

## PUBLIC HEARING MINUTES

**Herkimer County Industrial Development Agency  
April 19, 2021 @ 8:30 AM  
FOOTHILLS DEVELOPMENT, LLC  
VIA ZOOM MEETING**

John J. Piseck, Jr. introduced himself as the executive director of the Herkimer County Industrial Development Agency and opened the public hearing at 8:30 AM.

Mr. Piseck appointed Victoria Adams to record the minutes of the hearing.

Mr. Piseck stated that on April 8, 2021 a Public Hearing Notice was published in the legal section of the Times Telegram as well as being posted on the Agency website. The Agency also provided a copy to the CEO of all affected taxing jurisdictions. The following is the published notice:

**NOTICE IS HEREBY GIVEN** that a public hearing pursuant to Article 18-A of the New York State General Municipal Law, will be held by the Herkimer County Industrial Development Agency (the “Agency”) on the 19<sup>th</sup> day of April 2021, at 8:30 AM, local time in connection with the following matter:

FOOTHILLS DEVELOPMENT, LLC (the “Company”), requested that the Agency consider undertaking a project for the benefit of the company as follows: (i) to provide assistance through sales tax and mortgage tax incentives for the constructing, equipping, and financing of the below described project Facility and real property tax relief in the form of a Payment in Lieu of Tax Agreement (the “Assistance”), (ii) to acquire, construct, equip, and finance the Facility or to cause the Facility to be constructed, equipped, and financed; and (iii) to lease (with an obligation to purchase) or sell the Facility to the Company or such other person as may be designated by the Company and agreed upon by the Agency.

The Facility will consist of the acquisition, construction, and equipping of a 50,000 square foot addition to the warehouse and distribution facility and office space located at 161 Drive-In Road in the Town of Schuyler, Herkimer County, State of New York, known as Tax Map No. 105.3-2-1.1. The Project has an estimated cost of Four Million Nine Hundred Thirty-Three Thousand One Hundred Thirty-Six and 00/100 Dollars (\$4,933,136.00) (the “Project Costs”).

**NOTICE IS HEREBY GIVEN** pursuant to General Municipal Law Section 874(4); the Herkimer County Industrial Development Agency (the “Agency”) adopted a Uniform Tax Exemption Policy. Pursuant to that policy the Agency reserved the right, at its sole discretion, to deviate from the policy and standard PILOT schedules, on a case-by-case basis.

On February 23, 2021, the Agency induced a project with Foothills Development, LLC for the facility thereon. The Agency proposes to deviate from its Uniform Tax Exemption Policy and offer the applicant a 15-year payment-in-lieu of tax agreement.

A representative of the Agency will be present at the above-stated time to review the project application, and hear comments and accept written statements from any persons with views in favor of or opposed to either the proposed Assistance to the Company or the location or nature of the Facility. Due to COVID-19 restrictions, the meeting will be held electronically via Zoom conference. Members of the public may join the public hearing by going to [www.zoom.com](http://www.zoom.com) OR by dialing 1-929-205-6099 and entering meeting ID: 950 2812 3962 and passcode: 995045#.

A copy of the Application filed by the Company with the Agency with respect to the Facility, including an analysis of the costs and benefits of the Project, is available for public inspection during business hours at the offices of the Agency. A transcript or summary report of the hearing will be made available to the members of the Agency.

Additional information can be obtained from, and written comments may be addressed to John J. Piseck, Jr., Executive Director, Herkimer County Industrial Development Agency, 420 E. German Street, Suite 101A, Herkimer, New York 13350; Telephone 315-866-3000.

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Mr. Piseck invited public comments.

Ms. Michele Roberts of Atlantic Testing asked if the project information could be found on the Agency website. Mr. Piseck confirmed project information is posted to the website.

Being no other comments, the public hearing was adjourned at 8:37 AM.

Respectfully Submitted,



Victoria Adams  
Administration & Grant Coordinator

Attachment: Attendance sheet  
Affidavit of publication

Name (Original Name)	User Email	Join Time	Leave Time	Duration (Minutes)	Guest
Michelle Roberts	13157353309	4/19/2021 8:27	4/19/2021 8:35	9	Yes
John Piseck	13158663000	4/19/2021 8:29	4/19/2021 8:37	8	Yes
Joseph Palmer	jpalmer@frankfort-schuyler.org	4/19/2021 8:30	4/19/2021 8:35	5	Yes

Victoria Adams - IDA

