While Intoxicated; and

WHEREAS, the said Law provides for the establishment of such a program by the counties of the State of New York; and

WHEREAS, the Herkimer County Legislature authorized by Resolution No. 270 for the year 1981, participation by the County of Herkimer in the STOP-DWI Program; and

WHEREAS, by letter dated August 24, 2020, Michael L. Edwards, STOP-DWI Coordinator, has submitted the STOP-DWI Plan for the year 2021 for approval by this Legislature; now, therefore, be it

RESOLVED:

1. That the Herkimer County Legislature hereby approves the STOP-DWI Plan for 2021;

2. That the funds accrued in the year 2020 and prior thereto be expended for the continuance of the STOP-DWI Program;

3. That the STOP-DWI Coordinator and Advisory Board submit timely reports regarding revenue obtained and expended within limits previously approved, to the appropriate committees of the County Legislature;

4. That the previous resolutions regarding the STOP-DWI Program be continued as resolved;

5. That certified copies of this Resolution be forwarded to the County Treasurer, Auditor, Budget Officer, STOP-DWI Coordinator, and the New York State Department of Motor Vehicles.

REPORT AND RESOLUTION APPROVING ANNUAL REPORT OF PUBLIC HEALTH NURSING SERVICE

Sponsored by: Committee on Human Resources

WHEREAS, your Committee on Human Resources, to which was referred the Annual Report of the Herkimer County Public Health Nursing Service, respectfully reports that we have examined the same, recommend the adoption of said report, and offer the following Resolution:

RESOLVED, that the 2019 Annual Report of the Public Health Nursing Service be adopted and placed on file with the Herkimer County Legislature for the year 2019.

RESOLUTION SETTING DATE FOR PUBLIC HEARING ON INTRODUCTORY LOCAL LAW A FOR 2020

Sponsored by: Committee on Ways and Means

We, the Committee on Ways and Means of the Herkimer County Legislature are causing to be prepared and will present Introductory Local Law A for the year 2020 entitled, “A LOCAL LAW TO IMPOSE A MORTGAGE RECORDING TAX WITHIN THE COUNTY OF HERKIMER”; now, therefore, be it

RESOLVED, that a Public Hearing will be held before the Herkimer County Legislature on the adoption of said proposed local law, to be conducted by the Committee on Ways and Means on the 7th day of October, 2020 at 1:15 p.m. via teleconference, Phone Number: 1-978-990-5000, Access Code: 548560, with written comments submitted to 109 Mary Street, Suite 1310, Herkimer, NY 13350; and, be it further

RESOLVED, that at least five days prior to such hearing the Clerk of the Legislature shall post a notice of said hearing on the bulletin board in the Courthouse and cause to be published said notice at least once in the Times Telegram; and, be it further

RESOLVED, that the Clerk of this Legislature place a copy of said act on the desk of each of the members of the County Legislature at least seven calendar days, exclusive of Sunday, prior to its adoption; and, be it further

RESOLVED, that if said local law shall be finally adopted, the Clerk of this Legislature shall file one certified copy thereof in the Office of the County Clerk, one certified copy in the Office of the Secretary of State and print and publish said local law in the official newspaper of the County of Herkimer pursuant to law.

REPORT AND RESOLUTION AUTHORIZING TRANSFER OF FUNDS

Sponsored by: Committee on Ways & Means

WHEREAS, your Committee on Ways and Means, to which was referred a communication from Sheri A. Ferdula, Budget Officer/Purchasing Agent, dated August 7, 2020, submitting a request for a transfer of funds, reports that we have examined said communication, inquired into the subject matter thereof, and recommend that said transfers be made and offer the following Resolution:

RESOLVED, that the Herkimer County Treasurer be, and she hereby is, authorized and directed to transfer the following sum from and to the following accounts in the 2020 Budget:

$30,000 From: A3150B.41000-113, New Correctional Facility, Drugs/Prescriptions
To: A3150.41000-113, Jail, Drugs/Prescriptions

$70,000 From: A3150B.44000, New Correctional Facility, Contracted Services
To: A3150.44000, Jail, Contracted Services

and, be it further

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

REPORT AND RESOLUTION AUTHORIZING BUILDERS RISK COVERAGE FOR THE HERKIMER COUNTY CORRECTIONAL FACILITY PROJECT

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

WHEREAS, by Resolution No. 273 of 2018, authorization was given to purchase Builders Risk insurance coverage for the Herkimer County Correctional Facility in the amount of $23,150 for a $25,000,000 policy through Hanover Insurance Company; and

WHEREAS, by Resolution No. 137 of 2020, authorization was given to extend the policy for a three month period; and

WHEREAS, by letter dated August 13, 2020, from Sheri A. Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that the completion date for the new correctional facility will be extended past the original time frame, with the current insurance for the site only in effect until September 30, 2020; and

WHEREAS, letter further requests to extend the policy for a three month period for an additional cost of $4,581.00, if the Certificate of Occupancy is obtained before that time the policy will be cancelled and the County will receive a credit for the change; now, therefore, be it

RESOLVED, that authorization is given to extend the policy for a three month period for an additional cost of $4,581.00, if the Certificate of Occupancy is obtained before that time the policy will be cancelled and the County will receive a credit for the change; and, be it further

RESOLVED, that in all other respects, Resolution No. 237 of 2018 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, and Budget Officer.

RESOLUTION REAPPOINTING COUNTY SUPERINTENDENT OF HIGHWAYS

Sponsored by: Committee on Highways

RESOLVED, that Mark Nagele of Herkimer, New York, be and he hereby is, reappointed County Superintendent of Highways for the County of Herkimer pursuant to the provisions of the Highway Law of the State of New York for a term of four years, to expire on September 25, 2024, at a salary as set forth in the 2020 Salary Schedule for 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 Mark Nagele.

HERKIMER COUNTY LEGISLATURE
No. 222

REPORT AND RESOLUTION AMENDING RESOLUTION NO. 186 OF 2020
APPROVING PROJECTS UNDER ARTICLE 6, SECTION 116 OF THE HIGHWAY
LAW

Sponsored by: Committee on Highways

WHEREAS, by Resolution No. 186 of 2020, this Legislature approved the use of County
Road Fund monies for Project No. 405, Emmonsburg Road, CR130, in the amount of $300,000;
and

WHEREAS, by letter dated September 1, 2020, Mark A. Nagele, County Highway
Superintendent, has advised that since that time, estimated costs for the project have increased as
a result of bidding, and he has requested an increase in the appropriated amount to $350,000;
now, therefore, be it

RESOLVED, that Resolution No. 186 of 2020 is hereby amended to increase the
estimated cost for the project to $350,000, and that County Road Fund monies in that amount are
hereby approved for that project; and, be it further

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

REPORT AND RESOLUTION AUTHORIZING SETTLEMENT AGREEMENT OF CLAIM

Sponsored by: Committee on Highways
                Committee on Ways & Means

WHEREAS, by letter of James J. Burns, Murphy Burns, LLP, 407 Albany Shaker Road, Loudonville, New York 12211 dated August 27, 2020, a recommendation was made to enter into a settlement agreement in the claim of Thomas T. Walsh and Jean Walsh, 749 Ball Road in the Town of Litchfield, New York; and

WHEREAS, the terms and conditions of the proposed settlement are satisfactory to the Herkimer County Highway Superintendent and the Herkimer County Highway Committee; now, therefore be it

RESOLVED, that the Herkimer County Legislature hereby approves a proposed settlement agreement with the County to replace and relocate a culvert under Ball Road in the Town of Litchfield and further with the claimants agreeing to dig and maintain a new drainage channel across their property, and releasing the County from any and all claims related to the allegations in their Notice of Claim dated November 27, 2019, subject to terms and conditions approved by the County Attorney’s Office; and, be it further

RESOLVED, that the Herkimer County Legislature hereby authorizes the Chairman of the Legislature to sign any documents necessary to achieve the settlement agreement, subject to the terms and conditions of the County Attorney’s Office; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Highway Superintendent and Attorney James J. Burns.

HERKIMER COUNTY LEGISLATURE

No. 224

REPORT AND RESOLUTION AUTHORIZING ACCEPTANCE OF CONVEYANCE OF LAND FOR HIGHWAY PURPOSES

Sponsored by: Committee on Highways

WHEREAS, the County of Herkimer desires to construct bank armoring located on Emmonsburg Road CR 130 at the bridge identified by BIN 3308080 which is located in the Town of Salisbury; and

WHEREAS, Kathleen Rose Neville has executed a statement of donation in order to transfer ownership of certain real property to the County of Herkimer, to wit, 0.078 ± acres;

WHEREAS, by letter dated August 25, 2020, Mark Nagele, County Highway Superintendent, has advised that the acquisition of this land is necessary for the construction of bank armoring located on Emmonsburg Road, County Route 130 at the bridge identified by BIN 3308080; now, therefore, be it

RESOLVED, that the County of Herkimer accept a donation of real property from Kathleen Neville, as Trustee of the Kathleen Rose Neville Revocable Trust dated March 4, 2020, said premises being approximately 0.078 ± acres in size in order to construct bank armoring located on Emmonsburg Road County Route 130 at bridge identified by BIN 3308080; and, be it further

RESOLVED, that the Chairman of the County Legislature is authorized to execute any documents necessary for the transfer of said premises from Kathleen Rose Neville as Trustee in order to effectuate said transfer and record the conveyance in the Office of the Herkimer County Clerk; and, be it further

RESOLVED, that a certified copy of this resolution be forwarded to the Herkimer County Treasurer, Auditor, Budget Officer, County Attorney, and County Highway Superintendent.

HERKIMER COUNTY LEGISLATURE

No. 225

REPORT AND RESOLUTION AUTHORIZING RENEWAL OF LICENSES AND INCREASING SERVICE FEE FOR JAIL PHYSICIAN

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

WHEREAS, Section 501 of the Correction Law of the State of New York requires that the Legislature appoint a physician duly authorized to practice medicine as the Physician to the Correctional Facility of the County of Herkimer; and

WHEREAS, by Resolution No. 142 adopted May 15, 2013, a contract was entered into with Dr. Russell Zelman of Little Falls, New York, to perform services as jail physician for the Herkimer County Correctional Facility at a rate of $2,000 per month, which resolution was amended by Resolution No. 270 adopted on November 13, 2013 to change the rate to “up to $2,000 per month”; and

WHEREAS, by Resolution No. 82 adopted on March 16, 2016, his fee for such jail physician services was reduced to $750 per month;

WHEREAS, by letter dated August 31, 2020 from Scott F. Scherer, Sheriff, this Legislature is advised that Dr. Zelman has requested the County to pay for his license renewals for his Medical Practice License at a cost of $630.00 for two years, and his DEA Controlled Substance License at a cost of $731.00 which expires on May 31, 2023, and to increase his fee for such jail physician services to $2000.00 per month; now, therefore, be it

RESOLVED, that this Legislature approves to increase Dr. Russell Zelman’s monthly rate to $2,000.00 per month, and to pay for his license renewals for his Medical Practice License at a cost of $630.00 for two years, and his DEA Controlled Substance License at a cost of $731.00 which expires on May 31, 2023; and, be it further

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

HERKIMER COUNTY LEGISLATURE

No. 226

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

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

WHEREAS, by letter dated August 6, 2020, the Commissioners of Elections have requested that a temporary, part-time position be established in the Board of Elections; and

WHEREAS, by letter dated September 8, 2020, Steven R. Billings, Personnel Officer, states your committees have been advised that a temporary, part-time position of Clerk be established in Account A1450A effective from September 15, 2020 through November 24, 2020 at an hourly rate of $15.00; now, therefore, be it

RESOLVED, that a temporary, part-time position of Clerk be established in Account A1450A effective from September 15, 2020 through November 24, 2020 at an hourly rate of $15.00; and, be it further

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

REPORT AND RESOLUTION ACCEPTING GRANT, AUTHORIZING CHAIRMAN TO SIGN CONTRACT, ESTABLISHING ACCOUNTS, AND AMENDING BUDGET IN BOARD OF ELECTIONS

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

WHEREAS, by letter dated August 3, 2020, from Kim S. Tranter and Anthony C. Fumarola, Commissioners of Elections, this Legislature is advised of a request to accept grant funding, authorize Chairman to sign the contract, create accounts, and amend the budget in connection with a Cyber Security Remediation and Mitigation Grant in Board of Elections in the amount of $77,574.13; and

WHEREAS, by letter dated August 6, 2020, Sheri A. Ferdula, Budget Officer/Purchasing Agent has requested accounts be created and the 2020 budget be amended as follows:

Revenue:  
   A1450K.4089K, Cyber Security Grant, Federal Aid $77,574.13

Expenses:  
   A1450K.22000, Cyber Security Grant, Computer Equipment $11,174.13
   A1450K.40700, Cyber Security Grant, Software $29,200
   A1450K.44000, Cyber Security Grant, Contracted Services $37,200

now, therefore, be it

RESOLVED, that this Legislature hereby accepts receipt of the Cyber Security Remediation and Mitigation Grant in the amount of $77,574.13, and amends the budget as listed; and, be it further

RESOLVED, that the Chairman of this Legislature is authorized to sign all necessary documents relating to this grant; and, be it further

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

REPORT AND RESOLUTION AWARDING BID FOR A SNOW PLOWING CONTRACT FOR THE NEW CORRECTIONAL FACILITY

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

WHEREAS, by letter dated July 15, 2020, from Sheri Ferdula, Budget Officer/Purchasing Agent, she has advised that bids were received for a snow plowing contract for the new correctional facility on Monday July 13, 2020; and

WHEREAS, it is the recommendation of your committees to award the contract to Art Bass Concrete, 1029 Honey Hill Road Poland 13431, at a cost of $850 per visit (3 hour visit) with an additional $150 for salt/sand; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby awards a bid for a snow plowing contract for the new correctional facility, at a cost of $850 per visit (3 hour visit) with an additional $150 for salt/sand, to Art Bass Concrete; and, be it further

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

REPORT AND RESOLUTION AUTHORIZING SERVICE MAINTENANCE AGREEMENT FOR VOICE RECORDER LOCATED AT THE HERKIMER COUNTY CORRECTIONAL FACILITY

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

WHEREAS, by Resolution No. 211 adopted on September 7, 2011 a contract was entered into with Business Electronics Inc., of Connecticut, for the installation of voice recorder and computer software updates located at the Herkimer County Correctional Facility; and

WHEREAS, by letter dated August 27, 2020, Scott F. Scherer, Sheriff, has requested approval of a service maintenance contract on said voice recorder system for the period of October 1, 2020 through December 31, 2020 at a cost of $1,020.00; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to enter into a service maintenance contract with Business Electronics, Inc., 6 Capital Drive, Wallingford, CT 06492 for the Verint Audiolog Voice Recorder and computer software updates on the Verint Tier II Remote; and; be it further

RESOLVED, that said contract shall be for the period October 1, 2020 through December 31, 2020 and shall be subject to the review and approval of the Herkimer County Attorney; and, be it further

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

REPORT AND RESOLUTION ACCEPTING RELIEF FUND PAYMENT AND AMEND BUDGET IN MENTAL HEALTH

Sponsored by: Committee on Human Resources  
                Committee on Ways & Means

WHEREAS, by letter dated July 13, 2020 from Sheri Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised of a Relief Fund Payment in the amount of $4,672.97 from the Provider Relief Fund which is funded through the CARES Act, Paycheck Protection Program and Health Care Enhancement Act to reimburse eligible health care providers for health care related expenses or lost revenues due to COVID-19; and

WHEREAS, letter further advises that the 2020 budget will need to be amended to accept the funding; now, therefore, be it

RESOLVED, that the 2020 Herkimer County Budget is hereby amended in the amounts listed:

A4320.4490, Mental Health, Federal Aid
From: $100,000  
     To: $104,672.97

A4320.41000, Mental Health, Supplies
From: $5,000  
     To: $9,672.97

and, be it further

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

HERKIMER COUNTY LEGISLATURE

No. 231

REPORT AND RESOLUTION ACCEPTING GRANT FUNDING, AUTHORIZING E-SIGNATURE, CREATING PROJECT, AND AMENDING 2020 BUDGET

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

WHEREAS, by letter dated August 25, 2020, John J. Raymond, Director of Emergency Services has advised of an Emergency Management Program Grant FY2020 in the amount of $28,751.00 provided by the U.S. Department of Homeland Security and FEMA and will be managed by New York State Division of Homeland Security and Emergency Services; and

WHEREAS, letter further advises this is a 50/50 matching grant with a performance period of October 1, 2019 through September 30, 2022; and

WHEREAS, by letter dated July 13, 2020, from Sheri A. Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that a project be established, and the 2020 budget must be amended; now, therefore, be it

RESOLVED, that the above described grant is hereby accepted, a project is established, and that the 2020 budget be amended as follows:

A3020A.4389H, Emergency Mgmt, HS, Federal Aid, Proj EM06-7

From: $0
To: $28,751

A3020A.25000, Emergency Mgmt, HS, Other Equip., Proj EM06-7

From: $0
To: $28,751

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 Emergency Services.

HERKIMER COUNTY LEGISLATURE

No. 232

REPORT AND RESOLUTION ACCEPTING GRANT, CREATING ACCOUNT, AND AMENDING BUDGET IN THE PUBLIC HEALTH DEPARTMENT

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

WHEREAS, by letter dated August 25, 200 from Christina Cain, Director of Public Health, this Legislature is advised of a grant in the amount of $6,727.72 from the New York State Association of Public Health Officials for flexible funding available for rurally based local health departments to fund COVID-19 Emergency Response efforts to purchase personal protective equipment and cleaning supplies for local childcare providers; and

WHEREAS, by letter dated August 25, 2020, Sheri Ferdula, Budget Officer and Purchasing Agent, has advised that an amendment to the 2020 budget and creation of a revenue account is necessary to utilize the funding; now, therefore, be it

RESOLVED, that the 2020 budget be amended and a revenue account be created as follows:

Revenue  
A4010.2706, Public Health, Grant from Local Gov’t  
From: $0  
To: $6,727.72

Expenses  
A4010.41000, Public Health, Supplies  
From: $4,200.00  
To: $10,927.72

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

REPORT AND RESOLUTION AMENDING BUDGET FOR ADDITIONAL FUNDING FOR THE IMMUNIZATION ACTION PLAN IN THE PUBLIC HEALTH DEPARTMENT

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

WHEREAS, by communication dated August 25, 2020, Sheri Ferdula, Budget Officer/Purchasing, has advised of additional funding from the New York State Department of Health for the Immunization Action Plan in the amount of $13,678 to expand and enhance LHD influenza vaccine outreach and activities for the 2020-21 flu season; and

WHEREAS, this letter further requests to amend the 2020 Budget in connection with the receipt of said funding; now, therefore, be it

RESOLVED, that the 2020 Herkimer County Budget is hereby amended as follows:

Revenue:
A4189A.4489A, Immunization, Federal Aid, Proj PH06-17  
From: $31,307  
To: $44,985

Expenses:
A4189A.10000-001, Immunization, Salaries, Proj PH06-17  
From: $21,575  
To: $31,575

A4189A.86000, Immunization, Health Insurance, Proj PH06-17  
From: $3,116  
To: $6,794

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.

WHEREAS, Resolution No. 261 of 2019 accepted Substance Abuse and Mental Health Services Administration “System of Care Expansion and Sustainability” Grant Funding for the period of September 30, 2019 to September 29, 2023; and

WHEREAS, by letter dated August 4, 2020, Christina Cain, Director of Public Health has requested to amend the budget to include the year two allocation for the award, in the amount of $989,447, effective September 30, 2020 through September 29, 2021; and

WHEREAS, by letter dated July 13, 2020 from Sheri A. Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that Project PH20-2 be established for these funds and that the 2020 budget be amended; now, therefore, be it

RESOLVED, that the above described grant is hereby accepted and that the 2020 budget be amended as follows:

Revenue:
A4189N.4489N, Care Exp. and Sus. Grant, Federal, Proj PH20-2 From: $0
To: $989,447

Expense:
A4189N.44000, Care Exp. And Sus. Grant, Contracted Svs, Proj PH 20-2 From: $0
To: $989,447

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.

HERKIMER COUNTY LEGISLATURE

No. 235

REPORT AND RESOLUTION ACCEPTING FUNDING, AMENDING BUDGET, AND CREATING PROJECT IN CONNECTION WITH COVID-19

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

WHEREAS, by letter dated August 4, 2020 from Christina Cain, Director of Public Health, this Legislature is advised that the Herkimer County Public Health Department will be receiving funding from the Health Research Inc./New York State Department of Health for enhanced detection, surveillance and prevention of COVID-19 for a two year period beginning July 1, 2020 through June 30, 2022, in the amount of $254,543; and

WHEREAS, by letter dated August 13, 2020 from Sheri Ferdula, Budget Officer/Purchasing Agent, this Legislature is advised that the 2020 budget will need to be amended to allow for use of these funds as well as the creation of a project; now, therefore, be it

RESOLVED, that the 2020 Herkimer County Budget is hereby amended in the amounts listed:

Revenue:
A4188.4403, Bioterrorism, Federal, COVID-2

From: $0
To: $254,543

Expenses:
A4188.10000-001, Bioterrorism, Salaries, COVID-2

From: $0
To: $166,008

A4188.10000-002, Bioterrorism, Overtime, COVID-2

From: $0
To: $50,000

A4188.41000, Bioterrorism, Supplies, COVID-2

From: $0
To: $5,785

A4188.42100-295, Bioterrorism, Cell Phones, COVID-2

From: $0
To: $750

A4188.46100, Bioterrorism, Mileage, COVID-2

From: $0
To: $2,000

A4188.81000, Bioterrorism, Retirement, COVID-2

From: $0
To: $10,000

A4188.86000, Bioterrorism, Health Ins., COVID-2

From: $0
To: $20,000

and, be it further
RESOLVED, that the Chairman of the Legislature be authorized to sign all documents relating to additional funding; 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.

RESOLUTION AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR THE HPK INDUSTRIES PROJECT

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

WHEREAS, the Herkimer County Industrial Development Agency (the “IDA”) has requested that the County apply for economic development assistance to the New York State Office of Community Renewal (OCR); and

WHEREAS, the project is for HPK Industries for a total of $450,000, consisting of $434,000 for working capital, $8,000 for administration, and $8,000 for program delivery; and

WHEREAS, the County held a public hearing on September 16, 2020 on the proposed application and project; now, therefore be it

RESOLVED, that the Chairman is hereby authorized to submit a grant application on behalf of the County in an amount of $450,000 to the OCR for the above described project; and be it further

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

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