

## Budget & Finance

Legislative Chambers, Montgomery County Office Bldg, 64 Broadway, Fonda, NY

6:05 PM

4/20/2021

Robert Headwell, Jr., Chairman of Budget & Finance, Legislator, District 4 called the Budget and Finance Committee meeting to order at 6:24 pm.

Committee members present:

Robert Headwell, Jr., Chairman of Budget & Finance, Legislator, District 4  
Martin P. Kelly, Legislator, District 1  
Brian D. Sweet, Legislator, District 2  
Roy S. Dimond, Legislator, District 3  
Daniel P. Wilson, Legislator, District 5  
Michael J. Pepe, Chairman of the Legislature, Legislator, District 7  
Joseph M. Isabel, Legislator, District 8  
Robert A. Purtell, Legislator, District 9

Absent:

John M. Duchessi, Legislator, District 6

Chairman Robert Headwell, Jr. has called a meeting of the Budget & Finance Committee for 6:05 p.m. on Tuesday, April 20, 2021 in the Legislative Chambers, County Office Building, 64 Broadway, Fonda, New York 12068.

In conjunction with Governor Cuomo's Executive Order, this meeting will also be held electronically via teleconference on April 20, 2021 at 6:05 pm. Members of the public may participate in the meeting by attending or by calling 1-872-240-3212, Access Code 656-287-445. Minutes of the hearing will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

Items on the agenda, at this time, are as follows:

### 1. DISCUSSION

A. Privilege of Committee Chair, Committee Members & Legislators to discuss items of interest, etc., regarding departments governed by this Committee

### 2. RESOLUTION APPROVING ABSTRACT OF AUDITED CLAIMS (COUNTY LEGISLATURE)

### 3. Departmental Reports

### 4. Dashboard Reports

### 5. OTHER

Item #1: **DISCUSSION**

Item #2: RESOLUTION APPROVING ABSTRACT OF AUDITED CLAIMS (COUNTY LEGISLATURE) Legislators Kelly and Wilson made a motion and seconded, respectively to move the resolution to the full Legislature. There were no objections.

Item #3: **Dashboard Reports**

Item #4: **OTHER**

**MOTION TO ADJOURN** by Legislator Pepe, seconded by Legislator Dimond

Chairman Pepe adjourned the Budget & Finance Committee meeting at 6:29 p.m.

Clerk's note:

In conjunction with Governor Cuomo's Executive Order, this meeting will also be held electronically via teleconference on April 20, 2021 at 6:05 pm. Members of the public may participate in the meeting by attending or by calling 1-872-240-3212, Access Code 656-287-445. Minutes of the hearing will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

The audio/video of the meeting is located at: <https://www.co.montgomery.ny.us/web/sites/departments/legislature/videos.asp>

Respectfully submitted,

Cheryl A. Reese  
Clerk of the Montgomery County  
Legislature

## Economic Development/Planning

Legislative Chambers, Montgomery County Office Bldg, 64 Broadway, Fonda, NY

6:00 PM

4/20/2021

Robert A. Purtell, Committee Chairman, Legislator, District 9 presided over the meeting commencing at 6:00 pm.

Committee members present:

Robert A. Purtell, Committee Chair, Legislator, District 9  
Martin P. Kelly, Legislator, District 1  
Brian D. Sweet, Legislator, District 2  
Roy S. Dimond, Legislator, District 3  
Daniel P. Wilson, Legislator, District 5

Other members present:

Robert Headwell, Jr. Legislator, District 4  
Michael J. Pepe, Legislator, District 7  
Joseph M. Isabel, Chairman of the Legislature, Legislator, District 8

Absent:

John M. Duchessi, Legislator, District 6

Chairman Robert A. Purtell has called a meeting of the Economic Development/Planning Committee for 6:00 p.m. on Tuesday, April 20, 2021 in the Legislative Chambers, County Office Building, 64 Broadway, Fonda, New York.

In conjunction with Governor Cuomo's Executive Order, this meeting will also be held electronically via teleconference on April 20, 2021 at 6:00 pm. Members of the public may participate in the meeting by attending or by calling 1-312-757-3121, Access Code 456-944-325. Minutes of the hearing will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

Items on the agenda, at this time, are as follows:

1. (DISCUSSION)

A. Privilege of Committee Chair, Committee Members & Legislators to discuss items of interest, etc., regarding departments governed by this Committee

2. RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN AGREEMENT FOR PROFESSIONAL SERVICES-COMMUNITY WIDE HAZARDOUS SUBSTANCES BROWNFIELD ASSESSMENT GRANT (ECONOMIC DEVELOPMENT AND PLANNING)

3. RESOLUTION AMENDING 2021 BUDGET FOR MONTGOMERY COUNTY CLEAN ENERGY COMMUNITY GRANT PROJECT- NYS ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA) (ECONOMIC DEVELOPMENT & PLANNING)

4. RESOLUTION SCHEDULING 30 DAY PUBLIC REVIEW PERIOD MONTGOMERY COUNTY AGRICULTURAL DISTRICT NO. 1 (ECONOMIC DEVELOPMENT AND PLANNING)

5. RESOLUTION IN SUPPORT OF APPLICATION TO DESIGNATE 68 CHURCH STREET IN CANAJOHARIE NY FOR DESIGNATION AS A BROWNFIELD OPPORTUNITY AREA (ECONOMIC DEVELOPMENT & PLANNING)

6. OTHER

Item #1: There was no discussion

Item #2: **RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN AGREEMENT FOR PROFESSIONAL SERVICES-COMMUNITY WIDE HAZARDOUS SUBSTANCES BROWNFIELD ASSESSMENT GRANT (ECONOMIC DEVELOPMENT AND PLANNING)** Legislators Wilson and Sweet made a motion and seconded, respectively to move the resolution to the full

Legislature. There were no objections.

Item #3: **RESOLUTION AMENDING 2021 BUDGET FOR MONTGOMERY COUNTY CLEAN ENERGY COMMUNITY GRANT PROJECT- NYS ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA) (ECONOMIC DEVELOPMENT & PLANNING)** Legislators Pepe and Sweet made a motion and seconded, respectively to move the resolution to the full Legislature. There were no objections.

Item #4: **RESOLUTION SCHEDULING 30 DAY PUBLIC REVIEW PERIOD MONTGOMERY COUNTY AGRICULTURAL DISTRICT NO. 1 (ECONOMIC DEVELOPMENT AND PLANNING)** Legislators Sweet and Wilson made a motion and seconded, respectively to move the resolution to the full Legislature. There were no objections.

Item #5: **RESOLUTION IN SUPPORT OF APPLICATION TO DESIGNATE 68 CHURCH STREET IN CANAJOHARIE NY FOR DESIGNATION AS A BROWNFIELD OPPORTUNITY AREA (ECONOMIC DEVELOPMENT & PLANNING)** Legislators Purtell and Pepe made a motion and seconded, respectively to move the resolution to the full Legislature. There were no objections.

Item #6: **OTHER** There was no other discussion.

**MOTION TO ADJOURN** by Legislator Kelly, seconded by Legislator Sweet respectively to adjourn the meeting.

Robert A. Purtell, Committee Chairman, Legislator, District 9 adjourned the Economic Development/Planning Committee meeting at 6:06 p.m.

Clerk's note:

In conjunction with Governor Cuomo's Executive Order, this meeting will also be held electronically via teleconference on April 20, 2021 at 6:00 pm. Members of the public may participate in the meeting by attending or by calling 1-312-757-3121, Access Code 456-944-325. Minutes of the hearing will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

The audio/video of the meeting is located at: <https://www.co.montgomery.ny.us/web/sites/departments/legislature/videos.asp>

Respectfully submitted,

Cheryl A. Reese  
Clerk of the Montgomery County  
Legislature

Education/Government

Legislative Chambers, Montgomery County Office Bldg, 64 Broadway, Fonda, NY

6:04 PM

4/20/2021

Legislator Brian Sweet, District 2, Committee Chairman presided over the meeting commencing at 6:19 pm.

Committee members present:

Brian Sweet, Committee Chairman, Legislator, District 2  
Roy Dimond, Legislator, District 3  
Daniel P. Wilson, Legislator, District 5  
Joseph Isabel, Legislator, District 8

Absent:

John M. Duchessi, Legislator, District 6

Other members present:

Martin P. Kelly, Legislator, District 1  
Robert Headwell, Jr., Legislator, District 4  
Chairman of the Legislature, Michael J. Pepe, District 7  
Robert A. Purtell, Legislator, District 9

Chairman Brian D. Sweet has called a meeting of the Education/Government Committee for 6:04 p.m. on Tuesday, April 20, 2021 in the Legislative Chambers, County Office Building, 64 Broadway, Fonda, New York 12068.

In conjunction with Governor Cuomo's Executive Order this meeting will also be held electronically via teleconference on April 20, 2021 at 6:04 pm. Members of the public may participate in the public hearing by attending or by calling 1-312-757-3121, Access Code 456-944-325. Minutes of the hearing will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

Items on the agenda, at this time, are as follows:

1. DISCUSSION

A. Privilege of Committee Chair, Committee Members & Legislators to discuss items of interest, etc., regarding departments governed by this Committee

2. RESOLUTION AUTHORIZING ADVERTISING FOR BIDS FOR FMCC FINANCIAL TECHNOLOGY LAB PROJECT

3. RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT OF THE MEMORANDUM OF AGREEMENT WITH THE ENVIRONMENTAL PROTECTION AGENCY (COUNTY LEGISLATURE)

4. OTHER

Item #1: **(A. DISCUSSION)** There was no other discussion.

Item #2: **RESOLUTION AUTHORIZING ADVERTISING FOR BIDS FOR FMCC FINANCIAL TECHNOLOGY LAB PROJECT**

Legislators Sweet and Pepe made a motion and seconded, respectively to move the resolution to the full Legislature. There were no objections.

Item #2: **RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT OF THE MEMORANDUM OF AGREEMENT WITH THE ENVIRONMENTAL PROTECTION AGENCY (COUNTY LEGISLATURE)** Legislators Wilson and Dimond made a motion and seconded, respectively to move the resolution to the full Legislature. There were no objections.

**MOTION TO ADJOURN** by Legislator Pepe, seconded by Legislator Purtell.

Robert Headwell, Jr., Committee Chairman, Legislator, District 2 adjourned the Ed/Govt Committee meeting at 6:23 p.m.

**Clerk's note:**

Given the current State, Federal and County bans on large meetings due to COVID-19 in conjunction with Governor Cuomo's Executive Order 202.1, extended by Executive Order 202.55, that suspended the Open Meetings Law, the Montgomery County Legislature Committee Meetings scheduled for Tuesday, September 15, 2020 will also be held electronically via teleconference at 6:00 pm.

Members of the public may listen to the meeting by calling 1-872-240-3412, Access Code 366-381-285. Minutes of the meeting will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

The audio/video of the meeting is located at:

<https://www.co.montgomery.ny.us/web/sites/departments/legislature/videos.asp>

Respectfully submitted,

Cheryl A. Reese  
Clerk of the Montgomery County  
Legislature

## **CALL TO ORDER**

Chairman Pepe called the Regular Meeting of the Montgomery County Legislature for April 27, 2021 to order at 7:00 PM.

Given the current State, Federal and County bans on large meetings due to COVID-19 in conjunction with Governor Cuomo's Executive Order 202.1, extended by Executive Order 202.38, that suspended the Open Meetings Law, the Montgomery County Legislature Committee Meetings scheduled for Tuesday, April 27, 2021 will be held electronically via teleconference at 7:00 pm. Members of the public may listen to the meeting by calling 1-571-317-3122, Access Code 836-865-653. Minutes of the meeting will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

## **ROLL CALL OF MEMBERS**

Legislators present were:

Martin P. Kelly, Legislator, District 1  
Brian D. Sweet, Legislator, District 2  
John W. Thayer, Legislator, District 3  
Robert Headwell, Jr., Legislator, District 4  
Daniel P. Wilson, Legislator, District 5  
Michael J. Pepe, Legislator, District 7  
Joseph A. Isabel, Chairman of the Legislature, Legislator, District 8  
Robert A. Purtell, Legislator, District 9

Absent:

John M. Duchessi, Legislator, District 6

## **SALUTE TO THE FLAG**

Chairman Pepe led the Salute to the Flag.

## **MOMENT OF SILENCE**

## **PUBLIC COMMENT AND PRESENTATION**

There was no public comment

## **COMMUNICATIONS**

none

## **OLD BUSINESS**

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### **RESOLUTION NO. 45 of 2021**

**DATED: 1/26/2021**

Resolution by Legislator: Purtell  
Seconded by Legislator: Wilson

### **RESOLUTION AUTHORIZING THE WRITE-OFF OF COUNTY TAXES ON PROPERTIES WITHIN THE CITY OF AMSTERDAM (COUNTY TREASURER)**

**WHEREAS**, County taxes on properties in the City of Amsterdam for the years 2000 through 2010 remain unpaid; and

**WHEREAS**, the amount of these outstanding taxes remain as a receivable from the City of Amsterdam on the County's financial statement; and

**WHEREAS**, the City of Amsterdam is unable to identify what tax parcels constitute outstanding amounts that are due to the County; and

**WHEREAS**, the City of Amsterdam has requested that these outstanding taxes receivable be written off the County's financial statements as uncollectible.

**RESOLVED**, the County Legislature authorizes and directs the County Treasurer to write-off the taxes receivable from the City of Amsterdam for the years 2000 through 2010 in the amount of \$513,500.78; and

**FURTHER RESOLVED**, the breakdown of the outstanding taxes to be written off are as follows:

2000	\$40,390.70
2001	\$40,254.81
2002	\$39,185.20
2003	\$46,110.72
2004	\$38,528.71
2005	\$30,304.33
2006	\$41,415.42
2007	\$34,125.30
2008	\$61,262.97
2009	\$76,001.17
2010	\$65,921.45

**FURTHER RESOLVED**, that said Treasurer is directed to take all necessary steps, under proper accounting procedure, to adjust the books of his office, effective immediately.

**MOTION TO TABLE** by Legislator Headwell, Jr., seconded by Legislator Isabel, passed with Aye(6). Legislator Wilson voted Nay. Legislators Dimond and Duchessi were absent. (1/26/2021)

**MOTION TO REMOVE FROM TABLE** by Legislator Pepe, seconded by Legislator Purtell, passed with Aye(8). Legislator Duchessi was absent. (2/23/2021)

**MOTION TO TABLE** by Legislator Pepe, seconded by Legislator Headwell, Jr., passed with Aye(8). Legislator Duchessi was absent. (2/23/2021)

**MOTION TO REMOVE FROM TABLE** by Legislator Pepe, seconded by Legislator Headwell, Jr., passed with Aye(8). Legislator Duchessi was absent. (3/23/2021)

**MOTION TO TABLE** by Legislator Pepe, seconded by Legislator Headwell, Jr., passed with Aye(8). Legislator Duchessi was absent. (3/23/2021)

**Statement of Legislative and Financial Impact:**

I. *Nature of Request:*

Authorization to write off delinquent taxes as uncollectible

II. *Justification:*

City cannot identify delinquent taxes outstanding that are due to the County

III. *Legislative Impact:*



IV. *Financial Impact:*

Loss of \$513,500.78 in receivables from the City of Amsterdam on the County's balance sheet.

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**MOTION TO AMEND THE AGENDA**

<b>MOTION TO AMEND AGENDA</b> by Legislator Dimond, seconded by Legislator Headwell, Jr., passed with Aye(8). Legislator Duchessi was absent.

**NEW BUSINESS**

A. Resolutions

B. Other

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**RESOLUTION NO. 84 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Wilson  
Seconded by Legislator: Sweet

**RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN AGREEMENT FOR PROFESSIONAL SERVICES-COMMUNITY WIDE HAZARDOUS SUBSTANCES BROWNFIELD ASSESSMENT GRANT (ECONOMIC DEVELOPMENT AND PLANNING)**

**WHEREAS**, Resolution #78 of 2021 accepted a grant funding award in amount of \$300,000 from the United States Environmental Protection Agency (EPA) to inventory, characterize, assess and conduct cleanup, planning and community involvement related activities for brownfield sites along the Mohawk River; and

**WHEREAS**, in order to carry out said tasks and goals associated with the awarded funds the County solicited RFP 04-21 Community Wide Hazardous Substances Assessment; and

**WHEREAS**, the Montgomery County Brownfield Assessment Grant Steering Committee has extensively reviewed all RFP's and recommends that a contract be awarded to Weston and Sampson as the vendor with the best quality services at the lowest possible cost; and

**WHEREAS**, Weston and Sampson has extensive experience with projects of a similar scale to the Shared Services Facility as well as extensive experience working with the federal agencies that will be involved in this project.

**RESOLVED**, the Montgomery County Legislature hereby authorizes awarding of a contract to Weston and Sampson at a cost not to exceed \$300,000 for professional services as outlined in RFP 04-21; and

**FURTHER RESOLVED**, that the County Executive, upon review and approval of the County Attorney, is hereby authorized and directed to sign the aforementioned contract.

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

***Statement of Legislative and Financial Impact:***

I. *Nature of Request:*

Resolution authorizes the County Executive to sign a contract for Professional services as it relates to the Montgomery County Community Wide Hazardous Substance Assessment Project.

II. *Justification:*

Professional services for this project are necessary in order to carry out tasks associated with said grant.

**III. Legislative Impact:**

Pursuant to Section 3.02(g), the County Executive can make, sign and implement all contracts on behalf of the County within the authorized appropriations.

**IV. Financial Impact:**

EPA Grant will offset expenditures associated with said contract.

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**RESOLUTION NO. 85 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Pepe  
Seconded by Legislator: Sweet

**RESOLUTION AMENDING 2021 BUDGET FOR MONTGOMERY COUNTY CLEAN ENERGY COMMUNITY GRANT PROJECT– NYS ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA) (ECONOMIC DEVELOPMENT & PLANNING)**

**WHEREAS**, Resolution #20 of 2021 authorized the County Executive to sign documents associated with a grant in the amount of \$150,000 from the New York State Energy Research and Development Authority (NYSERDA) to purchase four (4) plug-in hybrid Electric Vehicles (EVs) and two (2) EV Charging Stations for County owned property; and

**WHEREAS**, that the County Treasurer was authorized and directed to amend the 2021 Operating Budget to cover the costs of the Vehicles and Charging Stations.

**RESOLVED**, that the County Treasurer is hereby authorized and directed to amend the 2021 Operating Budget as follows:

**TRANSFER FROM:**

A-24-4-6430-00-.4438 Miscellaneous Supporting Services \$150,000

**TRANSFER TO:**

A-24-4-6430-00-.2230 Motor Vehicle Equipment \$131,836

A-24-4-6430-00-.2250 Technical Equipment \$18,164

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

**Statement of Legislative and Financial Impact:**

**I. Nature of Request:**

AMENDING 2021 BUDGET FOR MONTGOMERY COUNTY CLEAN ENERGY COMMUNITY GRANT PROJECT– NYS ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA)

**II. Justification:**

Resolution is necessary in order to implement payments associated with grant.

**III. Legislative Impact:**

Pursuant to Article 2 of the Charter the Montgomery County Legislature has the power to make appropriations .

**IV. Financial Impact:**

**RESOLUTION NO. 86 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Sweet  
Seconded by Legislator: Wilson

**RESOLUTION SCHEDULING 30 DAY PUBLIC REVIEW PERIOD MONTGOMERY COUNTY AGRICULTURAL DISTRICT NO. 1 (ECONOMIC DEVELOPMENT AND PLANNING)**

**WHEREAS**, January 29, 2022 will mark the anniversary date of Montgomery County Agricultural District No. 1 in the Towns of Minden, Canajoharie, and Villages of Fort Plain, Canajoharie and Ames; and

**WHEREAS**, the Department of Agriculture and Markets has directed the Montgomery County Legislature to conduct an eight year review of Agricultural District No. 1 pursuant to Article 25-AA Section 303-a of Agriculture and Markets Law; and

**RESOLVED**, that the County Legislature hereby schedules a 30-day public review period for Agricultural District No. 1, commencing on May 1, 2021, notice of which shall be published in a newspaper having general circulation, and

**FURTHER RESOLVED**, that notice of this review period and a map of the existing district shall be posted and open to public inspection at the Montgomery County Clerk's Office, the Montgomery County Department of Economic Development and Planning Office, and the Clerk's Office in the Towns of Minden, Canajoharie, Villages of Fort Plain, Canajoharie, and Ames; and

**FURTHER RESOLVED**, that all municipalities and land owners within the district will be notified that they may propose a modification of the district by filing such proposal with the Clerk of the Legislature within thirty days of the publication of the notice; and

**FURTHER RESOLVED**, that County Legislature hereby directs the Montgomery County Agriculture and Farmland Protection Board to coordinate this review and prepare the reports and recommendations as required by law, and to submit them to the County Legislature for review.

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

Resolution authorizes the commencement of the 30 day public review period for the review of Montgomery County Agricultural District #1.

*II. Justification:*

The eight year review period of Agricultural District No. 1 is required pursuant to Article 25-AA Section 303-a of Agricultural and Markets Law. This 30 day review period associated with the review is required by this law.

*III. Legislative Impact:*

Department of Agriculture and Markets has directed the Montgomery County Legislature to conduct an eight year review of Agricultural District No. 1 pursuant to Article 25-AA Section 303-a of Agriculture and Markets Law

*IV. Financial Impact:*

Cost of Public Hearing Notices

Resolution by Legislator: Dimond  
Seconded by Legislator: Pepe

**RESOLUTION IN SUPPORT OF APPLICATION TO DESIGNATE 68 CHURCH STREET IN CANAJOHARIE NY FOR DESIGNATION AS A BROWNFIELD OPPORTUNITY AREA (ECONOMIC DEVELOPMENT & PLANNING)**

**WHEREAS**, the New York State Department of State may designate Brownfield Opportunity Areas (BOA); and

**WHEREAS**, Montgomery County intends to submit an application to have 68 Church Street in Canajoharie NY, the former Beech-Nut site, designated as a Brownfield Opportunity Area through the Brownfield Opportunity Area Program; and

**WHEREAS**, 68 Church Street is in the heart of the downtown of the Village of Canajoharie and has a footprint of approximately 26.9 acres, a footprint that encompasses over half of the entire Village of Canajoharie;

**WHEREAS**, designation of 68 Church Street in Canajoharie NY as a Brownfield Opportunity Area through the Brownfield Opportunity Area Program is anticipated to greatly benefit the community by bolstering redevelopment of a brownfield that has been vacant for many years; and

**WHEREAS**, a long form SEQRA was conducted on 68 Church Street so additional SEQRA review is not necessary for Brownfield Opportunity Area designation; and

**WHEREAS**, a public hearing was held by the County to hear public comment on the submission of 68 Church Street in Canajoharie NY to be designated as a Brownfield Opportunity Area through the Brownfield Opportunity Area Program and all public comment (s) were considered.

**RESOLVED**, that the Montgomery County Legislature supports Montgomery County’s application to designate 68 Church Street, the former Beech-Nut site, as a Brownfield Opportunity area; and

**FURTHER RESOLVED**, that the County Executive, upon review and approval by the County Attorney is authorized and directed to submit and execute any documents to designate 68 Church Street, the former Beech-Nut site, as a Brownfield Opportunity area.

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

Resolution authorizes support and execution of documentation necessary for BOA designation of the Exit 29 Redevelopment Site.

*II. Justification:*

Through the BOA Program, brownsfields are transformed from liabilities to community assets that have the potential to develop businesses, jobs and new revenues for local economies and provide new housing and public amenities.

*III. Legislative Impact:*

Authorized pursuant to Article 2 of the Montgomery County Charter.

*IV. Financial Impact:*

This resolution is support of an application.

No financial impact

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**RESOLUTION NO. 88 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Kelly  
Seconded by Legislator: Wilson

**RESOLUTION AUTHORIZING SALE OF COUNTY PROPERTY- PALLETS (COUNTY LEGISLATURE)**

**WHEREAS**, there are old pallets located at 68 Church Street in Canajoharie that are no longer needed for County purposes; and

**WHEREAS**, an offer has been made to purchase fifty of these old pallets for \$100; and

**WHEREAS**, it has been determined that this is a reasonable offer for these old pallets.

**NOW THEREFORE BE IT RESOLVED**, that the Montgomery County Legislature authorizes the sale of an amount not to exceed fifty (50) of the old pallets located at 68 Church Street in Canajoharie for a flat sum of \$100 to Tim Shepard; and

**BE IT FURTHER RESOLVED**, that the Montgomery County Executive is authorized and directed to enter into any necessary contracts to effectuate the sale of the fifty old pallets.

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

**RESOLUTION AUTHORIZING SALE OF COUNTY PROPERTY- PALLETS (LEGISLATURE)**

*II. Justification:*

An offer has been made to purchase up to fifty old pallets that are no longer needed for County purposes.

*III. Legislative Impact:*

Authorized pursuant to Article 2 of the Montgomery County Charter and County Law 215.

*IV. Financial Impact:*

Will be an increase to the 2021 Operating Budget of \$100.

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**RESOLUTION NO. 89 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Kelly  
Seconded by Legislator: Pepe

**RESOLUTION FOR BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH (ENHANCED STEPPING STONES) AGREEMENT (JD DIVERSION) (SOCIAL SERVICES)**

**WHEREAS**, pursuant to Section 395 of the Social Services Law, the Commissioner of Social Services of Montgomery County Department of Social Services is charged with the responsibility for the administration of all child welfare in the County of Montgomery; and

**WHEREAS**, Berkshire Farm Center and Services for Youth offers an intensive home and community-based JD Diversion program called Enhanced Stepping Stones; and

**WHEREAS**, the Enhanced Stepping Stones program reduces admissions to detention thus reducing the County's detention costs; and

**WHEREAS**, the Enhanced Stepping Stones increases family preservation and reduces risk of out-of-home placements as well as reduces the risk for future contact with the juvenile justice system and prevents return to placement.

**RESOLVED**, that the Montgomery County Legislature, after review and approval by the County Attorney, hereby authorizes and directs the County Executive to sign, and execute prospective contract documents entered into between the County and Berkshire Farm Center (Enhanced Stepping Stones) for the period of January 1, 2021 through December 31, 2021 not to exceed \$97,667.00.

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

Authorizing County Executive to sign Berkshire Farm Center and Services for Youth (Enhanced Stepping Stones) agreement.

*II. Justification:*

This helps to reduce out-of-home placements, detention services and re-arrests.

*III. Legislative Impact:*

Pursuant to Article 3 of the Charter, the Montgomery County Executive has the authority to sign contracts.

*IV. Financial Impact:*

This program is currently budgeted in the amount of \$97,667.00 for the 2021 year.

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**RESOLUTION NO. 90 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Wilson  
Seconded by Legislator: Pepe

**RESOLUTION TO AMEND 2021 BUDGET – TRANSFER TO CAPITAL PROJECT FUND (SOCIAL SERVICES)**

**WHEREAS**, the Department of Social Services had appropriated funds in the Property Rent/Lease/Rep (A-18-4-6010-00-4421) budget line for use on the former Recorder Building located at 1 Venner Rd, Amsterdam, NY 12010; and

**WHEREAS**, the Department was unable to expend the entire appropriated amount before year end due to the job bidding process; and

**WHEREAS**, due to an oversight a Capital Project Fund was not created for the 2021 Operating Budget.

**RESOLVED**, that the County Treasurer is hereby authorized and directed to amend the 2021 Operating Budget as follows:

**INCREASE**

A599	Appropriated Fund Balance	\$757,091
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**TRANSFER TO:**

A-06-4-9900-00-9950	Transfer to Capital Project Fund	\$757,091
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**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

The Department of Social Services is requesting the funds for the remodeling of 1 Venner Rd, Amsterdam, NY, 12010

*II. Justification:*

These expenses are necessary to make the Recorder building a functional building for all of the Social Services staff.

*III. Legislative Impact:*

Pursuant to Article 2 and 3 of the Montgomery County Charter, and County Law 215, the Montgomery County Executive has the authority to sign contracts

*IV. Financial Impact:*

These funds were already appropriated in 2020, and they will be reimbursed between 50% and 75%.

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**RESOLUTION NO. 91 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Kelly  
Seconded by Legislator: Wilson

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN LABORATORY SERVICES AGREEMENT WITH LABORATORY CORPORATION OF AMERICA HOLDINGS (SOCIAL SERVICES)**

**WHEREAS**, Laboratory Corporation of America Holdings (LabCorp) provides comprehensive genetic testing services; and

**WHEREAS**, the Montgomery County Child Support Unit desires to contract with Laboratory Corporation of America Holdings to provide such testing; and

**WHEREAS**, the agreement is a five year term from April 1, 2021 through March 31, 2026 for \$47.00 per DNA test battery.

**RESOLVED**, that the County Executive, upon review and approval of the County Attorney, is authorized to execute the agreement with LabCorp for parentage testing services for the contract period of 5 years in the amount of \$47.00 per test battery.

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

AUTHORIZING THE COUNTY EXECUTIVE TO SIGN LABORATORY SERVICES AGREEMENT WITH LABORATORY CORPORATION OF AMERICA HOLDINGS

*II. Justification:*

The parentage testing services provided by LabCorp is required for the Child Support Unit of the Montgomery County Department of Social Services

*III. Legislative Impact:*

Pursuant to Article 3 of the Charter, the Montgomery County Executive has the authority to sign contracts.

*IV. Financial Impact:*

The testing services provided by LabCorp are \$47.00 per DNA Test Battery.

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**RESOLUTION NO. 92 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Dimond  
Seconded by Legislator: Kelly

**RESOLUTION FOR BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH (STEPPING STONES) AGREEMENT - (PINS) (SOCIAL SERVICES)**

**WHEREAS**, pursuant to Section 395 of the Social Services Law, the Commissioner of Social Services of Montgomery County Department of Social Services is charged with the responsibility for the administration of all child welfare in the County of Montgomery; and

**WHEREAS**, Berkshire Farm Center and Services for Youth offers an intensive prevention program, Stepping Stones, that reduces the need to place youth in detention or out-of-home placements; and

**WHEREAS**, the Stepping Stones prevention program reduces admissions to detention as well as reduces the number of detention care days, thus reducing the County's detention costs; and

**WHEREAS**, the Stepping Stones prevention program also reduces the number of Person in Need of Supervision (PINS) petitions being filed in addition to reducing the number of PINS being placed out-of-home.

**RESOLVED**, that the Montgomery County Legislature, after review and approval by the County Attorney, hereby authorizes and directs the County Executive to sign, and execute prospective contract documents entered into between the County and Berkshire Farm Center (Stepping Stones) for the period of January 1, 2021 through December 31, 2021 not to exceed \$181,869.00.

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

Authorizing County Executive to sign Berkshire Farm Center and Services for Youth (Stepping Stones) agreement.

*II. Justification:*

This helps to reduce the need to place youth in detention or out-of-home placements.

*III. Legislative Impact:*

Pursuant to Article 3 of the Charter, the Montgomery County Executive has the authority to sign contracts.

*IV. Financial Impact:*

This program is currently budgeted in the amount of \$181,869.00 for the 2021 year.

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Resolution by Legislator: Dimond  
Seconded by Legislator: Purtell

**RESOLUTION AMENDING THE 2021 BUDGET AND ESTABLISHING A PART-TIME TEMPORARY ATTORNEY (SOCIAL SERVICES)**

**WHEREAS**, the Department of Social Services currently requires assistance with prosecuting abuse and neglect cases in family court as well as mentoring and training the newly hired MCDSS full-time attorney; and

**WHEREAS**, the funds required would need to be appropriated to cover the cost of salary and a one-time flat fee for litigation for a Part-Time Temporary Attorney; and

**FURTHER RESOLVED**, the Montgomery County Legislature hereby authorizes and directs the County Treasurer to amend the 2021 Operating Budget as follows:

**TRANSFER FROM:**

A-18-4-6010-00-.1110 (885)	DSS Attorney	\$18,000
A-18-4-6010-00-.1110 (726)	Senior Account Clerk Typist	\$7,000

**TRANSFER TO:**

A-18-4-6010-00-.4438	Misc. Support Svcs	\$2,000
A-18-4-6010-00-.1130 (NEW)	DSS Attorney PT-Temp	\$23,000

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

Amending the 2021 budget and establishing a Part-Time Temporary DSS Attorney

*II. Justification:*

A Part-Time Temporary DSS Attorney works as a mentor and to train the newly hired Full-Time DSS Attorney.

*III. Legislative Impact:*

Pursuant to Article 2 of the Charter, the Montgomery County Legislature has the power to make appropriations and the County Executive has the authority to sign contracts.

*IV. Financial Impact:*

No financial impact transfer of funds from budgeted appropriations

Resolution by Legislator: Sweet  
Seconded by Legislator: Dimond

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AN AGREEMENT WITH THE MONTGOMERY COUNTY SANITARY DISTRICT NO.1 FOR THE DISPOSAL OF LEACHATE FROM THE LANDFILLS LOCATED IN MONTGOMERY COUNTY**

**WHEREAS**, Montgomery County has entered into an Intermunicipal Agreement with Schoharie and Otsego Counties for the purpose of landfill management; and

**WHEREAS**, said agreement calls for Montgomery County to provide post closure services and bill the other counties; and

**WHEREAS**, the leachate generated by the landfills needs to be treated at a sewage plant, and the Montgomery County Sanitary District No.1 operates such plant; and

**WHEREAS**, the Montgomery County Sanitary District No.1 did an upgrade at their wastewater treatment plant in 2018 that allows for the acceptance, treatment and disposal of the leachate generated by the landfills; and

**WHEREAS**, the current contract with the Montgomery County Sanitary District No.1 which sets forth the terms and provisions for the acceptance of the leachate generated by the landfills for treatment (hereinafter referred to as the "leachate Agreement") needs to be renewed; and

**WHEREAS**, the Montgomery County Sanitary District No.1 is a department of Montgomery County; and

**WHEREAS**, Montgomery County and the Montgomery County Sanitary District No.1 will both benefit from the Leachate Agreement.

**NOW THEREFORE BE IT RESOLVED**, that the Montgomery County Legislature hereby authorizes and directs the County Executive, following review and approval of the County Attorney, to sign the Leachate Agreement, which is an agreement for leachate disposal, with the Montgomery County Sanitary District No.1 expiring on December 31, 2021 at a rate of .030 cents per gallon up to two million gallons, and .0225 cents per gallon after.

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

Authorizing the County Executive to sign the Leachate Agreement between Montgomery County and the Montgomery County Sanitary District No.1.

*II. Justification:*

Montgomery County has entered into an Intermunicipal Agreement with Schoharie and Otsego counties for the purpose of landfill management, which requires Montgomery County to provide post closure services and bill the other counties. The contract currently in place to dispose of leachate for the landfills with the Montgomery County Sanitary District needs to be renewed.

*III. Legislative Impact:*

Pursuant to General Municipal Law 119-o municipal corporations have the power to enter into agreements for the performance among themselves or one for the other of their respective functions, powers and duties on a cooperative contract basis. Pursuant to Article 3 of the Montgomery County Charter, the Montgomery County Executive has the authority to enter into contracts.

*IV. Financial Impact:*

Increased revenue for the Montgomery County Sanitary District No.1. Cost savings for Montgomery County.

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**RESOLUTION NO. 95 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Wilson  
Seconded by Legislator: Pepe

**RESOLUTION AMENDING THE 2021 OPERATING BUDGET- SURPLUS EQUIPMENT AUCTION (PUBLIC WORKS)**

**WHEREAS**, the Montgomery County Department of Public Works held a surplus equipment auction from March 15, 2021- March 29, 2021; and

**WHEREAS**, a total sum of \$44,525.00 was raised from the auction; and

**WHEREAS**, the Montgomery County Department of Public Works Commissioner is requesting said revenue from sale to be added to the DM Fund; and

**WHEREAS**, the Montgomery County Department of Public Works has a need to replace equipment;

**RESOLVED**, that the County Treasurer is authorized and directed to amend the 2021 Operating Budget as follows:

**INCREASE REVENUES:**

DM-12-3-2665                      Sale of Equipment                      \$44,525.00

**INCREASE APPROPRIATIONS:**

DM-12-4-5130-00-.2230              Motor Vehicle Equipment      \$44,525.00

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

AMENDING THE 2021 OPERATING BUDGET- SURPLUS EQUIPMENT AUCTION

*II. Justification:*

Equipment sold in the March Auction was that of Department of Public Works surplus, and there is a need to replace equipment in the department

*III. Legislative Impact:*

Pursuant to Article 2 of the Charter, the Montgomery County Legislature has the power to make appropriations

*IV. Financial Impact:*

Increase of revenue from the surplus equipment

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**RESOLUTION NO. 96 of 2021**

**DATED:** 4/15/2021

Resolution by Legislator: Sweet  
Seconded by Legislator: Pepe

**RESOLUTION AWARDED RFP# 05-21 FOR RECYCLING SERVICES AND AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AGREEMENT - CONSOLIDATED WASTE SERVICES LLC. DBA TWIN BRIDGES WASTE & RECYCLING (COUNTY TREASURER)**

**WHEREAS**, the Purchasing Agent issued a Request for Proposals for the provision of recycling services for Montgomery County; and

**WHEREAS**, proposals have been received and were opened on March 29, 2021; and

**WHEREAS**, after reviewing the proposals the Treasurer and County Attorney, recommend awarding the RFP to Consolidated Waste Services LLC. dba Twin Bridges Waste & Recycling.

**RESOLVED**, that the Montgomery County Legislature hereby authorizes and directs the County Executive after review and approval of the County Attorney to sign an agreement with Consolidated Waste Services LLC. dba Twin Bridges Waste & Recycling for the provision of recycling services in Montgomery County for a term of May 1, 2021 through April 30, 2024. At the end of this initial bid period, the contract may be renewed for two (2) additional years, in consecutive one-year intervals, and at the sole discretion of the County of Montgomery.

**FURTHER RESOLVED**, the Montgomery County Legislature authorizes and directs the County Treasurer to amend 2021 Operating Budget as follows:

**INCREASE REVENUES:**

A-06-3-2130-00                      Refuse & Garbage Charges                      \$300,000

**INCREASE APPROPRIATIONS:**

A-06-4-8160-00-.4438                      Miscellaneous Supporting Services                      \$300,000

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

RESOLUTION AWARDDING RFP# 05-21 FOR RECYCLING SERVICES AND AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AGREEMENT - CONSOLIDATED WASTE SERVICES LLC. DBA TWIN BRIDGES WASTE & RECYCLING (TREASURER)

*II. Justification:*

Recycling services through the transfer stations are County responsibility

*III. Legislative Impact:*

Authorized pursuant to Articles 2 and 3 of the Montgomery County Charter.

*IV. Financial Impact:*

The expense for this service will be charged to the municipalites and/or haulers who bring their recyclables to the County transfer stations

Year 1 charge: \$72.50/ton

Year 2 charge: \$75.00/ton

Year 3 charge: \$77.50/ton



Resolution by Legislator: Sweet  
Seconded by Legislator: Dimond

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN EASEMENT AGREEMENTS, FOR ROADWAY DESIGN IMPROVEMENTS - LEPPER RD- COUNTY HWY 20 IN THE TOWN OF AMSTERDAM (PUBLIC WORKS)**

**WHEREAS**, Montgomery County DPW - per resolution 296 of 2019, contracted with GPI Engineering to provide Drainage & Roadway design improvements to a section of Lepper Rd in the Town of Amsterdam; and

**WHEREAS**, Engineering & Design has been completed and survey of landowners who will be effected has been determined and landowners have been notified.

**WHEREAS**, permanent easements are required for construction and future maintenance of culverts and per Highway Law 118, easements must be approved by the County Legislature, and

**WHEREAS**, the following permanent easements at the following properties are required for construction and future maintenance of culverts:

1. Michael J and Dana Opalka - 473 Lepper Road, Town of Amsterdam; SBL # 24-1-70.1 and SBL #23-2-9.11
2. William S Jr and Yvonne M Grzyb - 415 Lepper Road, Town of Amsterdam; SBL # 24-1-70.2
3. Joshua Belfance and Benjamin Miseikis - 393 Lepper Road, Town of Amsterdam; SBL #24-1-72
4. Donald A. and Diane H. Phillips - 377 Lepper Road, Town of Amsterdam; SBL #24-1-1
5. Richard S. and Deborah Hinkle - 472 Lepper Road, Town of Amsterdam; SBL #23-2-10
6. Suzanne M. Paro - 460 Lepper Road, Town of Amsterdam; SBL #23-2-9.2
7. James Oreleanski - 418 Lepper Road, Town of Amsterdam; SBL #23-2-8
8. Christopher C and Mimi Hatch - 396 Lepper Road, Town of Amsterdam; SBL#23-2-7.2

**WHEREAS**, the aforementioned landowners owning property adjacent to the culvert projects, have agreed to provide Montgomery County with permanent easement agreements for a one-time fee of One Dollar (\$1.00)

**RESOLVED**, the Montgomery County Executive, upon review and approval of the Montgomery County Attorney, is hereby authorized to accept and sign the aforementioned easement agreements and any and all other associated documents.

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

To obtain permanent easements to replace and maintain culverts and catch basins on County Highway 20- Lepper Road

*II. Justification:*

Easements are needed to access private property;per Highway Law 118, easements must be approved by the local legislature

*III. Legislative Impact:*

Persuant to Article 2 of the County Charter, the Montgomery County Legislature has the authority to make any provisions for any matter in Montgomery County

*IV. Financial Impact:*

Project is being funded under CHIP's program which is 100% reimbursable to Montgomery County

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**RESOLUTION NO. 98 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Sweet  
Seconded by Legislator: Headwell, Jr.

**RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN NYS ILS (INDIGENT LEGAL SERVICES) GRANT EXTENSION CONTRACTS (PUBLIC DEFENDER)**

**WHEREAS**, the Public Defender's Office is currently utilizing multiple term grants through the New York State Indigent Legal Services; and

**WHEREAS**, Five NYS ILS grants have recently term expired as follows:

- 1) Distribution Four
- 2) Distribution Five
- 3) Distribution Six
- 4) Distribution Seven
- 5) Distribution CAFA (counsel at first arraignment) and;

**WHEREAS**, the NYS ILS requires grant contract extensions be signed by the County Executive.

**RESOLVED**, upon review and approval of the County Attorney, the County Executive is authorized to sign NYS ILS Extension Contracts as set forth above.

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

Authorizing the Montgomery County Executive to sign grant contract extensions.

*II. Justification:*

This resolution is requested in order to assure that the Public Defender's Office will continue receiving NYS ILS reimbursement grant funds.

*III. Legislative Impact:*

Pursuant to Article 3 of the Montgomery County Charter, the County Executive has the authority to enter into contracts.

*IV. Financial Impact:*

None. No cost to the County.

Resolution by Legislator: Sweet  
Seconded by Legislator: Pepe

**RESOLUTION AUTHORIZING ADVERTISING FOR BIDS FOR FMCC FINANCIAL TECHNOLOGY LAB PROJECT**

**WHEREAS**, Fulton County’s 2021 Capital Plan contains an appropriation of \$200,000 for the FMCC Financial Technology Lab Project; and

**WHEREAS**, JMZ Architects and Planners, P.C. have been retained by the FM Foundation to provide cost estimating, bidding and construction management services for the project; and

**WHEREAS**, there are no County dollars associated with this project; and

**WHEREAS**, any additional funding for the project shall be borne by the FM Foundation.

**NOW, THEREFORE BE IT RESOLVED**, that the County Executive is hereby authorized to advertise for bids for the FMCC Financial Technology Lab Project, and be it further

**RESOLVED**, that the following is the Bid Schedule:

- Advertise for Bids: April 28, 2021
- Open Bids: May 26, 2021
- Award Contracts: June 14, 2021

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

AUTHORIZING ADVERTISING FOR BIDS FOR FMCC FINANCIAL TECHNOLOGY LAB PROJECT

*II. Justification:*

The Montgomery County Legislature is authorized to pass this Resolution in support pursuant to Section 2.04 of the Montgomery County Charter.

*III. Legislative Impact:*

Authorized pursuant to Article 2 of the Montgomery County Charter.

*IV. Financial Impact:*

There are no county dollars associated with this project.

**RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT OF THE MEMORANDUM OF AGREEMENT WITH THE ENVIRONMENTAL PROTECTION AGENCY (COUNTY LEGISLATURE)**

**WHEREAS**, Resolution 173 of 2017 authorized entering into a Memorandum of Agreement with the Environmental Protection Agency (hereinafter "EPA") to release the liens and the right of redemption EPA had against 68 Church Street; and

**WHEREAS**, it is necessary to clarify this Memorandum of Agreement to establish a practice for disbursement of funds and to clarify that subdivision is allowed of the property.

**NOW THEREFORE BE IT RESOLVED**, that the Montgomery County Executive is authorized and directed to sign an amendment to the Memorandum of Agreement with EPA.

**MOTION TO REMOVE FROM TABLE** by Legislator Purtell, seconded by Legislator Kelly, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

**RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT OF THE MEMORANDUM OF AGREEMENT WITH THE ENVIRONMENTAL PROTECTION AGENCY (Legislature)**

*II. Justification:*

It is necessary to clarify this Memorandum of Agreement to establish a practice for disbursement of funds and to clarify that subdivision is allowed of the property.

*III. Legislative Impact:*

Authorized pursuant to Article 2 of the Montgomery County Charter.

*IV. Financial Impact:*

No impact as this is a clarification to an existing MOA.

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**RESOLUTION NO. 101 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Kelly  
Seconded by Legislator: Wilson

**RESOLUTION APPROVING ABSTRACT OF AUDITED CLAIMS (COUNTY LEGISLATURE)**

**WHEREAS**, pursuant to the Audit Guidelines, Section 2.02 (2), requires after examination and review of the claims by the County Auditor, and there being no objection to any of the claims by any committee or Board member, shall move that the claims as audited are approved and presented to the Board for approval of payment; and

**WHEREAS**, the County Auditor has audited claims for the period of March 23, 2021 through April 27, 2021; and the County Auditor recommends the payment of the claims as attached hereto in the "Abstract of Audited Claims".

**RESOLVED**, after examination and review of the claims by the County Auditor, the claims are audited and attached hereto, are hereby approved for payment by the Montgomery County Legislature.



**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

APPROVING ABSTRACT OF AUDITED CLAIMS

*II. Justification:*

Pursuant to the Audit Guidelines, Section 2.02 (2), requires after examination and review of the claims by the County Auditor, and there being no objection to any of the claims by any committee or Board member, shall move that the claims as audited are approved and presented to the Board for approval of payment.

*III. Legislative Impact:*

Pursuant to the Audit Guidelines, Section 2.02 (2), requires after examination and review of the claims by the audit committee, and there being no objection to any of the claims by any committee or Board member, shall move that the claims as audited are approved and presented to the Board for approval of payment.

*IV. Financial Impact:*

no impact on the fund balance

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**RESOLUTION NO. 102 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Purtell

Seconded by Legislator: Pepe

**RESOLUTION AUTHORIZING THE SALE OF REAL PROPERTY ACQUIRED BY TAX FORECLOSURE IN THE VILLAGE OF CANAJOHARIE**

**WHEREAS**, Montgomery County has obtained the real property parcel by tax foreclosure known as SBL #63.14-1-9.1 located at 68 Church Street in the Village of Canajoharie; and

**WHEREAS**, Montgomery County is in the process of subdividing the East Side of this property out from the West Side; and

**WHEREAS**, the East Side is not needed for County purposes; and

**WHEREAS**, Montgomery County has been marketing this property for the purposes of redevelopment that will lead to job creation and increase in tax base for the County, Village and School District; and

**WHEREAS**, the County has identified a purchaser for an approximately 19.6 acre portion of said real property on the East Side of what is currently SBL #63.14-1-9.1 located at 68 Church Street in the Village of Canajoharie; and

**RESOLVED**, the Montgomery County Legislature hereby authorizes to convey all the right, title and interests of the County in and to the East Side of what is currently SBL #63.14-1-9.1 located at 68 Church Street in the Village of Canajoharie 102 Church Street, LLC., 74 Layatte Avenue, Suite #202-124, Suffern, NY 10901 for the sum of \$550,000 per the terms of a Purchase and Sale Agreement; and

**FURTHER RESOLVED**, the County Executive and County Treasurer, upon review and approval by the County Attorney, is hereby authorized and directed to execute a Purchase and Sale Agreement and all related documents associated with the conveyance of said property to 102 Church Street, LLC., 74 Layatte Avenue, Suite #202-124, Suffern, NY 10901 for the sum of \$550,000.

**MOTION TO AMEND** by Legislator Pepe, seconded by Legislator Purtell,

to add the language; upon review and approval of the County Attorney attached hereto and made a partof, at the end of the RESOLVED

clause

passed with Aye(8). Legislator Duchessi was absent.(4/27/2021)

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

Transfer tax foreclosed property owned by the County to private entity for an economic development project.

*II. Justification:*

Property transfer will allow property to be put on tax that will lead to job creation for the Village of Canajoharie.

*III. Legislative Impact:*

Authorized by County Law 215 and Article 2 of the Montgomery County Charter.

*IV. Financial Impact:*

Property would be sold for \$550,000, and some proceeds will be shared with EPA pursuant to the 106 Order and Memorandum of Agreement and new owner would be responsible to pay for all future taxes.

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**RESOLUTION NO. 103 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Dimond  
Seconded by Legislator: Headwell, Jr.

**RESOLUTION WAIVING PENALTIES AND FEES ON LAND BANK PROPERTIES (LEGISLATURE)**

**WHEREAS**, the Land Bank has requested that penalties and fees for nonpayment of taxes be waived on the following properties:

272203 63.62-1-13 131 Mohawk St.  
273001 46.14-1-7 Hancock St  
273001 46.9-1-11.2 219 Canal St  
273001 46.37-1-4 Canal St  
273001 46.38-1-54 58 Center St  
273001 46.46-1-34 21 Lydius St  
273001 46.46-3-3 51 Mohawk St  
273201 35.11-2-4 13 Lower Prospect St  
273403 63.9-1-1 132 W. Grand St  
273403 63.9-2-27 71 W. Grand St  
273801 8.44-2-46 15 Center St  
273801 8.52-2-9 3 W. Main St  
273001 46.53-1-13 224 Main St  
273001 46.53-1-15 215-217 Main St  
273001 46.54-2-12.21 21 State St  
273001 46.54-2-12.22 State St

**THEREFORE BE IT RESOLVED**, that the Montgomery County Legislature authorizes and directs that fees and penalties be waived for the Land Bank for the following properties:

272203 63.62-1-13 131 Mohawk St.  
273001 46.14-1-7 Hancock St  
273001 46.9-1-11.2 219 Canal St

273001 46.37-1-4 Canal St  
273001 46.38-1-54 58 Center St  
273001 46.46-1-34 21 Lydius St  
273001 46.46-3-3 51 Mohawk St  
273201 35.11-2-4 13 Lower Prospect St  
273403 63.9-1-1 132 W. Grand St  
273403 63.9-2-27 71 W. Grand St  
273801 8.44-2-46 15 Center St  
273801 8.52-2-9 3 W. Main St  
273001 46.53-1-13 224 Main St  
273001 46.53-1-15 215-217 Main St  
273001 46.54-2-12.21 21 State St  
273001 46.54-2-12.22 State St

**BE IT FURTHER RESOLVED**, that the waiver of penalties and fees is contingent upon the taxes for these parcels being paid by close of business on April 30, 2021; and

**BE IT FURTHER RESOLVED**, that the Land Bank may continue to determine what action that wish to take on the remaining properties up until the County forecloses, which is anticipated to be in May 2021.

**RESOLUTION VOTE**, passed with Aye(5). Legislators Kelly and Sweet voted Nay. Legislator Isabel abstained. Legislator Duchessi was absent. (4/27/2021)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

RESOLUTION WAIVING PENALTIES AND FEES ON LAND BANK PROPERTIES (LEGISLATURE)

*II. Justification:*

Land Bank has requested that penalties and fees be waived on properties they were granted from the County.

*III. Legislative Impact:*

Authorized pursuant to Article 2 of the Charter.

*IV. Financial Impact:*

Will result in a loss to the County revenue of approximately \$20k.

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**RESOLUTION NO. 104 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Headwell, Jr.  
Seconded by Legislator: Purtell

**RESOLUTION RESCINDING RESOLUTION 103 OF 2021 - RESOLUTION WAIVING PENALTIES AND FEES ON LAND BANK PROPERTIES (COUNTY LEGISLATURE)**

**WHEREAS**, it has been determined based on Real Property Law 1182 that a public hearing is necessary prior to cancelling in whole all interest, penalties, and other charges on certain Greater Mohawk Valley Land Bank properties.

**RESOLVED**, the Montgomery County Legislature hereby rescinds Resolution 103 of 2021.

**RESOLUTION VOTE**, passed with Aye(7). Legislator Kelly voted Nay. Legislator Duchessi was absent. (4/27/2021)

**Statement of Legislative and Financial Impact:**

I. *Nature of Request:*

RESCINDING RESOLUTON 103 OF 2021 - RESOUTION WAIVING PENALTIES AND FEES ON LAND BANK PROPERTIES

II. *Justification:*

Resolution 103 of 2021 needs to be rescinded

III. *Legislative Impact:*

Pursuant to Article 2 of the Montgomery County Charter

IV. *Financial Impact:*

no impact

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**RESOLUTION NO. 105 of 2021**

**DATED: 4/27/2021**

Resolution by Legislator: Headwell, Jr.  
Seconded by Legislator: Purtell

**RESOLUTION SCHEDULING PUBLIC HEARING & SPECIAL MEETING (COUNTY LEGISLATURE)**

**WHEREAS**, it has been determined that in accordance with Real Property Tax Law 1182, a public hearing is necessary prior to cancelling in whole all interest, penalties, and other charges on certain Greater Mohawk Valley Land Bank properties.

**RESOLVED**, the Montgomery County Legislature hereby schedules a public hearing and special meeting to be held in the Montgomery County Legislative Chambers, 64 Broadway, Fonda, NY 12068 on May 18, 2021 at 5:50 pm; and

**BE IT FURTHER RESOLVED**, that a Special Meeting shall be held immediately following the public hearing on May 18, 2021 at 5:55 pm for the purposes of considering Resolution No 106 of 2021, Resolution Cancelling in Whole All Interest, Penalties, and Other Charges on Certain Greater Mohawk Valley Land Bank properties; and

**FURTHER RESOLVED**, the Clerk of the Legislature is hereby authorized to publish such notice in the designated newspapers

**Statement of Legislative and Financial Impact:**

I. *Nature of Request:*

SCHEDULING PUBLIC HEARING & SPECIAL MEETING

II. *Justification:*

In accordance with Real Property Tax Law 1182, a public hearing is necessary prior to cancelling in whole all interest, penalties, and other charges on certain Greater Mohawk Valley Land Bank properties

III. *Legislative Impact:*

Pursuant to Article 2 of the Montgomery County Charter

IV. *Financial Impact:*

**ACCEPTANCE OF BUDGETARY TRANSFERS**

<b>MOTION TO ACCEPT BUDGETARY TRANSFERS</b> by Legislator Headwell, Jr., seconded by Legislator Dimond, passed with Aye(8). Legislator Duchessi was absent.

**ACCEPTANCE OF PROCUREMENT RECORD**

<b>ACCEPTANCE OF PROCUREMENT RECORD</b> by Legislator Kelly, seconded by Legislator Sweet, passed with Aye(8). Legislator Duchessi was absent.

**ADJOURNMENT**

<b>MOTION TO ADJOURN</b> by Legislator Kelly, seconded by Legislator Sweet, passed with Aye(8). Legislator Duchessi was absent.

Respectfully submitted,

Cheryl A. Reese  
Clerk of the Montgomery County  
Legislature

Health & Human Services

Legislative Chambers, Montgomery County Office Bldg, 64 Broadway, Fonda, NY

6:01 PM

4/20/2021

Roy S. Dimond, Committee Chairman, Legislator, District 3 presided over the meeting commencing at 6:06 pm.

Committee members present:

Roy S. Dimond, Committee Chairman, Legislator, District 3  
Martin P. Kelly, Legislator, District 1  
John M. Duchessi, Legislator, District 6  
Joseph M. Isabel, Legislator, District 8  
Robert A. Purtell, Legislator, District 9

Other members present:

Brian D. Sweet, Legislator, District 2  
Robert Headwell, Jr., Chairman, District 4  
Daniel P. Wilson, Legislator, District 5  
Michael J. Pepe, Chairman of the Legislature, Legislator, District 7

Chairman Roy S. Dimond has called a meeting of the Health and Human Services Committee for 6:01 p.m. on Tuesday, April 20, 2021 in the Legislative Chambers, County Office Building, 64 Broadway, Fonda, New York.

In conjunction with Governor Cuomo's Executive Order, this meeting will also be held electronically via teleconference on April 20, 2021 at 6:01 pm. Members of the public may participate in the meeting by attending or by calling 1-312-757-3121, Access Code 456-944-325. Minutes of the hearing will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

1. DISCUSSION

A. Privilege of Committee Chair, Committee Members & Legislators to discuss items of interest, etc., regarding departments governed by this Committee

2. RESOLUTION FOR BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH (ENHANCED STEPPING STONES) AGREEMENT (JD DIVERSION) (SOCIAL SERVICES)

3. RESOLUTION TO AMEND 2021 BUDGET – TRANSFER TO CAPITAL PROJECT FUND (SOCIAL SERVICES)

4. RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN LABORATORY SERVICES AGREEMENT WITH LABORATORY CORPORATION OF AMERICA HOLDINGS (SOCIAL SERVICES)

5. RESOLUTION FOR BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH (STEPPING STONES) AGREEMENT - (PINS) (SOCIAL SERVICES)

6. RESOLUTION AMENDING THE 2021 BUDGET AND ESTABLISHING A PART-TIME TEMPORARY ATTORNEY (SOCIAL SERVICES)

7. OTHER

Item #1: **(A. DISCUSSION)**

Item #2: **RESOLUTION FOR BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH (ENHANCED STEPPING STONES) AGREEMENT (JD DIVERSION) (SOCIAL SERVICES)** Legislators Kelly and Pepe made a motion and seconded, respectively to move the resolution to the full Legislature.

Item #3: **RESOLUTION TO AMEND 2021 BUDGET – TRANSFER TO CAPITAL PROJECT FUND (SOCIAL SERVICES)** Legislators Wilson and Pepe made a motion and seconded, respectively to move the resolution to the full Legislature.

Item #4: **RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN LABORATORY SERVICES AGREEMENT WITH**

**LABORATORY CORPORATION OF AMERICA HOLDINGS (SOCIAL SERVICES)** Legislators Kelly and Wilson made a motion and seconded, respectively to move the resolution to the full Legislature.

Item #5: **RESOLUTION FOR BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH (STEPPING STONES) AGREEMENT - (PINS) (SOCIAL SERVICES)** Legislators Dimond and Kelly made a motion and seconded, respectively to move the resolution to the full Legislature.

Item #6: **RESOLUTION AMENDING THE 2021 BUDGET AND ESTABLISHING A PART-TIME TEMPORARY ATTORNEY (SOCIAL SERVICES)** Legislators Dimond and Purtell made a motion and seconded, respectively to move the resolution to the full Legislature.

Item #6: OTHER

**MOTION TO ADJOURN** by Legislator Kelly, seconded by Legislator Purtell.

Chairman Dimond adjourned the Health and Human Services Committee meeting at 6:12 p.m.

Clerk's note:

In conjunction with Governor Cuomo's Executive Order, this meeting will also be held electronically via teleconference on April 20, 2021 at 6:01 pm. Members of the public may participate in the meeting by attending or by calling 1-312-757-3121, Access Code 456-944-325. Minutes of the hearing will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

The audio/video of the meeting is located at: <https://www.co.montgomery.ny.us/web/sites/departments/legislature/videos.asp>

Respectfully submitted,

Cheryl A. Reese  
Clerk of the Montgomery County  
Legislature

## Physical Services

Legislative Chambers, Montgomery County Office Bldg, 64 Broadway, Fonda, NY

6:02 PM

4/20/2021

Daniel P. Wilson, Committee Chairman, Legislator, District 5 presided over the meeting commencing at 6:13 pm.

Committee members present:

Daniel P. Wilson, Committee Chairman, Legislator, District 5  
Martin P. Kelly, Legislator, District 1  
Brian D. Sweet, Legislator, District 2  
Joseph M. Isabel, Legislator, District 8

Absent:

John M. Duchessi, Legislator, District 6

Other members present:

Roy S. Dimond, Legislator, District 3  
Robert Headwell, Jr. Legislator, District 4  
Robert A. Purtell, Legislator, District 9

Chairman Daniel P. Wilson has called a meeting of the Physical Services Committee for 6:02 p.m. on Tuesday, April 20, 2021 in the Legislative Chambers, County Office Building, 64 Broadway, Fonda, New York.

In conjunction with Governor Cuomo's Executive Order, this meeting will also be held electronically via teleconference on April 20, 2021 at 6:02 pm. Members of the public may participate in the meeting by attending or by calling 1-312-757-3121, Access Code 456-944-325. Minutes of the hearing will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

Items on the agenda, at this time, are as follows:

1. (DISCUSSION)
  - A. Privilege of Committee Chair, Committee Members & Legislators to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AN AGREEMENT WITH THE MONTGOMERY COUNTY SANITARY DISTRICT NO.1 FOR THE DISPOSAL OF LEACHATE FROM THE LANDFILLS LOCATED IN MONTGOMERY COUNTY
3. RESOLUTION AMENDING THE 2021 OPERATING BUDGET- SURPLUS EQUIPMENT AUCTION (PUBLIC WORKS)
4. RESOLUTION AWARDED RFP# 05-21 FOR RECYCLING SERVICES AND AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AGREEMENT - CONSOLIDATED WASTE SERVICES LLC. DBA TWIN BRIDGES WASTE & RECYCLING (COUNTY TREASURER)
5. RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN EASEMENT AGREEMENTS, FOR ROADWAY DESIGN IMPROVEMENTS - LEPPER RD- COUNTY HWY 20 IN THE TOWN OF AMSTERDAM (PUBLIC WORKS)
6. OTHER

Item #1: (A. DISCUSSION)

Item #2: **RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AN AGREEMENT WITH THE MONTGOMERY COUNTY SANITARY DISTRICT NO.1 FOR THE DISPOSAL OF LEACHATE FROM THE LANDFILLS LOCATED IN MONTGOMERY COUNTY** Legislators Sweet and Dimond made a motion and seconded, respectively to move the resolution to the full Legislature. There were no objections.



Item #3: **RESOLUTION AMENDING THE 2021 OPERATING BUDGET- SURPLUS EQUIPMENT AUCTION (PUBLIC WORKS)** Legislators Wilson and Pepe made a motion and seconded, respectively to move the resolution to the full Legislature. There were no objections.

Item #4: **RESOLUTION AWARDDING RFP# 05-21 FOR RECYCLING SERVICES AND AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AGREEMENT - CONSOLIDATED WASTE SERVICES LLC. DBA TWIN BRIDGES WASTE & RECYCLING (COUNTY TREASURER)** Legislators Sweet and Pepe made a motion and seconded, respectively to move the resolution to the full Legislature. There were no objections.

Item #5: **RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN EASEMENT AGREEMENTS, FOR ROADWAY DESIGN IMPROVEMENTS - LEPPER RD- COUNTY HWY 20 IN THE TOWN OF AMSTERDAM (PUBLIC WORKS)** Legislators Sweet and Dimond made a motion and seconded, respectively to move the resolution to the full Legislature. There were no objections.

Item #6: **OTHER** There was no other discussion.

**MOTION TO ADJOURN** by Legislator Kelly, seconded by Legislator Sweet.

Legislator Wilson adjourned the Physical Services Committee meeting at 6:16 p.m.

Clerk's note:

In conjunction with Governor Cuomo's Executive Order, this meeting will also be held electronically via teleconference on March 16, 2021 at 6:00 pm. Members of the public may participate in the meeting by attending or by calling 1-872-240-3212, Access Code 656-287-445. Minutes of the hearing will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

The audio/video of the meeting is located at: <https://www.co.montgomery.ny.us/web/sites/departments/legislature/videos.asp>

Respectfully submitted,

Cheryl A. Reese  
Clerk of the Montgomery County  
Legislature

**NOTICE OF PUBLIC HEARING & INTENT TO APPLY FOR BROWNFIELD OPPORTUNITY AREA DESIGNATION FOR 68 CHURCH STREET, CANAJOHARIE, NY 13317**

Montgomery County Legislature  
Tuesday, April 27, 2021 @ 6:50 pm  
Montgomery County Legislative Chambers  
64 Broadway  
Fonda, NY 12068

Montgomery County will hold a public hearing on Tuesday, April 27 at 6:50 pm at the Legislative Chambers, Montgomery County Office Building, 64 Broadway, Fonda, NY 12068 to discuss the application for designating 68 Church St. Canajoharie, NY 13317 as Brownfield Opportunity Area. The Brownfield Opportunity Area (BOA) Program was established by the Superfund/Brownfield Law in October 2003 and later revised by the Brownfield Reform Law of 2008. The Superfund/Brownfield legislation amended the General Municipal Law (Article 18-C), which authorizes municipalities to pursue redevelopment and revitalization of economically distressed areas, by adding Section 970-r, to create the BOA Program.

The Program provides resources to New York communities to establish effective revitalization strategies that return dormant and blighted parcels into productive, catalytic properties. Find the site location map and reuse study here:  
<https://montgomerycountyworks.com/planning-services/county-plans-studies-and-mapping/>

The Legislative Chambers are accessible to people with disabilities. If special accommodations are needed for persons with disabilities, those with hearing impairments, or those in need of translation from English, those individuals should contact Cheryl A. Reese, Clerk of the Legislature, Montgomery County Office Building, 64 Broadway, Fonda, NY 12068, 518-853-8338, at least one week in advance of the hearing date to allow for necessary arrangements. Written comments may also be submitted to Alex Kuttesch, Senior Planner, Montgomery County Business Development Center, 9 Park Street, Fonda, NY, 12068, 518-853-8334 or at [akuttesch@co.montgomery.ny.us](mailto:akuttesch@co.montgomery.ny.us).

In conjunction with Governor Cuomo's Executive Order, this meeting will also be held electronically via teleconference at 6:00 pm. Members of the public may listen to the meeting by calling 1-312-757-3121, Access Code 456-944-325. Minutes of the meeting will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

BY: Cheryl A. Reese  
Clerk of the Legislature  
April 16, 2021

Chairman Pepe called the public hearing to order at 6:50 pm.

Vincenzo Nicosia, Economic Development Specialist, took the floor to update the legislature on the application.

Chairman Pepe adjourned the meeting at 6:58 pm.

**In person attendance for the public hearing:**

Legislator Martin Kelly, District 1  
Legislator Brian Sweet, District 2  
Legislator Roy Dimond, District 3  
Legislator Robert Headwell, Jr., District 4  
Legislator Daniel Wilson, District 5  
Chairman of the Legislature, Michael Pepe, District 7  
Legislator Joseph Isabel, District 8  
Legislator Robert Purtell, District 9  
County Attorney, Meghan Manion  
Clerk of the Legislature, Cheryl Reese

**Virtual attendance for the public hearing:**

Absent:

Legislator John Duchessi, District 6

Respectfully submitted,

Cheryl A. Reese  
Clerk of the Montgomery County  
Legislature

NOTICE OF PUBLIC HEARING 2021 MICROENTERPRISE GRANT PROGRAM

APPLICATION THROUGH THE OFFICE OF COMMUNITY RENEWAL COMMUNITY

DEVELOPMENT BLOCK GRANT

LEGAL NOTICE

Notice of Public Hearing

Montgomery County

Montgomery County will hold public hearing on April 27, 2021 at 6:55 p.m. at the Chambers of the County Legislature, County Office Building, 64 Broadway, Fonda, NY 12068 for the purpose of hearing public comments on Montgomery County's community development needs,

and to discuss the possible submission of a Community Development Block Grant (CDBG) application for the 2021 program year. The CDBG program is administered by the New York State Office of Community Renewal (OCR), and will make up to \$300,000 available to eligible local governments in funding to help stimulate economic growth and create businesses and jobs that will improve and preserve NYS homes and communities, with the principal purpose of benefitting low/moderate income persons. The hearing will provide further information about the CDBG Microenterprise Assistance program and will allow for citizen participation in the development of any proposed grant applications and/or to provide technical assistance to develop alternate proposals. Comments on the CDBG Microenterprise Assistance program or proposed project(s) will be received at this time. The hearing is being conducted pursuant to Section 570.486, Subpart I of the CFR and in compliance with the requirements of the Housing and Community Development Act of 1974, as amended.

The Chambers of the County Legislature is accessible to persons with disabilities. If special accommodations are needed for persons with disabilities, those with hearing impairments, or those in need of translation from English, those individuals should contact Cheryl Reese, Clerk of the Legislature, Montgomery County Office Building, 64 Broadway, Fonda, NY 12068, 518-853-8338, at least one week in advance of the hearing date to allow for necessary arrangements.

Written comments may also be submitted to Vincenzo Nicosia, Economic Development Specialist, Montgomery County Business Development Center, 9 Park Street, Fonda, NY, 12068, 518-853-8334 or at [vnicosia2@co.montgomery.ny.us](mailto:vnicosia2@co.montgomery.ny.us).

In conjunction with Governor Cuomo's Executive Order, this meeting will also be held electronically via teleconference at 6:50 pm. Members of the public may listen to the meeting by calling 1-571-317-3122, Access Code 836-865-653. Minutes of the meeting will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

BY: Cheryl A. Reese  
Clerk of the Legislature  
April 16, 2021

Chairman Pepe called the public hearing to order at 6:55 pm.

Vincenzo Nicosia, Economic Development Specialist, took the floor to update the legislature on the grant.

Chairman Pepe adjourned the meeting at 6:58 pm.

**In person attendance for the public hearing:**

Legislator Martin Kelly, District 1  
Legislator Brian Sweet, District 2  
Legislator Roy Dimond, District 3  
Legislator Robert Headwell, Jr., District 4  
Legislator Daniel Wilson, District 5  
Chairman of the Legislature, Michael Pepe, District 7  
Legislator Joseph Isabel, District 8  
Legislator Robert Purtell, District 9  
County Attorney, Meghan Manion

Clerk of the Legislature, Cheryl Reese

**Virtual attendance for the public hearing:**

Absent:

Legislator John Duchessi, District 6

Respectfully submitted,

Cheryl A. Reese  
Clerk of the Montgomery County  
Legislature



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## Office of the Legislature

Office (518) 853-8338

Fax (518) 853-5091

64 Broadway/PO Box 1500

Fonda, NY 12068-1500

**TO:** Public Safety Committee

Joseph M. Isabel, Chairman, Legislator, District 8  
Brian D. Sweet, Legislator, District 2  
Roy S. Dimond, Legislator, District 3  
Robert Headwell, Jr., Legislator, District 4  
Daniel P. Wilson, Legislator, District 5



**FROM:** Cheryl Reese, Clerk of Legislature

**CC:** Legislators, County Attorney, County Treasurer, Public Defender, Media

**DATE:** 5/25/2021

**RE:** Committee Meetings

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Chairman Joseph M. Isabel has called a meeting of the Public Safety Committee for 6:03 p.m. on Tuesday, April 20, 2021 in the Legislative Chambers, County Office Building, 64 Broadway, Fonda, New York 12068.

In conjunction with Governor Cuomo's Executive Order, this meeting will also be held electronically via teleconference on April 20, 2021 at 6:03 pm. Members of the public may participate in the meeting by attending or by calling 1-312-757-3121, Access Code 456-944-325. Minutes of the hearing will be transcribed and later posted on the Montgomery County website at [www.co.montgomery.ny.us](http://www.co.montgomery.ny.us).

Items on the agenda, at this time, are as follows:

### 1. DISCUSSION

A. Privilege of Committee Chair, Committee Members & Legislators to discuss items of interest, etc., regarding departments governed by this Committee

### 2. RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN NYS ILS (INDIGENT LEGAL SERVICES) GRANT EXTENSION CONTRACTS (PUBLIC DEFENDER)

### 3. OTHER



# Proposed Resolutions

Res. #		Sponsor/Second	Recommendation
<a href="#">98</a>	RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN NYS ILS (INDIGENT LEGAL SERVICES) GRANT EXTENSION CONTRACTS (PUBLIC DEFENDER)	Sweet/Headwell, Jr.	Move to Full Legislature





**RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN NYS ILS (INDIGENT LEGAL SERVICES) GRANT EXTENSION CONTRACTS (PUBLIC DEFENDER)**

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**Resolution by Legislator:** Sweet

**Seconded by:** Headwell, Jr.

**WHEREAS**, the Public Defender's Office is currently utilizing multiple term grants through the New York State Indigent Legal Services; and

**WHEREAS**, Five NYS ILS grants have recently term expired as follows:

- 1) Distribution Four
- 2) Distribution Five
- 3) Distribution Six
- 4) Distribution Seven
- 5) Distribution CAFA (counsel at first arraignment) and;

**WHEREAS**, the NYS ILS requires grant contract extensions be signed by the County Executive.

**RESOLVED**, upon review and approval of the County Attorney, the County Executive is authorized to sign NYS ILS Extension Contracts as set forth above.

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/27/2021)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

Authorizing the Montgomery County Executive to sign grant contract extensions.

*II. Justification:*

This resolution is requested in order to assure that the Public Defender's Office will continue receiving NYS ILS reimbursement grant funds.

*III. Legislative Impact:*

Pursuant to Article 3 of the Montgomery County Charter, the County Executive has the authority to enter into contracts.

*IV. Financial Impact:*

None. No cost the the County.

**cc:** County Clerk  
County Treasurer

## **CALL TO ORDER**

The Special Meeting of the Montgomery County Legislature for April 12, 2021 was called to order at 5:30 PM by Chairman Pepe.

## **ROLL CALL**

Roll call indicated that the following Legislators were present:

Martin P. Kelly, Legislator, District 1  
Brian D. Sweet, Legislator, District 2  
Roy S. Dimond, Legislator, District 3  
Robert Headwell, Jr., Legislator, District 4  
Daniel P. Wilson, Legislator, District 5  
Chairman of the Legislature, Michael J. Pepe, Legislator, District 7  
Joseph A. Isabel, Legislator, District 8  
Robert A. Purtell, Legislator, District 9

Absent:

John M. Duchessi, Legislator, District 6

## **SALUTE TO THE FLAG**

Chairman Pepe led the salute to the flag.

## **STATEMENT OF PURPOSE OF MEETING**

- RESOLUTION 83 OF 2021 - RESOLUTION SETTING PUBLIC HEARING TO DESIGNATE 68 CHURCH STREET CANAJOHARIE NY AS A BROWNFIELD OPPORTUNITY AREA (ECONOMIC DEVELOPMENT AND PLANNING)

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### **RESOLUTION NO. 83 of 2021**

**DATED:** 4/12/2021

Resolution by Legislator: Pepe  
Seconded by Legislator: Purtell

### **RESOLUTION SETTING PUBLIC HEARING TO DESIGNATE 68 CHURCH STREET CANAJOHARIE NY AS A BROWNFIELD OPPORTUNITY AREA (ECONOMIC DEVELOPMENT AND PLANNING)**

**WHEREAS**, the New York State Department of State may designate Brownfield Opportunity Areas; and

**WHEREAS**, Montgomery County intends to submit an application to have 68 Church Street in Canajoharie NY, the former Beech-Nut site, designated as a Brownfield Opportunity Area through the Brownfield Opportunity Area Program; and

**RESOLVED**, that the Montgomery County Legislature hereby schedules a Public Hearing on the submission of the former Beech-Nut site to be designated as a Brownfield Opportunity Area to be held at 6:50 p.m., Tuesday, April 27, 2021 in the Chambers of the County Legislature, County Office Building, Fonda, New York.

**FURTHER RESOLVED**, that the Clerk of the Montgomery County Legislature is directed to advertise for the public hearing in the County newspapers; and

**FURTHER RESOLVED**, that the Clerk of the Montgomery County Legislature is further directed to advertise in the County newspapers a notice that Montgomery County is seeking to have 68 Church Street in Canajoharie NY, the former Beech- Nut site, designated as a Brownfield Opportunity Area through the Brownfield Opportunity Area Program.

**RESOLUTION VOTE**, passed with Aye(8). Legislator Duchessi was absent. (4/13/2021)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

RESOLUTION SETTING PUBLIC HEARING TO DESIGNATE 69 CHURCH STREET CANAJOHARIE NY AS A BROWNFIELD OPPORTUNITY AREA.

*II. Justification:*

Through the BOA Program, brownfields are transformed from liabilities to community assets that generate businesses, jobs and revenues for local economies and provide new housing and public amenities.

*III. Legislative Impact:*

Authorized pursuant to Article 2 of the Montgomery County Charter.

*IV. Financial Impact:*

Cost of Public Hearing Posting

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**ADJOURNMENT**

**MOTION TO ADJOURN** by Legislator Kelly, seconded by Legislator Wilson, passed with Aye(8). Legislator Duchessi was absent.

Chairman Pepe adjourned the meeting at 5:33 p.m.

Respectfully submitted,

Cheryl A. Reese  
Clerk of the Montgomery County  
Legislature