

01) Supervisor Frank called to order the **Special Meeting** of the Town Board of Herkimer held on Thursday, December 30, 2021 at Noon at the Herkimer Town Hall located at 114 North Prospect Street in Herkimer and virtually through Zoom.

**02) Roll Call of Officers**

Present: Supervisor-----Dominic Frank  
 Councilman-----Randy Kast (by Zoom)  
 Councilman-----Daniel Stalteri  
 Councilman-----Vito Carbone  
 Councilwoman-----Kathy Penree  
 Highway Supt.-----David McManus

Excused: Codes Enforcer-----Ken Collis  
 Attorney-----Christopher Bray  
 Deputy Attorney-----Kyle Crandall

03) **Pledge of Allegiance to the Flag.**  
Councilman Carbone led us in the Pledge of Allegiance to the Flag.

04) **Reading of the Minutes.**  
Supervisor Frank stated we will waive the minute until our next regular meeting on January 3, 2022.

05) **Public Meeting.**  
Supervisor Frank stated anyone from the public who would wish to address the board to please state your name, address and tell us why you are here.  
No one from the public wished to speak.

Motion by Councilwoman Penree seconded by Councilman Carbone to close the public meeting.

CARRIED AYES ALL

06) **Petitions and Communications.**  
Supervisor Frank stated we do not have any petitions and communication for this meeting.

07) **Routing.**  
08) **Resolutions and Local Laws:**  
Transfers: Supervisor Frank stated we have several transfers tonight for the end of year to balance out the accounts. The board reviewed them and motioned to approve all at the same time.

Motion by Councilman Carbone seconded by Councilwoman Penree to approve all sixteen transfers suggested by Supervisor Frank.

CARRIED AYES ALL

09) **Old Business.**  
East German Street Extension Emergency Road Repair Project: Supervisor Frank stated he has nothing new to report.

Water District: Highway Superintendent McManus stated he has nothing new to report.

McKennan Road Enhancement Project: Supervisor Frank stated we are having trouble getting one of the easements. Attorney Bray needs to report on if eminent domain would be allowed for this.  
West Herkimer Water: Nothing new to report.

East Herkimer Sewer District:

Land Bank: Supervisor Frank stated there are two issues going on right now; one is the planning board met last night and we will wait for their recommendations and the other is that is Zombie Grant is coming to a conclusion. Due to various circumstances some of the money has not been spent. The Landbank cannot take this money, it comes to the town Zombie Account and there are regulations on what this money can be used for. There is \$10,000 to close the account that the funding source has withheld until a final report is produced. The Landbank has asked that we create a revolving loan fund for municipalities to use in Zombie related repair or tear down

activities. The idea is that if funds were used the landowner would have a tax lien place on the property by the municipality and once paid back the revolving loan fund would be reimbursed. Supervisor Frank stated to the Landbank that he has no interest in administering a revolving fund. An alternative suggested was that if the Town of Herkimer had a project that could use the funds and then re-levy it on the tax bill. Once that project reimbursed the fund then the Landbank could then administer a revolving loan fund. Also there will \$8,000 left over that can only be used for legal services and for codes enforcement. Councilman Stalteri suggested that we ask the Village if there is a property they would like assistance with that we could use this money towards. Supervisor Frank will follow-up with the Mayor.  
Subdivision Local Law: Tabled.  
SunEast Solar Project: Nothing new to report.  
Active Fire Department Members Tax Exemption:  
Valley Residential Water: Nothing new to report.  
AOI Designation of Delegate: Tabled.  
Assessment Review Board Member: Supervisor Frank stated we still need to find someone for this.

**10) New Business.**

**11) Reports.**

Motion by Councilman Carbone, seconded by Councilwoman Penree to accept and place on file the Cash Report for November, 2021.

CARRIED AYES ALL

Motion by Councilman Carbone, seconded by Councilwoman Penree to accept and place on file the Bank Reconciliation Report for November, 2021.

CARRIED AYES ALL

Motion by Councilman Carbone, seconded by Councilwoman Penree to accept and place on file the Sample Siting Plan for Water District #3.

CARRIED AYES ALL

Motion by Councilman Carbone, seconded by Councilwoman Penree to accept and place on file the Trial Balance Report date December 29, 2021.

CARRIED AYES ALL

Motion by Councilman Carbone, seconded by Councilwoman Penree to accept and place on file the Revenue and Expense Report dated December 29, 2021.

CARRIED AYES ALL

**12) Purchase orders and Audit.**

Purchase Order: There were no purchase orders submitted for this meeting.

Motion by Councilwoman Penree, seconded by Councilman Carbone to approve the audit dated December 29, 2021. Councilman Stalteri recused himself from the Hummel's bill.

CARRIED AYES ALL

**13) Adjourn.**

Motion by Councilwoman Penree, seconded by Councilman Stalteri to adjourn until our next Regular Meeting to be held on Monday, January 3rd, 2022 at 6:00PM at the Town Hall located at 114 N. Prospect Street in Herkimer or virtually through Zoom.

CARRIED AYES ALL

Jennifer M. DeMetro, Herkimer Town Clerk