AGENDA---------------------------------Wednesday, April 1, 2020 (10:00 a.m.)

Roll Call of Members

Pledge of Allegiance

Privilege of the Floor - NONE

Approving the Minutes of March 4, 2020 (which are on-line)

Presentation of Petitions, Communications and Notices

Special Presentations - NONE

Reports of Standing Committees

Reports of Special Committees

Special Reports

Consent Agenda

Res. No. 141 - AUTHORIZING CHAIR OF THE BOARD TO CONTRACT WITH THE RURAL HEALTH NETWORK OF SOUTH CENTRAL NEW YORK TO RECEIVE FEDERAL GRANT FUNDS FOR SENIOR TRANSPORTATION


Res. No. 143 – AUTHORIZING OTSEGO COUNTY COMMISSIONER OF SOCIAL SERVICES TO EXTEND CONTRACT WITH KIDS ONEIDA FOR PREVENTIVE SERVICES

Res. No. 144 – RECLASSIFYING A CERTAIN POSITION IN BUILDING SERVICES (BUSINESS OFFICE MANAGER #1)
Res. No. 145 – UNFUNDING A POSITION IN THE COUNTY CLERK’S OFFICE (MOTOR VEHICLE CLERK #1)

Res. No. 146 – AWARDING BID TO VARIOUS COMPANIES AND APPROVING SUPERINTENDENT OF HIGHWAYS TO PURCHASE SAND, STONE, GRAVEL AND TRUCKING

Res. No. 147 – AWARDING BID TO VARIOUS COMPANIES AND APPROVING SUPERINTENDENT OF HIGHWAYS TO PURCHASE HOT MIX ASPHALT

Res. No. 148 – APPROVING HOME RULE REQUEST TO INCREASE THE OCCUPANCY TAX UP TO 6% FOR OTSEGO COUNTY

Res. No. 149 – APPROVING HOME RULE REQUEST TO EXTEND LOCAL SALES TAX OF 4% FOR OTSEGO COUNTY THROUGH NOVEMBER 30, 2023

Res. No. 150 – ACCEPTING THE GRANT FUNDING FROM NYS CENSUS 2020 COMPLETE COUNT OUTREACH GRANT AND FORMULATE AGREEMENTS WITH NON-PROFIT GOVERNMENT AGENCIES

Res. No. 151 – APPROVING AND AUTHORIZING AMENDMENTS TO THE PURCHASING POLICY AND PROCEDURES

Res. No. 152 - HOME RULE REQUEST TO REVOKE SUSPENSION OF ADDITIONAL MORTGAGE TAX PURSUANT TO TAX LAW SECTION 253 AND TO AUTHORIZE REMITTANCE OF THE ADDITIONAL TAX TO THE GENERAL FUND OF OTSEGO COUNTY PURSUANT TO TAX LAW SECTION 261 THROUGH DECEMBER 31, 2022

Res. No. 153 – HOME RULE REQUEST TO REVOKE SUSPENSION OF ADDITIONAL MORTGAGE TAX PURSUANT TO TAX LAW SECTION 253 AND TO AUTHORIZE REMITTANCE OF THE ADDITIONAL TAX TO THE GENERAL FUND OF OTSEGO COUNTY PURSUANT TO TAX LAW SECTION 261 THROUGH DECEMBER 31, 2023

Res. No. 154 – PROCLAIMING THE MONTH OF APRIL 2020 AS CHILD ABUSE PREVENTION MONTH IN OTSEGO COUNTY

Res. No. 155 – PROCLAMATION ESTABLISHING THE MONTH OF APRIL 2020 AS THE FAIR HOUSING MONTH IN OTSEGO COUNTY
Res. No. 156 – PROCLAIMING THE WEEK OF MAY 3 -9, 2020 AS INTERNATIONAL COMPOST AWARENESS WEEK IN OTSEGO COUNTY

Res. No. 157 – APPROVAL TO FILE AN APPLICATION TO THE NYSDEC HOUSEHOLD HAZARDOUS WASTE (HHW) GRANT PROGRAM FOR OTSEGO COUNTY’S 2020 HHW COLLECTION

Res. No. 158 – TRANSFERRING FUNDS IN VARIOUS DEPARTMENTS FOR 2019 AND 2020

Res. No. 159 – AUTHORIZING REDEMPTION OF PARCELS TAKEN UNDER IN REM TAX FORECLOSURE

**Regular Agenda**

Late Resolutions

Unfinished Business

Special Order of the Day

Adjournment
RESOLUTION NO. 141-20200401

RESOLUTION - AUTHORIZING CHAIR OF THE BOARD TO CONTRACT WITH THE RURAL HEALTH NETWORK OF SOUTH CENTRAL NEW YORK TO RECEIVE FEDERAL GRANT FUNDS FOR SENIOR TRANSPORTATION

STAMMEL, LAPIN, MARIETTA, BROCKWAY, BASILE

RESOLVED, that the Chair of the Board, on behalf of the Otsego County Department of Health, be and hereby is authorized to enter into a contract and execute a grant agreement with Rural Health Network of South Central New York, 455 Court Street, Binghamton, NY 13904 to receive federal grant funds for the recruitment of volunteers to provide transportation for seniors in need for the period of January 1, 2020 to December 31, 2020 for a total of $20,000; and be it further

RESOLVED, that said grant agreement shall contain such other terms and provisions as are in the best interests of the County of Otsego.
RESOLUTION NO. 142-20200401

RESOLUTION – AUTHORIZING OTSEGO COUNTY AND THE OTSEGO COUNTY
SHERIFF’S OFFICE TO ENTER INTO A PUBLIC SAFETY MUTUAL AID AGREEMENT WITH
THE CITY OF ONEONTA, THE ONEONTA POLICE DEPARTMENT, THE VILLAGE OF
COOPERSTOWN AND THE COOPERSTOWN POLICE DEPARTMENT

WILBER, FARWELL, OBERACKER, FRAZIER, STAMMEL

WHEREAS, Section 119-o of the General Municipal Law permits municipal
corporations to enter into agreements for the performance amongst themselves
or one for the other of their respective functions, powers and duties on a
cooperative or contract basis or for the provision of joint services; and

WHEREAS, Otsego County and its Sheriff’s Office, the City of Oneonta and
its Police Department, the Village of Cooperstown and its Police Department
have determined that it is in the best interests of the respective municipalities to
enter into an agreement as outlined below for the provision of interagency law
enforcement services; now, therefore, be it

RESOLVED, that the Chair of the Board hereby is authorized to sign a
Public Safety Mutual Aid Agreement as outlined below for the period of April 1,
2020 through December 31, 2025 with the City of Oneonta and the Oneonta
Police Department, the Village of Cooperstown and the Cooperstown Police
Department, a copy of which is on file in the Office of the Clerk of the Board of
Representatives.
PUBLIC SAFETY MUTUAL AID AGREEMENT

THIS AGREEMENT made on _________________ by and between the Otsego County Sheriff's Office, the County of Otsego, a municipal corporation with its office located at 197 Main Street, Cooperstown, New York, the Oneonta Police Department, the City of Oneonta, a municipal corporation with its office located at City Hall, 258 Main Street Oneonta, New York the Cooperstown Police Department, the Village of Cooperstown, a municipal corporation with its office located at the Village Hall, 22 Main Street Cooperstown, New York. The parties are sometimes referred to as a "local government" or collectively as "local governments".

RECITALS

WHEREAS, Section 119-o of the General Municipal Law (GML) permits municipal corporations to enter into agreements for the performance amongst themselves or one for the other of their respective functions, powers and duties on a cooperative or contract basis or for the provision of a joint service; and

WHEREAS, §119-n(c) and § 119-o GML further provide that municipal corporations that enter into such agreements for a joint service may extend the appropriate territorial jurisdiction of the participants necessary to fulfill said service, and personnel assigned to a joint service shall possess the same powers, duties, immunities and privileges they would ordinarily possess if they performed them in the area where they are employed; and

WHEREAS, the County of Otsego, and its Sheriff’s Office, the City of Oneonta and its Police Department, the Village of Cooperstown and it’s Police Department employ their own full time police departments which currently provide police service exclusively to their own respective jurisdictions; and

WHEREAS, the parties have determined that it is in the best interests of the respective communities and of mutual advantage to enter into this Agreement for the provision of inter-agency law enforcement services on a day-to-day basis;

NOW THEREFORE, pursuant to the above considerations and the covenants and mutual benefits herein expressed, the parties agree as follows:
ARTICLE ONE
Purpose of the Agreement

The purpose of this Agreement is to:

1. Formalize the relationship between the local governments and enhance and define the scope of the inter-agency cooperation;

2. Eliminate the need to follow the formal procedure set forth in GML §209-m to request assistance from the other party in the form of personnel and or equipment;

3. Provide for more efficient utilization of law enforcement resources and services.

4. Provide for more efficient utilization of shared telecommunications systems of each agency for enhanced interoperability for voice and data.

5. Provide for enhanced effectiveness of response to requests to handle and resolve law enforcement intervention situations;

6. To ensure an adequate number of trained and equipped law enforcement officers to handle and resolve emergency, disaster, and violent situations; as well as law enforcement services which cannot be met with the resources of one of the parties to this Agreement;

7. Provide for the development of joint policies, procedures and use of training exercises or programs where skills, knowledge, procedures and expertise are shared with each other’s department and personnel; and

8. Provide for the possibility of obtaining and maintaining shared equipment.

ARTICLE TWO
Scope of Agreement

Inter-jurisdictional law enforcement service and assistance (mutual aid) may be provided among the local governments during those times of both:
1. Emergency, and

2. Law enforcement work of a non-emergency nature to fulfill a mutual aid request.

Examples of this type of situation would include but not be limited to:

Response of officer(s) of one party into the other party’s jurisdiction to provide backup for officers on or responding to calls which would require a two officer response, and only one officer of the requesting party is available;

Response of officer(s) of one party into the other party’s jurisdiction to provide a specialized function or service in which officers of the responding police department are uniquely trained and/or equipped for (i.e. conductive energy device deployment, tactical team deployment, forensic response);

Conducting joint investigations and executions of warrants;

Conducting joint fatal and serious physical injury motor vehicle accidents and maintaining a multi-jurisdictional investigative team;

Developing and maintaining a multi-jurisdictional forensic crime scene response team;

Conducting joint responses to high risk tactical incidents and maintaining a multi-agency tactical team;

Conducting joint investigations into the operation of motor vehicles while under the influence of drugs utilizing trained Drug Recognition Experts from the various local governments;

Conducting joint training;

Development of policies and procedures for multiple agency teams. In the case of a joint tactical team, rules and regulations shall be established providing for a single team commander and team leaders, a single set of standard operational procedures, training records maintenance, and the fiscal responsibilities of each agency;
Sharing of any and all telecommunications systems, including telephonic systems, two way radio communications, data systems, information systems, facilities, towers and equipment.

Sharing of all categories and types of equipment and facilities not specifically addressed in this document.

It is not the intent of this Agreement to circumvent any collective bargaining agreements in place within either jurisdiction in regards to staffing and payment of overtime to cover shift shortages. Rather it is the intent of this Agreement to maximize the effectiveness, efficiency and safety of the officers and personnel of all of the local governments while working their pre-scheduled shift with the exception of pre-established qualified specialized investigative teams.

ARTICLE THREE
Power and Authorization

Each party authorizes the officers working at the time mutual aid is needed to request temporary assistance from the other party. This request should come from the supervisor or officer in charge of the shift of the requesting agency at the time, whenever possible. Any request for assistance that is pre-planned and/or will be of longer duration (i.e. training, large scale pre-planned events) should come through the respective Sheriff, Chief or their designee. The judgment of the officer authorized under this Agreement of each municipality rendering aid as to the amount of personnel, supplies and equipment available shall be final.

The obligation to render mutual aid is strictly voluntary in nature. It does not place any of the local governments under any obligation to respond to a request for mutual aid or assistance of the other party that it is unable or unwilling to honor. Such law enforcement aid may be provided on an actual or standby basis.

Each party agrees that the responding party may hold back sufficient personnel and equipment to provide adequate protection within the territory of the responding party. Should a need for the loaned personnel and equipment arise within the territory of the responding party, then the responding party may recall
such personnel and equipment or any part thereof. The responding party shall inform the requesting party of its intent to withdraw from the situation.

Pursuant to sections §119-n(c) and § 119-o GML, officers assisting another local government outside their normal geographical area of employment shall have all powers and authority of law enforcement officers in such other jurisdiction as provided by law, including the power of arrest.

**ARTICLE FOUR**
Control of Personnel and Equipment

The officer in charge of the requesting party shall be in command of the operation(s) under which the equipment and personnel sent by the responding party shall serve; provided that the responding personnel and equipment shall be under the immediate supervision of the officer in charge of the responding party, if more than one officer responds. Command, however, may be relinquished to a ranking or senior officer of the party rendering assistance under the terms of this Agreement.

Further, each party authorizes the respective Sheriff, Chief or their designee, to pre-arrange training exercises and programs, as well as temporary assignment of officers and/or equipment to another law enforcement agency for training or investigatory purposes.

**ARTICLE FIVE**
Compensation and Expenses

All individuals shall retain their entire pension, disability, contractual and compensation rights (including workers' compensation and GML 207-C benefits) while performing duties in accordance with this Agreement. All salaries, legal and contractual benefits, and other personnel costs together with equipment and supply costs will be the responsibility of the respective local government employing the officer.

Neither participant, as a requesting party, shall be obligated to compensate the responding party for services rendered by or injuries to the responding party’s personnel, or for the use or damage to the responding party’s equipment. Specifically, and without limiting the foregoing, the requesting party shall have no obligation for payment of wages or withholding for unemployment, workers
compensation, GML 207-C benefits, or for the payment of any other benefits to the personnel of the responding party. Each participant hereto hereby expressly waives all claims of whatever type or nature, except for gross negligence, against the other and its personnel, which may arise out of the performance of this Agreement.

**ARTICLE SIX**

**Liability and Indemnification**

Neither party shall incur any liability or responsibility for the failure to respond to any request for assistance made pursuant to this Agreement. This Agreement shall not be construed as or deemed to be an Agreement for the benefit of any third party or parties, and no third party or parties shall have any right of action whatsoever hereunder for any cause whatsoever.

Neither party shall be required to indemnify the other for any claim arising out of participating under this Agreement. Each party shall be responsible for defending its own respective entity in any action or dispute that arises in connection with or as a result of this Agreement and that each party will be responsible for bearing their own costs, damages, losses, expenses and attorney fees. Each party shall be obligated to notify the other of any claims or lawsuits received arising out of any mutual aid operations.

All immunities from liability enjoyed by the local government within its boundaries shall extend to its participation in rendering aid under this Agreement outside of its boundaries unless otherwise provided by law. All the immunities from liability and exemptions from laws, ordinances and regulations which law enforcement officers employed by local governments which are parties to this Agreement have in their own jurisdictions shall be effective in the jurisdiction in which they are giving aid unless otherwise provided by law or this Agreement.

**ARTICLE SEVEN**

**Rules and Regulations**

The Sheriff and Chief of the local governments shall establish uniform rules and regulations for requesting and rendering mutual aid as necessary and appropriate to implement this Agreement. Vehicles, firearms, equipment and
apparatus furnished in or for mutual aid shall be operated by personnel trained in the proper use of same.

It is understood that under no circumstance will privately owned vehicles or equipment be utilized in providing mutual aid unless commandeered or authorized by the commanding officer of the local government receiving aid, with the exception of individual officer equipment that is authorized by the employing agency.

**ARTICLE EIGHT**

Cooperation and Line of Duty Death or Injury

In the event a mutual aid or assistance situation results in an officer-involved shooting, accidental injury or other event or results requiring investigation or review, both parties will cooperate and consult with each other in the conduct of such investigation or review. Each local government and each law enforcement agency will make available to the other any information or resources necessary to conduct such investigation or review.

The Sheriff and Chief will fully communicate, consult and cooperate with each other to insure that a thorough, efficient and effective investigation or review is conducted and that unnecessary duplication is avoided. The results of such investigation shall be shared with each local government.

The effect of the death, injury or disability of any officer who is killed, injured or disabled outside the territorial limits of either participating entity while in the performance of this Agreement, shall be the same as if they were killed, injured or were to become disabled while that officer was functioning within its own territorial limits, and such injury or death shall be considered to be in the line of duty.

**ARTICLE NINE**

Approval, Modification and Termination

This Agreement shall not be effective until approved by a majority vote, as required by section 119-o of the General Municipal Law, of the governing body of each party.
This Agreement may be changed, modified or amended by written Agreement of the participants, subject to the requirements of the first paragraph of this Article.

This Agreement may be terminated at any time by passage of a resolution terminating same by the governing board of a party to the Agreement. A copy of the resolution shall be promptly filed with the Clerk of each local government following its passage. However, obligations previously incurred are not extinguished by the termination of the Agreement.

This agreement shall terminate on _________________. The terms herein shall continue, however, until both legislative bodies have held their annual organizational meetings. At such meetings, this agreement shall be considered for renewal, and if approved by each legislative body, such renewal shall be made effective _________________. [Intermunicipal agreements may be in effect for up to five years §119-n (2) (j)]

ARTICLE TEN
Miscellaneous

This Agreement constitutes the entire Agreement between the parties and cannot be modified or amended except by written Agreement of the parties pursuant to Article Nine, above.

The laws of the State of New York shall govern this Agreement.

Each participant agrees that each will comply with all applicable, federal, state and local laws, rules and regulations applicable to the respective entities and employees in connection with the performance of this Agreement.

This Agreement may be executed in any number of counterparts, each of which shall be deemed an original.

For the purposes of this Agreement, when involved in law enforcement work of a non-emergency nature, temporary assignments and training exercises, the law enforcement agency from which the equipment is assigned, or which is providing the training, or which is sponsoring the training exercise shall be deemed the assisting local government.
IN WITNESS WHEREOF, the parties hereto have executed this Agreement effective the date and year written above.

By: _________________________________
Richard J. Devlin, Jr., Sheriff
Otsego County Sheriff’s Office

By: _________________________________
David Bliss
Chair of the Board of Representatives, County of Otsego

By: _________________________________
Douglas Brenner, Chief
Oneonta Police Department

By: _________________________________
Gary Herzig, Mayor
City of Oneonta

By: _________________________________
James Kellman, OIC
Cooperstown Police Department

By: _________________________________
Ellen Tillapaugh, Mayor
Village of Cooperstown
RESOLUTION NO. 143-20200401

RESOLUTION – AUTHORIZING OTSEGO COUNTY COMMISSIONER OF SOCIAL SERVICES TO EXTEND CONTRACT WITH KIDS ONEIDA FOR PREVENTIVE SERVICES

MARTINI, FRAZIER, BASILE, BROCKWAY, OLIVER

WHEREAS, Otsego County is mandated to provide preventive services (among others) to families and children at risk of child abuse, neglect, maltreatment, and/or out of home placement per Title 18 of the NY Codes, Rules and Regulations Part 423; and

WHEREAS, Otsego County has had persistent difficulty in both recruiting and retaining staff despite our best efforts and difficulty continues; and

WHEREAS, the constant turnover results in increased costs to the County, higher demands on existing staff, and will lead to diminished best practices support for families; and

WHEREAS, Otsego County Department of Social Services now has a continuing need to seek outside programming to provide health and safety services necessary to the public we serve and Otsego County continues to explore tools for better recruitment and other providers; and

WHEREAS, Kids Oneida has available trained preventive services staff to provide preventive services, which will increase stability for families and
permanency for children; now, therefore, be it

RESOLVED, that the Otsego County Commissioner of Social Services is hereby authorized to extend the contract with Kids Oneida an additional two (2) months through May 31, 2020 for a total cost not to exceed $395,457 for the entire contract term; and be it further

RESOLVED, that said contract shall contain such other terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funding for the contract is included in the 2020 Social Services Administration Budget (6010-A) at line 4900 Contract and is 62% Federal and 24% State reimbursable and 14% local cost; which may be further reduced by Raise The Age funding.
RESOLUTION NO. 144-20200401

RESOLUTION – RECLASSIFYING A CERTAIN POSITION
IN BUILDING SERVICES
(BUSINESS OFFICE MANAGER #1)

KENNEDY, OBERACKER, MARIETTA, MCCARTY, FRAZIER, MARTINI

RESOLVED, that the following position is reclassified, funded, and authorized to be filled in Building Services, effective April 5, 2020:

Office Specialist (#1), Grade 10O, $32,020 - $37,770 ($1,150) TO Business Office Manager (#1), Grade 17J, $43,111

and be it further

RESOLVED, that the funding for this position comes from unfunding of the Office Specialist (#1) position and is included in the 2020 Cooperstown Office Building Budget (1625-A) at line 1000 Personal Service; and be it further

RESOLVED, that the Clerk of the Board be and hereby is authorized and directed to forward a copy of this resolution to the County Treasurer and to the Personnel Officer.
RESOLUTION NO. 145-20200401

RESOLUTION – UNFUNDING A POSITION
IN THE COUNTY CLERK’S OFFICE
(MOTOR VEHICLE CLERK #1)

WILBER, FARWELL, OBERACKER, FRAZIER, STAMMEL

WHEREAS, a certain position in the County Clerk’s office is not being utilized and it is necessary to amend the budget to reflect same so that the funds still available for this position can be used for other purposes; now, therefore, be it

RESOLVED, that the following position in the County Clerk's office be unfunded effective March 9, 2020:

Motor Vehicle Operator (#1), Grade 8F, $29,353 - $34,593 ($1,048)

and be it further

RESOLVED, that the Clerk of the Board be and hereby is authorized and directed to forward a copy of this resolution to the County Treasurer and to the Personnel Officer.
RESOLUTION NO. 146-20200401

RESOLUTION – AWARDING BID TO VARIOUS COMPANIES AND APPROVING SUPERINTENDENT OF HIGHWAYS TO PURCHASE SAND, STONE, GRAVEL AND TRUCKING

OBERACKER, MCCARTY, FRAZIER, FARWELL, WILBER

WHEREAS, the Highway Department has a need for stone, sand, gravel and trucking; and

WHEREAS, the Purchasing Agent was consulted and Bid OTGOV-001-20 was offered for these materials which is valid for the period of April 1, 2020 through March 31, 2021; and

WHEREAS, the Purchasing Agent, Superintendent of Highways, and the Public Works Committee reviewed the bids submitted, and recommend that the contract be awarded, as per bid specifications on file with the Purchasing Agent, to the following companies:

1. E&R Pope Excavating
   1073 County Highway 1
   Mt. Upton, NY 13809

2. Barrett Paving Materials
   4530 Wetzel Road
   Liverpool, NY 13090

3. Parker Excavating & Gravel Co.
   PO Box 634
   Mt. Vision, NY 13810
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<tr>
<th></th>
<th>Company Name</th>
<th>Address Information</th>
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<tr>
<td>4.</td>
<td>Cobleskill Stone Products</td>
<td>PO Box 20</td>
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<td>Cobleskill, NY 12043</td>
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<td>5.</td>
<td>Clark Co</td>
<td>411155 NY-10</td>
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<td>Delhi, NY 13753</td>
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<td>6.</td>
<td>Hanson Aggregates</td>
<td>15620 Collections Ctr Dr</td>
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<td>Chicago, IL 60693</td>
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<td>7.</td>
<td>Burrells Excavating</td>
<td>6146 County Highway 32</td>
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<td>Norwich, NY 13815</td>
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<td>8.</td>
<td>Seward Sand &amp; Gravel</td>
<td>532 County Highway 58</td>
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<td>Oneonta, NY 13820</td>
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<td>9.</td>
<td>Kukenberger Sand &amp; Gravel, LLC</td>
<td>1312 Co Hwy 54</td>
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<td>Cherry Valley NY 13320</td>
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<td>10.</td>
<td>Tri City Highway</td>
<td>111 ½ Bevier Street</td>
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<td>Binghampton, NY 13904</td>
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<td>11.</td>
<td>Heroux Excavating Inc., Kiser Sand and Gravel</td>
<td>PO Box 1082</td>
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<td>Cooperstown NY 13326</td>
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<td>12.</td>
<td>Frank Kukenberger</td>
<td>Beaver Meadow Rd.</td>
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<td>Fly Creek, NY 13337</td>
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now, therefore, be it

RESOLVED, that the bid is awarded to the companies as listed above for the purchase of stone, sand, gravel and trucking as per bid specifications; and be it further

RESOLVED that the Chair of the Board is authorized to contract with them for the County of Otsego, at a total cost not to exceed $5,023,234 as allowed in the adopted budget and as approved by the Otsego County Treasurer for the period of April 1, 2020 through March 31, 2021; and be it further

RESOLVED, that said contracts to contain such other terms and conditions as are in the best interest of the County of Otsego; and be it further

RESOLVED, that the funds for this expenditure shall be included in the following budgets for 2020:

 Maintenance Budget (5110-D) at line 4570 Asphalt/Stone/Sand/Oil
 County Snow and Ice (5142-D) at line 4555 Salt and Snow
 CHIPS (5113-D) at line 2121 Capital Maintenance

and shall be contained in similar budget lines for subsequent years with an approximate reimbursement rate of 25% State and 75% local funds.
RESOLUTION NO. 147-20200401

RESOLUTION – AWARDING BID TO VARIOUS COMPANIES AND APPROVING SUPERINTENDENT OF HIGHWAYS TO PURCHASE HOT MIX ASPHALT

OBERACKER, MCCARTY, FRAZIER, FARWELL, WILBER

WHEREAS, the Otsego County 2020 Adopted Budget was approved by the Otsego County Board of Representatives on December 4, 2019; and

WHEREAS, the Highway Department proposes to use a portion of said funds for hot mix asphalt; and

WHEREAS, the Purchasing Agent was consulted and Bid OTGOV-009-20 was offered for these materials which is valid for the period of April 1, 2020 through March 31, 2021; and

WHEREAS, the Purchasing Agent, Superintendent of Highways, and the Public Works Committee reviewed the bids submitted, and recommend that the contract be awarded, as per bid specifications on file with the Purchasing Agent, to the following companies:

1. Cobleskill Stone Products
   PO Box 20
   Cobleskill, NY 12043

2. Suite Kote Corporation
   1911 Lorings Crossing Rd
   Cortland, NY 13045
3. Hanson Aggregates  
   15620 Collections Center Drive  
   Chicago, IL 60693

4. Tri City Highway  
   111 ½ Beaver Street  
   Binghamton, NY 13904

5. Barrett Paving Materials  
   4530 Wetzel Road  
   Liverpool, NY 13090

now, therefore, be it

   RESOLVED, that the bid is awarded to the companies as listed above for the purchase of hot asphalt mix as per bid specifications; and be it further

   RESOLVED that the Chair of the Board is authorized to contract with them for the County of Otsego, at a total cost not to exceed $3,698,234 as allowed in the adopted budget and as approved by the Otsego County Treasurer for the period of April 1, 2020 through March 31, 2021; and be it further

   RESOLVED, that said contracts to contain such other terms and conditions as are in the best interest of the County of Otsego; and be it further

   RESOLVED, that the funds for this expenditure shall be included in the following budgets for 2020:

   Maintenance Budget (5110-D) at line 4570 Asphalt/Stone/Sand/Oil

   CHIPS (5113-D) at line 2121 Capital Maintenance
and shall be contained in similar budget lines for subsequent years with an
approximate reimbursement rate of 25% State and 75% local funds.

RESOLUTION NO. 148-20200401

RESOLUTION – APPROVING HOME RULE REQUEST TO INCREASE
THE OCCUPANCY TAX UP TO 6% FOR OTSEGO COUNTY

KENNEDY, OBERACKER, MARIETTA, MCCARTY, FRAZIER, MARTINI

WHEREAS, the County has heretofore adopted Resolution No. 55-
20200102, to make a Municipal Home Rule Request to the New York State
Legislature requesting appropriate amendment enabling legislation to increase
the occupancy tax that the County of Otsego is permitted to impose to 6% as
set forth; and

WHEREAS, the Otsego County Board of Representatives must approve a
Home Rule Request requesting the State Legislature to amend Section 1202-j of
the Tax Law, authorizing Otsego County to impose a hotel and motel
occupancy tax of up to 6% (Bill S.7730/A.10016); now, therefore, be it

RESOLVED, that this Board of Representatives does hereby approve a
Home Rule Request requesting the State Legislature to amend Section 1202-j of
the Tax Law, authorizing Otsego County to impose a hotel and motel
occupancy tax of up to 6% (Bill S.7730/A.10016).
RESOLUTION NO. 149-20200401

RESOLUTION – APPROVING HOME RULE REQUEST TO EXTEND LOCAL SALES TAX OF 4% FOR OTSEGO COUNTY THROUGH NOVEMBER 30, 2023

KENNEDY, OBERACKER, MARIETTA, MCCARTY, FRAZIER, MARTINI

WHEREAS, the County has heretofore adopted Resolution No. 54-20200102, requesting the New York State Legislature and Governor to amend Section 1210 of the New York State Tax Law to enable this county to continue to levy and collect a local sales tax of 4%; and

WHEREAS, the Otsego County Board of Representatives must approve a Home Rule Request requesting the State legislature to amend the tax law, in relation to authorizing the County of Otsego to extend additional sales and compensating use tax (Bill S.7944/A.10162), in form as on file with the Clerk of the Board of Representatives, which will extend the County’s local sales tax of 4% through November 30, 2023; now, therefore, be it

RESOLVED, that this Board of Representatives does hereby approve a Home Rule Request (Bill S.7944/A.10162) to the State Legislature to amend the tax law authorizing the County of Otsego to extend the local sales tax of 4% through November 30, 2023.
RESOLUTION NO. 150-20200401

RESOLUTION – ACCEPTING THE GRANT FUNDING FROM NYS CENSUS 2020 COMPLETE COUNT OUTREACH GRANT AND FORMULATE AGREEMENTS WITH NON-PROFIT GOVERNMENT AGENCIES

KENNEDY, OBERACKER, MARIETTA, FARWELL, MARTINI

WHEREAS, the County of Otsego submitted a request for grant funds to the NYS Census 2020 Complete Count Outreach Grant to provide assistance with the 2020 Census through partnerships with non-profit agencies in the county and was allocated $114,294 from the State of New York; and

WHEREAS, the County was required to submit a plan and budget to the State for approval prior to release of funds which included a budget of $63,273.72; and

WHEREAS, upon approval by the State of the plan presented, the County wishes to enter into an agreement with the State and the identified non-profits in the plan in order to execute the outreach plan as presented; and

WHEREAS, the plan will require the County to enter into agreements with the following non-profit, government agencies:

1. Catholic Charities of Delaware, Otsego and Schoharie Counties
   176 Main Street
   Oneonta NY 13820

2. Opportunities for Otsego
   3 West Broadway
3. Pathfinder Village
   3 Chenango Road
   Edmeston NY 13335

4. Huntington Library
   62 Chestnut Street
   Oneonta NY 13820

5. Otsego County Office of the Aging; now, therefore, be it

   RESOLVED, that the Chair of the Board is authorized to act on behalf of
   the County to enter into agreements with the State and identified non-profit
   government agencies to fulfill the Otsego County's Census plan as presented
   and approved by the State.
RESOLUTION NO. 151-20200401

RESOLUTION – APPROVING AND AUTHORIZING AMENDMENTS TO THE PURCHASING POLICY AND PROCEDURES

KENNEDY, OBERACKER, MARIETTA, MCCARTY, FRAZIER, MARTINI

WHEREAS, the Purchasing Policy and Procedures was most recently revised in March 4, 2015 by way of Resolution No. 105-20150304; and

WHEREAS, it is necessary to update and revise this policy from time to time, with said policy amendments as outlined below; now, therefore, be it

RESOLVED, that the Otsego County Purchasing Policy and Procedures, and all related policies, are hereby amended as outlined below:

The current policy states as follows:

16. EXCEPTIONS TO BIDDING AND RFP’s

(1) Emergency

An emergency exists wherein the delay caused by soliciting quotes would endanger the health, welfare or property of the municipality, or more important, the individual taxpayer all as defined in the General Municipal Law. The Department Head shall contact the County Attorney and the Purchasing Agent IMMEDIATELY, if possible, to determine if the situation is, in fact, an emergency. If the situation is determined to be an emergency in nature, then the procurement of goods or services will be at the discretion of the appropriate Department Head. Documentation as to the nature of the emergency must be sent to the Purchasing Agent and Auditor’s Office within five (5) working days of such procurement. Confirming policy shall also be complied with (see Section 5 of Procedures – Confirming Orders).
In response to the current emergency associated with COVID-19 outbreak, the following amendments are made:

1. During the COVID-19 State of Emergency as declared by the Chair of the Board of Representatives on March 14, 2020, all purchases related to the response to COVID-19 are determined to be an emergency within the meaning of section 16.

2. Any COVID-19 related purchase shall be approved by the Department Head and Treasurer, and the Purchasing Agent shall be consulted when practicable. Department heads shall keep a record of the reason for any such purchase.

3. The Treasurer shall make available the use of credit cards to allow Department Heads to make immediate purchases of critical items without need for Treasurer approval or consultation with Purchasing Agent. These items include but are not limited to: immediate needs of the Public Health Director including groceries and other necessary items for those quarantined or isolated, of EMS including hand sanitizer and related products such as Cleaning/disinfecting products, Personal Protective Equipment (Gloves, Masks, Gowns, Face shields), of the Sheriff for water and food for emergencies related to law enforcement and to any other department needing to purchase COVID 19 related items on an immediate basis.

   All purchases using credit cards must be reported to the Treasurer as soon as possible and must include the specific reason for the purchase. The limit for any one credit card purchase is $1000 unless approved by Treasurer.

4. All other non COVID-19 related purchases must follow the usual procurement policy and procedures.

and be it further

RESOLVED, that said complete and amended Otsego County Purchasing Policy and Procedures Manual is on file with the Clerk of the Board of Representatives.
RESOLUTION NO. 152-20200401

RESOLUTION – HOME RULE REQUEST TO REVOKE SUSPENSION OF ADDITIONAL MORTGAGE TAX PURSUANT TO TAX LAW SECTION 253 AND TO AUTHORIZE REMITTANCE OF THE ADDITIONAL TAX TO THE GENERAL FUND OF OTSEGO COUNTY PURSUANT TO TAX LAW SECTION 261 THROUGH DECEMBER 31, 2022

KENNEDY, OBERACKER, MARIETTA, MCCARTY, FRAZIER, MARTINI

WHEREAS, the County has heretofore adopted Resolution No. 102-20200205, requesting the New York State Legislature and Governor for the adoption of legislation necessary to authorize imposition of the additional mortgage tax pursuant to Tax Law section 253 (2)(a) and payment of said tax to the general fund of the County of Otsego pursuant to an amendment to Tax Law section 261(1) or other sections of the Tax Law as deemed necessary; and

WHEREAS, the Otsego County Board of Representatives must approve a Home Rule Request to the Legislature of the State of New York for the adoption of legislation necessary to authorize imposition of the additional mortgage tax pursuant to Tax Law section 253 (2)(a) and payment of said tax to the general fund of the County of Otsego pursuant to an amendment to Tax Law section 261(1) (Bill S.7731/A.9960) through December 31, 2022; now, therefore, be it

RESOLVED, that this Board of Representatives does hereby approve a Home Rule Request to the Legislature of the State of New York for the adoption of legislation necessary to authorize imposition of the additional mortgage tax
pursuant to Tax Law section 253 (2)(a) and payment of said tax to the general fund of the County of Otsego pursuant to an amendment to Tax Law section 261(1) (Bill S.7731/A.9960) or other sections of the Tax Law as deemed necessary through December 31, 2022.
RESOLUTION NO. 153-20200401

RESOLUTION – HOME RULE REQUEST TO REVOKE SUSPENSION OF ADDITIONAL MORTGAGE TAX PURSUANT TO TAX LAW SECTION 253 AND TO AUTHORIZE REMITTANCE OF THE ADDITIONAL TAX TO THE GENERAL FUND OF OTSEGO COUNTY PURSUANT TO TAX LAW SECTION 261 THROUGH DECEMBER 31, 2023

KENNEDY, OBERACKER, MARIETTA, MCCARTY, FRAZIER, MARTINI

WHEREAS, the County has heretofore adopted Resolution No. 102-20200205, requesting the New York State Legislature and Governor for the adoption of legislation necessary to authorize imposition of the additional mortgage tax pursuant to Tax Law section 253 (2)(a) and payment of said tax to the general fund of the County of Otsego pursuant to an amendment to Tax Law section 261(1) or other sections of the Tax Law as deemed necessary; and

WHEREAS, the Otsego County Board of Representatives must approve a Home Rule Request to the Legislature of the State of New York for the adoption of legislation necessary to authorize imposition of the additional mortgage tax pursuant to Tax Law section 253 (2)(a) and payment of said tax to the general fund of the County of Otsego pursuant to an amendment to Tax Law section 261(1) (Bill S.7945/A.10166) through December 31, 2023; now, therefore, be it

RESOLVED, that this Board of Representatives does hereby approve a Home Rule Request to the Legislature of the State of New York for the adoption of legislation necessary to authorize imposition of the additional mortgage tax...
pursuant to Tax Law section 253 (2)(a) and payment of said tax to the general fund of the County of Otsego pursuant to an amendment to Tax Law section 261(1) (Bill S.7945/A.10166) or other sections of the Tax Law as deemed necessary through December 31, 2023.
RESOLUTION NO. 154-20200401

RESOLUTION – PROCLAIMING THE MONTH OF APRIL 2020 AS CHILD ABUSE PREVENTION MONTH IN OTSEGO COUNTY

MARTINI, FRAZIER, BASILE, BROCKWAY, OLIVER

WHEREAS, our children represent our greatest hope for the future and Otsego County remains steadfast in its commitment to the safety and security of our children, families and communities; and

WHEREAS, of paramount concern to all New Yorkers are the problems of child abuse, neglect and maltreatment, which endanger vulnerable young lives and cause long-lasting damage to a child’s physical, emotional and cognitive well-being; and

WHEREAS, there are educational and prevention programs that address all forms of child abuse, and people in communities across Otsego County are encouraged to support such efforts that promote a safe and nurturing environment for children and families; and

WHEREAS, citizens should be vigilant and fervent in their efforts to stop child abuse and are asked to call the State Central Register for Child Abuse and Maltreatment at 1-800-342-3720 to report suspected abuse and maltreatment; and

WHEREAS, Otsego County does not tolerate acts of abuse against
children and continuously strives to strengthen enforcement of laws to protect children from abuse, neglect, and maltreatment; all citizens are reminded of the many forms of abuse that occur in our society, with greatest concern for the threat of harm to our precious children; now, therefore, be it

RESOLVED, that Otsego County Board of Representatives proclaims the month of April 2020 as

CHILD ABUSE PREVENTION MONTH

RESOLUTION NO. 155-20200401

RESOLUTION - PROCLAMATION ESTABLISHING THE MONTH OF APRIL 2020 AS THE FAIR HOUSING MONTH IN OTSEGO COUNTY

KENNEDY, OBERACKER, MARIETTA, FARWELL, MARTINI

WHEREAS, in accordance with the Title VIII Fair Housing Policy of the Civil Rights Act of 1968 and the Fair Housing Amendments Act of 1988, the month of April 2020 has been designated by the U.S. Department of Housing and Urban Development’s Office of Fair Housing and Equal Opportunity as Fair Housing Month; now, therefore, be it

RESOLVED, that the Board of Representatives of Otsego County hereby declares and proclaims April 2020 as:

FAIR HOUSING MONTH
RESOLUTION NO. 156-20200401

RESOLUTION – PROCLAIMING THE WEEK OF MAY 3 -9, 2020 AS INTERNATIONAL COMPOST AWARENESS WEEK IN OTSEGO COUNTY

MCCARTY, LAPIN, FARWELL, KENNEDY, BROCKWAY

WHEREAS, the Composting Council Research & Education Foundation, along with Canada, Australia, the United Kingdom and other countries have declared the first full week of May to be the annual International Compost Awareness Week; and

WHEREAS, composting is a way of returning organic resources to the soil and is a way of conserving water during extreme drought or flooding conditions, reducing water consumption and non-point pollution; and a proven method of decreasing the dependence on chemical fertilizers and decreasing erosion; and

WHEREAS, composting is an effective form of waste reduction, reuse and recycling; and since organic materials make up approximately 30% of the material going to landfills, composting is becoming one of the primary methods communities use to reach waste diversion goals; and

WHEREAS, materials such as yard trimmings, vegetable cuttings, bio solids, food scraps, manures and hay shavings have all been composted and converted into a beneficial product known as compost; Whereas, communities,
through their local governments, highway departments, soil conservation service and extension offices, and public works professionals, can have significant impact on clean water, soil, climate change and landfill diversion by using compost for public works projects; and

WHEREAS, International Compost Awareness Week is a publicity and education imitative to showcase compost production and demonstrate compost use; and

WHEREAS, composting creates green jobs and infrastructure for cities and states who implement composting programs; and

WHEREAS, this year’s theme “Soil Loves Compost” was selected to highlight the connection between compost use and soil health. This year’s theme is based on the idea that Soil Loves Compost because compost feeds soil! Soil is alive and needs nourishment to be healthy. With healthy soil you grow healthy plants. Soil Loves Compost because it provides food and nutrients for living microbes that make up healthy soil. Without compost we would have few ways to enrich and restore soil. Compost keeps soil strong and healthy by reusing and recycling organic materials in a “zero waste” cycle; now, therefore, be it

RESOLVED, that Otsego County, in recognition of the efforts of the
Composting Council Research & Education Foundation, Extension Agents, soil conservation stewards, householders, landscapers, farmers, recyclers, public workers, composters, gardeners, and plant growers everywhere, does hereby proclaim the week of May 3 – 9, 2020 as

INTERNATIONAL COMPOST AWARENESS WEEK
RESOLUTION NO. 157-20200401

RESOLUTION – APPROVAL TO FILE AN APPLICATION TO THE NYSDEC HOUSEHOLD HAZARDOUS WASTE (HHW) GRANT PROGRAM FOR OTSEGO COUNTY’S 2020 HHW COLLECTION

MCCARTY, LAPIN, FARWELL, KENNEDY, BROCKWAY

WHEREAS, the State of New York provides financial aid for household hazardous waste programs; and

WHEREAS, Otsego County, herein called the Municipality, has examined and duly considered the applicable laws of the State of New York and the Municipality deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between The People of the State of New York, herein called the State, and the Municipality be executed for such State Aid; now, therefore, be it

RESOLVED, that the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized; and be it further

RESOLVED, that the Chair of the Board or his designee is directed and authorized as the official representative of the Municipality to act in connection

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with the application, to sign the resulting contract if said application is approved by the State; and to provide such additional information as may be required; and be it further

RESOLVED, that the Municipality agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for a share of such costs as indicated in the contract; and be it further

RESOLVED, that two (2) Certified Copies of this Resolution be prepared and sent to the New York State Department of Environmental Conservation together with a complete application; and be it further

RESOLVED, that this resolution shall take effect immediately.
RESOLUTION NO. 158-20200401

RESOLUTION – TRANSFERRING FUNDS IN VARIOUS DEPARTMENTS FOR 2019 AND 2020

KENNEDY, OBERACKER, MARIETTA, MCCARTY, FRAZIER, MARTINI

WHEREAS, it appears that it will require funds to complete the year 2019 and 2020 in certain items of the Otsego County Budget; and

WHEREAS, there are unexpended balances in other items of the 2019 and 2020 budget years; now, therefore, be it

RESOLVED, that the following transfers be and the same are hereby authorized, and the 2019 and 2020 budgets be and are hereby amended accordingly, pursuant to Section 363 of the County Law:

<table>
<thead>
<tr>
<th>2019 Budget Transfers</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>A- GENERAL FUND</strong></td>
</tr>
<tr>
<td>FROM: Unallocated Insurance</td>
</tr>
<tr>
<td>TO: Social Services Administration</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>2020 Budget Transfers</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>A- GENERAL FUND</strong></td>
</tr>
<tr>
<td>FROM: Board of Representatives Mileage</td>
</tr>
<tr>
<td>TO: Board of Representatives Contracts</td>
</tr>
<tr>
<td>FROM: Public Defender Assigned Counsel</td>
</tr>
<tr>
<td>TO: Public Defender Investigator</td>
</tr>
<tr>
<td>FROM: County Treasurer Postage &amp; UPS</td>
</tr>
<tr>
<td>TO: Municipal Assoc. Dues Subscriptions/Dues</td>
</tr>
<tr>
<td>FROM:</td>
</tr>
<tr>
<td>---</td>
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<tr>
<td>TO:</td>
</tr>
</tbody>
</table>

**2020 Budget Modifications**

**A - GENERAL FUND**

<table>
<thead>
<tr>
<th>Increase:</th>
<th>Planning</th>
<th>State Aid</th>
<th>0000-3089-A</th>
<th>114,294.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>Increase:</td>
<td>Planning</td>
<td>Contracts</td>
<td>8020-4900-A</td>
<td>114,294.00</td>
</tr>
<tr>
<td>Increase:</td>
<td>Public Safety Communications</td>
<td>SICG Grant</td>
<td>0000-3390-A</td>
<td>179,156.00</td>
</tr>
<tr>
<td>Increase:</td>
<td>Public Safety Communications</td>
<td>SICG Grant</td>
<td>3020-4905-A</td>
<td>179,156.00</td>
</tr>
<tr>
<td>Increase:</td>
<td>Solid Waste &amp; Recycling</td>
<td>DEC Grant/Household</td>
<td>0000-3910-A</td>
<td>34,000.00</td>
</tr>
<tr>
<td>Increase:</td>
<td>Solid Waste &amp; Recycling</td>
<td>Advertising</td>
<td>8160-4810-A</td>
<td>34,000.00</td>
</tr>
</tbody>
</table>
RESOLUTION NO. 159-20200401

RESOLUTION – AUTHORIZING REDEMPTION OF PARCELS TAKEN UNDER
IN REM TAX FORECLOSURE

KENNEDY, OBERACKER, MARIETTA, MCCARTY, FRAZIER, MARTINI

WHEREAS, the County of Otsego is completing its 2018 In Rem Tax
Foreclosure proceedings and will be taking title to various parcels of real
property; and

WHEREAS, this Board has decided to allow property owners to redeem
their properties and receive the deeds to those properties from the County upon
the payment of the 2017, 2018 and 2019 taxes plus interest and penalties as of
the date of payment plus an additional penalty of 15% of the total amount of
taxes, penalties, and interest owed. In addition, payment of the 2020 taxes is
also required at that time; and

WHEREAS, there may also be parcels from prior foreclosures which were
not included in prior sales but which may be included in this year’s 2020
foreclosure sale which will also be allowed to be redeemed upon payment of
the taxes, interest and penalties plus 15% penalty of the total amount of taxes,
interest and penalties owed for the appropriate years. In addition, payment of
the 2020 taxes is also required at that time; now, therefore, be it

RESOLVED, that the County of Otsego hereby authorizes redemption as
described above with payment to be made to the County of Otsego by cash or certified funds on or before July 31, 2020 at 3:00 p.m.; and be it further

RESOLVED, that the Chair of the Board is hereby authorized to execute any and all documents necessary to effectuate such transfers back to the respective owners after such payment; and be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Otsego County Treasurer.