

MINUTES
Herkimer County Legislature
Second Quarter – Second Day
Wednesday, April 22, 2020
7:00 p.m.

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

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

Chairman Bono 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, Johnson, Stephens, Keeler, Brezinski, Manno, Smith, Bono, Ackerman, Donley, Campione, Russell, Shaw, Weakley (17).

Absent: None.

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

Pursuant to Rule 8 of the Rules of the County Legislature, Chairman Bono asked if there were any objections or corrections to the minutes of April 1, 2020. 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. Smith & Mr. Johnson requested Communication No. 160 be read.

No. 157 – A communication was received from the Herkimer County Soil & Water Conservation District advising of monthly meeting. Filed.

No. 158 – A communication was received from the Homes and Community Renewal submitting approved Concurrence Letter for project. Filed.

No. 159 – A communication was received from the County Auditor submitting corrected tax applications for March 2020. Filed.

No. 160 – A communication was received from the County Attorney submitting Notice of Claim. Filed.

No. 161 – A communication was received from the Herkimer County Sheriff submitting Monthly Report for January 2020. Referred to the Committee on Public Safety & Emergency Management.

No. 162 – A communication was received from the Herkimer County Sheriff submitting Monthly Report for February 2020. Referred to the Committee on Public Safety & Emergency Management.

No. 163 – A communication was received from the Budget Officer/Purchasing Agent requesting approval for Smoke Control System for the New Correctional Facility. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 164 – A communication was received from the Herkimer County Sheriff submitting 2019 Annual Report. Referred to the Committee on Public Safety & Emergency Management.

No. 165 – A communication was received from the STOP-DWI Coordinator submitting 2019 Annual Report. Referred to the Committee on Public Safety & Emergency Management.

No. 166 – A communication was received from the Executive Director of the Youth Bureau submitting 2019 Annual Report. Referred to the Committee on County Planning & Development.

No. 167 – A communication was received from the Budget Officer/Purchasing Agent requesting a transfer in the Sewer District for the purchase of a pump. Referred to the Committee on Ways & Means.

No. 168 – A communication was received from the Budget Officer/Purchasing Agent requesting amendment in the 2020 budget for Immunization Action Plan. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 169 – A communication was received from the Commissioner of Social Services requesting to suspend agreement with Probation and authorize contract with ICAN. Referred to the Committee on Human Resources and the Committee on Ways & Means.

No. 170 – A communication was received from the Budget Officer/Purchasing Agent requesting purchase of iPads and appropriating funds. Referred to the Committee on Information Services and the Committee on Ways & Means.

No. 171 – A communication was received from the Budget Officer/Purchasing Agent awarding bid for concrete equipment shelter in Emergency Services. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

No. 172 – A communication was received from the County Attorney requesting authorization to hire a Construction Law Attorney. Referred to the Committee on Public Safety & emergency management and the Committee on Ways & Means.

No. 173 – A communication was received from the Herkimer County Sheriff requesting amendment to Inmate Telephone Service Agreement. Referred to the Committee on Public Safety & Emergency Management and the Committee on Ways & Means.

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

The Chairman proceeded with Reports and Resolutions beginning with the consent agenda.

On motion of Mr. Shaw, seconded by Mr. Stephens, Resolution No. 117 – Resolution No. 120 were handed up; voted on and adopted by voice vote:

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

Consent Agenda:

- 117 PUB.SFTY./EMER. MGMT.: Adopting Annual Report of the Sheriff
- 118 PUB.SFTY./EMER. MGMT.: Adopting Annual Report of HC STOP-DWI
- 119 CO. PLANNING & DEV.: Adopting Annual Report of the Youth Bureau
- 120 WAYS & MEANS: Authorizing transfer of funds in Sewer District

The Chairman continued with the Regular Agenda.

On motion of Mr. Shaw, seconded by Mr. Smith, Report and Resolution No. 121 sponsored by the Committee on Human Resources and the Committee on Ways and Means authorizing renewal of contract with NYS Dept. of Health for Immunization Action Plan and amending budget was handed up; voted on and adopted by voice vote:

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

On motion of Mr. Shaw, seconded by Mr. Russell, Report and Resolution No. 122 sponsored by the Committee on Human Resources and the Committee on Ways and Means amending Resolution No. 357 of 2019 to suspend agreement between DSS and Probation and authorize agreement with ICAN was handed up; voted on and adopted by voice vote:

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

On motion of Mr. Schrader, seconded by Mr. Keeler, Report and Resolution No. 123 sponsored by the Committee on Information Services and the Committee on Ways & Means approving purchase of iPads and appropriating funds 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: Johnson (1).

Absent: None.

On motion of Mr. Stephens, seconded by Mr. Weakley, Report and Resolution No. 124 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means awarding bid for concrete equipment shelter was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Stephens, seconded by Mr. Weakley, Report and Resolution No. 125 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means authorizing retainer of Construction Litigation Counsel was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Stephens, seconded by Mr. Weakley, Report and Resolution No. 126 sponsored by the Committee on Public Safety & Emergency Management and the Committee on Ways & Means authorizing an amendment to agreement with Global Tel*Link for Inmate Long Distances Services was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

On motion of Mr. Campione, seconded by Mr. Brezinski, Resolution No. 127 sponsored by the Committee on Natural Resources setting Public Hearing on Annual Thirty-Day Inclusion was handed up; voted on and adopted by voice vote:

For: Ayes (17).

Against: None.

Absent: None.

Chairman Bono stated that pursuant to Rule 6(12) they would proceed with comments by legislators. There were no comments.

Chairman Bono: "If there are no comments, I'd like to call on Diane Ward, our Acting Director of Public Health to just give us an update of the situation with the pandemic and where we are and any comments she may have."

Diane Ward: "Good evening. So as of close of business today, we had 70 positive test results. Out of that 70, two are hospitalized. We have a total of 37 recovered, and at this time we have three COVID deaths in the County. Our negative test results are at 600, which is really good. It was really slow in the beginning to get test results back, especially negatives but they are starting to come in more and more every day. In mandatory quarantine with Public Health orders, there are 52 people on those, we released 11 today. We had people recovering and asymptomatic at the end of their quarantine period. We have 78 people on precautionary

quarantine, where they have been exposed to, or a lot of what we're seeing right now are people that were at providers offices and were exposed to either another patient that tested positive for COVID-19 or a staff member that tested positive for COVID-19. Right now Bassett tent in Herkimer is doing a lot of testing, if people call the Bassett hotline, they're getting appointments hopefully within 24 hours, sometimes you have to call back but most of the time they are being accomplished within 24 hours for an appointment to be tested. With the Bassett test site, you just have to be a resident of the 18 counties that Bassett services, you do not need to be a Bassett patient to receive the testing there. Does anybody have any questions for me?"

Chairman Bono: "Diane could you go over the precautionary and mandatory quarantine protocols that you have in the Department of Health just to help anybody out there who is listening or the Legislators."

Diane Ward: "Yes. No problem. Anybody that has mandatory Public Health orders, nursing staff has to go out and see them every day that they are on orders to make sure that they are home, they are following the Public Health orders of staying home in a quarantine situation. We're always asking them about signs and symptoms. At times, with the new requirements for releasing a positive patient, it is seven days from onset of symptoms and three days from the last time that you had a fever and your symptoms are resolving. So everyone is different. The precautionary quarantine is a phone call every day. So we are actually calling these people, seeing how they are doing, and asking if they have any questions or concerns. With these, these are ones that we are providing letters for them to return to work for that payment by their employer while they are out on quarantine so they are able to be paid with the NYS guidelines. Also, with the mandatory quarantine we are asking if they need help obtaining medications, food, any type of social services, stuff like that just to make sure their needs are being met while they are in mandatory quarantine where they can't leave their home for 14 days or more."

Chairman Bono: "Does any Legislator have any questions for Diane?"

Legislator Keeler: "Diane, this is Bill. I just wanted to know if this is open to all people or just people with symptoms?"

Diane Ward: "Precautionary quarantine is a lot of time people without symptoms. Our mandatory quarantine is the household. So, if I tested positive my husband and two children would also be on mandatory quarantine even if they are not showing any signs or symptoms."

Legislator Keeler: "I was meaning about the testing at Bassett. Is it for all or just those that are experiencing symptoms?"

Diane Ward: "They are going through the protocol, ideally symptomatic but we had some employees in sensitive situations where we felt testing was needed. We have worked with them to obtain testing through Bassett. Some of the people we have had tested were asymptomatic but they were in sensitive work fields."

Legislator Keeler: "Thank you."

Chairman Bono: “Diane could you go over the availability of the testing and how that is going and what’s to come with this?”

Diane Ward: “Right now we talked with Bassett, a week ago they only had done four tests at their tent and I started panicking that we were running out of tests. They reassured me that they have plenty of test materials available for anybody that needs or wants testing. I know the Governor keeps talking about antibody testing; I know nothing about that testing. I’ve had a lot of calls come in to our Health Department asking about it, and I did receive a little bit of information from NYS Department of Health, but they were targeting healthcare workers and encouraged healthcare workers to contact their employers about the antibody testing.”

Chairman Bono: “We know that is a fluid situation, in our conference calls with the state every day that comes up. Does any other Legislator have a comment?”

Legislator Shaw: “I think Diane is doing a great job over there, through this.”

Chairman Bono: “I was just going to say that Mr. Shaw. Not just that department, but all of the departments of the County. Certainly this has thrown a curveball to the scheduling of day to day work. Everybody is doing a great job, all of the departments. In particular the Public Health Department, they are at the top of the list here and going through a lot not just their daily duties but trying to cover this. Everyone is to be commended. It’s a great team effort. Nobody would’ve thought we would be here but we are dealing with it the best we can and we’ll get through it. One other item I have is, we’ve been on calls with other Counties in regard to the start up. We did meet with five other counties the other day. Apparently the Governor has thrown another curveball and reassigned us to a different region. We should know by the end of the week which direction we are headed with that. There will be some start up talks and which industries and businesses will open up, how they will open up, and the scheduling of that. Much needed, we don’t want to hurt our businesses. They are already struggling. Hopefully we can get them up and going but keep everybody safe. Anyone else? I’ll entertain a motion to adjourn.”

At 7:18 p.m. on motion of Mr. Manno, seconded by Mr. Stephens, the Legislature adjourned to Wednesday, May 13, 2020 at 7:00 p.m., with a Public Hearing on Open Enrollment for the Agricultural Districts at 6:30 p.m.

Brittney R. Viscomi, Clerk



HERKIMER COUNTY LEGISLATURE

No. 117

REPORT AND RESOLUTION APPROVING ANNUAL REPORT OF THE SHERIFF

Sponsored by: Committee on Public Safety and Emergency Management

WHEREAS, your Committee on Public Safety & Emergency Management, to which was referred the communication from the Herkimer County Sheriff submitting the 2019 Annual Report of the Sheriff's Office, respectfully reports that we have examined the said report, recommend that it be adopted and offer the following Resolution:

RESOLVED, that the 2019 Annual Report of the Sheriff's Office is hereby adopted and that a copy thereof be placed on file with the Herkimer County Legislature for the year 2019.

Dated: April 22, 2020.



HERKIMER COUNTY LEGISLATURE

No. 118

REPORT AND RESOLUTION ADOPTING ANNUAL REPORT OF HERKIMER COUNTY STOP-DWI PROGRAM

Sponsored by: Committee on Public Safety/Emergency Management

WHEREAS, your Committee on Public Safety and Emergency Management, to which was referred the Annual Report of the Herkimer County STOP-DWI Program for the year 2019, respectfully reports that we have examined said report and recommend that it be approved, and offer the following Resolution:

RESOLVED, that the Annual Report of the Herkimer County STOP-DWI Program for the year 2019 be approved and placed on file in the Office of the Herkimer County Legislature.

Dated: April 22, 2020.



HERKIMER COUNTY LEGISLATURE

No. 119

REPORT AND RESOLUTION ADOPTING ANNUAL REPORT OF HERKIMER COUNTY YOUTH BUREAU

Sponsored by: Committee on County Planning and Development

WHEREAS, your Committee on County Planning and Development, to which was referred the Annual Report of the Herkimer County Youth Bureau for the year 2019 respectfully reports that we have examined said report and recommend that it be approved, and offer the following Resolution:

RESOLVED, that the Annual Report of the Herkimer County Youth Bureau for the year 2019 be approved and placed on file in the Office of the Herkimer County Legislature.

Dated: April 22, 2020.



HERKIMER COUNTY LEGISLATURE

No. 120

REPORT AND RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN HERKIMER COUNTY SEWER DISTRICT

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 April 2, 2020, submitting a request for transfer of funds, reports that we have examined said communication, inquired into the subject matter 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 sum from and to the following accounts in the 2020 Budget:

Transfer:

\$7,500

From: G8130.44000-540, Sewage Treatment Plant, Solids Handling

To: G8130.25000, Sewage Treatment Plant, Other Equipment

and, be it further

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

Dated: April 22, 2020.



HERKIMER COUNTY LEGISLATURE

No. 121

REPORT AND RESOLUTION AUTHORIZING RENEWAL OF CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR IMMUNIZATION ACTION PLAN AND AMENDING BUDGET

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

WHEREAS, by communication dated April 1, 2020, Diane Ward, Director of Health Services, has advised that the New York State Department of Health has forwarded a contract for renewal of the grant agreement for the Immunization Action Plan for the period from April 1, 2020 through March 31, 2021, with the contract amount being \$31,307.00; and

WHEREAS, by letter dated April 2, 2020 from Sheri Ferdula, Budget Officer, this Legislature is advised of a request to amend the 2020 Budget in connection with the receipt of the amount of \$31,307.00 under said grant; now, therefore, be it

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

Revenue Account:	A4189A-4489A-PH06-17	From:	\$0
		To:	\$31,307
Expense Account:	A4189A-10000-001 PH06-17	From:	\$0
		To:	\$21,575
	A4189A-41000-PH06-17	From:	\$0
		To:	\$1,150
	A4189A-44000-521-PH06-17	From:	\$0
		To:	\$2,000
	A4189A-46100-PH06-17	From:	\$0
		To:	\$350
	A4189A-81000-PH06-17	From:	\$0
		To:	\$3,116
	A4189A-86000-PH06-17	From:	\$0
		To:	\$3,116

and, be it further

RESOLVED, that the Chairman of this Legislature is hereby authorized to e-sign a renewal of the contract between the County of Herkimer and the New York State Department of Health to receive \$31,307.00 in funding for the Immunization Action Plan for the period April 1, 2020 through March 31, 2021; 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: April 22, 2020.



HERKIMER COUNTY LEGISLATURE

No. 122

REPORT AND RESOLUTION AMENDING RESOLUTION NO. 357 OF 2019 TO SUSPEND THE PREVENTIVE SERVICES AGREEMENT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND THE PROBATION DEPARTMENT AND AUTHORIZE AN AGREEMENT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND INTEGRATED COMMUNITY ALTERNATIVES NETWORK (ICAN) FOR AN ADDITIONAL PREVENTIVE SERVICES WORKER

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

WHEREAS, Resolution No. 357 of 2019 authorized a contract between the Department of Social Services (DSS) and the Probation Department to reflect the inclusion of one (1) full time Probation Officer and .15 PTE Probation Supervisor allocated to the unit effective January 1, 2020, as well as entering into an agreement with Integrated Community Alternatives Network (ICAN) for the provision of one (1) full time Preventive Services Worker at a cost not to exceed \$69,564 annually; and

WHEREAS, by letter dated April 1, 2020, from Timothy Seymour, Commissioner of Social Services, he has advised that the Probation Department will no longer provide a contracted Probation Officer or Supervisor operating in the unit, and has requested that the Preventive Services contract between DSS and Probation be suspended; and

WHEREAS, he has further advised that it will be necessary to enter into an agreement with Integrated Community Alternatives Network (ICAN), 310 Main Street, Utica, NY for the provision of a second full time Preventative Services Worker at a cost not to exceed \$69,564 annually in order to maintain the same level of service, for a term of May 1, 2020 through December 31, 2020; now, therefore be it

RESOLVED, that the agreement between DSS and Probation is suspended; and, be it further

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 May 1, 2020 through December 31, 2020; and, be it further

RESOLVED, that the Chairman is authorized to execute an extension of the agreement with ICAN upon the same or more favorable terms and conditions; and, be it further

RESOLVED, that in all other respects, Resolution No. 357 of 2019 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, Director of Probation, and ICAN.

Dated: April 22, 2020.



HERKIMER COUNTY LEGISLATURE

No. 123

REPORT AND RESOLUTION APPROVING PURCHASE OF IPADS AND APPROPRIATING FUNDS

**Sponsored by: Committee on Information Services
Committee on Ways and Means**

WHEREAS, by letter dated April 2, 2020, Sheri Ferdula, Budget Officer has requested approval for the purchase of 25 iPads for use by the Legislators, the Clerk and Deputy Clerk of the Legislature, County Administrator, Secretary to County Administrator, Budget Officer, Personnel Officer, and County Attorney, at a price of \$473 per iPad, plus \$774.75 for covers and keyboards for all 25 iPads, at a price not to exceed \$13,500; and

WHEREAS, letter further requests an appropriation be made from the computer reserve to make said purchase; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby authorizes the purchase of 25 iPads for use by the Legislators, Clerk and Deputy Clerk of the Legislature, County Administrator, Secretary to County Administrator, Budget Officer, Personnel Officer, and County Attorney, at a price of \$473 per iPad, plus \$774.75 for covers and keyboards for all 25 iPads, at a price not to exceed \$13,500; and, be it further

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

\$13,500 From: A878, Computer System Reserve
 To: A1680.22000, Information Services, Computer Equipment

and, be it further,

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

Dated: April 22, 2020.



HERKIMER COUNTY LEGISLATURE

No. 124

REPORT AND RESOLUTION AWARDING BID FOR CONCRETE EQUIPMENT SHELTER

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

WHEREAS, by letter dated April 6, 2020, John Raymond, Director of Emergency Services, has advised that bids were received for a concrete equipment shelter for the Spohn Hill Tower site and recommends the bid be awarded to VFP, Inc., 5410 Fallowater Lane, Roanoke, VA 24019, in the amount of \$84,538 with an estimated cost of \$6,462; and

WHEREAS, by letter dated April 3, 2020, from Sheri Ferdula, Budget Officer/Purchasing Agent, she has advised that bids were opened and read aloud in the Office of the Purchasing Agent on April 3, 2020 and confirms the recommendation of Director of Emergency Services; now, therefore, be it

RESOLVED, that the Herkimer County Legislature hereby awards a bid for a concrete equipment shelter for the Spohn Hill Tower, in the amount of \$84,538 with an estimated cost of \$6,462 for shipping, using 2016 State Interoperable Communications Grant funding (Project 19-2) for the Emergency Services Department; and, be it further

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

Dated: April 22, 2020.



HERKIMER COUNTY LEGISLATURE

No. 125

REPORT AND RESOLUTION AUTHORIZING RETAINER OF CONSTRUCTION LITIGATION COUNSEL

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

WHEREAS, by letter dated April 14, 2020, Anthony J. Adams, Jr., Esq, of Adams LeClair, LLP, Attorneys, 28 East Main Street, Suite 1500, Rochester, New York 14614 has described the services he can provide in connection with review of contract documents and project information necessary to assist the County and/or its consultants in responding to a contractual “notice of claim” letter received in reference to construction of the new Herkimer County Correctional Facility; and

WHEREAS, the retainer letter of Anthony J. Adams, Jr., Esq dated April 14, 2020 describes the terms by which his services would be retained at the rate of \$350.00 per hour, \$220.00 per hour to \$250.00 per hour for the services of associates and other partners at Adams LeClair, LLP and \$95.00 per hour for paralegal services and payment of disbursements to third parties, with a cap of \$3,500.00 for total fees in order to proceed with review of contract documents, project information and appropriate response to the “notice of claim”; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute the above described retainer letter regarding the parcel in question; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Treasurer, County Auditor, Budget Officer, County Attorney, and Anthony J. Adams, Jr., Esq, of Adams LeClair, LLP.

Dated: April 22, 2020.



HERKIMER COUNTY LEGISLATURE

No. 126

REPORT AND RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT WITH GLOBAL TEL*LINK FOR INMATE LONG DISTANCE SERVICES

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

WHEREAS, by communication dated April 14, 2020, Scott F. Scherer, Herkimer County Sheriff, has requested an amendment to the Inmate Telephone Service Agreement with Global Tel*Link Corporation of Reston, Virginia, for the provision of management, operation and maintenance of inmate telephones at the Herkimer County Correctional Facility; and

WHEREAS, inmate visitation by the public and family members at the Herkimer County Correctional Facility has been suspended during the Coronavirus emergency; and

WHEREAS, prior agreement authorized by Resolution No. 266 of 2014 provided that the County of Herkimer receive a monthly commission at a rate of 55%, with no cost to the County, of the billed revenue from said calls, with such commissions to be deposited into Account A3150A.2450A, Commissions, Correctional Facility Fund; now, therefore, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to continue and amend said Inmate Telephone Services Agreement with Global Tel*Link Corporation to increase the commission rate of Herkimer County to 80%, with no cost to the County, of the billed revenue from said calls with such commissions to be deposited into Account A 3150A.2450A, Commissions, Correctional Facility Fund, and to reduce the rate charged to incarcerated individuals to \$0.15 per minute with all other terms and conditions of said prior agreement concerning management, operation and maintenance of inmate telephones at the Herkimer County Correctional Facility remaining the same; and, be it further

RESOLVED that the amendment to the Inmate Telephone Services Agreement will remain in effect until inmate visitation resumes at which point the original terms and conditions of the Inmate Telephone Service Agreement will continue until such time that the Sheriff determines that said Inmate Telephone Service Agreement will be terminated; and be it

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

Dated: April 22, 2020.



HERKIMER COUNTY LEGISLATURE

No. 127

RESOLUTION SETTING PUBLIC HEARING ON ANNUAL THIRTY-DAY PERIOD FOR 2020 FOR INCLUSION OF VIABLE AGRICULTURAL LAND WITHIN A CERTIFIED AGRICULTURAL DISTRICT

Sponsored by: Committee on Natural Resources

WHEREAS, Section 303-b of the Agriculture and Markets Law provides that the County Legislature of a county containing a certified agricultural district must designate an annual 30 day period, within which a landowner may submit a request for inclusion of land which is predominately viable agricultural land within a certified agricultural district; and

WHEREAS, Resolution No. 146 adopted by this Legislature on May 19, 2004, set the annual 30 day period from January 1 through January 31 of each year; and

WHEREAS, pursuant to statute, requests received during said 30 day period for 2020 were referred to the County Agricultural and Farmland Protection Board for their recommendation, and reports are now ready to be made and a public hearing may now be held; now, therefore, be it

RESOLVED, that a Public Hearing be held on the 13th of May, 2020 at 6:30 p.m. on the proposed additions to Agricultural Districts for the year 2020; and, be it further

RESOLVED, that the Clerk of this Legislature give proper notice thereof pursuant to Section 303-b of the Agriculture and Markets Law of the State of New York; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Herkimer County Soil and Water Conservation District, Cornell Cooperative Extension Services and the Herkimer-Oneida Counties Comprehensive Planning Program.

Dated: April 22, 2020.