

FIRST DAY OF ANNUAL SESSION

Johnstown, NY

November 12, 2019

Roll Call – Quorum Present

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

TOTAL: Present: 19 Absent: 1 (Supervisor Howard)

Chairman Wilson called the meeting to order at 1:00 p.m. and read a statement regarding Veteran's Day as follows:

Yesterday was Veterans Day in the U.S. As we say the Pledge of Allegiance today, I ask that you all think about the service of our military men and women. They are the force that protects our great country, keeps each of us safe, and preserves our freedom. I would like to dedicate today's Pledge to our military Veterans.

Following the Pledge of Allegiance, Chairman Wilson asked if there was anyone from the public who wished to address the Board.

Barbara Hemstreet, Town of Johnstown resident – Ms. Hemstreet explained that she was a public speaker at the last Town of Johnstown meeting on October 21 and that she was present today because she was asked to speak at the County Board Meeting by a Town of Johnstown Board Member. She was concerned about the eminent domain expenses incurred by Fulton County. The expenses should not be the taxpayers to pay, they should be paid by Board members who voted to go forward with eminent domain. It was a very bad idea. Board members are not voted into office to spend taxpayer's money or to be land developers.

She further stated that the Hales Mills Road project was ill conceived. She contended that more information should have been put forth on that topic to the citizens in Fulton County, because not every one looks on line. She asked if this was a "payback" to the Town of Johnstown because town land was annexed into the City of Gloversville for Wal-Mart. She commented that Fulton County is constantly being compared to Saratoga as a model. Saratoga has a lot of traffic congestion and people come to this area for the small-town atmosphere and she would hate to see Fulton County become another Saratoga.

Chairman Wilson then asked for the reading of Communications that were on the Agenda.

COMMUNICATIONS

1. Communication Fulton County Industrial Development Agency
Subj: IDA 2020 Adopted Budget

UPDATES FROM STANDING COMMITTEES

Finance Committee: Supervisor Argotsinger thanked Alice Kuntzsch, Budget Director and Deputy Budget Director Alicia Cowan for their hard work on the 2020 Budget.

REPORTS OF SPECIAL COMMITTEES

Inter-County Legislative Committee: Supervisor Perry advised that the Inter-County Committee met on October 24 and it was a very successful meeting here in Fulton County. She thanked Alicia Cowan and Beth Lathers for having the breakfast items and coffee ready for the Committee as well as coordination of two (2) buses. The Committee had a tour of the Solid Waste Department. She also thanked Chairman Wilson for his welcome remarks.

Soil and Water Conservation District Board: Supervisor Greene advised Soil and Water has been very busy with fixing washouts and other issues that happened because of the Halloween night storm. At the present time, they are helping in the Town of Wells as well as Bleecker and the Town of Johnstown with storm damage because several projects have had to be completed again. They are still waiting for National Grid at Tryon Technology Park. He further advised that he attended a meeting in Warrensburg to learn about invasive plants and insects. November 19 is the next meeting for the District.

CHAIRMAN'S REPORT

This past month and also being finalized today, we have revised the constitution and bylaws of the Fulton County Emergency Medical Services Advisory Council. This is another step in the methodical process toward planning our future in the emergency medical services.

Our budget process for 2020 has been completed and we will be voting on the new budget today after Ms. Kuntzsch completes her review with us.

I am looking forward to presenting my talk next month with a compilation of my year service as your Chairman. Believe me it has been busy and a whirlwind of activity right from the beginning.

Thank you.

Jack Wilson, Board Chairman

RESOLUTIONS

No. 407 (Resolution Authorizing Sale of Certain County Owned Properties on the Demolition List to the City of Groversville and Waiving of Municipal/County Demolition Tipping Fee): Mr. Stead, Administrative Officer, explained that Supervisor Potter suggested in the Public Works Committee that the County retain property at 68 and 68 ½ East Fulton Street in Groversville that is near the former County Probation Building.

Supervisor Potter commented that it would be strategic for the County to own those parcels.

Mr. Stead advised that the property is not adjacent to the building the County is interested in selling – it is one small lot over.

Supervisor Born asked if the properties listed are only to be sold to the City of Groversville, not to the people who previously wanted to purchase them. Mr. Stead explained that the 10 properties are county owned and the City desires to buy them and then re-sell them.

Supervisor Greene asked who owns the lot adjacent to the former Probation building. It was the consensus of the Board that the Groversville Library owns it.

Supervisor Lauria asked if the City of Groversville will tear down the buildings at their expense. Mr. Stead said, “yes”. Supervisor Lauria commented if the County does the tearing down, it will be a cost to the County.

Supervisor Blackmon advised that the buildings at 68 and 68 ½ East Fulton Street are “eyesores” and if the bid for the City of Groversville is to demolish all 10 buildings, the bid would have to be adjusted not to demolish 68 and 68 ½ East Fulton Street.

Supervisor Young advised that he agreed with Supervisor Blackmon.

Supervisor Groff stated it is best for the County to sell all 10 parcels to the City of Groversville.

Supervisor Fagan advised that it is in the County’s best interest to leave all properties in the sale to the City of Groversville because they will be coming down sooner than if the County has to take them down.

Chairman Wilson opened the Public Hearing to receive comments regarding the proposed 2020-2022 Capital Plan for Fulton County at 1:34 p.m. There being no one present who wished to speak, the Chairman stated that he would keep the public hearing open.

Resolutions continued to be deliberated on.

Chairman Wilson again asked if there were any members of the public who wished to make comments regarding the proposed 2020-2022 Capital Plan for Fulton County. There being no interested speakers, Chairman Wilson closed the Public Hearing at 1:45 p.m.

Alice Kuntzsch, Budget Director, provided a MS PowerPoint presentation regarding the 2020 Tentative Fulton County Budget.

No. 442 (Resolution Accepting 2020 Tentative Budget and Fixing Date of Public Hearing Therefore): Mr. Stead explained that the Finance Committee had suggested that the Board hold a Budget Workshop on Monday, November 18 at 10:00 a.m. It was agreed that members of the Board were available to meet that day.

It was also agreed that there would be a full Board meeting on Monday, November 25 at 1:00 p.m. with a Public Hearing at 1:30 p.m. that day on the 2020 Tentative Budget.

Chairman Wilson called for a five (5) minute recess at 2:18 p.m.

Chairman Wilson called the meeting back to order at 2:27 p.m.

Upon a motion by Supervisor Argotsinger, seconded by Supervisor Groff and unanimously carried, the Committee entered into Executive Session at 2:32 p.m. to discuss employment history.

Upon a motion by Supervisor Waldron, seconded by Supervisor Greene and unanimously carried, the Committee re-entered into Regular Session at 3:52 p.m.

NEW BUSINESS

Supervisor Greene advised that the Kingsboro Elementary School had a Veterans Day Parade at the school and honored Veterans, parents and grandparents and it was a very nice event.

Mr. Stead advised, after getting approval from Chairman Wilson, that a Chairman's letter would be sent to the school regarding this event.

Supervisor Lauria advised that there was an article in the paper that Fulton County is debt free, one of the few counties in New York State.

Mr. Stead asked the Board members if they know of sports teams that have won championships, let the Board office know, so Proclamations can be done in the future.

Upon a motion by Supervisor Groff, seconded by Supervisor Breh and unanimously carried, the Board adjourned at 3:57 p.m.

Certified by:

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

Resolution No. 381

Supervisor GROFF offered the following Resolution and moved its adoption:

RESOLUTION IN MEMORY OF FORMER SUPERVISOR THEODORE J. COLLINS

WHEREAS, former Supervisor Theodore Collins passed away on Thursday, August 8, 2019; and

WHEREAS, the people of Fulton County and the Town of Northampton were saddened by the loss of a good friend, mentor and benefactor in public service; and

WHEREAS, Mr. Collins served the people of Fulton County as a member of this Board of Supervisors from 2000 through 2005; and

WHEREAS, Ted served his country in the U.S. Navy during the Vietnam War and Korean War, retiring with honors from the Navy as a Senior Chief; and

WHEREAS, Supervisor Collins always approached his public service duties with a caring attitude, earning a reputation as an affable gentleman legislator always doing whatever he could to help people; and

WHEREAS, after his loving wife Grace passed in 2005, Ted moved to Colorado Springs to live near his daughter, Kelly; never forgetting the Board of Supervisors and frequently called the office to “check in”; now, therefore be it

RESOLVED, That the Board of Supervisors hereby joins with all the people of Fulton County to posthumously express its gratitude to Theodore Collins for his dedicated public service; and, be it further

RESOLVED, That the Board of Supervisors hereby conveys its expression of deepest sympathy to his entire family, including his daughter Kelly and three grandchildren, Nora Arroubi, Leila Arroubi and Gabe Blowers; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to Theodore Collins’ family and to each and every other person, institution or agency who will further the purport of this Resolution.

Seconded by SILENT STANDING and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 382

Supervisor KINOWSKI offered the following Resolution and moved its adoption:

**RESOLUTION APPOINTING ELIJAH BRAEMER TO THE FULTON-MONTGOMERY-
SCHOHARIE WORKFORCE DEVELOPMENT BOARD**

WHEREAS, a vacancy currently exists on the F-M-S Workforce Development Board; and

WHEREAS, in accordance with federal regulations, the Fulton County Regional Chamber of Commerce and Industry nominated Mr. Elijah Braemer, Senior Human Resources Manager for Dollar General Distribution Center to serve as a private sector board member; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Economic Development and Environment, Elijah Braemer, of Broadalbin, NY, be and hereby is appointed to the F-M-S Workforce Development Board, as a “Private Sector” representative effective for the balance of the term June 1, 2018 through May 31, 2021; and, be it further

RESOLVED, That Mr. Braemer is required to complete the Fulton County Board of Ethics Financial Disclosure Statement and 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 Ethics Board, Workforce Development Board, Fulton County Chamber of Commerce, Elijah Braemer, and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 383

Supervisor BORN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR AN ADDITIONAL
ROUTE FOR CHILDREN WITH HANDICAPPING CONDITIONS TRANSPORTATION
PROGRAM (CENTER FOR DISABILITY SERVICES)**

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids from contractors for the Children with Handicapping Conditions Transportation Program for a Site-Route to Center for Disability Services, Albany, NY (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, November 27, 2019 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, 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: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 384

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

RESOLUTION AUTHORIZING THE PURCHASE OF BILLBOARD ADVERTISING WITH NORTH COUNTRY DSRIP PROJECT FUNDS (PUBLIC HEALTH DEPARTMENT)

WHEREAS, the Public Health Director has advised that the Public Health Department \$5,746.20 in North Country Delivery Reform Incentive Payment (DSRIP) funds; and

WHEREAS, the Public Health Director has requested to use said funds for billboard advertising to promote public health; now, therefore be it

RESOLVED, That the Public Health Director be and hereby is authorized to purchase billboard advertising with DSRIP Project funds to promote public health programs, in an amount not to exceed \$5,746.20; and, be it further

RESOLVED, That the 2019 Adopted Budget be and hereby is amended, as follows:

Revenue Account:

Increase A.4010.4010-2770 - REV- Other Unclassified Revenues \$5,747.00

Appropriation Account:

Increase A.4010.4010-4100 - EXP- Advertising \$5,747.00

and, be it further

RESOLVED, That the Public Health 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, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BRADT and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 385

Supervisor BORN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING REVISIONS TO THE FULTON COUNTY PUBLIC
HEALTH DEPARTMENT POLICIES**

WHEREAS, the Public Health Director, after consultation with the Public Health Advisory Board and the Committee on Human Services, has reviewed the Fulton County Public Health Department Policies and recommends certain revisions; now, therefore be it

RESOLVED, That the Fulton County Public Health Department Policies be and hereby are amended to add “County of Fulton Sexual Harassment Prevention Policy” as Appendix VIII”; and, be it further

RESOLVED, That copies of the amended Policies be placed on file in the Public Health Department and the Office of the Clerk of the Board; and, be it further

RESOLVED, That the Public Health 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, NYS Department of Health, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor RICE and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 386

Supervisor CALLERY offered the following Resolution and moved its adoption:

**RESOLUTION WAIVING RESIDENCY RULE FOR HIRE OF A PUBLIC HEALTH
EDUCATOR (PUBLIC HEALTH DEPARTMENT)**

WHEREAS, the Public Health Director is experiencing difficulty filling a Public Health Educator position (Union Job Group Gen A-15A) in the Public Health Department; and

WHEREAS, the Personnel Director recommends that applicants who are not residents of Fulton County be considered; and

WHEREAS, after careful review of the hiring procedure utilized, the Committee on Personnel recommends waiving the County's "Residency Rule" to hire an out-of-county resident from a contiguous county in this instance only; now, therefore be it

RESOLVED, That the County "Residency Rule" be and hereby is waived for the hire of a Public Health Educator in the Public Health Department; and, be it further

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

Seconded by Supervisor BORN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 387

Supervisor BREH offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING TABLET COMPUTERS FROM NYS DEPARTMENT OF
HEALTH FOR USE IN THE CORONER'S OFFICE

WHEREAS, The Fulton County's Coroner's Office has been awarded tablets with NYS reporting software through a NYS Department of Health lead program in conjunction with the Centers for Disease Control and Prevention (CDC) at no cost to the County; and

WHEREAS, said tablets and software applications will assist Coroner reporting for programs such as the NYS Department of Motor Vehicles Fatal Accident Reporting System (FARS), the NYSDOH National Violent Death Reporting System along with assisting in easily creating counts of specific types of deaths when requested; and

WHEREAS, the New York State Association of Counties has helped to facilitate the distribution of this equipment to counties and it is anticipated that the Coroner's Office will receive two (2) Tablets; now, therefore be it

RESOLVED, That on behalf of the Fulton County Coroner's Office, the Board of Supervisors be and hereby accepts the award of two (2) Tablet Computers from the NYS Department of Health; and, be it further

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

Seconded by Supervisor HANDY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 388

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

RESOLUTION AMENDING THE EMERGENCY MEDICAL SERVICES ADVISORY
COUNCIL CONSTITUTION AND BYLAWS (2019)

WHEREAS, the Fulton County Emergency Medical Services Advisory Council has requested revisions to the Constitution and By-laws governing its operation in order to clarify membership, attendance requirements and EMS Coordinator responsibilities, among others; and

WHEREAS, based upon suggested revisions proposed by the Council to the Committees on Public Safety and Human Services, the Committees recommend a full amended “Constitution and By-laws” be adopted by the Board of Supervisors; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety and Human Services, the “Fulton County Emergency Medical Services Advisory Council Constitution and By-laws” be and hereby is adopted in its entirety with new amended additions appearing in underline and deletions appearing in strikethrough, as attached hereto and made a part of; and be it further

RESOLVED, That, upon adoption by the Board of Supervisors, the Clerk of the Board be, and hereby is, directed to prepare a final version with revisions for publication as the official Fulton County Emergency Medical Services Advisory Council Constitution and Bylaws; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Public Health Director, Civil Defense Director/Fire Coordinator, EMS Council, Fulton County Code Book and Administrative Officer/Clerk of the Board.

Seconded by Supervisor SELMSER and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

**FULTON COUNTY EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL
CONSTITUTION AND BY-LAWS
(adopted by the Board of Supervisors on November 12, 2019)**

ARTICLE 1: NAME AND PURPOSE

- A. The organization shall be known as the Fulton County Emergency Medical Services Advisory Council and shall act as an advisory committee to the Fulton County Board of Supervisors.
- B. Its purpose, as described in § 223-b of the County Law of the State of New York – EMS Training and Mutual Aid programs, shall be to determine the public needs as to emergency medical services, establishment of additional medical services when needed, and to develop and implement a comprehensive emergency medical services plan for the county, with the following goals:

~~NYS Law 223-B § 223-b. EMS training and mutual aid programs. 1. In order to develop and maintain programs for EMS training, EMS related activities and mutual aid emergencies in which the services of EMS providers would be used and to cooperate with appropriate state agencies in furthering such programs, any county may create a county EMS advisory board. With the law in mind, the purpose of the Council shall be to:~~

- ~~1. Advance and improve the emergency medical services of Fulton County, including but not limited to, education and public awareness through cooperation, coordination, facilitation, information and recommendations on related subjects.~~
- ~~2. To address the issues related to comprehensive care of the patient.~~
- ~~3. To identify issues and problems in the care of the patient, and resolve these effectively and efficiently.~~
2. Recommend and implement effective communication to all care providers.

In general, its purpose shall be to improve the delivery of emergency medical services through effective and coordinated use of personnel, facilities and equipment within the county through subject to the approval of ~~Fulton County Health Services Committee and~~ the Fulton County Board of Supervisors. The Council is responsible for the development and revisions of the Mutual Aid Plan to recommend to the Board of Supervisors for adoption.

ARTICLE II: MEMBERSHIP

- A. Active membership shall consist of no more than twenty one (21) members.

Every January, the Board of Supervisors will appoint, re-appoint or confirm a Council member, and one (1) Alternate member to serve in his/her absence, ~~for a one-year term~~ to represent each of the following member organizations:

~~Ambulance Service of Fulton County~~
~~Broadalbin Volunteer Ambulance~~
~~Johnstown Area Volunteer Ambulance Corps~~
Caroga Lake Fire Department
Ephratah Fire Department
Fulton County Sheriff's Office
Fulton County Public Health Department
Fulton County ~~Fire & Civil Defense~~ Emergency Management Office
Fulton County Traffic Safety Board
Fulton County EMS Coordinator
Fulton County Board of Supervisors
Gloversville Fire Department
Greater Amsterdam Volunteer Ambulance Corp.
Johnstown Fire EMS
Mayfield Fire Department
Mohawk Valley Ambulance Corp.
Nathan Littauer Hospital and Nursing Home
Town of Northampton ~~Volunteer Ambulance Services~~
Oppenheim Fire Department
Perth Fire Department
RGL Fire Department
St. Johnsville Volunteer Ambulance Corp.
~~Three~~ Two (2) Consumer Positions

- B. Meeting attendance is expected. Any member must notify an officer in advance of any expected absence. In fall of each year, the Chairperson of the EMS Council shall notify the Board of Supervisors of any member organization that has exceeded two (2) absences during that calendar year. The Board of Supervisors will utilize that record in determining qualifications for appointments/re-appointments in the succeeding year.

- C. Representatives of the following organizations may attend EMS Council meetings and serve as a non-voting resource at the Council's discretion:

~~Stratford & Salisbury~~
~~Greater Amsterdam Volunteer Ambulance Corps~~
Life Net

Mercy Flight

- D. The term of office of members shall be three (3) years, except for members first appointed to fill a vacancy.
- E. Nominations to the Council shall be approved by a majority of members in attendance. Any Council recommendation to fill a vacancy in membership shall be forwarded to the Fulton County Board of Supervisors for action at its next available Board meeting.
- F. The Council may send meeting notices to persons identified by the membership as Council liaisons. Such persons may not vote and will sign as guests.
- G. No delegate shall represent more than one (1) agency. No agency will have more than one (1) delegate.

ARTICLE III: OFFICERS AND EMS COORDINATOR

- A. The Officers of the Council shall be elected from the active membership at each annual meeting held in November. To be nominated as officers, they shall have to have served at least one (1) year on the council and be a member in good standing. Newly elected officers will assume their duties in the month of January.
- B. Officers shall be elected from a slate provided by the nominating committee, with provisions for nominations from the floor. The officers of the Council shall be: Chairperson, Vice Chairperson/ Treasurer, and Secretary. Each officer shall serve until his or her successor takes office. Officer positions may be combined at the discretion and agreement of a quorum of Council members present by majority vote.
- C. Duties of Officers
 - 1. Chairperson
 - a. The Chairperson shall preside at all meetings of the EMS Council and perform such duties as pertain to the office.
 - b. The Chairperson shall not vote except to break a tie or to elect officers.
 - c. Meetings shall be conducted in accordance with these bylaws and Roberts Rules of Order.

- d. In the fall of each year, the Chairperson shall confirm appointments from each agency and submit those nominations to the Board of Supervisors to be appointed, reappointed or confirmed.

2. Vice Chairperson/Treasurer

- a. The Vice Chairperson/Treasurer shall preside at EMS Council meetings when the Chairperson is absent
- b. In the event of the absence or inability of the Chairperson to discharge the duties of their office, the Vice Chairperson/Treasurer shall have the authority and responsibility of the Chairperson.
- c. The Vice Chairperson/Treasurer shall be responsible for all financial affairs of the Council.
- d. A total of three (3) members will have signatory privilege to sign on the account.

3. Secretary

- a. The Secretary shall keep a record of all proceedings of the EMS Council, take roll call of members present at each meeting and notify members of dates, locations and purposes of all meetings, special meetings and activities.
- b. The Secretary shall notify newly elected or appointed members of election results and present each member with a copy of the bylaws.
- c. The Secretary shall keep a roll of Council members and keep on file a copy of each member's confidentiality statement.
- d. In the absence of the Chairperson and Vice Chairperson/Treasurer, the Secretary shall preside at the meeting.

4. Temporary Chairperson

- a. If no officers attend a scheduled meeting and a quorum is present, the members may elect a Temporary Chairperson to preside at that meeting.

D. All ~~positions~~ officers will be elected by majority vote by quorum present.

E. In the event any officer is unable to fulfill his/her duties during the elected term, he/she shall formally notify the Council of ~~their~~ his/her resignation. The Council will then elect an interim officer for the duration of the term at the next scheduled meeting.

F. EMS Coordinator

1. In accordance with § 223-b.3, if a county EMS Coordinator is appointed, it shall be his or her duty to administer the county programs for EMS training and mutual aid in cases of emergencies in which the services of EMS providers would be used; to act as a liaison officer between the county government and the EMS Advisory Council and the EMS providers in the county and the officers and governing boards or bodies thereof; and to perform such duties as prescribed by the Board of Supervisors. The EMS Coordinator shall be a county officer and the amount of his or her compensation, if any, shall be fixed by the County.

ARTICLE IV: COMMITTEES

Standing committees shall include:

- Mutual Aid
- Bylaws
- Quality Assurance/~~Concerns/Complaint~~ - Ethics
- Nominating

ARTICLE V: MEETINGS

- A. The Council shall hold regular meetings at least six times per year, with the annual meeting held in November. The remaining meetings shall be held in according to a schedule approved by the majority vote of the Council at the November meeting. Said schedule shall be distributed to Council members prior to the first meeting of the year. Notification of the meeting date, time, location, and agenda shall also be sent to every member prior to each meeting.
- B. A quorum shall consist of a simple majority of the appointed members (11), or Alternate in their absence and is necessary to conduct any business of the Council. Only active members, including the Chairperson, or an Alternate in their absence, shall vote yes, no or abstain. The Chairperson shall request and approve abstentions first, prior to requesting the yes and no votes. Reason for abstention must be stated and approved by the chairperson. In the event of a tie, the matter will be tabled to the next meeting. There shall be no proxy voting.

- C. Special meetings shall be called at the discretion of the Chairperson or by written request of at least six (6) members made to the Secretary.
- D. Persons wishing to address the Council shall contact the Chairperson at least one week prior to the meeting.

ARTICLE VI: AMENDMENTS

- A. Proposals for amendments shall be acted upon at a regular meeting providing that the text of the proposed amendment was included in a notice to the members two weeks prior to the meeting. Amendments shall be adopted by a majority of the membership present, and shall become effective after approval by the Fulton County Board of Supervisors.
- B. No amendment shall be made to these by-laws which conflicts with Article 30 Section 3000 to Section 3053 of the New York State Public Health Law or the policies of the New York State EMS Council and/or New York State Department of Health Bureau of EMS.
- C. Any change in the law under which this Council was formed which affects these by-laws shall be considered as an amendment to these by-laws from the date thereof without formal action on the part of this Council.

ARTICLE VII: REGIONAL COUNCIL MEMBERSHIP

- A. The Council shall appoint, reappoint or reconfirm four (4) members to the Regional EMS Council at the annual meeting. Membership shall consist of, but not be limited to two, of the members of the Fulton County Emergency Medical Services Advisory Council ~~with the balance appointed from interested parties of Fulton County. One of the four members will~~ One (1) of the four (4) members shall be the Fulton County EMS Coordinator and one (1) shall be a representative of Nathan Littauer Hospital.
- B. The alternate position on the Regional Emergency Medical Services Council will be ~~filled by the~~ a Fulton County EMS Coordinator ~~or his/her~~ designee.

ARTICLE VIII: CODE OF ETHICS/STANDARDS OF CONDUCT

- A. The Fulton County Emergency Medical Services Council recognizes that there are rules of ethical behavior for council members which must be observed to maintain a high degree of moral conduct and public confidence in the Council.

- B. Members of the Fulton County Emergency Medical Services Council shall be required to sign a confidentiality statement, appended to these by-laws, regarding all information acquired by them in the course of their council duties.

ARTICLE IX: RULES OF ORDER

The authority for the establishment of this Council, its constitution and by-laws is the Fulton County Board of Supervisors Resolution Number 269 for the year of 1979 titled “Resolution to Create the Emergency Medical Services Council.”

The Parliamentary authority for the guidance of the EMS Advisory Council shall be the most recently revised “Robert’s Rules of Order”. It shall govern the EMS Advisory Council in all cases not consistent with these bylaws.

APPENDIX A

Fulton County Emergency Medical Services Coordinator Guidance

Responsibilities

1) Training

- Notify E.M.S. Agencies of C.M.E. trainings.
- Notify Agencies of EMT Classes.
- Schedule and Organize a Yearly M.C.I. Training with all Agencies to verify that our Mutual Aid Plan works.
- Notify All E.M.S. Agencies of any updates from the State level.

2) Resources

- Have an up to date list of Equipment available throughout the county
- Have an up to date list of E.M.S. Rosters from E.M.S. Agencies and Level of Care.
- Maintain Inventory and what needs to be replaced on the M.C.I. Trailer
- Report Bi-Monthly to the Advisory Council what is needed or outdated, or just needs to be replaced.

3) Other responsibilities

- Attend or send a representative to Coordinator Meetings at the County, Regional, and State levels.
- Have the NIMS trainings needed to do the job
- Keep online communications with Agencies.
- Have Deputies from different areas of the County
- Have Bi-Monthly meeting with the Deputies
- Delegate duties to Deputies, as appropriate

- Review MCI Plan for updates and report to the Fulton Co EMS Advisory Council for updates.
- Work with Dispatch with EMS protocols
- Responds to MCI's
- Any additional duties per County Law 223B
- Advisory Council attendance specific (i.e, mandatory unless extenuating circumstances)
- Coordinator shall develop a response protocol for incidents

Resolution No. 389

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

**RESOLUTION APPOINTING MEMBERS TO THE FULTON COUNTY EMERGENCY
MEDICAL SERVICES COUNCIL**

WHEREAS, Resolution 15 of 2019 appointed, reappointed, and/or confirmed members to the Fulton County Emergency Medical Services (EMS) Council; and

WHEREAS, new revised “Fulton County Emergency Medical Services Council Constitution and Bylaws” were adopted by the Board of Supervisors on November 12, 2019, including newly designated member organizations; and

WHEREAS, multiple vacancies currently exist on the Fulton County EMS Council; and

WHEREAS, in consideration of the fact that the Fulton County Emergency Medical Services Council has revised its bylaws, the Public Health Director and Civil Defense Director/Fire Coordinator recommend certain appointments as members and alternates; now, therefore be it

RESOLVED, That the following persons be appointed as members to the Fulton County Emergency Medical Services Council, at terms as hereinafter specified:

January 1, 2017 Through December 31, 2019:

Jim McCredie	Johnstown Fire Ambulance	Appointed
(Alternate: Jake VanEvery)		Appointed
Don Kane	MOVAC	Appointed
(Alternate: Chris Ciccone)		Appointed
Shannon Countryman	SAVAC	Appointed
(Alternate: Michelle Brown)		Appointed
John Delesky	Caroga Fire Dept.	Appointed
(Alternate: Robert Sullivan)		Appointed

Resolution No. 389 (Continued)

January 1, 2018 Through December 31, 2020:

Laurel Headwell	F.C. Public Health	Appointed
(Alternate: Angela Stuart Palmer)		Appointed
Steven Santa Maria	F.C. Emergency Management Office	Confirmed
(Alternate: Beth Whitman-Putnam)		Appointed
Michael Putnam	Glov. Fire Dept.	Confirmed
(Alternate: Brandon Lehr)		Appointed
Scott DeNinno Jr.	Oppenheim Fire Dept.	Confirmed
(Alternate: Robert Norris)		Appointed
Kristina Ruggeri	Ephratah Fire Dept.	Confirmed
(Alternate: Nicole O'Connor)		Appointed

January 1, 2019 Through December 31, 2021:

Alison Martin	Nathan Littauer Hospital	Appointed
(Alternate: Eileen Breckenridge)		Appointed
Margaret Luck	Traffic Safety Board	Confirmed
(Alternate: Sherry Brown)		Appointed
Tom Pasquarelli	GAVAC	Appointed
(Alternate: Michail Schwartz)		Appointed
Mark Souza	EMS Coordinator	Confirmed
(Alternate: Jonathan VanAlstyne)		Appointed
Zach Angus	Mayfield Fire Dept.	Appointed
(Alternate: Tom Michaels)		Confirmed

and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 390

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

RESOLUTION EXTENDING CONTRACT WITH ROBIN KANE CONSULTING FOR CONSULTING SERVICES IN THE PUBLIC DEFENDER’S OFFICE (2020)

WHEREAS, following the landmark “Hurrell-Harring” legal settlement by the State of New York, the NYS Indigent Legal Services Commission (ILS) has embarked on a set of measures to bring each County into compliance with the court-ordered settlement guidelines; and

WHEREAS, Resolution 558 of 2018 authorized a contract with Robin Kane Consulting for Indigent Legal Services Consulting Services in the Public Defender’s Office for the time period January 1, 2019 through December 31, 2019 at a rate of \$25.00 per hour not to exceed \$52,000.00 per year and not to exceed 40 hours per week; and

WHEREAS, said consulting services included training of new Indigent Legal Services administrative support staff; and

WHEREAS, the Public Defender requested an extension of said contract through December 31, 2020 at a reduced total not-to-exceed amount of \$30,000.00; and

WHEREAS, the Committees on Public Safety and Finance recommend an extension of said contract; and, be it further

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract with Robin Kane Consulting of Johnstown, NY for consulting services, effective January 1, 2020 through December 31, 2020; said contract subject to the approval of the County Attorney; and, be it further

RESOLVED, That said contract specify consulting services by Robin Kane including the following contract terms and conditions:

1. Contract Term: January 1, 2020 through December 31, 2020
2. Billable Hourly Rate: \$25.00 per hour, not to exceed \$30,000.00.
3. Not to exceed 40 hours per week
4. Flat Rate: No reimbursable expenses will be charged

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

Seconded by Supervisor KINOWSKI and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 391

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

RESOLUTION AUTHORIZING ACCEPTANCE OF 2019-2020 NYS STOP-DWI
CRACKDOWN GRANT FROM THE NYS GOVERNOR’S TRAFFIC SAFETY
COMMITTEE (DISTRICT ATTORNEY)

WHEREAS, the District Attorney received a 2019-2020 “NYS STOP-DWI Crack Down” Grant from the NYS Governor’s Traffic Safety Committee in the amount of \$19,700.00 to offset local policy agency’s patrol costs; and

WHEREAS, the District Attorney has proposed to distribute said funds to local agencies as follows:

○ Fulton County Sheriff’s Office	\$ 6,750.00
○ Gloversville Police Department	\$ 7,500.00
○ Johnstown Police Department	\$ 4,500.00
○ Northville Police Department	<u>\$ 950.00</u>
Total	\$19,700.00

now, therefore be it

RESOLVED, That the Board of Supervisors hereby accepts said 2019-2020 “STOP-DWI Crack Down” Grant from the Governor’s Traffic Safety Committee, in the amount of \$19,700.00, for sponsored activities during 2020; and, be it further

RESOLVED, That the Budget Director and District 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, District Attorney, Sheriff, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor HANDY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 392

Supervisor BREH offered the following Resolution and moved its adoption:

**RESOLUTION AWARDING BIDS FOR FOODSTUFFS AND OTHER SUPPLIES FOR USE
IN THE FULTON COUNTY CORRECTIONAL FACILITY**

RESOLVED, That bids, as submitted and placed on file in the Office of the Purchasing Agent, for the purchase of foodstuffs and other supplies for use by the Fulton County Correctional Facility, effective January 1, 2020 through April 30, 2020, be and hereby are awarded to vendors as follows:

<u>Vendor</u>	<u>Items</u>	<u>Total Bid Estimate</u>
Ginsberg's Hudson, New York	Frozen Foods Refrigerated Foods/Dry Goods	\$28,036.21 \$26,101.43
LePage Bakeries Auburn, ME	Bread and Rolls	\$ 3,995.57

and, be it further

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

Seconded by Supervisor WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 393

Supervisor BREH offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR FOODSTUFFS FOR
USE IN THE CORRECTIONAL FACILITY FOR 2020**

RESOLVED, That the Fulton County Purchasing Agent be and hereby is authorized to advertise for sealed bids for foodstuffs for the Fulton County Correctional Facility on a periodic basis for the year 2020, in accordance with bidding requirements and at dates and times to be determined by said Purchasing Agent; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Sheriff, Correctional Facility and Administrative Officer/Purchasing Agent.

Seconded by Supervisor BRADT and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 394

Supervisor BREH offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN
THE SHERIFF AND THE JOHNSTOWN POLICE DEPARTMENT GOVERNING ACCESS
TO A SURVEILLANCE CAMERA VIEWING STATION AT THE SHERIFF'S
COMMUNICATIONS CENTER**

WHEREAS, the Sheriff is requesting a Memorandum of Understanding between Fulton County and the City of Johnstown to allow access to surveillance camera video in public places throughout the City of Johnstown on a daily basis at no additional cost to taxpayers of the City of Johnstown or the County of Fulton; and

WHEREAS, this Memorandum of Understanding will allow the Sheriff to improve communications and support to area police agencies; now, therefore, be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a Memorandum of Understanding between Fulton County and the City of Johnstown governing access to a Surveillance Camera Viewing Station; and, be it further

RESOLVED, That said Memorandum of Understanding is 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, Sheriff, City of Johnstown, and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GROFF and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 395

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

**RESOLUTION ACCEPTING DONATION OF SNOWMOBILE AND AUTHORIZING A
CONTRACT WITH AUCTIONS INTERNATIONAL CORPORATION FOR SALE OF
SNOWMOBILE (SHERIFF'S DEPARTMENT)**

WHEREAS, a local family has offered to donate an unwanted damaged snowmobile to the Sheriff's Department; and

WHEREAS, the Sheriff requests to accept said donation of the snowmobile and auction it for proceeds to benefit the Department; and

WHEREAS, the Committees on Public Safety and Finance recommend said donation and auction; now, therefore be it

RESOLVED, That the Sheriff be and hereby is authorized to accept the donation of said snowmobile; and be it further

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the County and Auctions International Corporation of East Aurora, NY to sell said donated 2018 Arctic Cat Snowmobile, with compensation equaling a Buyer's Premium of 10 percent; and, be it further

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

Seconded by Supervisor SELMSER and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 396

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

**RESOLUTION AUTHORIZING PURCHASE OF LINSTAR DATA CARD PRINTER TO
REPLACE A BROKEN UNIT IN THE SHERIFF'S DEPARTMENT**

WHEREAS, a Linstar Datacard Printer is required to print pistol permits and related documents in the Sheriff's Department; and

WHEREAS, the current Linstar Datacard Printer is experiencing frequent malfunctions and is obsolete; and,

WHEREAS, the Sheriff has requested to utilize additional 2019 revenue from Civil Office fees to offset the purchase of a new replacements Linstar Datacard and Printer; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety and Finance, the Sheriff be and hereby is authorized to purchase a Linstar Datacard Printer, for printing of pistol permits and related documents in the Sheriff's Department as follows:

Linstar Datacard Printer	\$7,964.65
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and, be it further

RESOLVED, That the 2019 Adopted Budget be and hereby is amended as follows:

Revenue:

Increase A.3110.3112-1510-REV-Sheriff's Fees	\$8,000.00
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Appropriation:

Increase A.3110.3112-2000-EXP-Equipment-Fixed Asset	\$8,000.00
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and, be it further

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

Seconded by Supervisor GREENE and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 397

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

**RESOLUTION AUTHORIZING THE PURCHASE OF SHOOTING RANGE TARGETS
AND TASER CARTRIDGES FOR USE IN THE SHERIFF'S DEPARTMENT**

WHEREAS, Resolution 286 of 2019 authorized acceptance of a donation from the Sacandaga Triathlon Club through the Fulton County Public Safety Foundation to purchase Marine GPS Equipment; and

WHEREAS, said Marine GPS Equipment was already purchased with other funds; and

WHEREAS, the Sheriff has now requested to redirect said donated funds to purchase shooting range targets and taser cartridges for use in the Sheriff's Department; now, therefore be it; and

RESOLVED, That the Sheriff be, and hereby is, authorized to purchase shooting range targets and taser cartridges for use in the Sheriff's Department at a cost of \$1,500.00; and, be it further

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

From: A.3110.3110-2000-EXP-Equipment-Fixed Asset
To: A.3110.3110-4630-EXP-Rescue-Riot
Sum: \$1,500.00

and, be it further

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

Seconded by Supervisor PERRY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 398

Supervisor BREH, CALLERY and ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION SUPPORTING H.R. 1629, "THE 911 SAVES ACT"

WHEREAS, H.R.1629 and its U.S. Senate companion bill, also known as the "911 SAVES" Act, directs the U.S. Office of Management and Budget to reclassify public safety telecommunicators from "Office and Administrative Support Occupations" to the category of "Protective Service Occupations"; and

WHEREAS, the federal government's Standard Occupational Classification System (SOCS) sorts workers in occupational categories for statistical purposes, according to the nature of the work performed and, in some cases, on the skills, education, or training needed to perform the work; and

WHEREAS, America's 9-1-1 telecommunicators are currently incorrectly categorized in the SOCS as an "Office and Administrative Support Occupation", a category which includes secretaries, office clerks, and taxicab dispatchers; and

WHEREAS, classifying public safety telecommunicators as "Protective Service Occupations" alongside police, firefighters, security guards, lifeguards, and others whose job it is to protect our communities, would better reflect the work they perform, and align the SOCS with related classifications systems; now, therefore be it

RESOLVED, that the Board of Supervisors hereby encourages all members of the New York Congressional delegation to support H.R. 1629, the Supporting Accurate Views of Emergency Services Act of 2019 (911 SAVES ACT), which would direct the White House Office of Management and Budget (OMB) to re-reclassify public safety telecommunicators as a "Protective Service Occupation"; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Sheriff, Senator Charles Schumer, Senator Kirsten Gillibrand, Representative Elise Stefanik, NYSAC, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BORN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 399

Supervisor BREH, CALLERY and ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CERTAIN AMENDMENTS TO THE AGREEMENT WITH
HFM BOCES FOR PROVISION OF A SPECIAL PATROL OFFICER
(SHERIFF'S DEPARTMENT)

WHEREAS, Resolution 142 of 2019 authorized creation of a Special Patrol Officer position in the Sheriff's Department and a contract with HFM BOCES for said position effective May 1, 2019 through December 31, 2019; and

WHEREAS, it was the intent of said contract to support HFM BOCES' goal of improved safety at its Meco School Building site; and

WHEREAS, the Sheriff has now identified several areas wherein the provisions of the contract do not correspond to the Board-approved Resolution and/or to the governing collective bargaining agreement; and

WHEREAS, to make the Special Patrol Officer contract with HFM BOCES practical, the Sheriff requests that the Board of Supervisors alter existing County policies as follows:

1. The Sheriff be delegated the authority to approve up to 10 days of Leave Without Pay to the Special Patrol Officer on an intermittent basis to accommodate school vacation days or other school days off during the contract term.
2. The Sheriff be delegated the authority to approve a Leave of Absence Without Pay to the Special Patrol Officer commencing at the end of school in June until the start of the next school year, excluding potential call-ins for employee training.

WHEREAS, the Committees on Public Safety, Personnel and Finance have reviewed the Sheriff's request and, in the spirit of cooperation with the Sheriff and HFM BOCES, recommend granting said flexibility; now, therefore be it

RESOLVED, That the policy waivers enumerated herein are hereby granted in this instance only; and, be it further

RESOLVED, That the contract term for the provision of a Fulton County Special Patrol Officer to HFM BOCES be extended through June 30, 2020; and, be it further

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

Resolution No. 399 (Continued)

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

Seconded by Supervisor GREENE and adopted by the following vote:

Total: Ayes: 525 (18) Nays: 21 (1) (Supervisor Kinowski)
Absent: 5 (1) (Supervisor Howard)

Resolution No. 400

Supervisor FAGAN and CALLERY offered the following Resolution and moved its adoption:

RESOLUTION ABOLISHING A SENIOR PLANNER POSITION IN THE PLANNING DEPARTMENT

WHEREAS, Resolution 490 of 2018 activated a Senior Planner position in the Planning Department and waived the residency requirement and start rate for the position in order to allow for a training period for any hire prior to the retirement of a Senior Planner existing at that time; and

WHEREAS, inasmuch as the position was not filled, and the existing Senior Planner has since retired, the extra Senior Planner position is no longer needed; and

WHEREAS, the Committees on Public Works and Personnel have reviewed said vacancy, and for reasons of economy and efficiency, recommend its abolition in order to achieve cost savings in the 2020 County Budget; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Works and Personnel, said Senior Planner position created by Resolution 490 of 2018 be and hereby is abolished, effective immediately; and, be it further

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

Seconded by Supervisor SELMSER and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 401

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

RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT BETWEEN
FULTON COUNTY AND VILLAGE OF BROADALBIN FOR WASTEWATER PUMP
STATION OPERATION AND MAINTENANCE FOR FULTON COUNTY SEWER
DISTRICT NO. 2: VAIL MILLS (SMART WATERS INITIATIVE)

WHEREAS, the 2018 Capital Plan included a Vail Mills Sewer System project in the amount of \$1,290,000.00; and

WHEREAS, Resolution 140 of 2018 awarded bid to Bellamy Construction for the Vail Mills Sewer System Project construction, including a sewer pump station; and

WHEREAS, Resolution 265 of 2018 authorized an intermunicipal agreement between Fulton County and the Village of Broadalbin for use of its wastewater treatment plant to service Fulton County Sewer District No. 2: Vail Mills; and

WHEREAS, following a one-year warranty period for construction of District sewer system infrastructure, the Village will assume ownership of said infrastructure; and

WHEREAS, it is necessary to provide for operation and maintenance of said pump station and collection system until the Village assumes ownership; and

WHEREAS, the Planning Director recommends an Intermunicipal Agreement between Fulton County and the Village of Broadalbin for Wastewater Pump Station Operation and Maintenance for Fulton County Sewer District No. 2: Vail Mills (Smart Waters Initiative); and

WHEREAS, the Committee on Finance recommends transferring sufficient funds for said operations and maintenance expense from “Fulton County Sewer- Village of Mayfield” capital project which will not be moving forward in the foreseeable future; now, therefore be it

RESOLVED, That based upon the recommendation of the Committees on Public Works and Finance, the Chairman of the Board, be and hereby is, authorized to sign an Inter-municipal Agreement between the County of Fulton and Village of Broadalbin to provide wastewater pump station operation and maintenance for Fulton County Sewer District No. 2: Vail Mills, effective when the pump station becomes fully operational and extending for 12 months from that date; 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 Expense
To: H.8020.8397-2100.0905-EXP-SMART Waters Sewer Vail Mills
Sum: \$14,760.00

Resolution No. 401 (Continued)

and, be it further

RESOLVED, That copies of this Resolution be forwarded to the County Treasurer, Planning Director, Village of Broadalbin, Environmental Design Partnership, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor PERRY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 402

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

RESOLUTION AUTHORIZING FUNDING FOR ELECTRIC SERVICE COSTS FOR THE WASTEWATER PUMP STATION IN FULTON COUNTY SEWER DISTRICT NO. 2: VAIL MILLS (SMART WATERS INITIATIVE)

WHEREAS, the 2018 Capital Plan includes a Vail Mills Sewer System project in the amount of \$1,290,000.00; and

WHEREAS, Resolution 140 of 2018 awarded bid to Bellamy Construction for the Vail Mills Sewer System Project construction, including a sewer pump station; and

WHEREAS, Resolution 265 of 2018 authorized an Intermunicipal Agreement between Fulton County and the Village of Broadalbin for use of its wastewater treatment plant to service Fulton County Sewer District No. 2: Vail Mills; and

WHEREAS, following a one-year warranty period for construction of District sewer system infrastructure, the Village will assume ownership of said infrastructure; and

WHEREAS, the new electric service and meter provided by National Grid to power the pump station is must be operated by the County until the Village assumes ownership of the system; and

WHEREAS, the Committee on Finance recommends transferring sufficient funds to operate the pump station electrical service from “Fulton County Sewer-Village of Mayfield” capital project which will not be moving forward in the foreseeable future; now, therefore be it

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

From: A.1000.9950-9000.1200-EXP-Capital Improvement Expense
To: H.8020.8397-2100.0905-SMART Waters Sewer Vail Mills
Sum: \$3,000.00

and, be it further

RESOLVED, That copies of this Resolution be forwarded to the County Treasurer, Planning Director, Village of Broadalbin, Environmental Design Partnership, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BRADT and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 403

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

RESOLUTION AWARDING BID TO BREZZY CLEANING SERVICES FOR CLEANING SERVICES IN THE FULTON COUNTY OFFICE BUILDING (2020)

WHEREAS, Resolution 326 of 2019 authorized advertisement for bids for custodial services in the Fulton County Office Building, and one (1) bid was received; now, therefore be it

RESOLVED, That the net bid, as submitted by Brezzy Cleaning Service, of Gloversville, NY, at annual costs identified below, for custodial services in the Fulton County Office Building be and hereby is awarded; they being the lowest responsible bidder in accordance with Specification No. 2019-24-02:

2020 \$79,500.00
*2021 \$80,592.00
*2022 \$81,684.00

*at County option

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, Superintendent of Highways & Facilities, All Bidders, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 404

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

RESOLUTION AWARDING BID TO BUELL FUEL LLC FOR PURCHASE OF HEATING OIL AND SPECIAL BLEND FOR CERTAIN COUNTY BUILDINGS (2020)

WHEREAS, Resolution 333 of 2019 authorized advertisement for bids for No. 2 heating oil and special blend for certain County Buildings and three (3) bids were received; and

WHEREAS, said bid specifications identified an award based on the lowest margin bid for each product; now, therefore be it

RESOLVED, That the net bid, as submitted by Buell Fuel of Deansboro, NY, for the purchase and delivery of approximately 5,000 gallons of No. 2 heating oil, including 50/50 blend of fuel oil and kerosene, to be delivered to various County building locations, be and hereby is accepted, as reviewed and recommended by the Superintendent of Highways and Facilities and Purchasing Agent; they being the lowest responsible bid in accordance with Specification No. 2019-24-03, dated October 16, 2019:

No. 2 Heating Oil (Rack Price)	\$1.9915
Margin (Vendor Margin)	<u>.1189</u>
	\$2.1104/gallon
50/50 Blend of No. 2 Heating Oil & Kerosene (Rack Price)	\$2.0958
Margin (Vendor Margin)	<u>.1389</u>
	\$2.2347/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, Sheriff, Civil Defense Director/Fire Coordinator, Solid Waste Director, All Bidders, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 405

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

**RESOLUTION AWARDING BID TO COUNTY WASTE & RECYCLING SERVICE, INC.,
FOR WASTE REMOVAL SERVICES AT THE CORRECTIONAL FACILITY (2020)**

WHEREAS, Resolution 334 of 2019 authorized advertisement for bids for waste removal services at the Correctional Facility and one (1) bid was received; now, therefore be it

RESOLVED, That the net bid, in the following amount, as submitted by County Waste & Recycling Service, Inc., of Clifton Park, NY, for removal of waste material for 2020 be and hereby is awarded, as reviewed and recommended by the Superintendent of Highways and Facilities and Fulton County Purchasing Agent; they being the lowest responsible bidder in accordance with Specification No. 2019-24-04, dated October 16, 2019:

\$25.90 per pick-up (Correctional Facility location)

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, All Bidders, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor LAURIA and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 406

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

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR SALE OF 64 EAST FULTON STREET BUILDING (FORMER PROBATION DEPARTMENT)

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids from vendors for sale of 64 East Fulton Street (Former Probation Department Building) (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, no later than 2:00 p.m., Wednesday, January 15, 2020, 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 Supervisor KINOWSKI and adopted by the following vote:

Total: Ayes: 519 (18) Nays: 27 (1) (Supervisor Groff) Absent: 5 (1) (Supervisor Howard)

Resolution No. 407

Supervisor FAGAN and CALLERY offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING SALE OF CERTAIN COUNTY OWNED PROPERTIES ON THE DEMOLITION LIST TO THE CITY OF GLOVERSVILLE AND WAIVING OF MUNICIPAL/COUNTY DEMOLITION TIPPING FEE

WHEREAS, Resolution No. 234 of 2000 supported the concept of a “Municipal Demolition Team” in Fulton County, comprised of County manpower and equipment and manpower and equipment from municipal forces, when feasible; and

WHEREAS, Resolution 49 of 2001 formally established a Municipal Demolition Team, with basic operating guidelines identified in the “Municipal Demolition Team Proposal”, dated February 12, 2001; and

WHEREAS, due to a number of factors, a backlog of demolition projects upon County-owned foreclosure parcels exists; and

WHEREAS, in a letter to the Board of Supervisors, dated September 23, 2019, the City of Groversville has proposed to undertake demolition of 10 County-owned “Operation Green Scene” properties on the back-logged list at City expense, in the spirit of mutual cooperation and to benefit the City’s rehabilitation goals as follows:

5 Maple Terrace	46 Burr St.	69 S. Judson St.	232 S. Main St.
68 E. Fulton St.	60 Prospect Ave.	39 Maple St.	15 Chestnut St.
34 Fifth St.	68 ½ E. Fulton St.		

now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to execute an Inter-Municipal Agreement with the City of Groversville to facilitate a City-contracted demolition of said buildings at no cost to the County of Fulton; and, be it further

RESOLVED, That the Director of Solid Waste be and hereby is directed to waive the Municipal/County Demolition tipping fee exclusively for the receipt of debris from the demolition of said properties listed herein; and, be it further

RESOLVED, That the County Attorney be authorized and directed to prepare an appropriate Agreement between the County and the City of Groversville, at his discretion, to govern said cooperative demolition projects, including the sale of the resulting vacant parcels to the City for the sum of \$1.00 each; said sale to be consummated by December 31, 2019; and, be it further

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

Resolution No. 407 (Continued)

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

Seconded by Supervisor YOUNG and adopted by the following vote:

Total: Ayes: 432 (16) Nays: 114 (3) (Supervisors Argotsinger, Kinowski and Potter)
Absent: 5 (1) (Supervisor Howard)

Resolution No. 408

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING SUBMITTAL OF APPLICATION FOR A MUNICIPAL WASTE REDUCTION/RECYCLING PROJECT GRANT (SOLID WASTE DEPARTMENT)

WHEREAS, the State of New York provides financial aid for municipal waste reduction and municipal recycling projects; and

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

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid; now, therefore be it

RESOLVED,

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized;
2. That the Chairman of the Board of Supervisors is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE;
3. That the MUNICIPALITY agrees that it will fund its portion of the cost of said Municipal Waste Reduction and Recycling Project.
4. That this resolution shall take effect immediately;

and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 409

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND THE TOWN OF EDINBURG FOR USE OF THE FULTON COUNTY LANDFILL FOR SOLID WASTE DISPOSAL (2020)

WHEREAS, Resolution 442 of 2018 authorized an agreement with the Town of Edinburg for use of the Fulton County Landfill in 2019; and

WHEREAS, the Town of Edinburg desires to continue to utilize the Fulton County Landfill during 2020; and

WHEREAS, the Committee on Public Works has reviewed the Tipping Fee structure and recommends an increase of \$1.00 per ton effective January 1, 2020; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Works, and Finance, the Chairman of the Board be and hereby is authorized to sign a contract between the Solid Waste Department and the Town of Edinburg for use of the Fulton County Landfill, at a rate of \$60.00 per ton, effective January 1, 2020 through December 31, 2020; and, be it further

RESOLVED, That said contract is 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, Director of Solid Waste, Town of Edinburg, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor YOUNG and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 410

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND THE TOWN OF DAY FOR USE OF THE FULTON COUNTY LANDFILL FOR SOLID WASTE DISPOSAL (2020)

WHEREAS, Resolution 443 of 2018 authorized an agreement with the Town of Day for use of the Fulton County Landfill in 2019; and

WHEREAS, the Town of Day desires to continue to utilize the Fulton County Landfill during 2019; and

WHEREAS, the Committee on Public Works has reviewed the Tipping Fee structure and recommends an increase of \$1.00 per ton effective January 1, 2020; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Works, and Finance, the Chairman of the Board be and hereby is authorized to sign a contract between the Solid Waste Department and the Town of Edinburg for use of the Fulton County Landfill, at a rate of \$60.00 per ton, effective January 1, 2020 through December 31, 2020; and, be it further

RESOLVED, That said contract is 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, Director of Solid Waste, Town of Day, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GROFF and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 411

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

RESOLUTION AUTHORIZING A CONTRACT WITH ONONDAGA COUNTY RESOURCE RECOVERY AGENCY FOR ACCEPTANCE OF NON-HAZARDOUS HOUSEHOLD BATTERIES (2020)

WHEREAS, Resolution 444 of 2018 authorized an agreement with Onondaga County Resource Recovery Agency (OCRRA) for use of the Fulton County Landfill in 2018; and

WHEREAS, as of September 2019, 47.78 tons have been disposed of at a rate of \$75.00 per ton for a total revenue of \$3,584.00; and

WHEREAS, the Deputy Solid Waste Director received a request from Onondaga County Resource Recovery Agency (OCRRA) to utilize the Fulton County Landfill for disposal of up to 100 tons per year of non-hazardous household batteries during 2020; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Works and Finance, the Deputy Solid Waste Director be and hereby is authorized to accept up to a maximum of 100 tons per year of non-hazardous household batteries from Onondaga County Resource Recovery Agency for disposal in the Fulton County Landfill, at a cost of \$75.00 per ton, effective January 1, 2020 through December 31, 2020; 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, Director of Solid Waste, Onondaga County Resource Recovery Agency, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor PERRY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 412

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

RESOLUTION AWARDING BID FOR ELECTRONICS RECYCLING FOR THE SOLID WASTE DEPARTMENT (2020)

WHEREAS, Resolution 361 of 2019 authorized advertisement for bids for acceptance of electronics recycling services at the Fulton County Solid Waste Department and four (4) bids were received; and

WHEREAS, Specifications for said bids required bids for recycling various electronics items on a Unit Price basis; and

WHEREAS, the Solid Waste Director recommends accepting the bid from Maven Technologies, LLC, said bid resulting in the lowest total annual cost to the County of Fulton; now, therefore be it

RESOLVED, That The Chairman of the Board be and hereby is authorized to sign a contract between the Solid Waste Department and Maven Technologies, of Rochester, NY for electronics recycling services at the Fulton County Solid Waste Department, effective January 1, 2020 through December 31, 2020 at Unit Price Rates as follows:

<u>Item</u>	<u>Price CHARGED per net lb.</u>	<u>Price PAID per net pound</u>
Computers/laptops, Notebooks & Tablets	\$0.00/lb	\$0.00/lb
Peripherals	\$0.00/lb	\$0.00/lb
Small Electronic Equipment	\$0.00/lb	\$0.00/lb
Small Scale Servers	\$0.00/lb	\$0.00/lb
Televisions/CRTs	\$0.11/lb	\$0.00/lb
Broken CRTs	\$0.30/lb	\$0.00/lb
Misc. electronics and components	\$0.00/lb	\$0.00/lb

and, be it further

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

Seconded by Supervisor LAURIA and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 413

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND VILLAGE OF CANAJOHARIE FOR USE OF THE FULTON COUNTY LANDFILL FOR SLUDGE DISPOSAL (2020)

WHEREAS, Resolution 435 of 2018 authorized an agreement with the Village of Canajoharie for use of the Fulton County Landfill in 2020; and

WHEREAS, the Village of Canajoharie desires to continue to utilize the Fulton County Landfill during 2020 for the disposal of sludge; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Works and Finance, the Chairman of the Board be and hereby is authorized to sign a contract between the Solid Waste Department and the Village of Canajoharie for disposal of sludge at the Fulton County Landfill, at a rate of \$65.00 per ton, effective January 1, 2020 through December 31, 2020; and, be it further

RESOLVED, That said contract is 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, Director of Solid Waste, Village of Canajoharie, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BORN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 414

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND VILLAGE OF SCHOHARIE FOR USE OF THE FULTON COUNTY LANDFILL FOR SLUDGE DISPOSAL (2020)

WHEREAS, Resolution 436 of 2018 authorized an agreement with the Village of Schoharie for use of the Fulton County Landfill in 2019; and

WHEREAS, the Village of Schoharie desires to continue to utilize the Fulton County Landfill during 2020 for the disposal of sludge; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Works and Finance, the Chairman of the Board be and hereby is authorized to sign a contract between the Solid Waste Department and the Village of Schoharie for disposal of sludge at the Fulton County Landfill, at a rate of \$65.00 per ton, effective January 1, 2020 through December 31, 2020; and, be it further

RESOLVED, That said contract is 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, Director of Solid Waste, Village of Schoharie, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 415

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND VILLAGE OF SCHUYLERVILLE FOR USE OF THE FULTON COUNTY LANDFILL FOR SLUDGE DISPOSAL (2020)

WHEREAS, Resolution 437 of 2018 authorized an agreement with the Village of Schuylerville for use of the Fulton County Landfill in 2019; and

WHEREAS, the Village of Schuylerville desires to continue to utilize the Fulton County Landfill during 2020 for the disposal of sludge; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Works and Finance, the Chairman of the Board be and hereby is authorized to sign a contract between the Solid Waste Department and the Village of Schuylerville for disposal of sludge at the Fulton County Landfill, at a rate of \$65.00 per ton, effective January 1, 2020 through December 31, 2020; and, be it further

RESOLVED, That said contract is 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, Director of Solid Waste, Village of Schuylerville, Budget Director/County Auditor and Administrative Officer/ Clerk of the Board.

Seconded by Supervisor PERRY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 416

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

RESOLUTION AUTHORIZING CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND COUNTY WASTE & RECYCLING SERVICES, INC., FOR USE OF THE FULTON COUNTY LANDFILL FOR KEYMARK CORP., SLUDGE DISPOSAL (2020)

WHEREAS, Resolution 445 of 2018 authorized an agreement with Waste Connections Corporation for use of the Fulton County Landfill in 2019; and

WHEREAS, Waste Connections Corporation (aka, County Waste and Recycling Services, Inc) desires to continue to utilize the Fulton County Landfill during 2020 for the disposal of sludge material from Keymark Corporation, located in Fonda, NY; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Works and Finance, the Chairman of the Board be and hereby is authorized to sign a contract between the Solid Waste Department and County Waste and Recycling Services, Inc. of Clifton Park, New York for disposal of sludge at the Fulton County Landfill, at a rate of \$68.00 per ton, with a guaranteed annual tonnage disposal requirement of 1,200 tons during the term of said contract, effective January 1, 2020 through December 31, 2020; and, be it further

RESOLVED, That said contract is subject to the approval of County Attorney; and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 417

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

RESOLUTION AUTHORIZING CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND BARTON & LOGUIDICE, P.C. FOR SERVICES RELATED TO TITLE V PERMIT REQUIREMENTS (2020)

WHEREAS, the County of Fulton was issued a Title V Air Permit for the Phase IV Landfill Expansion Project; and

WHEREAS, to ensure compliance with said Permit, data must be analyzed and reports must be filed; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a renewal contract between the Solid Waste Department and Barton and Loguidice Engineers to complete reports required in 2020 for the Title V Air Permit at a cost not to exceed \$7,000.00; said contract 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, Director of Solid Waste, Barton and Loguidice Engineers, Budget Director/ County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor LAURIA and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 418

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

RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH NEW CINGULAR WIRELESS FOR CONSTRUCTION OF A CELL TOWER AT THE SOLID WASTE DEPARTMENT

WHEREAS, New Cingular Wireless PCS, LLC has proposed to lease County-owned property at the Department of Solid Waste for construction of a cellular communications tower for commercial purposes; and

WHEREAS, the Solid Waste Director has negotiated lease terms and recommends a lease agreement with New Cingular Wireless to locate a cellular communications tower at the Department of Solid Waste to improve communications for emergency response capability and improve Solid Waste operations relating to GPS systems in equipment and cell phone coverage at the landfill; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Works and Finance, the Chairman of the Board be and hereby is authorized to sign an agreement with New Cingular Wireless PCS, LLC of Atlanta, GA for lease of a 100 feet by 100 feet parcel to construct and operate a cellular communications tower, including terms as follows:

1. Contract Term: Up to 45 years (Renewable at 5 year intervals solely at Tenant option.)
2. Lease Payment: \$1,200.00 per month (Includes a 10 percent (%) increase at the commencement of each 5 year interval.)
3. Revenue Share: Lease payment shall increase by \$300.00 per month for each Collocator sublease that occurs, if any.
4. County RAD Space: A 10 feet contiguous envelope between 150' and 160' height shall be reserved exclusively for Landlord (County) use in communications.
5. Removal/Restoration: Within 120 days of any lease termination, at Landlord option, the Tenant must remove all above ground infrastructure that was installed.

;and, be it further

Resolution No. 418 (Continued)

RESOLVED, That said lease 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, Solid Waste Director, Civil Defense Director/Fire Coordinator, Town of Johnstown, Superintendent of Highways and Facilities, New Cingular Wireless, Budget Director/County Auditor and Administrative Officer/ Clerk of the Board.

Seconded by Supervisor BLACKMON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 419

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

RESOLUTION SETTING TIPPING FEE SCHEDULE FOR THE DEPARTMENT
OF SOLID WASTE (2020)

WHEREAS, Chapter 260 of the Code of Fulton County outlines the Board of Supervisors' authority to set tipping fees and other related fees of the Fulton County Department of Solid Waste; and

WHEREAS, said fees are utilized to offset annual operating costs of the Department of Solid Waste to provide needed public services to the residents of Fulton County; now, therefore be it

WHEREAS, the Committees on Economic Development and Environment, and Finance have reviewed the Tipping Fee Schedule and recommend the setting of said fees at certain levels; now, therefore be it

RESOLVED, That effective January 1, 2020, the rate schedule, attached hereto and made a part hereof, for various tipping and related fees for the Fulton County Solid Waste Department, be and hereby is adopted for all users of Fulton County Solid Waste Facilities; and, be it further

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

Seconded by Supervisor KINOWSKI and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Category	2019 Rate/Ton		2020 Rate/Ton
Friable Asbestos	\$75.00		\$100.00
Construction/demolition	\$58.00		\$59.00
Commercial	\$58.00		\$59.00
Contaminated soil	\$25.00		\$25.00
*County Transfer Haul	\$53.00		\$53.00
*Municipal/County Demolition	\$25.00		\$25.00
Industrial waste	\$58.00		\$59.00
*Municipal Direct Haul	\$33.00		\$33.00
*Sludge	\$44.00		\$44.00
*Sludge (GJWWTP) (per contract)	\$34.00		\$34.00
Uncovered Load	\$150.00		\$150.00
*Cleanup Program	\$50.00		\$50.00
Out of County Contracted Waste	\$63.00		\$64.00
Out of County MSW (25+ tons)	\$45.00		\$46.00
Out of County Contaminated Soil	\$27.00		\$27.00
*Transfer Station Recycling	\$10.00		\$20.00
*Curbside Recycling	\$20.00		\$30.00
Commercial Recycling	\$0.00		\$40.00
Tires - bulk (20 or more) & 25" or larger	\$250.00		\$350.00
Tires - Up to & including 16"	\$2.50	each	\$3.00
Tires - 16.5" - 21" (was 16.5 - 24")	\$5.00	each	\$5.00
Tires - 21.5" - 24.5" (was 24.5 & larger)	\$250.00		\$13 each
*County haul only (no disposal)	\$20.00		
Miscellaneous:			
Dig Out rate (up to 50-yd container)	\$50.00	/load	
Dig Out rate (over 50-yd container)	\$100.00	/load	
Compost	\$0.00	/ton	\$10.00
Minimum charge	\$5.00		
Vehicle weighing charge	\$5.00		
Commercial appliance surcharge	\$5.00	each	\$10.00
Residential Freon units	\$0.00	each	\$5.00
Returned Check Fee	\$20.00		
<i>Freon units and tires accepted only at Dept. of Solid Waste</i>			
<i>* These categories do not apply to private companies.</i>			

Resolution No. 420

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

**RESOLUTION APPROPRIATING MONIES TO CERTAIN RESERVE ACCOUNTS
(SOLID WASTE DEPARTMENT)**

WHEREAS, upon review, the County Treasurer and Solid Waste Director recommend transferring money from the Solid Waste Fund Balance into certain designated Solid Waste Department accounts to realize additional interest earnings and to promote stabilization of tipping fees in future years; now, therefore be it

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

From: CL.9901.9901-5000.0001 EXP-Transfer to Reserve-Post Closure Care
To: CL.0898.0880 Closure Reserve
Sum: \$125,000.00

From: CL.9901. 9901-5000.0002 EXP-Transfer to Reserve-Capping
To: CL.0898.0882 Capping Reserve
Sum: \$175,000.00

From: CL.9901. 9901-5000.0003 EXP-Transfer to Reserve-Remediation
To: CL.0898.0881 Remediation Reserve
Sum: \$20,000.00

From: CL.9901.9901-5000.0004 EXP-Transfer to Reserve-Depreciation
To: CL.0898.0879-Landfill Depreciation
Sum: \$1,200,000.00

and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 421

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING LEASE AGREEMENTS BETWEEN THE COUNTY CLERK
AND CERTAIN ABSTRACT COMPANIES (2020)**

WHEREAS, the County Clerk recommends a lease agreement with certain abstract companies for office space within the County Clerk’s Office at rates based upon each company’s occupied work space; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a lease agreement with the following abstract companies:

<u>Name of Abstract Company</u>	<u>Cost Per Month</u>
KCS Land & Research Corp.	\$200.00
Stewart Title	\$150.00

for office space in the County Clerk’s Office, effective January 1, 2020 through December 31, 2020; and, be it further

RESOLVED, That said lease agreements are 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, County Clerk, KCS Land & Research Corp., Stewart Title, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 422

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING CONTRACT WITH FUEL-N-FOOD, INC. FOR ATM
MACHINE SERVICES IN THE FULTON COUNTY OFFICE BUILDING (2020)
(COUNTY CLERK)**

WHEREAS, the County Clerk recommends a lease agreement with a vendor to provide ATM Machine Services for the convenience of the public in making financial transactions; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the County Clerk's Office and Fuel-N-Food, Inc. of Mayfield, NY for an ATM Machine to be located adjacent to the County Clerk's Office in the County Office Building, commencing January 1, 2020 through December 31, 2020, with a lease fee of \$100.00 per month payable to the County; and, be it further

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

RESOLVED, That said contract is 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, County Clerk, Fuel-N-Food, Inc., Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GROFF and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 423

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO THE CONTRACT
WITH C.T. MALE ASSOCIATES FOR THE FMCC CAMPUS LABS AND
CLASSROOMS PHASE II PROJECT (2019 CAPITAL PLAN)**

WHEREAS, the 2019 Capital Plan identifies a FMCC Campus Labs and Classrooms Phase II Project; and

WHEREAS, Resolution 116 of 2019 awarded bids for Prime Contracts for the FMCC Campus Labs and Classrooms Phase II Project, including a Hazmat Monitoring Contract to C.T. Male Associates in the amount of \$13,850.00; and

WHEREAS, inasmuch as said Hazmat Monitoring Contract has reached substantial completion, the Planning Director and Fulton-Montgomery Community College officials recommend Change Order No. 1 to release any contract balance; now, therefore be it

RESOLVED, That the Chairman of the Board be, and hereby is, authorized to sign Change Order No. 1 to the contract with C.T. Male Associates of Latham, NY to release any unused balance for said contract as follows:

Original Contract Amount	\$13,850.00
Change Order No. 1 (credit)	<u>- 2,093.98</u>
Revised Contract Amount	\$11,756.02

and, be it further

RESOLVED, That any credit shall be to H.8020.2497-2100.0870 – EXP – FMCC Campus Labs and Classrooms Renovations; 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: 521 (18) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 5 (1) (Supervisor Howard)

Resolution No. 424

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR THE FMCC
CLASSROOMS PHASE III PROJECT (PROPOSED 2020 CAPITAL PLAN)**

WHEREAS, the proposed 2020 Capital Plan identifies a FMCC Campus Labs and Classrooms Phase III Project; and

WHEREAS, the Committee on Finance recommends advertising for bids for the FMCC Campus Labs and Classrooms Phase III Project; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized to advertise for sealed bids for the FMCC Campus Labs and Classrooms Phase III Project (and according to further specifications which may be obtained at the Office of 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, County Office Building, Room 203, Johnstown, NY, 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, February 12, 2020, 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, Montgomery County Legislature, FMCC, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 521 (18) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 5 (1) (Supervisor Howard)

Resolution No. 425

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR THE FMCC
CLASSROOMS BUILDING FINANCIAL TECHNOLOGY LAB PROJECT
(PROPOSED 2020 CAPITAL PLAN)

WHEREAS, the proposed 2020 Capital Plan identifies a FMCC Classrooms Building Financial Technology Lab Project; and

WHEREAS, the Committee on Finance recommends advertising for bids for the FMCC Classrooms Building Financial Technology Lab Project; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized to advertise for sealed bids for the FMCC Classrooms Building Financial Technology Project (and according to further specifications which may be obtained at the Office of 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, County Office Building, Room 203, Johnstown, NY, 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, February 12, 2020, 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, Montgomery County Legislature, FMCC, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 521 (18) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 5 (1) (Supervisor Howard)

Resolution No. 426

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE SALE OF CERTAIN COUNTY-OWNED
PROPERTIES IN A FALL 2019 ON-LINE AUCTION**

WHEREAS, a County-owned tax acquired property auction was held on June 19, 2019 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	134.14-1-5	19 Wilson Street	66 x 117	Vacant lot
	134.18-27-2	31 Grand Street	55 x 104	2 Family
	134.18-1-9	126 North Street	50 x 70	1 Family
	148.12-1-3	28 Spring Street	1.60 acres	1 Family
	134.15-22-30	121 Sixth Avenue	49.5 x 150	1 Family
	149.6-18-8	14 Division Street	56 x 87	Vacant lot
Johnstown	149.8-22-36	Marvin Street E.	0.06 acres	Vacant lot
	149.16-1-4	397 Steele Avenue	0.40 acres	1 Family
Stratford	63.-1-27.2	County Highway 119	0.10 acres	Vacant lot
Oppenheim	93.1-1-80	215 Sweet Hill Road	0.20 acres	1 Family

Resolution No. 426 (Continued)

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 SELMSER and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 427

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION DESIGNATING BANKS (2020)

RESOLVED, That pursuant to Section 212 of County Law, the Board of Supervisors of Fulton County does hereby designate the following banks as depositories of County funds, the maximum amount to be deposited in the following banks not to exceed the sum set opposite their respective names, for the year 2020:

Key Bank, Johnstown	\$ 50,000,000.00
NBT, Johnstown – LPL Financial	50,000,000.00
Citizens Bank	50,000.000.00

and, be it further

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

Seconded by Supervisor PERRY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 428

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION CONFIRMING COUNTY INVESTMENT POLICY FOR 2020

WHEREAS, Resolution 65 of 1986 established an "Investment Procedure" for "Investment of Idle Funds" by the County Treasurer; and

WHEREAS, Resolution 414 of 1994 updated said procedure to correspond with current requirements; and

WHEREAS, Resolution 397 of 1998 adopted the "Fulton County Investment Policy" to conform with all applicable federal, state and other legal requirements; and

WHEREAS, Resolution 292 of 2013 amended said policy to allow certain additional permitted investment instruments; and

WHEREAS, General Municipal Law, Section 39, requires that the "Fulton County Investment Policy" be reviewed by the Board of Supervisors on an annual basis; now, therefore be it

RESOLVED, That the Board of Supervisors hereby confirms the contents of the "Fulton County Investment Policy", as adopted by Resolution 397 of 1998, as amended; and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 429

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING COUNTY TREASURER TO ADVANCE MONIES
BETWEEN FUNDS WHEN NECESSARY (2020)**

RESOLVED, That in the event of a cash flow problem within any unrestricted fund due to untimely receipt of State, Federal or other monies during 2020, the Fulton County Treasurer be and hereby is authorized and empowered to loan monies necessary to such funds from any other unrestricted funds; and, be it further

RESOLVED, That the Fulton County Treasurer be and hereby is directed to make a full report to the Finance Committee immediately following such transactions; and, be it further

RESOLVED, That the Fulton County Treasurer be and hereby is directed to repay these loans, with interest, at an appropriate current rate; 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 Administrative Officer/Clerk of the Board.

Seconded by Supervisor WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 430

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION DELEGATING APPROVAL AUTHORITY TO THE COUNTY
TREASURER FOR CORRECTIONS OF ERRORS AND/OR TAX REFUNDS LESS
THAN \$2,500.00 IN 2020

WHEREAS, NYS Real Property Tax Law, Section 554, Subdivision 9, provides that the Board of Supervisors may, by resolution, delegate its authority to authorize Corrections of Errors to a county officer when such recommended Correction of Errors is “twenty-five hundred dollars or less”; and

WHEREAS, NYS Real Property Tax Law, Section 556, Subdivision 8, provides that the Board of Supervisors may, by resolution, delegate its authority to authorize the payment of bills related to refunding of taxes without prior audit by the Board of Supervisors as the tax levying body; and

WHEREAS, Resolution 105 of 2005 delegated approval authority to the County Treasurer for certain corrections of errors related to tax exemptions; and

WHEREAS, Resolution 210 of 2002 authorized the County Auditor to make refunds of taxes and authorize payment of bills prior to audit; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Finance, the Board of Supervisors hereby authorizes the County Treasurer to approve Corrections of Errors and/or Refunds of Taxes less than \$2,500.00 in 2020, pursuant to the aforementioned laws; and, be it further

RESOLVED, said delegation of authority shall be effective during the calendar for which it was adopted and shall be applicable only where the recommended correction is less than \$2,500.00; and, be it further

RESOLVED, That the County Treasurer shall submit a monthly report to the Board of Supervisors of any and all Corrections of Errors and/or Refunds of Taxes processed by him during the preceding month; and, be it further

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

Seconded by Supervisor KINOWSKI and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 431

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION SETTING DEADLINE FOR SUBMISSION OF BILLS FOR 2019

WHEREAS, for the proper administration of County business, it has been determined that it would be in the best interest of the County of Fulton that any and all creditors who have sold goods, wares and merchandise or have provided personal services in 2019 submit their bills or claims in proper form to the respective department heads of the County on or before the 1st day of December 2019; now, therefore be it

RESOLVED, That a copy of this Resolution shall be filed with each department head so that they may notify any and all creditors of Fulton County to submit, in proper form, any and all claims for payment for the year 2019; and, be it further

RESOLVED, That a notice be given to the public by publication in its officially designated newspaper; and, be it further

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

Seconded by Supervisor PERRY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 432

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION ACCEPTING REPORT OF THE COMMITTEE ON
MORTGAGE TAX DISTRIBUTION**

RESOLVED, That the Report of the Committee on Mortgage Tax (Finance) dated October 31, 2019, be adopted as the act and determination of the Board and that the County Treasurer be and hereby is authorized and directed to issue checks payable to the proper village, town or city officers thereto; and, be it further

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

Seconded by Supervisor FAGAN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

MORTGAGE TAX DISTRIBUTION

for the period of
April 2019 - September 2019

	<u>TOWNS</u>	<u>VILLAGES</u>	<u>CITIES</u>	<u>Amount Credited to Town, City or Village After Deducting Expenses</u>
BLEECKER	\$ 4,962.29			\$ 4,962.29
BROADALBIN	\$34,429.43	\$ 3,055.68		\$ 37,485.11
CAROGA	\$ 11,249.18			\$ 11,249.18
EPHRATAH	\$ 9,784.31			\$ 9,784.31
CITY OF GLOVERSVILLE			\$ 35,260.61	\$ 35,260.61
CITY OF JOHNSTOWN			\$ 60,828.59	\$ 60,828.59
JOHNSTOWN	\$ 66,599.22			\$ 66,599.22
MAYFIELD	\$ 41,559.41	\$1,969.73		\$ 43,529.14
NORTHAMPTON	\$ 17,634.82	\$ 2,262.01		\$ 19,896.83
OPPENHEIM	\$ 7,581.75	\$ 169.05		\$ 7,750.80
PERTH	\$ 38,567.40			\$ 38,567.40
STRATFORD	\$ 5,007.24			\$ 5,007.24
			TOTAL	\$ 340,920.72

Resolution No. 433

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION APPROPRIATING MONIES TO CAPITAL RESERVES

WHEREAS, Resolution No. 175 of 2001 established Capital Reserve Accounts in which to deposit monies from National Tobacco Settlement proceeds and/or County monies from other sources that would facilitate capital improvements or the purchase of capital equipment; and

WHEREAS, 2019 Tobacco Settlement Proceeds for Fulton County totaled \$745,542.00; and

WHEREAS, the Committee on Finance recommends appropriating the 2019 proceeds specified herein in accordance with said Capital Plan funding policy; \$1,000.00 allocated in the 2020 Adopted Budget to the Youth Bureau Program and the balance allocated to the Capital Reserves; now, therefore be it

RESOLVED, That the 2019 Adopted Budget be and hereby is amended, as follows:

Decrease A.1000.0599-0599-REV-Appropriated Fund Balance \$745,542.00

Revenue Account:

Increase A.1000.2690-2690-REV-Other Compensation for Loss \$745,542.00

and, be it further

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

From: A-0909-Unreserved Fund Balance
To: A-0883-0800 - Capital Improvements Reserve
Sum: \$745,542.00

and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 434

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING COUNTY TREASURER TO CLOSEOUT A
CAPITAL PROJECT (SHERIFF DEPARTMENT)**

WHEREAS, certain projects identified in prior Capital Plans that have been completed and accounts established for said projects are no longer utilized; now, therefore be it

RESOLVED, That the following capital project work has been completed and the Budget Director recommends that said project be closed out and the remaining balance returned to the

A-0883.0700 – Capital Equipment Reserve:

H.3110.3150-2100.0946 – EXP-Integrated Security PLC Replacement – 2019

(Approx. balance: \$0)

and, be it further

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

Seconded by Supervisor BORN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 435

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING THREE YEAR CAPITAL PLAN FOR FULTON COUNTY
(2020-2022)

RESOLVED, That the 2020-2022 Three-Year Capital Plan, as submitted by the Capital Program Committee, be and hereby is accepted as fulfillment of the responsibilities assigned in Resolution No. 121 of 1982, and said report, as reviewed by this Board, be accepted as Fulton County's formal Capital Plan for 2020-2022 for inclusion by the Budget Director into the 2020 Tentative Budget for the County of Fulton, as presented to this Board on November 12, 2019, as attached hereto; and, be it further

RESOLVED, That the 2020 Capital Projects identified herein for the Fulton-Montgomery Community College be and hereby are approved for appropriation within the 2020 County Budget; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Capital Program Committee, All Affected County Departments, FMCC, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FAGAN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

2020- 2022 CAPITAL PLAN

DEPARTMENT / PROJECT	2020			2021			2022			Fulton County Share 3 Year Total
	Total Cost	Offsetting Revenue	Fulton County Share	Total Cost	Offsetting Revenue	Fulton County Share	Total Cost	Offsetting Revenue	Fulton County Share	
District Attorney - 1165			\$ -			\$ -			\$ -	
New Neighborhood Plan - Surveillance & Intelligence Gathering Tools	\$ -	\$ -	\$ -	\$ 100,000		\$ 100,000			\$ -	
Total	\$ -	\$ -	\$ -	\$ 100,000	\$ -	\$ 100,000	\$ -	\$ -	\$ -	\$ 100,000
Board of Elections - 1450			\$ -			\$ -			\$ -	
Electronic Poll Book System	\$ 65,000	\$ 63,850	\$ 1,150	\$ -		\$ -			\$ -	
Total	\$ 65,000	\$ 63,850	\$ 1,150	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1,150
Facilities - 1620										
Public Defender Renovations & Security	\$ -	\$ -	\$ -							
Highway Pole Barn Addition	\$ 60,000		\$ 60,000							
Historic Courthouse Exterior Renovations	\$ 100,000	\$ 100,000	\$ -							
Complex I Roof				\$ 130,000		\$ 130,000				
EQUIPMENT:										
Truck, 3/4 Ton with Plow	\$ 40,000	\$ -	\$ 40,000	\$ 40,000		\$ 40,000				
Total	\$ 200,000	\$ 100,000	\$ 100,000	\$ 170,000	\$ -	\$ 170,000	\$ -	\$ -	\$ -	\$ 270,000
Information Services - 1680										
Sheriff CAD/RMS Upgrade	\$ -		\$ -							
County PC Upgrade Plan	\$ 42,659		\$ 42,659	\$ 35,000	\$ -	\$ 35,000	\$ 40,000	\$ -	\$ 40,000	
Printer for Printshop	\$ 13,500		\$ 13,500							
Server Software Upgrade				\$ 30,000	\$ -	\$ 30,000				
Total	\$ 56,159	\$ -	\$ 56,159	\$ 65,000	\$ -	\$ 65,000	\$ 40,000	\$ -	\$ 40,000	\$ 161,159
FMCC - 2497										
Campus Critical Maintenance Projects - Campus Labs & Classroom Renovations -Phase III	\$ 1,000,000	\$ 750,000	\$ 250,000							
Classroom Bldg - Financial Technology Lab - Phase III	\$ 279,200	\$ 279,200	\$ -							
Campus Critical Maintenance Projects - Campus Labs & Classroom Renovations -Phase IV			\$ -	\$ 1,000,000	\$ 750,000	\$ 250,000				
2022 Campus Critical Maintenance Projects - Phase I							\$ 1,000,000	\$ 750,000	\$ 250,000	
Total	\$ 1,279,200	\$ 1,029,200	\$ 250,000	\$ 1,000,000	\$ 750,000	\$ 250,000	\$ 1,000,000	\$ 750,000	\$ 250,000	\$ 750,000
Sheriff - 3110										
Marked Vehicle - Charger	\$ 51,000		\$ 51,000	\$ 110,000		\$ 110,000	\$ 120,000		\$ 120,000	
Vehicle SUV - Tahoe	\$ -		\$ -			\$ -	\$ 64,000		\$ 64,000	
Unmarked Vehicle	\$ -		\$ -	\$ 42,500		\$ 42,500	\$ -	\$ -	\$ -	
Total	\$ 51,000	\$ -	\$ 51,000	\$ 152,500	\$ -	\$ 152,500	\$ 184,000	\$ -	\$ 184,000	\$ 387,500
Weights & Measures - 6610			\$ -			\$ -			\$ -	
Pickup Truck, 4 x 4, with Bed Slide Out	\$ -	\$ -	\$ -	\$ 30,000		\$ 30,000			\$ -	
Total	\$ -	\$ -	\$ -	\$ 30,000	\$ -	\$ 30,000	\$ -	\$ -	\$ -	\$ 30,000

2020- 2022 CAPITAL PLAN

DEPARTMENT / PROJECT	2020			2021			2022			Fulton County Share 3 Year Total
	Total Cost	Offsetting Revenue	Fulton County Share	Total Cost	Offsetting Revenue	Fulton County Share	Total Cost	Offsetting Revenue	Fulton County Share	
PLANNING - 8020										
FACILITIES:										
Airport Reconstruction Main Apron - Construction				\$ 1,000,000	\$ 950,000	\$ 50,000				
Airport Runway Parallel Taxiway Rehabilitation - Design				\$ 150,000	\$ 142,500	\$ 7,500				
FJ & G Trail Right of Way Acquisition	\$ 60,000		\$ 60,000							
Subtotal	\$ 60,000	\$ -	\$ 60,000	\$ 1,150,000	\$ 1,092,500	\$ 57,500				
ECONOMIC DEVELOPMENT :										
NYS Route 30A Shovel Ready Site	\$ -	\$ -	\$ -							
NYS Route 30 Sewer Feasibility Study	\$ 75,000	\$ -	\$ 75,000							
Capital Regions New Frontier Marketing Campaign	\$ -	\$ -	\$ -							
Hotel Solicitation & Selection Project	\$ -	\$ -	\$ -	\$ 55,000	\$ -	\$ 55,000				
Great Sacandaga Lake History Museum	\$ -	\$ -	\$ -							
Hales Mills Development Area	\$ -	\$ -	\$ -							
Hales Mills Development Area Sewer Project	\$ 600,000	\$ 120,000	\$ 480,000							
Tryon Development Area Infrastructure Project	\$ -	\$ -	\$ -	\$ 440,000		\$ 440,000				
Subtotal	\$ 675,000	\$ 120,000	\$ 555,000	\$ 495,000	\$ -	\$ 495,000	\$ -	\$ -	\$ -	
Total	\$ 735,000	\$ 120,000	\$ 615,000	\$ 1,645,000	\$ 1,092,500	\$ 552,500	\$ -	\$ -	\$ -	\$ 1,167,500
General Fund Total	\$ 2,386,359	\$ 1,313,050	\$ 1,073,309	\$ 3,162,500	\$ 1,842,500	\$ 1,320,000	\$ 1,224,000	\$ 750,000	\$ 474,000	\$ 2,867,309
HIGHWAY - D/DM										
Paving CR 116 Town Johnstown	\$ 445,000	\$ 445,000	\$ -							
Paving CR 116A Town of Johnstown	\$ 57,000	\$ 57,000	\$ -							
Paving CR 138, Town of Broadalbin	\$ 235,000	\$ 235,000	\$ -							
Paving CR 149, Town of Northampton	\$ 230,000	\$ 230,000	\$ -							
Paving CR 143, Town of Northampton	\$ -	\$ -	\$ -	\$ 170,000		\$ 170,000				
Paving CR 137, Town of Caroga	\$ -	\$ -	\$ -	\$ 132,000		\$ 132,000				
Paving CR 108 Spur, Town of Oppenheim	\$ -	\$ -	\$ -			\$ -				
Paving CR 132, Town of Perth				\$ 330,000	\$ 330,000	\$ -				
Paving CR 131 Town of Johnstown				\$ 226,000	\$ 226,000	\$ -				
Paving CR 131A Town of Johnstown				\$ 174,000	\$ 174,000	\$ -				
Paving CR 119, Town of Stratford				\$ 462,000	\$ 162,000	\$ 300,000				
Paving CR 107, Town of Johnstown				\$ 185,000	\$ 124,000	\$ 61,000				
Paving CR 104, Town of Stratford							\$ 270,000	\$ 270,000	\$ -	
Paving CR 108, Town of Oppenheim							\$ 230,000	\$ 230,000	\$ -	
Paving CR110, Town of Broadalbin							\$ 370,000	\$ 370,000	\$ -	
Paving CR 125, Town of Blecker							\$ 265,000	\$ 146,000	\$ 119,000	
Paving CR 123, Town of Northampton							\$ 215,000		\$ 215,000	
Paving CR 130, Town of Northampton							\$ 60,000		\$ 60,000	
Subtotal	\$ 967,000	\$ 967,000	\$ -	\$ 1,679,000	\$ 1,016,000	\$ 663,000	\$ 1,410,000	\$ 1,016,000	\$ 394,000	\$ 1,057,000

2020- 2022 CAPITAL PLAN

DEPARTMENT / PROJECT	2020			2021			2022			Fulton County Share 3 Year Total
	Total Cost	Offsetting Revenue	Fulton County Share	Total Cost	Offsetting Revenue	Fulton County Share	Total Cost	Offsetting Revenue	Fulton County Share	
Bridges										
North Bush Road (over Peck Creek)	\$ 85,000	\$ 49,000	\$ 36,000							
Subtotal	\$ 85,000	\$ 49,000	\$ 36,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 36,000
Equipment										
Wood Chipper	\$ 71,500		\$ 71,500							
Dump Truck -6 Wheel			\$ -	\$ 130,000		\$ 130,000				
Street Sweeper				\$ 300,000		\$ 300,000				
Tandem Dump Truck with Plow							\$ 250,000	\$ -	\$ 250,000	
Subtotal	\$ 71,500	\$ -	\$ 71,500	\$ 430,000	\$ -	\$ 430,000	\$ 250,000	\$ -	\$ 250,000	\$ 751,500
Highway Total	\$ 1,123,500	\$ 1,016,000	\$ 107,500	\$ 2,109,000	\$ 1,016,000	\$ 1,093,000	\$ 1,660,000	\$ 1,016,000	\$ 644,000	\$ 1,844,500
Solid Waste - CL										
Paving Stratford Transfer Station	\$ 22,000	\$ -	\$ 22,000							
Paving Ephratah Transfer Station				\$ 27,000	\$ -	\$ 27,000				
Paving Oppenheim Transfer Station							\$ 26,000	\$ -	\$ 26,000	
Subtotal	\$ 22,000	\$ -	\$ 22,000	\$ 27,000	\$ -	\$ 27,000	\$ 26,000	\$ -	\$ 26,000	\$ 75,000
Equipment										
Excavator Bucket w/ Thumb	\$ 23,000	\$ -	\$ 23,000							
Decontamination Trailer	\$ 45,000	\$ -	\$ 45,000							
Dump Truck	\$ 60,000	\$ -	\$ 60,000							
Fork Lift	\$ 35,000	\$ -	\$ 35,000							
Milling Head	\$ 14,000	\$ -	\$ 14,000							
Loader				\$ 180,000	\$ -	\$ 180,000				
Bulldozer				\$ 350,000	\$ -	\$ 350,000				
Recycling Truck				\$ 200,000	\$ -	\$ 200,000				
Landfill Compactor							\$ 900,000	\$ -	\$ 900,000	
Roll Off Truck							\$ 200,000	\$ -	\$ 200,000	
Waste Heat							\$ 40,000	\$ -	\$ 40,000	
Isotope Identifier							\$ 13,500	\$ -	\$ 13,500	
Subtotal	\$ 177,000	\$ -	\$ 177,000	\$ 730,000	\$ -	\$ 730,000	\$ 1,153,500	\$ -	\$ 1,153,500	\$ 2,060,500
Solid Waste Total	\$ 199,000	\$ -	\$ 199,000	\$ 757,000	\$ -	\$ 757,000	\$ 1,179,500	\$ -	\$ 1,179,500	\$ 2,135,500
GRAND TOTAL:	\$ 3,708,859	\$ 2,329,050	\$ 1,379,809	\$ 6,028,500	\$ 2,858,500	\$ 3,170,000	\$ 4,063,500	\$ 1,766,000	\$ 2,297,500	\$ 6,847,309

Resolution No. 436

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION SUPPORTING A PERMANENT FUNDING FLOOR FOR COMMUNITY COLLEGE BASE STATE AID COMMENCING WITH FISCAL YEAR 2020

WHEREAS, Community Colleges serve as economic engines that provide a trained workforce and educated citizenry for the State of New York and local communities in which they are located; and

WHEREAS, Community Colleges are anchor institutions that help keep their communities strong and vibrant by serving as major employers, community hubs, and social centers; and

WHEREAS, Community Colleges serve nearly half of all undergraduates enrolled in the SUNY system along with nearly as many life-long learners through non-credit classes; and

WHEREAS, a level of predictability in State funding is essential to provide community colleges the ability to plan and budget accordingly and recognizes each college's annual fixed costs; and

WHEREAS, in fiscal year 2019, there was a step in the right direction to increase State full-time equivalent (FTE) aid by creating a "funding floor" for Community College State Aid at 98 percent; now, therefore be it

RESOLVED, That the Board of Supervisors supports the proposal that New York State change the base state aid formula allocation for each community college to be permanently set at 100 percent of the previous year or \$100.00 increase per FTE, whichever is greater; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, FMCC, Governor Andrew Cuomo, Senator James Tedisco, Assemblyman Robert Smullen, SUNY Board of Trustees, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 437

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:

Sheriff/Jail:

0008077 GBC Shred Master

0006903 NEC Monitor

0006887 NEC Monitor

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

Seconded by Supervisor BORN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 438

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION DESIGNATING OFFICIAL NEWSPAPER (2020)

RESOLVED, That the Board of Supervisors hereby designates The Leader Herald, a daily newspaper, published in Gloversville, NY pursuant to the provision of Section 214 of County Law, as the newspaper to publish all local laws and notices of other matters required by Law to be published in the year 2020.

Seconded by Supervisor BLACKMON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 439

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION ESTABLISHING A VACANCY REVIEW PROCESS FOR 2020

WHEREAS, the Committee on Finance has begun preparation of the 2020 County Budget and has also been evaluating the impacts of burdensome State mandates on future County finances; and

WHEREAS, State mandated costs imposed upon county governments are translated into extra property tax burdens on local residents; and

WHEREAS, the Committee believes that austerity measures are necessary to ensure that the County budget and corresponding property tax levy are no larger than necessary for the effective operation of County government and its many services; and

WHEREAS, the Committee on Finance recommends the implementation of a tentative vacancy review procedure for existing positions and a hiatus upon the creation of any new positions or position upgrades within County of Fulton departments; now, therefore be it

RESOLVED, That the following vacancy review procedures be and hereby are adopted by the Board:

1. Prior to filling any permanent vacancy, other than those arising from medical leave, within a County department, the Department Head shall present said vacancy to the Committee on Finance, which shall serve as a "Vacancy Review Committee". The Department Head shall provide a detailed justification for retaining said position within County service or, if deemed unnecessary, a plan for elimination of the position from County service.
2. Upon each such referral to the Committee on Finance, the Committee shall take affirmative action one way or the other to recommend retention of the position or recommend elimination of the position.
3. Any recommendation to eliminate a position shall be subject to review and final decision by resolution of the full Board of Supervisors, which shall include a presentation by the Department Head prior to final action. If the "Vacancy Review Committee" recommends retention of a position within County service, the Department Head or other appointing authority shall be approved to commence recruitment and appointment to such position.

and, be it further

RESOLVED, That this policy shall commence and apply to all vacancies occurring on or after January 1, 2020, and shall end December 31, 2020; and, be it further

Resolution No. 439 (Continued)

RESOLVED, That the above vacancy review procedure policy shall not apply to vacancies in Corrections Officer positions; and, be it further

RESOLVED, That the Personnel Director and all involved Department Heads 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, All Department Heads, CSEA Local 818, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor LAURIA and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 440

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION ACCEPTING THE 2017 AND 2018 OPERATING RESERVE
DISTRIBUTION MONIES FROM NEW YORK MUNICIPAL INSURANCE RECIPROCAL**

WHEREAS, New York Municipal Insurance Reciprocal (NYMIR) petitioned the State Insurance Department for permission to return certain portions of Operating Reserve Funds to its member municipalities; and

WHEREAS, The Board of Supervisors Office has been notified by NYMIR that Fulton County will be receiving \$1,562.49 from 2017 and 2018 Operating Reserve Distribution monies; now, therefore be it

RESOLVED, based upon the recommendation of the Committee on Finance, the County Treasurer be and hereby is directed to deposit the check from NYMIR in the amount of \$1,562.49 into the General Fund Revenue Account A.1000.2770-2770 – REV – Other Unclassified Revenues; and, be it further

RESOLVED, That That the Administrative Officer/Clerk of the Board and County Treasurer do each and everything 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, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GROFF and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 441

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:

Coroner

From: A.1000.1990-4907 – EXP – Contingent Fund Expense

To: A.1185.1185-4090 – EXP – Professional Services

Sum: \$15,000.00

Sheriff

From: A.3110.3110-4010 – EXP – Equipment – Non-Asset

To: A.3110.3110-2000 – EXP – Equipment – Fixed Asset

Sum: \$1,100.00

Public Health

From: A.4010.4042-4530 – EXP - Supplies \$ 2,000.00

A.4010.4059-4920 – EXP – EI (0-3) Itinerant Services 4,000.00

To: A.4010.4042-4130 – EXP – Contractual \$ 6,000.00

Social Services

From: A.6010.6055-3655-REV-State Aid-Day Care

To: A.6010.6055-1855-REV-DSS-Day Care Repayments

Sum: \$5,800.00

From: A.6010.6070-3670-REV-State Aid-Services for Recipients \$58,000.00

A.6010.6142-3642-REV-State Aid-Emergency Assistance for Adults 6,500.00

A.6010.6109-4609-REV-Federal Aid-DSS-Family Assistance 3,000.00

To: A.6010.6070-4670.0000-REV-Federal Aid-Services for Recipients \$ 67,500.00

From: A.6010.6109-3609-REV-State Aid- Family Assistance

To: A.6010.6119-1819-REV-DSS-Child Care

Sum: \$55,000.00

From: A.6010.6010-1841-REV-DSS-HEAP \$ 9,000.00

A.6010.6010-3610-REV-State Aid-Social Services Administration 79,839.00

A.6010.6142-3642-REV-State Aid-Emergency Assistance for Adults 18,500.00

A.6010.6010-1810-REV-DSS-Administration Repayments 1,149.00

To: A.6010.6010-4641-REV-Federal Aid-DSS-HEAP \$108,488.00

Resolution No. 441 (Continued)

From: A.6010.6119-3619-REV-State Aid-Child Care
To: A.6010.6010-1842-REV-DSS-Emergency Care for Adults
Sum: \$175.00

From: A.6010.6010-4130-EXP-Contractual
To: A.6010.6010-4930-EXP-NYS Chargebacks
Sum: \$25,000.00

Solid Waste

From: CL.8160.8161-4510 – EXP – Uniforms
To: CL.8160.8161-1900 – EXP – Uniform Allowance
Sum: \$45.00

From: CL.8160.8162-4510 – EXP – Uniforms
To: CL.8160.8162-1900 – EXP – Uniform Allowance
Sum: \$110.00

Highway (Road Fund)

From: D.5010.5110-4620 – EXP – Road Maintenance	\$ 1,132.00	
To: D.5010.3310-4130 – EXP – Contractual		\$ 992.00
D.5010.5142-4670 – EXP – Chemicals & Abrasives		140.00

and, be it further

RESOLVED, That the 2019 Adopted Budget be and hereby is amended as follows:

Treasurer

Revenue

Increase A.1000.3016-3016 – REV – State Aid – Casino Licensing	\$100,000.00
Fees & Various Gaming Revenues	

Appropriation

Increase A.1000.2490-4916 – EXP – Community College Tuition- Others	\$100,000.00
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(Civil Office)

Revenue

Increase A.3110.3112-1510 – REV – Sheriffs Fees	\$ 2,000.00
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Appropriation

Increase A.3110.3112-4080 – EXP – Telephone	2,000.00
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Resolution No. 441 (Continued)

(Corrections)

Revenue

Increase A.3110.3150-2260 – REV – Public Safety Services	
– Other Governments	\$40,000.00
Increase A.3110.3150-4320 – REV - Federal Aid – Crime Control	850.00

Appropriation

Increase A.3110.3150-1100 – EXP – Overtime	\$40,663.00
Increase A.3110.3150-4130 – EXP – Contractual	187.00

Social Services

Revenue

Decrease A.6010.6140-1848-REV-DSS-Burials	\$ 5,000.00
Decrease A.6010.6010-1810-REV-DSS-Administrative Repayments	9,692.00
Decrease A.6010.6010-1811-REV-DSS-Incentive Earnings	5,000.00
Decrease A.6010.6055-3655-REV-State Aid-Day Care	94,200.00
Decrease A.6010.6109-3609-REV-State Aid-Family Assistance	300,850.00
Decrease A.6010.6119-3619-REV-State Aid-Child Care	238,746.00
Decrease A.6010.6123-3623-REV-State Aid-Juvenile Delinquent Care	355,000.00
Decrease A.6010.6140-3640-REV-State Aid-Safety Net Assistance	111,800.00
Decrease A.6010.6109-4609-REV-Federal Aid-DSS-Family Assistance	433,000.00
Decrease A.6010.6119-4619-REV-Federal Aid-DSS-Child Care	550,000.00
Decrease A.6010.6140-4640-REV-Federal Aid-DSS-Safety Net Assistance	12,000.00

Appropriations

Decrease A.6010.6010-4130-EXP-Contractual	\$ 20,000.00
Decrease A.6010.6010-4150.1000-EXP-Utilities-Electric	2,000.00
Decrease A.6010.6010-4150.1100-EXP-Utilities-Natural Gas/Propane	1,500.00
Decrease A.6010.6010-4150.1200-EXP-Utilities-Water-Sewer	700.00
Decrease A.6010.6010-4560-EXP-Printing	1,000.00
Decrease A.6010.6010-4914-EXP-IT Development	700.00
Decrease A.6010.6055-4170-EXP-Programs	150,000.00
Decrease A.6010.6070-4170-EXP-Programs	58,000.00
Decrease A.6010.6109-4170-EXP-Programs	1,197,495.00
Decrease A.6010.6119-4170-EXP-Programs	270,676.00
Decrease A.6010.6123-4170-EXP-Programs	260,676.00
Decrease A.6010.6129-4170-EXP-Programs	110,000.00
Decrease A.6010.6141-4170-EXP-Programs	5,541.00
Decrease A.6010.6142-4170-EXP-Programs	37,000.00

Resolution No. 441 (Continued)

Veterans

Revenue

Increase A.6510.6510-2705 – REV – Gifts & Donations \$ 130.00

Appropriation

Increase A.6510.6510-4200 – EXP – Miscellaneous \$ 130.00

Highway & Facilities

Revenue

Decrease D.1000.0599-0599 – REV – Appropriated Fund Balance \$100,472.00

Appropriation

Decrease D.5010.5112-4132.0119 – EXP – Road Construction-119 \$15,039.00

Decrease D.5010.5112-4132.0120 – EXP – Road Construction-120 24,023.00

Decrease D.5010.5112-4132.0122 – EXP – Road Construction-122 18,455.00

Decrease D.5010.5112-4132.0138 – EXP – Road Construction-138 11,632.00

Decrease D.5010.5112-4132.0150 – EXP – Road Construction-150 774.00

Decrease D.5010.5112-4132.0158 – EXP – Road Construction-158 30,549.00

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Coroner, Sheriff, Public Health Director, Commissioner of Social Services, Solid Waste Director, Superintendent of Highways and Facilities, Veterans Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 442

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING 2020 TENTATIVE BUDGET AND FIXING DATE OF
PUBLIC HEARING THEREFORE

WHEREAS, the Tentative Budget, as originally compiled, was reviewed and revised by the Budget Review Committee in accordance with Sections 354 and 357 of the County Law; now, therefore be it

RESOLVED, That said budget so reviewed be accepted as the Tentative Budget for the year 2020; and, be it further

RESOLVED, That pursuant to Section 359 of County Law, a public hearing on the Tentative Budget for the year 2020, with such changes, alterations and revisions as shall have been made by the Board of Supervisors, will be held in the Supervisors' Chambers, in the City of Johnstown, on Monday, November 25, 2019, at 1:30 p.m.; and, be it further

RESOLVED, That the Clerk of the Board be authorized and directed to advertise the notice of the hearing according to law and state therein that the maximum salary of the Supervisors shall be \$8,529.00 each, which reflects a 2.6% increase over the 2019 salaries and that the salary of the Chairman shall be \$11,226.00, which reflects a 2.6% increase over the 2019 salary; and, be it further

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

Seconded by Supervisor WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 443

Supervisor BREH offered the following Resolution and moved its adoption:

RESOLUTION APPOINTING ASSIGNED COUNSEL ADMINISTRATOR (PART-TIME)

RESOLVED, That Michael Smrtic of Johnstown, NY, be and hereby is appointed Assigned Counsel Administrator (Part-Time, 17 hours per week with benefits), for a two (2) year term, effective January 1, 2020 through December 31, 2021, at a 2020 starting salary rate of \$50,000.00 per year, and a one year permanent salary rate of \$53,000.00 per year, after successful completion of a one year probationary period; and, be it further

RESOLVED, That Michael Smrtic is required to complete the Fulton County Board of Ethics' Financial Disclosure Statement and is 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, Personnel Director, Assigned Counsel Administrator Office, Public Defender, District Attorney, Probation Director and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GREENE and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)

Resolution No. 444

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION APPOINTING DIRECTOR OF REAL PROPERTY
TAX SERVICES AGENCY II**

RESOLVED, That Mary Beth Salamone of Stratford, NY, be and hereby is appointed Director of Real Property Tax Services Agency II (Non-Union Job Group D-2), for a six (6) year term, to fill an existing term of office, effective retroactive to October 1, 2019, and ending September 30, 2025 at a 2019 starting salary rate of \$53,000.00 per year, and a one year permanent salary rate of \$58,000.00 per year, after successful completion of a one year probationary period; and, be it further

RESOLVED, That Mary Beth Salamone is required to complete the Fulton County Board of Ethics' Financial Disclosure Statement and is 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, Personnel Director, Real Property Tax Services Agency, NYS Office of Real Property Services and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BREH and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Howard)