

## **THIRD REGULAR SESSION**

Johnstown, NY

March 14, 2022

Roll Call – Quorum Present

Supervisors: Argotsinger, Blackmon, Bowman, Bradt, Breh, Callery, Fagan, Fogarty, Goderie, Greene, Groff, Horton, Howard, Kinowski

TOTAL: Present: 14 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen, Wilson and Young)

Chairman Fagan called the meeting to order at 1:00 p.m. Following the Pledge of Allegiance to the Flag, Chairman Fagan asked if there was anyone from the public who wished to address the Board. No one came forward.

### **PUBLIC HEARINGS/SCHEDULED SPEAKERS**

1:30 P.M. PUBLIC HEARING TO RECEIVE COMMENTS REGARDING THE DRAFT, MAP, PLAN AND REPORT FOR PROPOSED FULTON COUNTY SEWER DISTRICT NO. 4: HALES MILLS

### **COMMUNICATIONS**

1. Resolution from Orleans County  
Subj: Advocating to Maintain Sixty Hour Work Week for Farm Workers

### **REPORTS**

- A. Fulton County Department of Solid Waste 2021 Annual Report

### **CHAIRMAN'S REPORT**

Chairman Fagan stated that Fulton County hosted the Inter-County Legislative Committee of the Adirondacks on February 24. He noted that Mr. Stead provided a good presentation on *Destination: Fulton County*. He stated that some of the representatives from other counties were impressed and voiced that this is a great way to use the *American Rescue Plan Act (ARPA)* funds.

Chairman Fagan stated that the main sewer trunk lines are in good shape according to a presentation from EDP Engineering at the last Economic Development and Environment Committee meeting. He stated that the next step is them to see where the water is coming in. He stated that there was a large spike from all of the rain which was a good period to test for potential infiltration.

Chairman Fagan stated that he has been signing a lot of department contracts. He stated that Ambulance Services are looking good following the Incentive Plan approvals based on recent reports. He stated that response times have been shorter than last year.

Chairman Fagan read a Thank You card from former Budget Director/County Auditor Alice Kuntzsch.

## **RESOLUTIONS**

***No. 115 (Resolution Authorizing Advertisement for Bids for the Lease of two (2) Sedans for use in the Social Services Department):*** Supervisor Callery queried if the Department has considered extending the current lease because of the lack of new vehicles. Mr. Stead stated that he spoke with the Commissioner of Social Services and she expressed that she didn't really want to extend the current lease but may have to for a few months after a bid is awarded.

***No. 117 (Resolution Extending the Memorandum of Agreement with Dutchess County Medical Examiner for Autopsy Services):*** Mr. Stead stated that Dr. Sikirica did what he needed to do to be back on the hospital rosters. He noted that this contract would only be as a back-up for Dr. Sikirica's services.

***No. 128 (Resolution Authorizing Purchase of a Petroleum Bulk Storage Tank for use in the Solid Waste Department):*** Mr. Stead noted that Supervisor Horton asked during the Public Works Committee meeting if the Solid Waste Director could double check with the NYS Department of Environmental Conservation (DEC) and make sure any new tank would comply with pending DEC regulations. Mr. Stead stated the Solid Waste Director spoke with NYSDEC officials and they stated that tanks may be required to be white or painted white in future regulations. Mr. Stead stated that the proposed tank will be white.

A motion was offered by Supervisor Callery, seconded by Supervisor Howard and unanimously carried, to waive the rules of order to take action on Late Resolution 1.

## **PROCLAMATIONS**

### **DECLARING MAY 2022 "OLDER AMERICANS MONTH IN FULTON COUNTY"**

WHEREAS, Fulton County includes a growing number of older Americans who contribute their strength, wisdom, and experience to our community; and

WHEREAS, communities benefit when people of all ages, abilities, and backgrounds are welcomed, included, and supported; and

WHEREAS, Fulton County recognizes our need to create a community that provides the services and supports older Americans need to thrive and live independently for as long as possible; and

WHEREAS, Fulton County can work to build an even better community for our older residents by:

- Planning programs that encourage independence.
- Ensuring activities are responsive to individual needs and preferences.

- Increasing access to services that support aging in place.  
now, therefore be it

RESOLVED, That the Board of Supervisors hereby proclaims May 2022, as “OLDER AMERICANS MONTH IN FULTON COUNTY”, and urges every resident to recognize the contributions of our older citizens, help to create an inclusive society, and join efforts to support older Americans’ choices about how they age in their communities.

**DECLARING WEEK OF APRIL 24-30 OF 2022 AS  
“CRIME VICTIMS RIGHTS WEEK IN FULTON COUNTY”**

WHEREAS, in 1982, the President’s Task Force on Victims of Crime envisioned a national commitment to a more equitable and supportive response to victims; and

WHEREAS, this commemorative week celebrates the energy, perseverance and commitment that launched the victims’ rights movement, inspired its progress, and continues to advance the cause of justice for crime victims; and

WHEREAS, crime can leave a lasting impact on any person, regardless of age, national origin, race, creed, religion, gender, sexual orientation, immigration, or economic status; and

WHEREAS, incorporating communities’ existing experts and trusted sources of support into efforts to fully serve survivors will develop a criminal justice system response that is truly accessible and appropriate for all victims of crime; and

WHEREAS, engaging a broader array of healthcare providers, community leaders, faith organizations, educators and businesses can provide new links between victims and services that improve their safety, healing, and access to justice; and

WHEREAS, honoring the rights of victims, including the rights to be heard and to be treated with fairness, dignity, and respect, and working to meet their needs rebuilds their trust in the criminal justice and social service systems; now, therefore be it

RESOLVED, That the Board of Supervisors hereby expresses its dedication to strengthening victims and survivors in the aftermath of crime and building resilience in our communities, and offers it appreciation to all those community members, criminal justice professionals and provider agencies working for a better future for all victims and survivors; now, therefore be it

RESOLVED, That the Board of Supervisors hereby proclaims April 24-30 “*Crime Victims Rights Week in Fulton County*”.

Chairman Fagan opened the Public Hearing to receive comments on the regarding the Draft, Map, Plan and Report for Proposed Fulton County Sewer District No. 4: Hales Mills at 1:31 p.m. No one came forward.

**NEW BUSINESS**

Mr. Stead asked Chairman Fagan to take a quick vote regarding whether or not to return the Board of Supervisors' Chambers seating arrangement to the original "horseshoe" shape rather than the current "socially-distanced" arrangement related to COVID-19 virus mitigation. Chairman Fagan asked for a motion.

**Supervisor Groff made a motion to return to the original "horseshoe" seating arrangement for meetings held in the Board of Supervisors' Chambers, seconded by Supervisor Callery and unanimously carried.**

Chairman Fagan called for a five-minute recess at 1:34 p.m.

Chairman Fagan reconvened the meeting at 1:40 p.m.

Chairman Fagan again asked if there were any members of the public who wished to make comments regarding the Draft, Map, Plan and Report for Proposed Fulton County Sewer District No. 4: Hales Mills. There being no interested speakers, Chairman Fagan closed the Public Hearing at 1:41 p.m.

Upon a motion by Supervisor Callery, seconded by Supervisor Greene and unanimously carried, the Board entered Executive Session at 1:42 p.m. to discuss pending litigation.

Upon a motion by Supervisor Callery, seconded by Supervisor Greene and unanimously carried, the Board re-entered into Regular Session at 1:46 p.m.

**ADJOURNMENT**

Upon a motion by Supervisor Callery, seconded by Supervisor Howard and unanimously carried, the Board adjourned at 1:47 p.m.

*Certified by:*

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*Jon R. Stead, Administrative Officer/      DATE*  
*Clerk of the Board*

**Resolution No. 112**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A 2022 COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION TO THE NYS OFFICE OF COMMUNITY RENEWAL TO OPERATE A FULTON COUNTY MICRO-ENTERPRISE GRANT PROGRAM**

WHEREAS, Fulton County is considering an application for Community Development Block Grant funding under the Housing and Community Development Act of 1974, as amended; and,

WHEREAS, the Center for Regional Growth (CRG) has notified the Board of Supervisors that Community Development Block Grant funding from the NYS Office of Community Renewal will be available to operate Micro-Enterprise grant programs; and

WHEREAS, the application will be available through New York State’s Consolidated Funding Application process on an “open-round basis”; and

WHEREAS, the CRG proposes to apply for and administer said grant program on behalf of the County in a grant amount of \$300,000.00; and

WHEREAS, the Micro-Enterprise Grant program is intended to provide grants up to \$35,000.00 to small businesses with five or less full-time employees to assist with start-up or expansion costs; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Economic Development and Environment, the Chairman of the Board be and hereby is authorized to submit an application to the New York State Office of Community Renewal for a Community Development Block Grant (CDBG), in the amount of \$300,000.00 to operate a “Fulton County Micro-Enterprise Grant” program to benefit area businesses; and, be it further

RESOLVED, That the Board of Supervisors for the County of Fulton will meet at the Board of Supervisors’ Chambers in the County Office Building, Johnstown, NY, on Monday, April 11, 2022, at 1:30 p.m. for the purpose of holding a public hearing regarding application to the NYS Office of Community Renewal to Operate a Fulton County Micro-Enterprise Grant Program; and, be it further

RESOLVED, That the Clerk of the Board of Supervisors give notice of said public hearing on the application to the NYS Office of Community Renewal to Operate a Fulton County Micro-Enterprise Grant Program and that said notice shall be published once in the official newspaper of this County, at least five (5) days prior to the date of said public hearing; and, be it further

**Resolution No. 112 (Continued)**

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Fulton County Center for Regional Growth, Fulton County Industrial Development Agency, Fulton Montgomery Regional Chamber of Commerce, Fulton County Rotary International, City of Gloversville, City of Johnstown, All Towns, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by GREENE and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)



**Resolution No. 113**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION APPOINTING MITCHELL ROGERS TO THE BOARD OF DIRECTORS  
FOR THE FULTON COUNTY SOIL AND WATER CONSERVATION DISTRICT**

WHEREAS, a vacancy exists on the Fulton County Soil and Water Conservation District Board of Directors; and

WHEREAS, the Fulton County Soil and Water Conservation District has recommended appointing Mitchell Rogers, Owner and Operator of Rogers' Cideryard to the vacant Director-At-Large position on the Fulton County Soil and Water Conservation District Board of Directors; now, therefore be it

RESOLVED, That Mitchell Rogers be and hereby is appointed as a member of the Board of Directors of the Fulton County Soil and Water Conservation District, for terms as specified:

Three-Year Term - January 1, 2022 Through December 31, 2024:

|                 |                   |           |
|-----------------|-------------------|-----------|
| Mitchell Rogers | Director-At-Large | Appointed |
|-----------------|-------------------|-----------|

and, be it further

RESOLVED, That all Board members are required to complete the Fulton County Board of Ethics' Financial Disclosure Statement, and are further directed to sign the Fulton County Oath Book located in the Fulton County Clerk's Office; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Clerk, Fulton County Board of Ethics, Fulton County Soil and Water Conservation District and Administrative Officer/Clerk of the Board.

Seconded by GODERIE and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen, Wilson and Young)





**Resolution No. 114**

Supervisor HORTON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CERTAIN CONTRACTS FOR PRESCHOOL ED (3-5)  
EVALUATION AND ITINERANT RELATED SERVICES IN 2022  
(PUBLIC HEALTH DEPARTMENT)

WHEREAS, Resolution 430 of 2021 authorized contracts between the County of Fulton and independent contractors for Preschool Ed (3-5) Itinerant Related Services in 2022; and

WHEREAS, the Public Health Director recommends adding an additional provider for said services as follows:

| <u>Agency</u>                      | <u>Service/Function</u>           | <u>2022 Rate(s)</u> | <u>Term</u> |
|------------------------------------|-----------------------------------|---------------------|-------------|
| Achievements,<br>12/31/22<br>PLLC. | Itinerant Therapy Services        | \$55 per half hour  | 1/1/22-     |
| Jenna Metzger,<br>12/31/22<br>SLP  | Itinerant Speech Therapy Services | \$55 per half hour  | 1/1/22-     |

and, be it further

RESOLVED, That the Chairman of the Board of Supervisors be and hereby is empowered to sign contract with Achievements, PLLC to provide itinerant therapy services and Jenna Metzger, SLP, to provide itinerant speech therapy to Preschool children 3-5 years; and, be it further

RESOLVED, That said contracts shall be subject to the approval of the County Attorney and periodic review by the Committee on Human Services of those contracted services; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Public Health Director, Achievements, PLLC., Jenna Metzger, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by BRADT and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)

**Resolution No. 115**

Supervisor HORTON offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR THE LEASE OF TWO  
(2) SEDANS FOR USE IN THE SOCIAL SERVICES DEPARTMENT**

WHEREAS, the leases of two (2) sedans for use in the Social Services Department will expire on May 14, 2022; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for the lease of two (2) sedans for use in the Department of Social Services (and according to further specifications which may be obtained at the Office of the Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, April 6, 2022 at which time and place they will be publicly opened and read; and, be it further

RESOLVED, That the Board of Supervisors reserves the right to reject any or all bids; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Social Services Commissioner, Budget Director/County Auditor and Administrative Officer/Purchasing Agent.

Seconded by BOWMAN and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)



**Resolution No. 116**

Supervisors GREENE, CALLERY and HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING EXTENSION OF A MEMORANDUM OF AGREEMENT WITH THE FULTON COUNTY DEPUTY SHERIFF'S POLICE BENEVOLENT ASSOCIATION FOR 10 HOUR WORK DAYS FOR CERTAIN EMPLOYEES

WHEREAS, Resolution 185 of 2020 authorized a Memorandum of Agreement with the Fulton County Deputy Sheriff's Police Benevolent Association Establishing a PILOT Program for 10 Hour Work Days for Certain Employees; and

WHEREAS, Resolution 407 of 2020 authorized an extension of a Memorandum of Agreement with the Fulton County Deputy Sheriff's Police Benevolent Association Establishing a PILOT Program for 10 Hour Work Days for Certain Employees; and

WHEREAS, Resolution 60 of 2021 authorized an extension of a Memorandum of Agreement with the Fulton County Deputy Sheriff's Police Benevolent Association Establishing a PILOT Program for 10 Hour Work Days for Certain Employees; and

WHEREAS, the Sheriff is requesting to extend said Memorandum of Agreement with the Fulton County Deputy Sheriff's Police Benevolent Association; and

WHEREAS, the Sheriff reports that the Deputy Sheriff's Police Benevolent Association is in agreement with an extension; now, therefore be it

RESOLVED, That upon the recommendation of the Sheriff and Committee on Public Safety, Personnel and Finance, the Chairman of the Board be, and hereby is, authorized to sign an extension of said Memorandum of Agreement by and between the County of Fulton, Fulton County Sheriff and the Fulton County Deputy Sheriffs' Police Benevolent Association for 10 Hour Work Days for Certain Employees, effective retroactive to January 1, 2022 through December 31, 2022; and, be it further

RESOLVED, That 1. Section C shall be amended to add a new paid leave option to read as follows:

All Holidays are eight (8) hour holidays and any employees working four (4) ten (10) hour tour of duty/shifts will at the employee's discretion use two (2) hours of either vacation leave, personal leave or comp time to make up the difference.

and, be it further

**Resolution No. 116 (Continued)**

RESOLVED, That the Sheriff and Personnel Director do each and every other thing necessary to further the purport of this Resolution; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Sheriff, Deputy Sheriffs' Police Benevolent Association, Personnel Director, Roemer, Wallens, Gold & Mineaux, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by GROFF and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)



**Resolution No. 117**

Supervisor GREENE offered the following Resolution and moved its adoption:

**RESOLUTION EXTENDING THE MEMORANDUM OF AGREEMENT WITH DUTCHESS COUNTY MEDICAL EXAMINER OFFICE FOR AUTOPSY SERVICES (CORONER)**

WHEREAS, Resolution 348 of 2022 authorized a memorandum of agreement with Dutchess County Medical Examiner's Office for autopsy services; and

WHEREAS, the Coroner recommends an extension of the Memorandum of Agreement with the Dutchess County Medical Examiner's Office on an as-needed basis; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a Memorandum of Agreement with the Dutchess County Medical Examiner's Office for Autopsy Services, effective April 1, 2022 through March 31, 2023, in accordance with the Dutchess County Medical Examiner's Office Fee Schedule as placed on file in the Coroner's Office; said agreement subject to the approval of the County Attorney; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Coroner, Dutchess County Medical Examiner's Office, Budget Director/County Auditor, and Administrative Officer/Clerk of the Board.

Seconded by BRADT and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)

**Resolution No. 118**

Supervisors GREENE and HOWARD offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING DONATION FROM THE FULTON COUNTY PUBLIC  
SAFETY FOUNDATION TO SPONSOR JOINT TRAINING WITH THE  
SARATOGA COUNTY SHERIFF'S OFFICE

WHEREAS, the Fulton County Public Safety Foundation has donated monies to support a joint training with the Saratoga County Sheriff's Department; and

WHEREAS, the Sheriff and the Committees on Public Safety and Finance recommend acceptance of said donation to fund specialized training centered upon illegal drug interdiction; now, therefore be it

RESOLVED, That the Sheriff be and hereby is authorized to accept a donation of \$7,500.00 from the Fulton County Public Safety Foundation to support a joint training with the Saratoga Sheriff's Department centered upon illegal drug interdiction; and, be if further

RESOLVED, That the 2022 adopted budget be and hereby is amended as follows:

Revenue:

Increase A.3110.3110-2705 – REV – Gifts and Donations                      \$7,500.00

Appropriation:

Increase A.3110.3110-4210 - EXP- Training and Conferences                      \$7,500.00

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to County Treasurer, Fulton County Public Safety Foundation, Saratoga County Sheriff's Department, Sheriff, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by BOWMAN and adopted by the following vote:

TOTAL: Ayes: 14    Nays: 0    Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,

Wilson and Young)

**Resolution No. 119**

Supervisors GREENE and HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE PURCHASE OF ADDITIONAL CELLULAR  
TELEPHONES AS PART OF THE FIRSTNET COUNTY CONTRACT FOR USE IN THE  
SHERIFF’S DEPARTMENT**

WHEREAS, Resolution 280 of 2019 designated AT&T FirstNet as the County Contract for County Wireless Device Systems; and

WHEREAS, the Sheriff’s Department currently has cellular telephones assigned to the Communications Division, Road Patrol, Sergeant (administration), and Investigator (Drug) under said contract; and

WHEREAS, due to mandated reforms by New York State regarding evidence discovery and sharing, communications and correspondence related to Sheriff’s Department investigations are subject to discovery for legal proceedings; and

WHEREAS, the Sheriff recommends that five (5) additional cellular telephones and one (1) replacement cellular telephone with calling plans be purchased on the County Contract to segregate official business of the Department that may be subject to discovery; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety and Finance, the Sheriff is hereby authorized to purchase five (5) additional cellular phones and one (1) replacement cellular phone to result in the following approved complement of cellular telephones for the Sheriff’s Department:

- Communications Center (1)
- Sergeant (Road Patrol) (1)
- Deputy Sheriff (Civil Office) (1)
- Investigators (each) (6)
- Correctional Facility (2)

RESOLVED, That the County Treasurer be and hereby is directed to make the following transfers:

Treasurer

|  |            |            |
|--|------------|------------|
| From: A.3110.3110-4530 - EXP- Supplies         | \$600.00   |            |
| A.3110.3113-4130 - EXP- Contractual            | \$1,700.00 |            |
| To: A.3110.3113-4080 - EXP- Telecommunications |            | \$2,300.00 |

**Resolution No. 119 (Continued)**

RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, Sheriff, Information Technology Director, FirstNet, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by BLACKMON and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)



**Resolution No. 120**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION APPROVING FACILITIES USE APPLICATION FOR VISITOR CENTER  
USE FOR THE 2022 FARMERS MARKET

WHEREAS, a Facilities Use Application has been received from the Fulton-Montgomery Farmer's Market Association, Inc., requesting permission to host Farmer's Markets during 2022 at the Fulton County Visitor Center; and

WHEREAS, Fulton-Montgomery Farmers Market Association, Inc. will arrange for cleanup, as well as provide for sufficient insurance protection coverage as required by County policy; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Public Works, the Fulton-Montgomery Farmers Market Association, Inc. be and hereby is authorized to utilize the Fulton County Visitor Center for the Farmers Market, every Friday, 2 p.m. through 7 p.m., June 10 through September 30, 2022, contingent upon issuance of the appropriate County permit by the County Attorney; and, be it further

RESOLVED, That the County Attorney do each and every other thing necessary to further the purport of this Resolution; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, Fulton-Montgomery Farmers Market Association, Inc., Planning Director, Superintendent of Highways and Facilities, Fulton Montgomery Regional Chamber of Commerce, Administrative Officer/Clerk of the Board and to each and every other person, institution or agency which will further the purport of this Resolution.

Seconded by CALLERY and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)





**Resolution No. 121**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR BRIDGE DECK AND  
STEEL STRINGERS FOR COUNTY ROUTE 102 RICEVILLE CREEK BRIDGE  
(2022 CAPITAL PLAN)

WHEREAS, the 2022 Capital Plan includes a project to replace the County Route 102 Riceville Creek Bridge in the amount of \$80,000.00, now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids from vendors for construction materials for replacement of County Route 102 Riceville Creek Bridge (and according to further specifications which may be obtained at the Office of the Purchasing Agent, County Building, Room 203, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, County Building, Room 203, Johnstown, NY 12095, and received no later than 2:00 p.m., Wednesday, April 13, 2022, at which time and place they will be publicly opened and read; and, be it further

RESOLVED, That the Board of Supervisors reserves the right to reject any or all bids; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities and Administrative Officer/Clerk of the Board.

Seconded by HORTON and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)



**Resolution No. 122**

Supervisor BRADT offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR ROOF  
REPLACEMENT ON THE POLE BARN AT COMPLEX 1 (2022 CAPITAL PLAN)**

WHEREAS, the 2022 Capital Plan includes a Pole Barn Roof Replacement project in the amount of \$80,000.00; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for the replacement of the roof to the Pole Barn at Complex I (and according to further specifications which may be obtained at the Office of the Purchasing Agent, County Office Building, Room 203, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, County Office Building, Room 203, Johnstown, NY 12095, and received no later than 2:00 p.m., Wednesday, April 13, 2022, at which time and place they will be publicly opened and read; and, be it further

RESOLVED, That the Board of Supervisors reserves the right to reject any or all bids; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities and Administrative Officer/Clerk of the Board.

Seconded by BOWMAN and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,

Wilson and Young)

**Resolution No. 123**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR CARPET  
REPLACEMENT FOR CERTAIN COUNTY OFFICES

WHEREAS, the 2022 Adopted Budget includes appropriations to replace carpet for the Board of Supervisors Office, District Attorney's Office, Treasurers Office, current Veteran's Service Agency Office and the Planning Department, now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids from vendors for construction materials for replacement of carpet for the Board of Supervisors Office, District Attorney's Office, Treasurers Office, current Veteran's Service Agency Office and the Planning Department (and according to further specifications which may be obtained at the Office of the Purchasing Agent, County Building, Room 203, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, County Building, Room 203, Johnstown, NY 12095, and received no later than 2:00 p.m., Wednesday, April 13, 2022, at which time and place they will be publicly opened and read; and, be it further

RESOLVED, That the Board of Supervisors reserves the right to reject any or all bids; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities and Administrative Officer/Clerk of the Board.

Seconded by GREENE and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)

**Resolution No. 124**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING PURCHASE OF A 2022 DODGE RAM 2500 PICK UP TRUCK WITH PLOW FOR USE IN THE HIGHWAYS AND FACILITIES DEPARTMENT  
(2022 CAPITAL PLAN)

WHEREAS, the 2022 Capital Plan identifies a  $\frac{3}{4}$  Ton Pickup Truck with Plow for use in the Highways and Facilities Department at a cost of \$40,000.00; and

WHEREAS, the Superintendent of Highways and Facilities solicited bids for said vehicle through the NYS Office of General Services Mini-bid process; and

WHEREAS, said Mini-bid process has resulted in an available low bid for a 2022 Dodge RAM 2500 Pickup Truck with Plow that exceeds the budgeted amount by \$12,816.00; and

WHEREAS, the Committees on Public Works and Finance have reviewed the situation and recommended increasing the appropriation and proceeding with the purchase;

RESOLVED, that the 2022 Capital Plan be and hereby is amended to substitute the purchase of a Ford F250 Pick up truck with Plow for the purchase of one 2022 Dodge Ram 2500 pickup truck with Plow at a total cost not to exceed \$52,815.96; and, be it further

RESOLVED, That the Superintendent of Highways and Facilities be and hereby is authorized to purchase a 2022 Dodge RAM 2500 pickup truck with Plow from Main Motorcar, Johnstown, NY, at a bid price not exceed \$52,815.96; and, be it further

RESOLVED, that the County Treasurer be and hereby is directed to make the following transfer:

From: A.1000.1990-4907-EXP-Contingent Fund Expense  
To: A.1620.1621-2010-EXP-Capital Expense  
Sum: \$12,816.00

RESOLVED, that the County Treasurer and Superintendent of Highways and Facilities do each and every other thing necessary to further the purport of this Resolution; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by HOWARD and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)

**Resolution No. 125**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING REDUCED TIPPING FEE RATE FOR THE CITY OF  
GLOVERSVILLE FOR DEMOLITION DEBRIS FROM  
CERTAIN GLOVERSVILLE PROPERTIES

WHEREAS, the City of Gloversville has requested a reduced Tipping Fee rate for multiple properties in the City of Gloversville.

WHEREAS, it is the City of Gloversville's intention to take temporary control of the properties in order to demolish them and perform environmental testing of the properties; and

WHEREAS, the Board of Supervisors wishes to assist the City of Gloversville by reducing the normal \$75.00 per ton Tipping Fees normally charged for said waste; now, therefore be it

RESOLVED, That the Director of Solid Waste be and hereby is directed to charge the reduced tipping fee rate of \$25.00 per ton (Municipal/County Demolition Rate) as a charge to the City of Gloversville exclusively for the receipt of debris from the following properties:

65 Division Street, Gloversville  
74 Division Street, Gloversville  
6 West Eighth Ave., Gloversville  
1 Rose Street, Gloversville  
47 W. Eleventh Ave., Gloversville

and, be it further

RESOLVED, That Board of Supervisors' approval for actual acceptance from waste for the industrial sites at 1 Rose Street (Van Tent Pole) and 47 West Eleventh Avenue (former Embossing, Tradition Leather Corp.) shall be withheld until documentation of debris as non-hazardous is received and approved by the Board of Supervisors by Resolution; and, be it further

RESOLVED, That the Director of Solid Waste do each and every other thing necessary to further the purport of this Resolution; and, be it further

**Resolution No. 125 (Continued)**

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Solid Waste Director, City of Gloversville, Gloversville Fire Chief, Budget Director/County Auditor, and Administrative Officer/Clerk of the Board, and to each and every other person, institution or agency which will further the purport of this Resolution.

Seconded by GREENE and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)





**Resolution No. 126**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR THE PURCHASE OF  
RECEIVER CONTAINERS FOR USE IN THE SOLID WASTE DEPARTMENT  
(2022 CAPITAL PLAN)

WHEREAS, the 2022 Capital Plan identifies two (2) Receiver Containers for use in the Solid Waste Department; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for the purchase of two (2) Receiver Containers for use at Solid Waste Department transfer stations (and according to further specifications which may be obtained at the Office of the Purchasing Agent, County Building, Room 203, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, County Building, Room 203, Johnstown, NY 12095, and received no later than 2:00 p.m., Wednesday, April 13, 2022, at which time and place they will be publicly opened and read; and, be it further

RESOLVED, That the Board of Supervisors reserves the right to reject any or all bids; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Solid Waste Director and Administrative Officer/Clerk of the Board.

Seconded by BOWMAN and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,

Wilson and Young)

**Resolution No. 127**

Supervisors BRADT AND HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION APPROPRIATING SOLID WASTE DEPARTMENT FUND BALANCE FOR  
LINER INSPECTION SERVICES AT THE FULTON COUNTY LANDFILL**

WHEREAS, the Solid Waste Director has explained the need to determine the cause of a high volume of ground water accumulating in Cell 1 of the landfill in recent months; and

WHEREAS, the Director requests to utilize funds from the Solid Waste Department Fund Balance for said purpose; and

RESOLVED, That upon the recommendations of the Budget Director, the 2022 Adopted Budget be and hereby is amended, as follows:

Revenue:

Increase CL.1000.0599-0599 – REV – Appropriated Fund Balance                      \$20,000.00

Appropriation:

Increase CL.8160.8162-4030 – EXP – Repairs    \$20,000.00

and, be it further

RESOLVED, That the Solid Waste Director do each and every other thing necessary to further the purport of this Resolution; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Solid Waste Director, Budget Director/County Auditor, Administrative Officer/Clerk of the Board, and to each and every other person, institution or agency who will further the purport of this Resolution.

Seconded by HORTON and adopted by the following vote:

TOTAL: Ayes: 14    Nays: 0    Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,

Wilson and Young)

**Resolution No. 128**

Supervisors BRADT AND HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING PURCHASE OF A PETROLEUM BULK STORAGE TANK  
FOR USE IN THE SOLID WASTE DEPARTMENT**

WHEREAS, after a recent inspection, the NYS Department of Environmental Conservation Petroleum Bulk Storage Division requires the Solid Waste Department to discontinue using its existing storage tanker for bulk storage of recycled waste oil; and

WHEREAS, the Director of Solid Waste recommends the purchase of a 5,000 gallon Petroleum Bulk Storage Tank to store waste oil for heating of buildings at the Department; and

WHEREAS, the Committees on Public Works and Finance recommend said purchase; now, therefore be it

RESOLVED, That the Director of Solid Waste be, and hereby is, authorized to purchase a new 5,000 Gallon Petroleum Bulk Storage Tank to store waste oil in the Recycling Facility at the Department that meets NYSDEC regulations, at a cost not to exceed \$25,000.00 and for additional items required for installation of said tank at a cost not to exceed \$5,000.00; and, be it further

RESOLVED, That the 2022 Capital Plan be and hereby is amended to include a Petroleum Bulk Storage Tank for use in the Solid Waste Department in the amount of \$30,000.00; and, be it further

RESOLVED, That the 2022 Adopted Budget be and hereby is amended, as follows:

Revenue:

|  |             |
|--|-------------|
| Increase CL.1000.0511-0511 – REV – Appropriated Reserves | \$30,000.00 |
|--|-------------|

Appropriation:

|   |             |
|---|-------------|
| Increase CL.8160.8162-2010.1700 – EXP – CL Building - Equipment<br>Depreciation Expense | \$30,000.00 |
|---|-------------|

and, be it further

RESOLVED, That the County Treasurer be and hereby is directed to make the following transfer:

From: CL-0898.0878 – Landfill Building-Equipment Depreciation Reserve

To: CL-0909 – Unreserved Fund Balance

Sum: \$30,000.00

and, be it further

**Resolution No. 128 (Continued)**

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Solid Waste Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by HORTON and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,

Wilson and Young)



**Resolution No. 129**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION RENAMING THE EAST FULTON STREET TRANSFER STATION TO  
“BERKSHIRE TRANSFER STATION”

WHEREAS, the Berkshire Community Preservation Society has requested that the Board of Supervisors rename the East Fulton Street Transfer Station to “Berkshire Transfer Station” in recognition of the hamlet area’s unique history; and

WHEREAS, the “East Fulton Street Transfer Station” is located within the Berkshire Volunteer Fire Department protection area; and

WHEREAS, by Resolution 2022-42, dated February 11, 2022, the Town of Johnstown Council registered its support to change the name of the East Fulton Street Transfer Station to “Berkshire Transfer Station”; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Public Works, the East Fulton Street Transfer Station be and hereby, is renamed “Berkshire Transfer Station”, effective immediately; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Solid Waste Director, Berkshire Community Preservation Society, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by GROFF and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)

**Resolution No. 130**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION APPOINTING COLLEEN IOELE-DECRISTOFARO TO THE  
FULTON COUNTY PLANNING BOARD

WHEREAS, a vacancy exists on the Fulton County Planning Board; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Public Works, Colleen Ioele-DeCristofaro of Johnstown, NY, be and hereby is appointed to the Fulton County Planning Board, to serve the balance of the term January 1, 2022 through December 31, 2024; and, be it further

RESOLVED, That Ms. Ioele-DeCristofaro be and hereby is directed to complete the Fulton County Board of Ethics' Financial Disclosure Statement and sign the Fulton County Oath Book located in the County Clerk's Office; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Clerk, Fulton County Ethics Board, Fulton County Planning Board, Colleen Ioele-DeCristofaro, and Administrative Officer/Clerk of the Board.

Seconded by CALLERY and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)

**Resolution No. 131**

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION CREATING A TEMPORARY PER DIEM PRINTER POSITION IN THE  
INFORMATION TECHNOLOGY DEPARTMENT

WHEREAS, the full-time Printer in the Information Technology Department retired on February 25, 2022; and

WHEREAS, the Information Technology Director is requesting that a per diem Printer position be created in the Information Technology Department to assist with large print jobs until a new Printer is hired and trained; and

RESOLVED, That one (1) per diem Printer position (\$21.72 per hour, no benefits) be, and hereby is created, in the Information Technology Department, not to exceed 24 hours per week, effective March 15, 2022 through May 15, 2022; and, be it further

RESOLVED, That the County Treasurer be and hereby is directed to make the following transfer:

From: A.1680.1680-1000 – EXP – Payroll  
To: A.1680.1670-1110 – EXP – Supplemental (New)  
Sum: \$1,525.00

and, be it further

RESOLVED, That the Personnel Director and Information Technology Director do each and every other thing necessary to further the purport of this Resolution; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Information Technology Director, Personnel Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by BRADT and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)

**Resolution No. 132**

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION CHANGING THE TITLE OF INFORMATION SERVICES SPECIALIST TO  
MICROCOMPUTER SPECIALIST (INFORMATION TECHNOLOGY DEPARTMENT)

WHEREAS, following a review of job duties for a position in the Information Technology Department, the Personnel Director recommends that the title of Information Services Specialist be changed to "Microcomputer Specialist" to better describe the position; and

WHEREAS, effective immediately, the title of Information Services Specialist is changed to "Microcomputer Specialist"; now, therefore be it

RESOLVED, That upon the recommendation of the Personnel Director and Committee on Finance, the title of Information Services Specialist be (Job Group Gen P-5), and hereby is, changed to "Microcomputer Specialist", effective immediately; and, be it further

RESOLVED, That the Personnel Director and Information Technology Director do each and every other thing necessary to further the purport of this Resolution; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Personnel Director, Information Technology Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by BLACKMON and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)

**Resolution No. 133**

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING DISPOSAL OF CERTAIN SURPLUS EQUIPMENT

WHEREAS, the Purchasing Agent recommends disposal of broken equipment in certain departments; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized to dispose of the following County surplus equipment, in accordance with the Fulton County Purchasing and Audit Guidelines:

*Treasurer's Office:*

- 1 – Typewriter – Nakajima (7567)
- 1 – Typewriter – Nakajima (4782)
- 1 – 2 Drawer File (0006)
- 1 – Printer Stand (No Number)
- 1 – 4 Drawer File (4513)
- 1 – Brown Metal Table (No Number)
- 1 – 4 Drawer File, Y & E Co. (No Number)
- 1 – 2 Drawer File (0273)
- 1 – Dell Monitor (No Number)
- 1 – 2 Drawer File (0262)

and, be it further

RESOLVED, That the Superintendent of Highways and Facilities, Solid Waste Director and Purchasing Agent be and hereby are directed to arrange for the disposal of the listed surplus as scrap and/or refuse, to be coordinated with the Solid Waste Department's current bulky metals contract, as necessary; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities, Solid Waste Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by KINOWSKI and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)

**Resolution No. 134**

Supervisor HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING CERTAIN TRANSFERS**

RESOLVED, That the County Treasurer be and hereby is directed to make the following transfers:  
and, be it further

Public Health

|  |            |
|--|------------|
| From: A.4010.4010-2000 – EXP – Equipment – Fixed Asset | \$1,500.00 |
| A.4010.4010-4530 – EXP – Supplies                      | 200.00     |
| To: A.4010.4010-4010 – EXP – Equipment – Non-Asset     | 1,700.00   |
| From: A.4010.4189-4010 – EXP – Equipment – Non-Asset   | \$ 500.00  |
| A.4010.4189-4530 – EXP – Supplies                      | 1,000.00   |
| To: A.4010.4189-2000 – EXP – Equipment – Fixed Asset   | 1,500.00   |

Community Services

|  |  |
|--|--|
| From: A.1000.1990-4907 – EXP – Contingent Fund Expense |  |
| To: A.4310.4310-4090 – EXP – Professional Services     |  |
| Sum: \$24,539.00                                       |  |

Veterans

|  |  |
|--|--|
| From: A.6510.6510-1000 – EXP – Payroll   |  |
| To: A.6510.6510-4100 – EXP – Advertising |  |
| Sum: \$1,000.00                          |  |

Personnel

|   |  |
|---|--|
| From: DM.1000.9050-8300 – EXP – Unemployment        |  |
| To: DM.1000.1720-1500 – EXP – Benefit Time Cash Out |  |
| Sum: \$2,000.00                                     |  |

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Public Health Director, Community Services Director, Veterans' Services Agency, Personnel, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by CALLERY and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,

Wilson and Young)



**Resolution No. 135**

Supervisor HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION REJECTING BID FOR PAPER SUPPLIES  
(INFORMATION TECHNOLOGY DEPARTMENT)**

WHEREAS, Resolution 484 of 2021 authorized advertisement for bids for paper supplies for use in the Information Technology Department and one (1) bid was received; and

WHEREAS, the Information Technology Director recommends rejecting the sole bid received from T.A. Seeley Office Systems because bid prices were significantly higher than anticipated; now, therefore be it

RESOLVED, That the proposal from T.A. Seeley Office Systems of Glens Falls, NY, be and hereby is rejected; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Solid Waste Director, All Bidders, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by HORTON and adopted by the following vote:

TOTAL: Ayes: 14 Nays: 0 Absent: 6 (Supervisors Born, Lauria, Potter, Van Genderen,  
Wilson and Young)

