

NINTH REGULAR SESSION

Johnstown, NY

September 10, 2018

Roll Call – Quorum Present

Supervisors: Argotsinger, Blackmon, Born, Bradt, Breh, Callery, Fagan, Greene, Handy, Howard, Kinowski, Lauria, Perry, Rice, Selmsler, Waldron, Wilson, Young

TOTAL: Present: 18 Absent: 2 (Supervisors Groff and Potter)

In the absence of Chairman of the Board Groff, Vice-Chairman Wilson called the meeting to order at 1:00 p.m. Following the Pledge of Allegiance, Vice-Chairman Wilson asked if there was anyone from the public who wished to address the Board.

Stephen Smith, Executive Director of Mohawk Valley Economic Development District – Mr. Smith explained that he was present to provide an update to the Board on the NYSERDA Clean Energy Community Program. He advised that Fulton County is receiving a \$150,000.00 grant through the program. Dan Sullivan, Clean Energy Coordinator, has been working with Superintendent of Highways and Facilities Mark Yost on the grant. The grant will be used for a LED Lighting Project in certain County Buildings. Mr. Smith further advised that MVEDD has also provided small business loans to some Fulton County businesses such as Gloversville True Value and Deli Master Foods. Mr. Smith further advised that MVEDD, which covers six counties in their Region, has obtained more grants than any other Region in New York State from the Clean Energy Communities Program.

Mr. Stead advised that Marc Barraco, Governor's representative for the Mohawk Valley Region, sent an e-mail on Sunday to the Board Office advising that he could not attend the meeting today.

Vice-Chairman Wilson asked Mr. Stead to proceed with the reading of the Late Communications on the Late Agenda.

LATE COMMUNICATIONS

- L-1 Letter from National Grid to the Chief Executive, dated 31 August 2018
Subj: Semi-Annual PCB Report covering 1 January 2018 through 30 June 2018
(Supervisor Lauria requested a copy).
- L-2 Letter from the Energy Improvement Corporation to Chairman Groff, dated 8 August 2018
Subj: Acceptance of Membership of Fulton County into the Energy Improvement Corporation (Supervisors Born, Howard and Young asked for a copy)

Mr. Stead advised that he had traveled to Washington, to represent the County at a White House Office of Intergovernmental Affairs Conference for county officials from New York and New Jersey on August 23 and 24. Mr. Stead then provided a summary report that he distributed to Board Members outlining the highlights of the conference. Mr. Stead further advised that this event has been held the past two years where the Trump Administration has been inviting local government representatives for briefings on federal priorities.

White House Office of Intergovernmental Affairs
NY/NJ Local Leaders Briefing
(23 August 2018)

REPORT TO THE BOARD

by Administrative Officer Jon Stead

1. Office of Intergovernmental Affairs

Douglas Hoelscher, Deputy Assistant to the President and Director of Intergovernmental Affairs

Opening Remarks Theme: Administration is trying to make a concerted effort to push decision-making down to state and local government.

A. Priorities of Administration:

1. Opioid Epidemic
2. De-regulation
 - a. Goal is to eliminate 2 regulations for every one that is created.
 - b. In year 1, the administration actually eliminated regulations on a 22 to 1 ratio.
3. Expand market access for U.S. manufacturing and agriculture around the world.
4. Provide more vocational training and apprenticeships to create a more skilled, employable workforce.
5. National Defense Authorization Act
 - a. Included the largest pay raise in history for members of the military.

2. Office of Assistant to the President and Senior Counselor

Kellyanne Conway

A. Topic: Opioid Crisis/Drug epidemic

1. The Trump Administration is trying to take a “horizontal & vertical approach”
 - a. Horizontal – policies across all agencies (House Resolution No. 6 pending in the U.S. Senate)
 - b. Vertical – federal, state & local monetary assistance

Fighting the Opioid addiction crisis is being waged through a “Three (3) Front” Approach:

<p>“Make every day TAKE BACK</p>

1. Prevention and Education
(Goal: reduce opioid prescriptions by 30% over the next 3 years)
2. Treatment and Recovery
(Goal: Increase access within local communities)
3. Law Enforcement & Interdiction
(Emphasis on preventing the expansion of fentanyl abuse)

3. Department of Energy

Doug Little, Deputy Assistant Secretary of Intergovernmental & External Affairs

Department of Energy is responsible for nuclear weapon development & testing.

A. Priorities:

1. Concentrating on remediating environmental dangers that were created (contamination) from prior nuclear testing.
2. Protecting the Electric Grid & natural gas pipeline system from terrorism (create resiliency).
3. Renew efforts to harness thermonuclear fusion for commercial energy production.

Note: West Valley, NY Research Lab is being cleaned up of radioactive waste (However, delays have occurred because Yucca Mountain is closed to new waste right now)

“DOE is still concentrating on how to make fossil fuels cleaner because the brunt of energy sources is still fossil fuel based.”

4. Office of Domestic Policy Council

Andrew Grimberg

A. Priorities:

1. Cross-agency support for workforce development
 - a. Job re-skilling, tech colleges emphasis
2. Health insurance costs, particularly prescription drug costs
 - a. Taking on practice of setting very high MSRP for drugs that face uninsured/underinsured residents.
3. High College Tuition Costs (Student Loan Costs)
4. Monitoring Veterans Affairs Officials and their performance (strengthening accountability/removal).

5. Office of Legislative Affairs

Ja’Ron Smith, Special Assistant to the President

A. Priorities:

1. Urban Revitalization
 - a. Investment & Opportunity Act (Opportunity Zone Program)

“Tip of the

- Company that invests receives tax benefits by reducing Capital Gains Tax if investment is in “Opportunity Zone”.

6. Office of U.S. Trade Representative

Stewart Young, Deputy Assist. Trade Rep. for Intergovernmental Public Engagement

A. Priorities: Breaking down trade barriers & tariffs

1. Enforcing Laws already on the books in international trade practices.
2. Rebalancing existing Agreements with other countries.
3. Pursue future areas for new engagements
 - a. (new partners in Asia/Expand with true friendly partners)
4. Rebalancing NAFTA commitments is also a big effort right now.

7. U.S. Office of Customs & Immigration Enforcement

Corey Price, Acting Deputy Associate Director

A. Priorities: Importance of ICE partnerships/cooperation with local law enforcement agencies.

287-G Agreements:

- a. MOA for federal authority to enforce immigration violations within local jails
- b. This is a preferred goal because it is safer to take custody of a removable criminal alien in a jail, rather than pursue them at large in a community.

ICE “IMAGE Program”

- a. Enforcing laws related to employment of illegal aliens
- b. Increase participation in the E-Verify System

8. U.S. Department of Agriculture

Bill Northey, Under Secretary for Farm Production and Conservation

A. Priorities: Aggressive pushing for free, fair trade

1. Market Facilitation Program (Sept 4, 2018)

(Payments to Farmers because of foreign countries’ retaliation with increased tariffs on agriculture products.)

Note: Approximately 40% of foreign tariff impacts against U.S. is against agricultural products

2. Trump Administration’s roll-back of limits on dairy products in school lunch programs.

3. Improving “Farm to School” programs

- Mentioned that EPA is working on partial roll-back of former Administration’s “Waters of the U.S.A.” regulations.

- Expressed support for FFA (Future Farmers of America) in schools

9. U.S Department of Education

Frank Brogan, Assistant Secretary of Elementary and Secondary Education

A. Priorities: Goal should be to allow local schools to be somewhat independent of federal authority/federal planning.

a. Accountability from federal level, but innovation & “how-to” should be developed at local level.

10. Office of Intergovernmental Affairs

William Crozer, Special Assist. to the President & Dpy. Director of Intergov. Affairs

Closing Remarks Theme: The Office of Intergovernmental Affairs is making a concerted effort to establish contact staff that can be accessed by local governments. (contact lists were distributed)

UPDATES FROM STANDING COMMITTEES

Personnel: Supervisor Callery stated that there would be a short executive session called later in the meeting for Collective Bargaining purposes. He also wanted to thank the entire Board for their support and well wishes during his past illness. He said that it meant a lot to him.

REPORTS OF SPECIAL COMMITTEES

Soil and Water Conservation District Board: Supervisor Greene advised that the District Board met on August 28. Mr. Greene explained that the excavator has been used quite a bit with several projects being done in the Town of Mayfield, Town of Caroga, Town of Ephratah, Town of Perth and Town of Johnstown. Mr. Greene further advised that there would be work done on the N. Chase Street and S. Chase Street bridges in the City of Johnstown in the near future.

CHAIRMAN'S REPORT

(No Report)

RESOLUTIONS

No. 336 (Resolution Authorizing Recoupment Payment to the NYS Department of Health for Purported State Overpayments to the Former Mental Health Clinic (COPS Program): Supervisor Callery asked if this is the last time that the State could tell the County that they owed money for prior services. Mr. Stead explained that Ernie Gagnon, Community Services Director, reported to the Human Services Committee that he believes this would be the last recoupment payment and doesn't believe that there are any more audited payments owed. Also, Mr. Stead reminded the Board that the former Mental Health Clinic was closed in 2012, so there should certainly not be any recoupment payments owed after that date.

No. 342 (Resolution Authorizing a Contract Between the Department of Social Services and Gloversville Enlarged School District for a School Intervention Partnership Program (SIPP) : Supervisor Young stated that the SIPP Program was a great program and he was sorry to see it end a few years ago. With the SIPP Program, a student can get the help they need.

Supervisor Born agreed with Supervisor Young and said that it was a great program and it can help with children that are liable to "slip through the cracks" in the system.

Supervisor Lauria agreed with both Supervisor Young and Born and stated that the program can work with children at a young age and keeps them from getting into the detention or correction systems.

No. 358 (Resolution Waiving the Work Week Limits Policy for Per Diem Voting Machine Custodians in the Board of Elections Office During 2018: Supervisor Callery asked if the extra week would force the County to offer health insurance coverage. Mr. Stead said that he checked with the Personnel Director, who advised that the extra week would not trigger the “Obama Care Mandate” to offer health insurance to these part-time employees.

No. 355 (Resolution Authorizing County Participation in the Legal Defense of Certain Assessment Reduction Actions by Wal-Mart Corporation Within the City of Johnstown: Supervisor Young commented that this was a very important issue for the County to get involved in and that the assessments on the Wal-Mart Corporation Distribution Center are reasonable.

Mr. Stead advised that the final meeting of the 2018 Shared Services Panel would be held at 3:00 p.m. on Wednesday, September 12, 2018 for approval of the *2018 Shared Services Plan*.

Upon a motion by Supervisor Fagan, seconded by Supervisor Waldron and unanimously carried, the Committee entered into Executive Session at 1:52 p.m. to discuss collective bargaining.

Upon a motion by Supervisor Waldron, seconded by Supervisor Callery and unanimously carried, the Committee re-entered into Regular Session at 2:07 p.m.

NEW BUSINESS

Supervisor Handy commented that he often has coffee with some retired friends, one of whom lives across from 35 Eagle Street in Gloversville. The Eagle Street property was recently demolished and this friend complimented the County’s Demolition Team and what a great job it did with the removal of the building and how the property was graded perfectly. Supervisor Handy said that it was nice for the County to get this credit.

Upon a motion by Supervisor Waldron, seconded by Supervisor Selmsler and unanimously carried, the Committee adjourned at 2:11 p.m.

Certified by:

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

Resolution No. 336

Supervisors BORN AND ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING RECOUPMENT PAYMENT TO THE NYS DEPARTMENT OF HEALTH FOR PURPORTED STATE OVERPAYMENTS TO THE FORMER MENTAL HEALTH CLINIC (COPS PROGRAM)

WHEREAS, in December of 2012, the NYS Department of Health (DOH) and NYS Office of Mental Health conducted a Comprehensive Outpatient Program (COPS) audit for 2006, 2007 and 2008; and

WHEREAS, as a result of said audit, the NYS DOH purported that the former County Mental Health Clinic had been overpaid Medicaid reimbursement, that, including interest and penalties, totaled \$258,157.00; and

WHEREAS, in late 2016, the NYSDOH clawed back the sum of \$64,935.00 from Fulton County Public Health Department Medicaid revenue as partial payment toward said audit claim; and

WHEREAS, the County, with the assistance of Bonadio group, Certified Public Accountants, has obtained partial relief against said claim in the amount of \$58,583.00, representing waived interest and penalties and other negotiated reductions; and

WHEREAS, the Community Services Director and Committees on Human Services and Finance, have determined that the County has exhausted any further recourse to challenge the NYSDOH recoupment demanded by the aforementioned audit; now, therefore be it

RESOLVED, That the County Treasurer be and hereby is directed to issue a payment to the New York State Department of Health in the amount of \$134,639.00 to satisfy the balance owed related to said COPS Audit performed by the NYS Office of Mental Health for 2006, 2007 and 2008; and, be it further

RESOLVED, That the 2018 Adopted Budget be and hereby is amended, as follows:

Revenue Account:

Increase A.4310.4320-4490-REV-Federal Aid – Mental Health \$104,568.00
(A-0691.0445 - Deferred Revenues - Mental Health)

Appropriation Account:

Increase A.4310.4320-4912-EXP-Mental Health Overpayments \$104,568.00

and, be it further

Resolution No. 336 (Continued)

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.4310.4320-4912-EXP-Mental Health Overpayments
Sum: \$30,071.00

and, be it further

RESOLVED, That the Director of Community Services and Treasurer 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, Director of Community Services, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 337

Supervisor BORN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING MEAL EXPENSES FOR CERTAIN EMERGENCY
MEDICAL SERVICES TRAINING CLASSES (PUBLIC HEALTH)**

WHEREAS, the Public Health budget included certain Emergency Medical Services (EMS) training classes throughout the year, which include plans for light meals; and

WHEREAS, in accordance with Section 16.03 of the Purchasing and Audit Guidelines, scheduled meetings or community events that include meals require prior approval by the Board of Supervisors; and

WHEREAS, in accordance with such policy, the Assistant Public Health Director has requested to provide light lunch for certain Emergency Medical Services (EMS) training classes through December 18, 2018; now, therefore be it

RESOLVED, That the Assistant Public Health Director is hereby authorized to include light meals, if necessary, as part of planning for the aforementioned sessions during 2018, subject to said costs being in accordance with State and/or Federal agency guidelines; and, be it further

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

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 338

Supervisor BORN offered the following Resolution and moved its adoption:

RESOLUTION SETTING FEE FOR FLU VACCINE IN THE
PUBLIC HEALTH DEPARTMENT

WHEREAS, Resolution 333 of 2017 set the immunization fee for flu vaccines administered by the Public Health department at \$35.00 per vaccination; and

WHEREAS, the Assistant Public Health Director recommends revising the flu vaccine fee structure for person age 19 and over who are at risk for Influenza who do not have Medicare Part B or private insurance coverage; and

WHEREAS, the Assistant Director also recommends that the fee for flu vaccinations be waived for all employees of the Public Health Department in accordance with U.S. Centers for Disease Control recommendations that healthcare workers receive annual vaccinations against Influenza; now, therefore be it

RESOLVED, That the charge for administering the seasonal flu vaccine provided by the Fulton County Public Health Department to qualifying Fulton County residents without Medicare coverage or private insurance shall be \$34.00; no cost to Fulton County Public Health Department employees; and, be it further

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

Seconded by Supervisor HANDY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 339

Supervisor BORN offered the following Resolution and moved its adoption:

RESOLUTION RECOGNIZING COOPERATION OF COUNTY DEPARTMENTS IN
TELEHEALTH PILOT INITIATIVE

WHEREAS, the Public Health Department has received two (2) citations and one (1) national award for its role in the Fulton County Telehealth Initiative; and

WHEREAS, the Public Health Department, Office for Aging and Youth, Information Services Department and the Board of Supervisors worked cooperatively to pilot telehealth concepts in Fulton County; and

WHEREAS, the County has been granted additional grant funds through the Adirondack Health Institute (AHI) to examine the benefits of mobile device applications in community telehealth; now, therefore be it

RESOLVED, That the Fulton County Board of Supervisors hereby recognizes the efforts of County departments in exploring new health care techniques and concepts during the first stages of the Telehealth Pilot Initiative; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Assistant Public Health Director, Office for Aging/Youth Director, Information Services Director, and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 340

Supervisors BORN AND CALLERY offered the following Resolution and moved its adoption:

**RESOLUTION RECLASSIFYING A MEDICAL SOCIAL WORKER ASSISTANT POSITION
TO CHILDRENS' SERVICES PROGRAM SPECIALIST IN THE
PUBLIC HEALTH DEPARTMENT**

WHEREAS, the Public Health Department currently has three (3) Medical Social Work Assistant positions; and

WHEREAS, the Personnel Director has reviewed the duties of said existing Medical Social Assistant positions in the Public Health Department and determined that the title "Childrens' Services Program Specialist" is a more appropriate title for said positions; now, therefore be it

RESOLVED, That upon the recommendation of the Assistant Public Health Director, and Committees on Human Services and Personnel, effective immediately, the Medical Social Work Assistant positions (Job Group A-17) in the Public Health Department be and hereby are reclassified to the title Childrens' Services Program Specialist; and, be it further

RESOLVED, That the Assistant Public Health Director 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, Assistant Public Health Director, Personnel Director, CSEA Local 818, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 341

Supervisors BORN AND ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT WITH FULMONT COMMUNITY ACTION AGENCY TO OPERATE A WHEELS TO WORK PROGRAM IN THE DEPARTMENT OF SOCIAL SERVICES (100% TRANSPORTATION INITIATIVE GRANT)

WHEREAS, the Commissioner of Social Services received notification from the NYS Office of Temporary and Disability Assistance that Fulton County was selected for Transportation Initiative funding in the amount of \$32,125.00 to operate a “Wheels to Work” program in 2018-19; and

WHEREAS, the Commissioner of Social Services proposes to use a portion of said funds for the contract period September 1 through December 31, 2018 and the remaining funds during 2019; and

WHEREAS, the initiative will provide vehicles, repairs, relevant training and support services to clients receiving Temporary Assistance to Needy Families (TANF) who lack access to adequate transportation for the purpose of maintaining or obtaining employment; and

RESOLVED, That upon the recommendation of the Commissioner of Social Services and the Committees on Human Services and Finance, the Chairman of the Board be and hereby is authorized to sign a contract between the Department of Social Services and Fulmont Community Action Agency of Fonda, NY, to operate a Wheels to Work Program in the amount of \$16,125.00, effective September 1, 2018 through December 31, 2018; and, be it further

RESOLVED, That this contract is contingent upon approval of the County Attorney; and, be it further

RESOLVED, That the 2018 Adopted Budget be and hereby is amended, as follows:

Revenue Account:

Increase A.6010.6010-4610-REV-Federal Aid – DSS - Administration \$16,125.00

Appropriation Account:

Increase A.6010.6010-4170-EXP-Programs \$16,125.00

and, be it further

Resolution No. 341 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Social Services Commissioner, Fulmont Community Action Agency, Budget Director/County Auditor and Administrative Officer/ Clerk of the Board.

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 342

Supervisors BORN, CALLERY AND ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND GLOVERSVILLE ENLARGED SCHOOL DISTRICT FOR A SCHOOL INTERVENTION PARTNERSHIP PROGRAM (SIPP)

WHEREAS, Resolution 219 of 2017 ended the School Intervention Partnership Program (SIPP) with the Gloversville Enlarged School District (GESD) effective July 1, 2017 at the School's request; and

WHEREAS, GESD has now requested that the Board of Supervisors reinstate said SIP Program in the interest of services to its students and has agreed to reimburse the County for any local share to operate the program; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized and empowered to sign a contract, on behalf of the Department of Social Services, with the Gloversville Enlarged School District for prevention caseworker services (SIPP), effective October 1, 2018 through August 31, 2019; said contract subject to the approval of the County Attorney; and, be it further

RESOLVED, That said contract shall require the Gloversville Enlarged School District to reimburse the County for the local share costs of the Caseworker's salary and benefits at no cost to the County of Fulton; and, be it further

RESOLVED, That said contract/agreement shall be subject to further review by the appropriate committee of this Board of Supervisors in the event of any changes/reductions to State and/or Federal revenues, in order to make necessary budget adjustments and/or contract amendments; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Social Services Department, Gloversville Enlarged School District and Clerk of the Board.

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 343

Supervisors BORN, CALLERY AND ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION CREATING CASEWORKER POSITION FOR THE SCHOOL INTERVENTION PARTNERSHIP PROGRAM IN THE GLOVERSVILLE ENLARGED SCHOOL DISTRICT (SOCIAL SERVICES DEPARTMENT)

WHEREAS, the Gloversville Enlarged School District has requested that the Board of Supervisors reinstate a School Intervention Partnership Program (SIPP) to benefit the District effective October 1, 2018, with the primary purpose of providing early intervention into the lives of at-risk children to prevent entry into foster care; and

WHEREAS, the Department of Social Services proposes to assign one (1) SIPP Caseworker to the Gloversville Enlarged School District; and

WHEREAS, Gloversville Enlarged School District will pay the local share of the cost of said Caseworker for the School District if the Board of Supervisors authorizes such a position; and

RESOLVED, That one (1) Caseworker position (Union Job Group A-17, 2018 permanent rate: \$22.78 per hour) be and hereby is created in the Department of Social Services; and, be it further

RESOLVED, That this Resolution and continuation of said position, is contingent upon the Gloversville Enlarged School District providing the entire local share of associated costs (estimated at 25 percent), with the remaining share (estimated at 75 percent) to be provided from State and Federal reimbursement; now, therefore be it

RESOLVED, That said contract/agreement shall be subject to further review by the appropriate committee of this Board of Supervisors in the event of any changes/reductions to State and/or Federal revenues, in order to make necessary budget adjustments and/or contract amendments; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Commissioner of Social Services, Personnel Director, CSEA Local 818, Gloversville Enlarged School District, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 344

Supervisor CALLERY offered the following Resolution and moved its adoption:

RESOLUTION APPOINTING MICHAEL F. GENDRON TO THE
FULTON COUNTY ETHICS BOARD

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

RESOLVED, That upon the recommendation of the Personnel Committee, Michael F. Gendron of Gloversville, NY, be and hereby is appointed to the Fulton County Ethics Board, to serve the balance of the term January 1, 2017 through December 31, 2020; and, be it further

RESOLVED, That Mr. Gendron 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, Michael F. Gendron and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 345

Supervisors BREH and ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION ADOPTING A POLICY TO ALLOW THE CORONER AND DEPUTY CORONER TO RESPOND TO DEATH SCENES DETERMINED TO BE COMPLEX

WHEREAS, in accordance with the adopted Non-Union Salary Schedule, the Coroner and Assistant Coroner are paid on a “per case” basis at the rate of \$160.00 per case; and

WHEREAS, a per case payment basis assumes that the Coroner or Assistant Coroner will handle one (1) case each when assigned; and

WHEREAS, the Coroner has requested that the Board of Supervisors consider establishing a policy that would allow for both the Coroner and Assistant Coroner to respond and handle a death case when the Coroner deems that case to be a “Complex Case”; and

WHEREAS, the Committees on Public Safety and Finance recommend adoption of such a policy to be in the best interest of county residents, inasmuch as such cases are expected to occur only occasionally; now, therefore be it

RESOLVED, as follows:

When the Coroner deems a death case to be a “Complex Case”, (such as a hazardous materials exposure, infectious disease risk on scene, multiple fatalities, multiple family situation, or similar), he/she shall be allowed to assign herself/himself and the Assistant Coroner to the scene of the Complex Case. The initial assignee shall receive the full “per case” fee in effect. The second assignee shall be paid a \$100.00 “Assisting Fee” for the case. The Coroner shall be responsible for submitting necessary documentation to the Personnel Director to explain the need for each “Assisting Fee”.

and, be it further

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 346

Supervisors BREH and ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING PURCHASE OF CERTAIN FURNITURE FOR USE IN THE DISTRICT ATTORNEY’S OFFICE WITH CRIME FORFEITURE PROCEEDS

WHEREAS, the District Attorney has requested to use crime forfeiture proceeds to purchase a Desk and Bookshelf and Printer; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety and Finance, the District Attorney be and hereby is authorized to purchase equipment for the District Attorney’s Office utilizing Crime Forfeiture proceeds, as follows:

<u>Item</u>	<u>Cost</u>
(6) Desks and (1) Bookshelf	\$15,050.00
(1) Printer	\$320.00

and, be it further

RESOLVED, That the 2018 Adopted Budget be and hereby is amended, as follows:

Revenue Account:

Increase A.1165.3197-2626 REV-Forfeiture of Crime Proceeds-Restricted \$15,370.00

Appropriation Account:

Increase A.1165.3197-2000-EXP – Equipment-Fixed Asset	\$14,545.00
Increase A.1165.3197-4010-EXP – Equipment-Non-Asset	\$825.00

and, be it further

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

Seconded by Supervisor SELMSER and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 347

Supervisor BREH offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING DONATION FROM SEAN CRAIG MEMORIAL FUND AND
SACANDAGA TRIATHLON CLUB FOR THE MARINE PATROL PROGRAM
(SHERIFF'S DEPARTMENT)

WHEREAS, the Sean Craig Fund and Sacandaga Triathlon Club have donated monies to support the Marine Patrol Program in the Sheriff's Department; and

WHEREAS, the Sheriff and the Committee on Public Safety recommend acceptance of said donations; now, therefore be it

RESOLVED, That the Sheriff be and hereby is authorized to accept a donation of \$500.00 from the Sean Craig Fund and a donation of \$2,200.00 from the Sacandaga Triathlon Club for use in the Marine Patrol program in the Sheriff's Department; and, be it further

RESOLVED, that the Sheriff's Department is authorized to purchase equipment with said funds as follows:

<u>Item</u>	<u>Cost</u>	<u>Extended Cost</u>
(6) 75 Foot Rescue Throw Bags	\$50.00	\$300.00
(6) Survival Elite Inflatable PFD	\$200.00	\$1,200.00
(12) ResQ Discs	\$100.00	\$1,200.00

and, be it further,

Resolution No. 347 (Continued)

RESOLVED, That the 2018 adopted budget be and hereby is amended as follows:

Revenue:

Increase A.3110.3110-2705 – REV – Gifts and Donations \$2,700.00

Appropriation:

Increase A.3110.3110-4530 – EXP – Supplies \$2,700.00

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to County Treasurer, Sean Craig Fund, Sacandaga Triathlon Club, Sheriff, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor PERRY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 348

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING DISTRIBUTION OF A REQUEST FOR PROPOSALS FOR
WATER QUALITY TESTING SERVICES AT THE FULTON COUNTY LANDFILL
(2019-2021)**

WHEREAS, Resolution 378 of 2015 authorized a three-year contract for testing of wells at the Fulton County Sanitary Landfill three times per year, per NYSDEC Regulations, and said contract expires on December 31, 2018; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Public Works, the Purchasing Agent be and hereby is authorized and directed to distribute a Request for Proposals for water quality testing of wells located at the Fulton County Landfill and other testing services, for a contract period of 2019 through the year 2021; and, be it further

RESOLVED, That such proposals must be addressed to Jon R. Stead, Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY 12095, no later than 2:00 p.m., Wednesday, October 17, 2018 , 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 proposals; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Solid Waste Director, Budget Director/County Auditor and Purchasing Agent.

Seconded by Supervisor CALLERY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 349

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AWARDING BID FOR UNLEADED GASOLINE FOR THE CENTRAL
FUEL DEPOTS LOCATED AT THE COUNTY SERVICES COMPLEX AND
SOLID WASTE DEPARTMENT (2019-2020)

WHEREAS, Resolution 263 of 2018 authorized advertisement for bids for unleaded gasoline for the Central Fuel Depots at the County Complex and Solid Waste Department and three (3) bids were received; now, therefore be it

RESOLVED, That the net bid, as submitted by Buell Fuel, LLC of, Deansboro, NY, for the purchase and delivery of unleaded gasoline to the Central Fuel Depots at the County Complex and at the Solid Waste Department be and hereby is awarded for the period October 1, 2018 through September 30, 2019, as reviewed and recommended by the Superintendent of Highways and Facilities, Solid Waste Director, Committee on Public Works and Purchasing Agent; they being the lowest responsible bidder in accordance with Specification No. 2018-82-05:

County Complex (95,000 gallons)	\$2.0685	Rack price
	<u>.0145</u>	Margin
	\$2.083	Per gallon
Solid Waste Dept. (3,500 gallons)	\$2.0685	Rack price
	<u>.149</u>	Margin
	\$2.2175	Per gallon

(with the stipulation that any increase or decrease in prices will be passed on at the time of delivery, based on current rack prices); 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, All Bidders, Budget Director/ County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor KINOWSKI and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 350

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR HEATING OIL AND
50/50 BLEND FOR COUNTY BUILDINGS (2019)

WHEREAS, the current bid for No. 2 heating oil and 50/50 blend expires on December 31, 2018; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is directed to advertise for sealed bids from responsible petroleum dealers for Heating Oil No. 2 and Special Blend of No. 2 for the year 2018 (and according to further specifications which may be obtained at the Office of the Purchasing Agent); said price to identify origin and posted tank wagon price in effect on the date of bid (to be further identified at each instance of delivery), plus vendor margin. Successful bidder must make provisions for emergency delivery on a local basis (within a 20-mile radius of the City of Johnstown), in the event that one of the identified facilities runs out of fuel; 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, October 17, 2018, 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, Fire Coordinator, Sheriff, Correctional Facility, Solid Waste, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 351

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR WASTE REMOVAL SERVICES FOR THE FULTON COUNTY CORRECTIONAL FACILITY (2019)

WHEREAS, the current bid for waste removal services expires on December 31, 2018; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for bids from waste disposal vendors for the pickup of general office type waste materials at the Fulton County Correctional Facility (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, October 17, 2018, 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, Sheriff, Correctional Facility, Budget Director/County Auditor and Administrative Officer/Purchasing Agent.

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 352

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING EXTENSION TO THE CONTRACT WITH BREZZY
CLEANING SERVICE FOR CUSTODIAL SERVICES IN THE FULTON COUNTY OFFICE
BUILDING (2019)**

WHEREAS, Resolution 356 of 2016 awarded a contract to Brezzy Cleaning service for custodial services in the Fulton County Office Building, at a cost of \$77,412.00, with the County option to extend said contract in 2018 and 2019; and

WHEREAS, Resolution 320 of 2017 extended said contract through December 31, 2018; and

WHEREAS, the Superintendent of Highways and Facilities requests said contract be extended for another year; now, therefore be it

RESOLVED, That upon the recommendation of the Superintendent of Highways and Facilities and Committees on Public Works and Finance, the Chairman of the Board be and hereby is authorized to sign an extension to the contract with Brezzy Cleaning Service, of Gloversville, NY, for custodial services in the Fulton County Office Building, effective January 1, 2019 through December 31, 2019, at a cost not to exceed \$78,412.00; all other terms and conditions in said contract shall remain in full force and effect; and, be it further

RESOLVED, That said contract amendment is contingent upon approval by the County Attorney; and, be it further

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

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 353

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING EXTENSION TO THE CONTRACT WITH BREZZY
CLEANING SERVICES FOR CUSTODIAL SERVICES IN THE DSS COOPER BUILDING
(2019)

WHEREAS, Resolution 383 of 2017 awarded a contract to Brezzy Cleaning service for custodial services in the DSS Cooper Building, at a cost of \$34,800.00, with the County option to extend said contract in 2018 and 2019; and

WHEREAS, the Superintendent of Highways and Facilities requests said contract be extended for another year; now, therefore be it

RESOLVED, That upon the recommendation of the Superintendent of Highways and Facilities and Committees on Public Works and Finance, the Chairman of the Board be and hereby is authorized to sign an extension to the contract with Brezzy Cleaning Service, of Gloversville, NY, for custodial services in the DSS Cooper Building, effective January 1, 2019 through December 31, 2019, at a cost not to exceed \$34,800.00; all other terms and conditions in said contract shall remain in full force and effect; and, be it further

RESOLVED, That said contract amendment is contingent upon approval by the County Attorney; and, be it further

RESOLVED, That said contract be 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, Social Services Commissioner, Superintendent of Highways & Facilities, All Bidders, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 354

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING EXTENSION TO THE CONTRACT WITH BREZZY
CLEANING SERVICES FOR CUSTODIAL SERVICES IN COUNTY COMPLEX I AND II
BUILDINGS (2019)**

WHEREAS, Resolution 384 of 2017 awarded a contract to Brezzy Cleaning service for custodial services at Fulton County Complex I and II, at a cost of \$37,200.00, with the County option to extend said contract in 2018 and 2019; and

WHEREAS, the Superintendent of Highways and Facilities requests said contract be extended for another year; now, therefore be it

RESOLVED, That upon the recommendation of the Superintendent of Highways and Facilities and Committees on Public Works and Finance, the Chairman of the Board be and hereby is authorized to sign an extension to the contract with Brezzy Cleaning Service, of Gloversville, NY, for custodial services at Fulton County Complex I and II, effective January 1, 2019 through December 31, 2019, at a cost not to exceed \$38,400.00; all other terms and conditions in said contract shall remain in full force and effect; and, be it further

RESOLVED, That said contract amendment is contingent upon approval by the County Attorney; and, be it further

RESOLVED, That said contract be 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, Board of Elections, Civil Defense Director/Fire Coordinator, Information Services/Printing, Public Health Director, Sheriff, Weights and Measures, Superintendent of Highways & Facilities, All Bidders, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor PERRY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 355

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR CUSTODIAL SERVICES AT THE FORT JOHNSTOWN AND OFFICE FOR AGING BUILDINGS (2019)

WHEREAS, Resolution 384 of 2017 awarded a bid to Brezzy Cleaning Services for Cleaning Services in County Complex I and II; and

WHEREAS, Resolution 180 of 2018 authorized an amendment to the Fulton County Complex I and II Custodial Services contract with Brezzy's Cleaning Service to Include Office for Aging and Fort Johnstown Buildings; and

WHEREAS, the Committee on Public Works and Superintendent of Highways and Facilities recommend soliciting bids to clean the Fort Johnstown Building and Office for Aging Building; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for custodial services for the Fort Johnstown Building and Office for Aging Building, 223 West Main Street, Johnstown, NY, (and according to further specifications which may be obtained at the Office of the Purchasing Agent, Room 203, County Office Building, Johnstown, NY, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, Room 203, County Office Building, Johnstown, NY, 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, October 17, 2018, 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, Planning Director, Office for Aging, Historian, Superintendent of Highways and Facilities and Administrative Officer/Clerk of the Board.

Seconded by Supervisor KINOWSKI and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 356

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING EXTENSION TO THE CONTRACT WITH CENTURY LINEN & UNIFORM FOR UNIFORM SERVICE FOR THE DEPARTMENTS OF SOLID WASTE AND HIGHWAYS AND FACILITIES (2019)

WHEREAS, Resolution 353 of 2018 awarded a contract to Century Linen & Uniform, of Johnstown, NY for Uniform Services for the Departments of Highways and Facilities and Solid Waste, effective January 1, 2017 through December 31, 2018, at a cost of \$3.50 per employee per week, with the County option to extend said contract for an additional year; and

RESOLVED, That upon the recommendation of the Purchasing Agent and Committee on Public Works, the Chairman of the Board be and hereby is authorized to sign an amendment to the contract with Century Linen & Uniform of Johnstown, NY, to extend Uniform Service for the Departments of Highways and Facilities and Solid Waste, effective January 1, 2019 through December 31, 2019, at a cost of \$3.50 per employee per week; all other terms and conditions in said contract shall remain in full force and effect; and, be it further

RESOLVED, That said contract amendment is contingent upon approval by the County Attorney; and, be it further

RESOLVED, That the cost for said services be a charge against applicable Department accounts; 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, Century Linen, Budget Director/ County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 357

Supervisors FAGAN and ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING PURCHASE OF VEHICLE GPS TRACKING SYSTEM FOR SEVEN (7) SNOWPLOWS IN THE HIGHWAY AND FACILITIES DEPARTMENT

WHEREAS, the Superintendent of Highways and Facilities has requested to purchase seven (7) Verizon Connect GPS Tracking System Modules and Sensors via NYS OGS Contract PT66910 to monitor the safety and engine diagnostics of seven (7) highway trucks; now, therefore be it; and

WHEREAS, the Superintendent has requested that the purchase and installation be done now to facilitate system usage during the 2018-19 snowplowing season and has proposed a budget transfer for that purpose; and

RESOLVED, That the Superintendent of Highways and Facilities be, and hereby is, authorized to sign a contract (subject to purchase order) with Verizon Connect of Atlanta, Georgia for the purchase of seven (7) GPS Tracking System Modules and Sensors via NYS OGS Contract PT66910 at a cost of \$841.61 for seven (7) GPS Tracking System Modules and Sensors, and a monthly fee of \$18.95 per vehicle once installed; and, be it further

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

From: DM.5130.5130-2010-EXP-Capital Expense
To: DM.5130.5130-4130-EXP-Contractual
Sum: \$1,240.00

and, be it further

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

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 358

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION WAIVING THE WORK WEEK LIMITS POLICY FOR PER DIEM VOTING MACHINE CUSTODIANS IN THE BOARD OF ELECTIONS OFFICE DURING 2018

WHEREAS, Resolution 359 of 2013 Established Workweek Limits for Per Diem Employees (Affordable Care Act Mandate); and

WHEREAS, Resolution 355 of 2014 Exempted Voting Machine Custodian Title from the Work Week Limits Policy for Per Diem Employees During Election Periods; and

WHEREAS, the Committee on Finance has reviewed a Board of Elections Commissioners' request to waive the Work Week Limits Policy for Per Diem Voting Machine Custodians for the two (2) weeks preceding any scheduled Primary or General Election for the remainder of 2018; now, therefore be it

RESOLVED, That the Board of Supervisors hereby waives the Work Week Limits Policy enacted by Resolution 359 of 2013 for Per Diem Voting Machine Custodians in the Board of Elections Office for the period two (2) weeks preceding any scheduled Primary or General Election for the remainder of 2018; and, be it further

RESOLVED, That the Director of Personnel and the Board of Election Commissioners 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 Code, Personnel Director, Board of Elections Commissioners, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 359

Supervisors CALLERY AND ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION CREATING A TEMPORARY PART-TIME MAIL CLERK POSITION IN
THE INFORMATION SERVICES DEPARTMENT

WHEREAS, due to an extended medical leave in the Information Services Department, the Information Services Director previously obtained approval to temporarily backfill a Graphics and Web Specialist/Mail Clerk position; and

WHEREAS, the Information Services Director informed the Finance Committee that he has had no applicants apply for said position and proposed an alternative to handle just Mail Clerk duties; now, therefore be it

RESOLVED, That upon the recommendation of the Information Services Director and the Committees on Personnel and Finance, the Information Services Director be and hereby is authorized to employ one (1) Temporary Part-Time Mail Clerk (\$16.81 per hour, no benefits) in the Information Services Department, on an as-needed basis not to exceed 15 hours per week, effective immediately through November 30, 2018; and, be it further

RESOLVED, That said new position of Temporary Part-Time Mail Clerk shall automatically expire on November 30, 2018 or upon return of Graphics and Web Specialist/Mail Clerk; and, be it further

RESOLVED, That the Personnel Director and Information Services 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 Services Director, Personnel Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor RICE and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 360

Supervisors CALLERY AND ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION WAIVING THE RESIDENCY RULE FOR HIRE OF A NETWORK
COORDINATOR IN THE INFORMATION SERVICES DEPARTMENT

WHEREAS, the Information Services Director is experiencing difficulty filling a Network Coordinator position (Union Job Group Gen P-6) in the Information Services Department; and

WHEREAS, the Information Services Director requests that applicants who are not residents of Fulton County be considered; and

WHEREAS, after careful review of the hiring procedure utilized, the Committees on Personnel and Finance recommend waiving the County's "Residency Rule" to hire an out-of-county resident in this instance only; now, therefore be it

RESOLVED, That the County "Residency Rule" be and hereby is waived for the hire of a Network Coordinator in the Information Services Department; and, be it further

RESOLVED, That the Information Services Director 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, Information Services Director, Personnel Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 361

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO THE CONTRACT WITH C.T. MALE ASSOCIATES, P.C. FOR ADDITIONAL HAZMAT MONITORING SERVICES FOR THE FMCC CAMPUS LABS AND CLASSROOMS PHASE 1 PROJECT (2018 CAPITAL PLAN)

WHEREAS, the 2018 Capital Plan identifies a “FMCC Campus Labs and Classrooms Phase 1 Project” at Fulton-Montgomery Community College; and

WHEREAS, Resolution 121 of 2018 authorized a contract with C.T. Male Associates for Hazmat Monitoring Service for the FMCC Campus Labs and Classrooms Phase I Project at a total cost of \$20,000.00; and

WHEREAS, FMCC officials have requested that C.T. Male Associates provide additional hazmat monitoring services; now, therefore be it

RESOLVED, That upon the recommendation of the FMCC President, Planning Director and Committee on Finance, the Chairman of the Board be and hereby is authorized to sign Contract Amendment No. 1 with C.T. Male Associates for additional hazmat monitoring services as follows:

<u>Original Contract</u>	<u>Amendment No. 1</u>	<u>New Contract Amount</u>
\$20,000.00	\$7,410.85	\$27,410.85

all other terms and conditions in said contract shall remain in full force and effect; and, be it further

RESOLVED, That said cost be a charge against H.8020.2497-2100.0870 – EXP – FMCC Campus Labs and Classroom Renovations; and, be it further

RESOLVED, That said contract amendment is contingent upon approval by the County Attorney; and, be it further

Resolution No. 361 (Continued)

RESOLVED, That this Resolution is contingent upon the passage of a similar Resolution by the Montgomery County Legislature; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, FMCC, Montgomery County Legislature, C.T. Male Associates, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 471 (17) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 55 (2) (Supervisors Groff and Potter)

Resolution No. 362

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO THE CONTRACT WITH C.T. MALE ASSOCIATES, P.C. FOR ADDITIONAL HAZMAT MONITORING SERVICES FOR THE FMCC PE BUILDING BATHROOMS AND LOCKER ROOMS PROJECT (2018 CAPITAL PLAN)

WHEREAS, the 2018 Capital Plan identifies a “FMCC PE Building Bathrooms and Locker Rooms Project” at Fulton-Montgomery Community College; and

WHEREAS, Resolution 126 of 2018 authorized a contract with C.T. Male Associates for Hazmat Monitoring Service for the FMCC PE Building Bathrooms and Locker Rooms Project at a total cost of \$20,000.00; and

WHEREAS, FMCC officials have requested that C.T. Male Associates provide additional hazmat monitoring services; now, therefore be it

RESOLVED, That upon the recommendation of the FMCC President, Planning Director and Committee on Finance, the Chairman of the Board be and hereby is authorized to sign Contract Amendment No. 1 with C.T. Male Associates for additional hazmat monitoring services as follows:

<u>Original Contract</u>	<u>Amendment No. 1</u>	<u>New Contract Amount</u>
\$20,000.00	\$2,174.25	\$22,174.25

all other terms and conditions in said contract shall remain in full force and effect; and, be it further

RESOLVED, That said cost be a charge against H.8020.2497-2100.0885 – EXP – FMCC Campus Bathrooms & Locker Rooms Renovation; and, be it further

RESOLVED, That said contract amendment is contingent upon approval by the County Attorney; and, be it further

Resolution No. 362 (Continued)

RESOLVED, That this Resolution is contingent upon the passage of a similar Resolution by the Montgomery County Legislature; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, FMCC, Montgomery County Legislature, C.T. Male Associates, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 471 (17) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 55 (2) (Supervisors Groff and Potter)

Resolution No. 363

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO THE CONTRACT WITH SCHENECTADY HARDWARE & ELECTRIC CO., INC. FOR THE FMCC PE BUILDING BATHROOMS AND LOCKER ROOMS PROJECT (2018 CAPITAL PLAN)

WHEREAS, Resolution 520 of 2017 authorized advertisement for bids for the FMCC PE Building Bathrooms and Locker Rooms Project; and

WHEREAS, Resolution 123 of 2018 awarded bids for Prime Contracts for the FMCC PE Building Bathrooms and Locker Rooms Project; including awarding of a bid to Schenectady Hardware & Electric Co. Inc. in the amount of \$203,095.00; and

WHEREAS, the Planning Director, and Fulton-Montgomery Community College officials recommend authorizing Change Order No. 1 to increase the Contingency Allowance within Schenectady Hardware and Electric’s contract for the FMCC PE Building Bathrooms and Locker Rooms Project as follows:

Original Contract Amount:	\$203,095.00
Change Order No. 1 (Increase Contingency Allowance)	+ 1,942.33
Revised Contract Amount:	\$205,037.33

and, be it further

RESOLVED, That said cost be a charge against H.8020.2497-2100.0885 – EXP – FMCC Campus Bathrooms and Locker Rooms Renovation; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, Schenectady Hardware & Electric Co., Inc, FMCC, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 471 (17) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 55 (2) (Supervisors Groff and Potter)

Resolution No. 364

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING WRITE-OFF OF DELINQUENT TAXES ON CITY-OWNED
PROPERTY AT 20, 22, AND 24 S. MAIN STREET, GLOVERSVILLE
(COUNTY TREASURER)**

WHEREAS, Fulton County has received a letter from the City of Gloversville asking that the delinquent taxes be waived on City-owned property at 20, 22 and 24 South Main Street; and

WHEREAS, the City of Gloversville has indicated that said properties are involved in a City plan for neighborhood rehabilitation in the downtown business district; and

WHEREAS, downtown revitalization and development are goals outlined in the Fulton County Vision 2026 Development Strategy; and

WHEREAS, the County Treasurer and Committee on Finance recommend writing off taxes on City-owned property at 20, 22 and 24 South Main Street, Gloversville, NY, in the best interest of the community; now, therefore be it

RESOLVED, That the County Treasurer be and hereby is authorized and directed to write-off all delinquent taxes on the following properties as uncollectible:

<u>Address</u>	<u>Delinquent Taxes</u>
20 S. Main Street (SBL# 149.6-12-10)	\$1,710.92
22 S. Main Street (SBL# 149.6-12-11)	\$1,444.33
24 S. Main Street (SBL# 149.6-12-12)	<u>\$1,871.54</u>
Total	\$5,026.79

and, be it further

RESOLVED, That the County Treasurer 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, Real Property Tax Services Agency, City of Gloversville, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 365

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ON-LINE AUCTION OF CERTAIN COUNTY-OWNED TAX ACQUIRED PARCELS IN OCTOBER 2018

WHEREAS, a County-owned tax acquired property auction was held on June 20, 2018 and certain parcels did not sell; and

WHEREAS, in an effort to place the parcels back on the tax rolls, the County Treasurer requests that said parcels be offered on an on-line auction site arranged by Absolute Auctions & Realty, Inc.; now, therefore be it

RESOLVED, That the Board of Supervisors hereby authorizes a special sale of the following County-owned tax acquired parcels through Absolute Auctions & Realty, Inc. on-line auction, at the same terms and conditions identified in the current contract with Absolute Auctions & Realty, Inc.:

<u>Municipality</u>	<u>Parcel #</u>	<u>Location</u>	<u>Lot Size</u>	<u>Description</u>
Gloversville	149.10-15-33	29 Bloomingdale Ave.	121 x 50	Vacant lot
	149.11-4-13	35 Eagle Street	63 x 50	Vacant lot
Bleecker	84.-1-32	Hohler Road	5 acres	Vacant lot
Ephratah	143.-1-53	Dilleborough Road	15 acres	Vacant lot
Johnstown	147.-1-10	Eagan Road	4.5 acres	Vacant lot
	134.12-8-4	Welch Street	.51 acres	Vacant lot
Stratford	63.-1-27.2	Dugway Road	.10 acres	Vacant lot

and, be it further

RESOLVED, That all bids not meeting the minimum auction price are subject to final sale approval by the Board of Supervisors; and, be it further

RESOLVED, That the County Treasurer 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, Absolute Auctions & Realty, Inc., Administrative Officer/Clerk of the Board.

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 366

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING COUNTY PARTICIPATION IN THE LEGAL DEFENSE OF
CERTAIN ASSESSMENT REDUCTION ACTIONS BY WALMART CORPORATION
WITHIN THE CITY OF JOHNSTOWN**

WHEREAS, Resolution 293 of 2013 established a policy for County participation in the legal defense of real property tax assessments; and

WHEREAS, said policy specifies that the County will consider participation in the defense of challenges to real property tax assessments under the following conditions:

1. The legal challenge is made to an assessment for a tax parcel or combination of tax parcels with an aggregate full market value of \$500,000.00 or more;
2. Taxing jurisdictions other than the County with interests in the challenged assessment participate meaningfully in the legal defense of the assessment;
3. The County's participation does not exceed an amount or to an extent that represents its proportional interest as reflected by the full value tax rate; and
4. The Board determines that participation is in the best interests of the County and affirmatively acts by resolution to participate.

and

WHEREAS, the County Treasurer recommends County participation in the legal defense of the following assessment reduction actions that meet the above criteria:

City of Johnstown - Wal-Mart Distribution Center
300 Enterprise Road (SBL 174.17-1-1)
(Requested assessment reduction: \$39,500,000.00 to \$15,360,000.00)

Venture Drive (Vacant Lot) (SBL 185.5-1-2)
(Requested assessment reduction: \$369,500.00 to \$144,000.00)

Off Enterprise Road (SBL 173.20-1-1)
(Requested assessment reduction: \$319,700.00 to \$144,000.00)

now, therefore be it

Resolution No. 366 (Continued)

RESOLVED, That the County Treasurer and County Attorney be and hereby are directed to assist the City of Johnstown Attorney, as well as the respective school districts in the legal defense of these assessment reduction actions; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, City of Johnstown, Greater Johnstown School District, Budget Director/County Auditor and Administrative Officer/Clerk of the Board and to each and every other person, agency or institution who may further the purport of this Resolution.

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 367

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION ESTABLISHING ACCOUNTS FOR THE “LIGHTING AND JAIL ENERGY IMPROVEMENTS” PROJECT (2018 CAPITAL PLAN)

WHEREAS, the 2018 Capital Plan identified a “Central Air Conditioning – FC Office Building, LED Lighting, Drive Motor – Corrections” project funded by future debt service; and

WHEREAS, the Board of Supervisors has determined that said project should be scaled down to involve only LED lighting replacements in County buildings and Jail energy improvements; and

WHEREAS, Resolution 31 of 2017 authorized a Clean Energy Community Grant Application through the Mohawk Valley Economic Development District for this Energy Conservation Project; and

WHEREAS, the Board now desires to move forward with said Lighting and Jail Energy Improvements Project in 2018 in the amount of \$370,428.00; and

WHEREAS, the Finance Committee has recommended that Capital Project funds originally designated for a “Fulton County Sewer: Village of Mayfield” project be used to fund the Lighting and Jail Energy Improvements Project inasmuch as the Sewer Project will not proceed in 2018; now, therefore be it

RESOLVED, That the 2018 Capital Plan be, and hereby is, amended to include a “Lighting and Jail Energy Improvement Project” at a cost of \$370,428.00 in place of a “Central Air Conditioning – FC Office Building, LED Lighting, Drive Motors-Corrections” project; and, be it further

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

From: A.1000.9950-9000.1200 – EXP – Capital Improvements Reserve
To: H.1620.1624-2100.0945 – EXP – Lighting & Jail Energy Improvements
Sum: \$220,428.00

and, be it further

Resolution No. 367 (Continued)

RESOLVED, That the 2018 Adopted Budget be and hereby is amended as follows:

Revenue Account:

Increase H.1620.1624-3097.0945 – REV – State Aid – Lighting & Jail Energy \$150,000.00
Improvements

Appropriation Account:

Increase H.1620.1624-2100.0945 – EXP – Lighting & Jail Energy Improvements \$150,000.00

and, be it further

RESOLVED, That the 2018 Capital Plan be and hereby is amended to remove the Fulton County Sewer: Village of Mayfield project; and, be it further

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

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 368

Supervisor ARGOTSINGER 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:

Highways and Facilities Department
Air Conditioner (0006093)

Sheriff's Department
Garrett Hand Scanner (5866)
Desk (Tan) (0003078)
Canon Copier (6657)

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, Sheriff, Solid Waste Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 369

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CERTAIN TRANSFERS AND BUDGET AMENDMENTS

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

Personnel

From: A.1000.9055-8400 – EXP – Disability
To: A.1000.1720-1500 – EXP – Benefit Time Cash Out
Sum: \$10,000.00

Board of Supervisors

From: A.1010.1345-4530 – EXP – Supplies
To: A.1010.1010-4010 – EXP – Equipment (Non-Asset)
Sum: \$350.00
(Printer)

Civil Defense

From: A.3640.3640-4530 – EXP – Supplies	\$ 20.00	
A.3640.3640-2000 – EXP – Equipment (Fixed Asset)	211.00	
To: A.3640.3640-4010 – EXP – Equipment (Non-Asset)		\$ 231.00

Highway

From: DM.9550.9550-5000 – EXP – Transfer to Reserve
To: DM-0882.0883 – Road Machinery Fuel System Reserve
Sum: \$1,500.00

and, be it further

RESOLVED, That the 2018 Adopted Budget be and hereby is amended as follows:

Social Services

Revenue

Increase A.6010.6010-2680 – REV – Insurance Recoveries \$ 4,570.00

Appropriation:

Increase A.6010.6010-4540 – EXP – Vehicle Maintenance \$4,570.00

Resolution No. 369 (Continued)

Highway

Revenue

Increase DM.5130.5130-2655 – REV – Sales, Other	\$111,425.00
Increase DM.5130.5130-2665 – REV – Sale of Equipment	17,825.00

Appropriation

Increase DM.5130.5130-4580 – EXP – Gas-Fuel	\$129,250.00
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and, be it further

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Resolution No. 370

Supervisor CALLERY offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE COUNTY OF FULTON AND THE CIVIL SERVICE EMPLOYEE ASSOCIATION, INC., LOCAL 1000, AFSCME, AFL-CIO, FULTON COUNTY NURSES UNIT (2018-2021)

RESOLVED, That the Fulton County Board of Supervisors, by this Resolution, hereby ratifies the Memorandum of Agreement between the County of Fulton and the Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO, Fulton County Nurses Unit, as attached hereto and made a part hereof; and, be it further

RESOLVED, That the Personnel Director be and hereby is directed to transmit the necessary copies of said Agreement, when available, to the respective departments for distribution to its employees; and, be it further

RESOLVED, That the Chairman of the Board 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, Public Health Director, Commissioner of Social Services, Personnel Director, CSEA Nurses Unit, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Groff and Potter)

Memorandum of Agreement

By and Between
The County of Fulton and
The Civil Service Employees Association, Inc.
Local 1000 AFSCME, AFL-CIO Fulton County Nurses' Unit

The County of Fulton (the "County") and the Fulton County Nurses' Unit, CSEA Local 818 (the "Union") are parties to a Collective Bargaining Agreement for the term January 1, 2015 through December 31, 2017 (the "Agreement").

The County and Union wish to modify the Agreement as follows:

1. The term of the successor agreement will be January 1, 2018 to December 31, 2021.
2. Article III, Section 1. A.1. shall be amended such that:
 - a) Effective and retro to 1/1/18: 3.0%
 - b) Effective 1/1/19: 2.75%
 - c) Effective 1/1/20: 2.5%
 - d) Effective 1/1/21: 2.5%
3. Article IV, Section 2.A.4. shall be amended to increase "30 days" to "45 calendar days"
4. Article VIII, Section 2.E. shall be amended to increase the \$62.50 to \$100.00 effective after the ratification date by the Fulton County Board of Supervisors
5. Article I, Section 3, shall be deleted and replaced as follows:

The Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO ("CSEA") as the exclusive representative of the Fulton County Nurses Unit employees, shall indemnify and hold Fulton County harmless against any and all claims or damages arising out of the deduction of dues and/or for alleged unauthorized deductions made based on the lists provided by the Union for the prior so-called "agency fee" payors. CSEA will advise Fulton County in writing of any amendments to such lists and this indemnification clause shall be applicable to such amendments.
6. Items not detailed herein are deemed withdrawn.
7. This Memorandum constitutes the entire understanding as to modification to the Agreement.
8. The Union reserves the right to bring this tentative Memorandum of Agreement before the entire unit for a ratification vote; the County reserves the right to have this tentative Memorandum of Agreement taken before the Fulton County Board of Supervisors for a ratification vote.