

## **SECOND REGULAR SESSION**

Johnstown, NY

February 12, 2018

Roll Call – Quorum Present

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

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

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

### **REPORTS**

A. 2017 Annual Report, Fulton County Planning Board.

### **LATE COMMUNICATIONS:**

1. Letter from National Grid to the Chief Executive, dated 31 January 2018  
Subj: Semi-Annual PCB Report covering 1 July 2017 through 31 December 2017
2. Communication from New York State Association of Counties  
Subj: 2018 NYSAC Legislative Conference Resolutions [Priority Reading Rack]

### **LATE REPORTS:**

- A. 2017 Annual Report, Fulton County Industrial Development Agency
- B. 2017 Annual Report, Fulton County Soil & Water Conserv. Dist. [Priority Reading Rack]
- C. 2017 Annual Report, Fulton County Board of Elections [Priority Reading Rack]
- D. 2016-2017 Annual Report, Fulton-Montgomery Comm. College [Priority Reading Rack]

### **UPDATES FROM STANDING COMMITTEES**

***Economic Development & Environment:*** Supervisor Waldron noted that it was very exciting that the gloves worn by Olympic athletes during the Opening Ceremony for the 2018 Winter Olympic Games in Pyeongchang were made with leather that was produced right in Gloversville. Owner Matthew Smrtic and the team of Sunderland Leather Company were involved in the making of the gloves. Also, Peter Kiernan, who is from Gloversville was involved.

### **REPORTS OF SPECIAL COMMITTEES**

(None)

## **CHAIRMAN'S REPORT**

Chairman Groff advised that he attended the 2018 NYSAC Legislative Conference the last week of January. He further advised that he attended a workshop on the State Budget and there was not a lot of good news for counties or local government in the Governor's plans. He also attended a workshop on Active Shooter Training and thinks that Fulton County should think about doing a workshop here.

## **RESOLUTIONS**

Resolutions on the Agenda were then deliberated on.

A motion was offered by Supervisor Callery, seconded by Supervisor Waldron and unanimously carried, to waive the Rules of Order to take Action on Late Resolution 87.

Mr. Stead, Administrative Officer, explained that in the past, the Board has agreed to waive the start rate for the Operations Manager position in the Solid Waste Department. He explained that there are two (2) people interested in the position and only one (1) was a county resident. There is a training certification course coming up in March that the Department of Environmental Conservation offers yearly and if this Resolution is approved, the new person could be hired in time to attend the required training course.

## **PROCLAMATION**

### **CONGRATULATING CHELSEA CIRILLO – MISS FULTON COUNTY 2018**

WHEREAS, Chelsea Cirillo, a graduate of Johnstown High School was crowned Miss Fulton County at the Pageant competition on January 13, 2018; and

WHEREAS, as part of her platform for the Miss Fulton County Pageant, Chelsea spoke about "Easing the Burden of Poverty", with a focus on assisting local families; and

WHEREAS, Chelsea impressed Pageant officials with her poise and musical talent; and

WHEREAS, Chelsea is currently pursuing a Bachelor of Science degree from Union College toward a career in the medical field; and

WHEREAS, Ms. Cirillo is the daughter of Vivienne and Peter Cirillo of Johnstown; now, therefore be it

RESOLVED, That the Board of Supervisors hereby conveys its congratulations to Chelsea Cirillo – Miss Fulton County 2018; and, be it further

RESOLVED, That the Board also extends its best wishes to Ms. Cirillo for an ambitious year as Fulton County's ambassador.

Supervisor Wilson commented that Ms. Cirillo is a wonderful young lady that he knows from church and that she is beautiful inside and out and was deserving of the title of Miss Fulton County.

Chairman Groff called for a recess at 1:30 p.m.

Chairman Groff called the meeting called back to order at 1:43 p.m.

### **SCHEDULED SPEAKERS**

Public Health Director Dr. Irina Gelman and Information Services Director Perry Lovell were present to provide a demonstration on Telehealth Portals that will be soon be available at FMCC, Public Health and Office for Aging.

### **OLD BUSINESS**

Supervisor Lauria wanted to express his thanks to the Fulton County Investigative Unit for their handling of the fraud cases in Gloversville with three (3) business owners. He advised that the State should have stricter rules on welfare fraud.

Supervisor Handy thanked the Gloversville Fire Department for the handling of the fire at the JBF Tannery and former Tradition Leather on February 10, 2018.

### **NEW BUSINESS**

Chairman Groff advised that he has received several phone calls regarding the fire and clean-up efforts of the debris from that fire that occurred on Saturday, February 10, 2018, at the site of the former Tradition Leather and JBF Tannery. The request was to have the tipping fees lowered for the debris removal for the clean-up to help the City of Gloversville with the cost.

Supervisor Greene advised that there is an elementary school right across the street from the fire site and this will create a dangerous situation and it should be cleaned up as soon as possible.

Supervisor Born commented that she received a call from City Fire Chief Thomas Groff, who asked for her support to lower the tipping fee for the clean-up of building debris. She indicated that she would support this request.

Supervisor Blackmon commented that he too received a call from Fire Chief Groff and he would also support the lowering of the tipping fees.

Supervisor Lauria advised that the City of Gloversville is looking to having the site be cleaned-up as soon as possible and is only looking to have the Solid Waste Department reduce the tipping fees in regard to debris that are from the fire that will be brought to the Landfill.

Mr. Bouchard, Solid Waste Consultant, advised that he too spoke with Fire Chief Groff about reducing the tipping fee and explained to him that it will have to be considered an asbestos

project under DEC regulations. He added that the property was “cleared” years ago by the Environmental Protection Agency as having no contaminants. A company would have to be hired to take down any structures left by the fire because the County’s Demolition Team can only take down municipal owned structures and this property was owned by a private citizen.

After more discussion by Board members, it was the consensus of the Board to reduce the normal \$75.00 per ton for Municipal/County Rate to \$25.00 per ton in this instance only for debris from the fire.

**A motion was made by Supervisor Green to authorize a Resolution to Reduce the Tipping Fee Rate for Fire Debris from JBG Tannery and the Former Tradition Leather Fire Event, from \$75.00 per ton to \$25.00 per ton in this instance only, seconded by Supervisor Wilson and unanimously carried.**

Upon a motion by Supervisor Callery, seconded by Supervisor Kinowski and unanimously carried, the Committee entered into Executive Session at 2:17 p.m. to discuss pending litigation.

*(Supervisors Kinowski and Young left the meeting at 3:01 p.m.)*

The Board continued in Executive Session for employment history at 3:01 p.m.

Upon a motion by Supervisor Callery, seconded by Supervisor Howard and unanimously carried, the Committee re-entered into Regular Session at 3:32 p.m.

Mr. Stead noted that the Executive Session also involved an interview of the candidate for Solid Waste Director.

**Supervisors Waldron and Argotsinger sponsored Resolution 88 of 2018 Appointing David B. Rhodes to the position of Director of Solid Waste Management, seconded by Supervisor Bradt and unanimously carried. (Supervisors Fagan, Kinowski and Young were absent)**

Upon a motion by Supervisor Callery, seconded by Supervisor Waldron and unanimously carried, the Board adjourned at 3:34 p.m.

*Certified by:*

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



**Resolution No. 38**

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

RESOLUTION AUTHORIZING GRANT AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) AND ADVERTISEMENT FOR BIDS FOR INSTALLATION OF A SIGN AT THE FULTON COUNTY AIRPORT

WHEREAS, Resolution 159 of 2017 authorized an application to the NYS Department of Transportation for an Aviation Capital Grant to fund Installation of a Main Entrance Sign at the Fulton County Airport; and

WHEREAS, Fulton County has received notification from the Department of Transportation that said grant application was approved and will pay 90 percent of the allowable costs incurred in accomplishing the sign project for the Fulton County Airport as follows:

NYS DOT	\$27,000.00
County Local Share	<u>3,000.00</u>
Total Project Cost	\$30,000.00

now, therefore be it

RESOLVED, That Fulton County enter into an agreement with the State of New York for financial assistance for the project described above for Fulton County Airport; and, be it further

RESOLVED, That the Chairman of the Board of Supervisors be authorized to execute all necessary documents on behalf of Fulton County with NYS in connection with the project; and, be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary documents in connection with the project; and, be it further

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

Seconded by Supervisor WALDRON and adopted by the following vote:

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

**Resolution No. 39**

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

RESOLUTION AUTHORIZING TWO-YEAR AGREEMENTS WITH CERTAIN  
SNOWMOBILE CLUBS FOR MAINTENANCE OF COUNTY OPERATED STATE  
SNOWMOBILE TRAILS (2018-2020)

WHEREAS, Resolution 131 of 2016 authorized agreements with eight (8) snowmobile clubs for snowmobile trails maintenance, effective April 1, 2016 through March 31, 2018; and

WHEREAS, the Superintendent of Highways and Facilities recommends renewing said agreements for a two-year period; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Buildings and Grounds/Highway and Finance, the Chairman of the Board be and hereby is authorized to sign agreements with the following snowmobile clubs for snowmobile trails maintenance and grooming services, effective April 1, 2018 through March 31, 2020, as follows:

<u>Name of Club</u>	<u>Total Miles of State Approved Trails</u>
Bleecker Snow Rovers	21
Charlton Snowmobile Club	10
Fulmont Snow Travelers	28
Nick Stoner Trailers	15
Oppenheim Trail Blazers	32
Royal Mountain Moonlighters	15
Southern Adirondack Snowmobile Club	17
Stratford Snow Drifters	<u>44</u>
TOTAL MILES	182

said contracts subject to the approval of the County Attorney; and, be it further

RESOLVED, That the County shall only be responsible for paying said clubs the mileage rates specified by the State of New York with any payments being contingent upon full funding from New York State, with the understanding that this funding will expire immediately, if and when this specific funding is discontinued; and, be it further

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

**Resolution No. 39 (Continued)**

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

Seconded by Supervisor HOWARD and adopted by the following vote:

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

**Resolution No. 40**

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

RESOLUTION AUTHORIZING PURCHASE OF 2018 WESTERN STAR TANDEM TRACTOR FOR USE IN THE HIGHWAYS AND FACILITIES DEPARTMENT VIA ONONDAGA COUNTY CONTRACT (2018 CAPITAL PLAN)

WHEREAS, the 2018 Capital Plan identifies a 2018 Tandem Tractor for use in the Building & Grounds/Highway Department; and

WHEREAS, Tandem Tractors are not currently available via New York State OGS contract, the Superintendent of Highways and Facilities recommends purchase of a 2018 Western Star Tandem Tractor at a total cost of \$156,000.00, via Onondaga County bid contract which was extended to all political subdivisions and districts in New York State; now, therefore be it

RESOLVED, That the Superintendent of Highways and Facilities be and hereby is authorized to purchase a 2018 Western Star Tandem Tractor as identified in the bid award (Bid Reference# 7823) by Onondaga County from Tracey Road Equipment, Inc., Queensbury, NY, at a bid price not to exceed \$156,000.00; and, be it further

RESOLVED, That said cost be a charge against DM.5130.5130-2010 EXP-Capital Expense; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities, Tracey Road Equipment, Inc., 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 Fagan)

**Resolution No. 41**

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR VARIOUS HIGHWAY  
CONSTRUCTION MATERIALS FOR USE IN THE DEPARTMENT OF HIGHWAYS AND  
FACILITIES (2018)**

WHEREAS, the Committee on Buildings and Grounds/Highway recommends advertising for bids for various highway construction materials; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for the purchase of construction materials for use by the Department of Highways and Facilities (and according to further specifications which may be obtained at the Office of the Purchasing Agent, County Building, Room 203, Johnstown, NY, 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, County Building, Room 203, Johnstown, NY, 12095, and received by said Purchasing Agent no later than the dates and times identified below, at which time and place they will be publicly opened and read:

GROUP 1 - Wednesday, March 14, 2018 at 2:00 p.m.:

Acrylic Water Borne Pavement Markings  
Bridge Repair  
Pneumatically Projected Concrete  
Ready Mix Concrete  
Lubricants  
Vegetation Control

GROUP 2 - Thursday, March 15, 2018 at 2:00 p.m.:

Plant Mixed Patching Material  
Coarse Aggregates--Crushed Stone, Crushed Gravel  
Asphalt Concrete  
Hot Mix Paving

GROUP 3 - Wednesday, March 21, 2018 at 2:00 p.m.:

Corrugated Metal & Polyethylene Pipe  
Guide Railing  
Cold-In Place Recycling Type I  
Cold Planing  
In-Place Road Base Stabilization  
Abrasives Snow & Ice Control  
Cold In-Place Recycling-Hammermill Method  
Hot In-Place Recycling

**Resolution No. 41 (Continued)**

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 PERRY and adopted by the following vote:

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

**Resolution No. 42**

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

RESOLUTION AUTHORIZING THE PURCHASE OF A DRY ERASE MAP BOARD FOR USE IN THE HIGHWAYS AND FACILITES DEPARTMENT

WHEREAS, the Superintendent of Highways and Facilities has requested to purchase a Dry Erase Magnetic Map Board; now, therefore be it

RESOLVED, That the Superintendent of Highways and Facilities be and hereby is authorized to purchase a Dry Erase Magnetic Map Board for use in the Highway Department as follows:

(1) Dry Erase Magnetic Map Board	\$1,300.00
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and, be it further

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

From: D.5010.5110-4620-EXP-Cement-Concrete	\$1,000.00	
D.5010.5010-4010-EXP-Equipment-Non-Asset	\$300.00	
To: D.5010.5010-2000-EXP-Equipment-Fixed Asset		\$1,300.00

and, be it further

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

Seconded by Supervisor YOUNG and adopted by the following vote:

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

**Resolution No. 43**

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

RESOLUTION ACCEPTING STATE MATCHING FUNDS FOR 2018  
“I LOVE NEW YORK” TOURISM PROGRAM

WHEREAS, Resolution 394 of 2017 authorized submittal of a grant application for “I Love New York” Tourism Matching Funds for 2018 in the amount of \$451,500.000; and

WHEREAS, the County of Fulton has been advised that it has been awarded up to \$63,067.00 for its 2018 Tourism Matching Funds Program; and

WHEREAS, the Committees on Economic Development & Environment and Finance recommend that the County accept the 2018 budgeted amount of \$60,290.00; now, therefore be it

RESOLVED, That the Fulton County Board of Supervisors, by this Resolution, hereby accepts 2018 Tourism Matching Funds, in an amount of \$60,290.00 (Fulton County to match its share of \$60,290.00) for 2018; and, be it further

RESOLVED, That the Fulton Montgomery Regional Chamber of Commerce, as Fulton County’s Tourism Promotion Agency, do each and every other thing necessary to receive such funds; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Fulton Montgomery Regional Chamber of Commerce, Budget Director/County Auditor 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 Fagan)

**Resolution No. 44**

Supervisor WALDRON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR PURCHASE OF AN  
“OFF ROAD TRUCK” FOR USE IN THE SOLID WASTE DEPARTMENT  
(2018 CAPITAL PLAN)

WHEREAS, the 2018 Capital Plan includes a new “Off Road Truck” for use in the Solid Waste Department; now, therefore be it

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

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, County Building, Room 203, Johnstown, NY 12095, no later than 2:00 p.m., Wednesday, March 14, 2018, at which time and place they will be publicly opened and read; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Solid Waste Director 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 Fagan)

**Resolution No. 45**

Supervisor WALDRON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CONTRACT BETWEEN THE SOLID WASTE  
DEPARTMENT AND THE LEADER HERALD FOR  
ANNUAL NEWSPAPER ADVERTISING (2018)

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the Solid Waste Department and *The Leader Herald*, of Gloversville, NY for annual newspaper advertising, commencing January 1, 2018 through December 31, 2018, at a cost of \$13.25 per column inch; 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, Solid Waste Interim Director, 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 Fagan)

**Resolution No. 46**

Supervisor WALDRON offered the following Resolution and moved its adoption:

**RESOLUTION DECLARING THE FULTON COUNTY BOARD OF SUPERVISORS LEAD AGENCY AND AUTHORIZING THE FILING OF A NEGATIVE DECLARATION UNDER SEQR RELATED TO FORMATION OF SEWER DISTRICT NO. 2: VAIL MILLS**

WHEREAS, an Environmental Assessment Form (EAF) has been completed on the proposed action to create Fulton County Sewer District No. 2: Vail Mills; and

WHEREAS, Resolution 466 of 2017 classified the proposed Vail Mills Sewer Collection System Project as an Unlisted Action, proposed that the Board of Supervisors serve as Lead Agency and authorizing the distribution of a Part I Environmental Assessment Form to Involved Agencies under SEQR; and

WHEREAS, on December 4, 2017, all potential Involved Agencies were notified, in writing, of the Fulton County Board of Supervisors' desire to serve as Lead Agency and were also asked to submit comments on whether the proposed project may have any significant impacts on the environment; and

WHEREAS, the following Involved Agencies responded, in writing, acknowledging their consent to the Fulton County Board of Supervisors serving as Lead Agency:

NYS Department of Conservation  
NYS Department of Health  
NY Department of Transportation

and,

WHEREAS, no Involved Agency offered any written or oral comments on whether the proposed action will have any significant impacts on the environment nor were any written comments received from the public on whether the proposed action will have any impacts on the environment; now, therefore be it

RESOLVED, That the Fulton County Board of Supervisors hereby designates itself as Lead Agency for the purpose of issuing a Determination of Significance under SEQR on the proposed action; and, be it further

**Resolution No. 46 (Continued)**

RESOLVED, That the Fulton County Board of Supervisors, as Lead Agency, hereby determines that:

1. The requirements of 6 NYCRR Part 617 have been met.
2. The Board of Supervisors weighed and balanced relevant environmental impacts with social, economic and other considerations.
3. Consistent with social, economic and other essential considerations, from among the reasonable alternatives available, the proposed Action is one that avoids or minimizes adverse environmental impacts to the maximum extent practicable.
4. Potential environmental impacts will be avoided or minimized to the maximum extent practicable.

and, be it further

RESOLVED, That based upon its findings, the Fulton County Board of Supervisors, as Lead Agency, hereby issues a Negative Declaration under SEQR and hereby concludes the SEQR process for the proposed creation of Fulton County Sewer District No. 2: Vail Mills; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, Planning Director, Village of Broadalbin, Town of Mayfield, All Involved Agencies, 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 Fagan)

**Resolution No. 47**

Supervisor WALDRON offered the following Resolution and moved its adoption:

RESOLUTION ESTABLISHING FULTON COUNTY  
SEWER DISTRICT NO. 2: VAIL MILLS

WHEREAS, the Fulton County Board of Supervisors has determined that it is in the interest of the residents of Fulton County to establish public sewer service from the Village of Broadalbin to the vicinity of the Vail Mills Primary Development Area in the Town of Mayfield; and

WHEREAS, the Village of Broadalbin has sufficient capacity and ability to supply sewer service to the County in accordance with the Memorandum of Agreement between the two parties; and

WHEREAS, NYS County Law Article 5-A authorizes Fulton County to establish county sewer districts, which districts are further authorized to purchase sewer services within the district; and

WHEREAS, Resolution 327, of 2017, authorized the hiring of Environmental Design Partnership to prepare a Map, Plan and report for creation of a County Sewer District for the Vail Mills Development Area in the Town of Mayfield; and

WHEREAS, pursuant to public notice, the Fulton County Board of Supervisors held a public hearing on January 8, 2018, on the proposed establishment of Fulton County Sewer District No. 2; and

WHEREAS, an Environmental Assessment Form was prepared by the Fulton County Board of Supervisors, a coordinated review has been completed and by Resolution dated February 12, 2018, authorized the issuance of a Negative Declaration pursuant to the State Environmental Quality Review Act ("SEQRA"); now, therefore be it

RESOLVED, That the Board of Supervisors hereby accepts the Fulton County Sewer District No. 2: Vail Mills Map, Plan And Report, dated January 31, 2018, prepared by Environmental Design Partnership, which identified the proposed improvements, the boundaries and description of the proposed district, the proposed method of financing and the estimated costs of the improvements and all other matters required by law to be stated; and

**Resolution No. 47 (Continued)**

RESOLVED, That:

- (a) the proposed sewer facilities are satisfactory and sufficient;
- (b) all of the property and property owners within Fulton County Sewer District No. 2 are benefited thereby;
- (c) all of the property and property owners benefited are included within the limits of proposed Fulton County Sewer District No. 2;
- (d) it is in the public interest to establish Fulton County Sewer District No. 2; and
- (e) the establishments of zones of assessment is not recommended;

and be it further

RESOLVED, That the establishment of Fulton County Sewer District No. 2 as described and defined in the updated Fulton County Sewer District No. 2 Map, Plan and Report, dated January 31, 2018, prepared by Environmental Design Partnership, be and hereby is approved; and, be it further

RESOLVED, That the cost of the sewer collection system will be assessed to properties in the District and connected into the system through the utilization of Equivalent Domestic Units (EDU); and, be it further

RESOLVED, That the proposed improvements, which include the construction of sewer lines to service properties within the District, shall be financed with capital reserves of the County of Fulton and state grants with the maximum amount to be expended for said improvements currently estimated to be \$626,957.00; and be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Clerk, Planning Director, Village of Broadalbin, Town of Mayfield, Environmental Design Partnership, Budget Director/County Auditor, Administrative Officer/Clerk of the Board and to each and every other person, institution or agency who will further the purport of this Resolution.

Seconded by Supervisor ARGOTSINGER and adopted by the following vote:

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

**Resolution No. 48**

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

RESOLUTION AUTHORIZING A “SMART WATERS” MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF FULTON, CITY OF JOHNSTOWN COMMON COUNCIL, AND JOHNSTOWN WATER BOARD

WHEREAS, Resolution 213 of 2013 authorized a contract with Environmental Design Partnership, LLP (EDP) to prepare a model for Fulton County’s “SMART Waters” System; and

WHEREAS, EDP’s Findings Report titled, “SMART Waters: A Regional Model for Water and Wastewater Services in Fulton County, NY” concluded that a regional water and wastewater system can be successfully implemented by Fulton County and provide economic benefits for the Region by promoting land development; and

WHEREAS, Resolution 163 of 2014 supported the creation of a regional water and wastewater system in Fulton County and authorized the commencement of discussions with the Cities of Gloversville and Johnstown, Villages of Broadalbin, Mayfield and Northville, Town of Northampton, Gloversville-Johnstown Joint Wastewater Treatment Facility, City of Amsterdam, Hudson River-Black River Regulating District and any other appropriate municipalities/organizations; and

WHEREAS, representatives of Fulton County and City of Johnstown officials have met periodically for several months to negotiate a Memorandum of Agreement that establishes terms and conditions for a formal Inter-municipal Cooperation Agreement that will govern the purchase of excess water capacity by the Fulton County Water and Sewer Agency from the City;

WHEREAS, on January 18, 2018, the City of Johnstown Water Board approved the aforementioned Memorandum of Agreement; and

WHEREAS, on January 18, 2018, the City of Johnstown Common Council approved the aforementioned Memorandum of Agreement; now, therefore be it

**Resolution No. 48 (Continued)**

RESOLVED, That said Memorandum of Agreement, shall include the following terms, conditions and responsibilities:

**CITY RESPONSIBILITIES:**

1. The CITY shall supply up to 200,000 gallons of water per day, on a 30-day average, to the Fulton County Water and Sewer Agency to use anywhere in Fulton County. (See attached Exhibit 1.)
2. The CITY shall charge customers of the Fulton County Water and Sewer Agency the in-City rate charged to residential customers within the City of Johnstown plus an additional rate equal to 7.5% of the CITY's In-City rate to cover additional testing costs the WATER BOARD may incur.
3. In accordance with Section 13 of the Gloversville-Johnstown Joint Sewer Contract dated May 22, 1964, the CITY hereby consents to and approves allowing the COUNTY to extend CITY sewer lines outside the City to any property in the COUNTY.
4. The CITY agrees to terminate the existing 2005 Water Supply Agreement between the COUNTY, CITY and WATER BOARD and execute a new 40-year Inter-Municipal Agreement between the COUNTY, CITY and WATER BOARD to sell water to the COUNTY in accordance with this MOA.

**WATER BOARD RESPONSIBILITIES:**

1. The WATER BOARD shall supply up to 200,000 gallons of water per day, on a 30-day average, to the Fulton County Water and Sewer Agency to use anywhere.
2. As of January 1, 2019, the WATER BOARD shall take over ownership and operation and maintenance responsibilities of the existing waterline, pump station, elevated tank and hydrants servicing Fulton County Water District No. 1. This includes meter readings and billing of existing customers.
3. The WATER BOARD shall, after the 1-year warranty has expired on any new water infrastructure installed by the COUNTY for water services stemming from the water supply from the CITY, take over ownership of this new infrastructure. Water infrastructure includes waterlines, valves, hydrants, pumps, pump stations, water storage tanks and related items transporting water the COUNTY purchases from the WATER BOARD.
4. The WATER BOARD shall be responsible for the operation, maintenance, repair and cost of all new water infrastructure installed by the Fulton County Water and Sewer Agency for water services stemming from the water supply from the CITY.
5. The WATER BOARD agrees to terminate the existing 2005 Water Supply Agreement between the COUNTY, CITY and WATER BOARD and execute a new 40-year Inter-Municipal Agreement with the CITY and COUNTY to sell water to the COUNTY in accordance with this MOA.

**Resolution No. 48 (Continued)**

**COUNTY RESPONSIBILITIES:**

1. The COUNTY shall provide the City of Johnstown with 1.5% of the COUNTY's undistributed portion of the 1% additional County Sales Tax imposed in 2005.
2. The COUNTY, acting through the Fulton County Water and Sewer Agency, shall add an Administrative Surcharge equal to 17% of the City's in-City rate to water sold to its customers. The revenue from the Administrative Surcharge shall be paid to the CITY on an annual basis.
3. The COUNTY shall provide a 50% exemption from COUNTY property taxes on watershed properties currently owned by the CITY. (See Exhibit 2.)
4. The COUNTY shall pay for the cost of extending City of Johnstown water and sewer lines under and to the east side of NYS Route 30A to service tax parcel 174.-2-64 in the Town of Johnstown as stipulated in the 1989 Inter-municipal Agreement between the City of Johnstown and Town of Johnstown if the parcel is ready to be developed.
5. The COUNTY agrees to terminate the existing 2005 Water Supply Agreement between the COUNTY, the CITY and WATER BOARD and execute a new 40-year Inter-Municipal Agreement with the CITY and WATER BOARD to purchase water from the CITY and WATER BOARD in accordance with this MOA.

and, be it further,

RESOLVED, That based upon the recommendation of the Committees on Economic Development and Environment, and Finance, the Chairman of the Board, be and hereby is, authorized to sign a SMART Waters Memorandum of Agreement, between the County of Fulton, City of Johnstown Common Council, and the Johnstown Water Board; subject to approval of the County Attorney; and, be it further

RESOLVED, That copies of this Resolution be forwarded to the County Treasurer, Planning Director, City of Johnstown Common Council, Johnstown Water Board, Town of Johnstown, Fulton Montgomery Regional Chamber of Commerce, Fulton County Center for Regional Growth, 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 Fagan)

**Resolution No. 49**

Supervisor WALDRON offered the following Resolution and moved its adoption:

**RESOLUTION ESTABLISHING 2018 CAPITAL PROJECT FOR THE FULTON COUNTY  
ELECTRONIC MARKETING CAMPAIGN (PLANNING DEPARTMENT)**

WHEREAS, the 2018 Capital Plan identifies the following project for the Planning Department:

Marketing Campaign	\$100,000.00
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and,

WHEREAS, budget accounts need to be established for said project; now, therefore be it

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

From: A.1000.9950-9000.1200-EXP-Capital Improvements Reserve Funded  
To: H.8020.6497-2100.0915-EXP-Electronic Marketing Campaign (New)  
Sum: \$100,000.00

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning 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 Fagan)

**Resolution No. 50**

Supervisor WALDRON offered the following Resolution and moved its adoption:

**RESOLUTION APPOINTING CERTAIN MEMBERS TO THE FULTON COUNTY  
ARGRICULTURAL AND FARMLAND PROTECTION BOARD**

WHEREAS, in accordance with NYS Agriculture and Markets Law, Section 302, the Board of Supervisors has the responsibility and authority to appoint an Agricultural and Farmland Protection Board to advise it related to establishment, modification, continuation or termination of agricultural districts and related to farming and farm resources within Fulton County; and

WHEREAS, Resolution 19 of 2018 re-appointed and/or confirmed members to the Fulton County Agricultural and Farmland Protection Board; and

WHEREAS, two returning appointees were inadvertently omitted from re-appointment on said Resolution; now, therefore be it

RESOLVED, That the following persons be, and hereby are, appointed as members of the Fulton County Agricultural and Farmland Protection Board for terms as hereinafter specified:

January 1, 2018 – December 31, 2020

Matthew Brower (Active Farmer)  
Timothy Matis (Active Farmer)

Appointed  
Appointed

and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Clerk, Planning Director, All Appointees, Fulton County Board of Ethics 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 Fagan)

**Resolution No. 51**

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

**RESOLUTION PERMANENTLY APPOINTING IRINA GELMAN TO THE POST OF  
PUBLIC HEALTH DIRECTOR**

WHEREAS, Resolution 385 of 2013 appointed Irina Gelman as Public Health Director effective January 7, 2014; and

WHEREAS, inasmuch as the New York State Department of Health had previously altered the requirements, qualifications and term for county Public Health Directors within the State, certain had to be procedures to reclassify said post via the New York State Civil Service Commission; now, therefore be it

WHEREAS, in accordance with Civil Service Law §20.0, the Director of Personnel procured the approval of a resolution by said Civil Service Commission to amend the Appendices of the Rules for the Classified Civil Service of Fulton County by adding Public Health Director to the Non-Competitive Class; and, be it further

RESOLVED, That in accordance with NYS Civil Service Rules and upon the recommendation of the Committees on Human Services and Personnel, effective immediately, Irina Gelman, of Johnstown, NY, be and hereby is appointed Public Health Director (Job Group D-3), subject to a probationary period of 12 weeks; 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, Public Health Director, Personnel Director, All Department Heads, NYS Civil Service, 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 Fagan)

**Resolution No. 52**

Supervisor BORN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ACCEPTANCE OF 2017-2018 CHILDHOOD LEAD  
POISONING PREVENTION GRANT FROM THE NYS DEPARTMENT OF HEALTH  
(PUBLIC HEALTH DEPARTMENT)

WHEREAS, the Fulton County Public Health Director recommends an agreement for acceptance of 2017-18 Childhood Lead Poisoning Prevention Grant from the NYS Department of Health; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an agreement between the Public Health Department and NYS Department of Health to accept a Childhood Lead Poisoning Prevention Grant, in an amount of \$48,665.00, for the period beginning October 1, 2017 through September 30, 2018; said agreement subject to the approval of the County Attorney; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Public Health Director, NYS Department of Health, Budget Director/County Auditor 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 Fagan)

**Resolution No. 53**

Supervisor BORN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ACCEPTANCE OF 2018-2019 IMMUNIZATION GRANT  
FROM THE NYS DEPARTMENT OF HEALTH (PUBLIC HEALTH DEPARTMENT)**

WHEREAS, the NYS Department of Health has offered grant funds for immunization services in the Public Health Department; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an agreement between the Public Health Department and the NYS Department of Health for Immunization Action Plan grant funds, in an amount not to exceed \$31,050.00, for the period April 1, 2018 through March 31, 2019; said agreement subject to the approval of the County Attorney; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Public Health Director, NYS Department of Health, 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 Fagan)

**Resolution No. 54**

Supervisor BORN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ACCEPTANCE OF 2017-2018 EARLY INTERVENTION  
ADMINISTRATION GRANT FROM THE NYS DEPARTMENT OF HEALTH  
(PUBLIC HEALTH DEPARTMENT)

WHEREAS, the Fulton County Public Health Director recommends an agreement for acceptance of 2017-18 Early Intervention Administration grant from the NYS Department of Health; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an agreement between the Public Health Department and NYS Department of Health to accept a Early Intervention Administration, in an amount of \$22,398.00, for the period beginning October 1, 2017 through September 30, 2018; said agreement subject to the approval of the County Attorney; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Public Health Director, NYS Department of Health, 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 Fagan)

**Resolution No. 55**

Supervisor BORN offered the following Resolution and moved its adoption:

**RESOLUTION ACCEPTING CHILDREN WITH SPECIAL HEALTH CARE NEEDS  
PROGRAM GRANT FUNDS FROM THE NYS DEPARTMENT OF HEALTH (2017-2018)**

WHEREAS, the Fulton County Public Health Director recommends an agreement for acceptance of 2017-18 Children with Special Health Care Needs Program Grant from the NYS Department of Health; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an agreement between the Public Health Department and NYS Department of Health to accept a Children with Special Health Care Needs Program grant, in an amount of \$18,592.00, for the period beginning October 1, 2017 through September 30, 2018; said agreement subject to the approval of the County Attorney; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Public Health Director, NYS Department of Health, 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 Fagan)

**Resolution No. 56**

Supervisor BORN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE PUBLIC HEALTH  
DEPARTMENT AND THE NYS DEPARTMENT OF HEALTH TO CONTINUE TO  
PROVIDE SERVICE COORDINATION TO CHILDREN IN THE  
EARLY INTERVENTION PROGRAM (2018-2023)

WHEREAS, legislation enacted concurrently with the 2012-13 State Budget has implemented a new system for the administration of the Early Intervention Program for children in New York State; and

WHEREAS, Resolution 100 of 2013 authorized provider agreement between the Public Health Department and the NYS Department of Health to provide service coordination to children in the Early Intervention Program; and

WHEREAS, said system involves the implementation of a State “Fiscal Agent” that coordinates the payment of vendors for services provided to clients in the Early Intervention Program; and

WHEREAS, the County Public Health Department provides Service Coordination services to the NYS Department of Health and will continue to receive Medicaid reimbursement, with any balance state-aidable at approximately 48 percent; now, therefore be it

RESOLVED, That the Chairman of the Board be, and hereby is, authorized to sign a provider agreement between the Public Health Department and the NYS Department of Health to provide Service Coordination for Fulton County children in the Early Intervention Program effective April 1, 2018 through March 31, 2023; and, be it further

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

Seconded by Supervisor HANDY and adopted by the following vote:

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

**Resolution No. 57**

Supervisor BORN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE COUNTY OF FULTON AND BUILDING BLOCKS SCHOOL FOR PRESCHOOL ED (3-5) INTINERANT RELATED SERVICES IN 2018 (PUBLIC HEALTH DEPARTMENT)**

WHEREAS, Resolution 494 of 2017 authorized contracts between the County of Fulton and Independent Contractors for Preschool ED (3-5) Itinerant Related Services in 2018; and

WHEREAS, the Public Health Director recommends adding Building Blocks School as an additional provider; and, be it further

RESOLVED, That the Chairman of the Board of Supervisors be and hereby is authorized to sign a contract between the County of Fulton and Building Blocks School to provide Preschool Ed (3-5) Center-based services and/or Preschool Evaluations in 2018 at NYS Department of Education rates; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Public Health Director, 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 Fagan)

**Resolution No. 58**

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

**RESOLUTION AUTHORIZING A CONTRACT WITH COMMUNITY COMPUTER SERVICE/MEDENT FOR MEDICAL RECORDS SERVER UPGRADE AND SOFTWARE PROJECT IN THE PUBLIC HEALTH DEPARTMENT (2017 CAPITAL PLAN)**

WHEREAS, Resolution 114 of 2017 established 2017 Capital Projects for the Public Health Department; and

WHEREAS, Resolution 334 of 2017 amended 2017 Capital Plan to increase the cost of the Medical Records Server and Software Upgrade Project; and

WHEREAS, the Public Health Director recommends contracting with Community Computer Service/Medent for Medical Records Server Upgrade and Software Project in the Public Health Department; and

RESOLVED, That upon the recommendation of the Public Health Director and Committees on Human Services and Finance, the Chairman of the Board be and hereby is authorized to sign a contract with Community Computer Service/Medent of Auburn, NY, for medical records server upgrades and software services at the Public Health Department effective immediately through March 31, 2018, at a cost not to exceed \$25,569.00

- Software License “Total Collection Solution” (TCS)
- Program and Database Installation
- County Staff Training (Up to 2 days, including incidental expenses)
- Database Population
- Unlimited Voice Support, Remote Support via Web and Program Enhancements Protection (1 year)

and, be it further

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

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

Seconded by Supervisor HOWARD and adopted by the following vote:

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

**Resolution No. 59**

Supervisor BORN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A CONTRACT WITH CHILDREN'S VILLAGE  
RESIDENTIAL PLACEMENT FACILITY FOR SPECIAL ADOPTION SERVICES FOR  
CHILDREN (SOCIAL SERVICES DEPARTMENT)**

WHEREAS, Resolution 496 of 2017 authorized contracts between the Fulton County Department of Social Services and various Independent Contractors in 2018; and

WHEREAS, the Commissioner of Social Services is requesting to contract with Children's Village Residential Placement Facility for Special Adoption Services to facilitate a difficult adoption out of the local area; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the Fulton County Department of Social Services and The Children's Village of Dobbs Ferry, NY, for specialized treatment, education and recreation services for children, effective immediately through December 31, 2018, at state-set rates (approximately \$560.00 per day); and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Social Services Commissioner, Social Services Attorney, 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 Fagan)

**Resolution No. 60**

Supervisor BORN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING AMENDMENT TO CONTRACT WITH KINGSBORO  
CATERING, INC. FOR PREPARATION OF MEALS FOR SENIORS IN 2018  
(OFFICE FOR AGING)

WHEREAS, Resolution 488 of 2017 authorized a contract with Kingsboro Catering, Inc. for congregate and home delivered meals in an amount not to exceed \$535,000.00 at \$5.60 per meal; and

WHEREAS, the actual rate negotiated with Kingsboro Catering, Inc. was \$5.80 per meal; and

WHEREAS, the Office for Aging/Youth Director recommends amending the 2018 Budget to accommodate said increase; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the County of Fulton and Kingsboro Catering, Inc. of Gloversville, NY, at a rate of \$5.80 per meal retroactive to January 1, 2018; and, be it further

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

Revenue:

Increase A.7610.7610-2705-REV-Gifts and Donations	\$2,500.00
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Appropriation:

Increase A.7610.7610-4170-EXP-Programs (TA.0098.0102-Meals Programs Endowments)	\$2,500.00
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and, be it further

RESOLVED, That said contract shall 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, Office of Aging Director, Kingsboro Catering, Inc., 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 Fagan)

**Resolution No. 61**

Supervisor BORN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING MEAL EXPENSES FOR CERTAIN SCHEDULED EVENTS  
IN THE OFFICE FOR AGING AND YOUTH BUREAU (2018)**

WHEREAS, the Office for the Aging and Youth Bureau sponsor certain training meetings and community events throughout the year, which include plans for light meals, light refreshments and room rental; and

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

WHEREAS, in accordance with such policy, the OFA Director/Youth Bureau Director has submitted a current list of scheduled events, as follows:

Aging Events:

- Monthly Support Group Meetings
- Periodically at Office for Aging Advisory Council Meetings
- Connecting our Generations – April
- NYConnects Community Event - June
- Hat’s Off to Caregivers Event - November

Youth Events:

- “Lead by Example” Youth Award Reception/Event
- Periodically at Youth Bureau Advisory Board Meetings

now, therefore be it

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, OFA Director/Youth Bureau Director, 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 Fagan)

**Resolution No. 62**

Supervisor BORN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT WITH AUCTIONS INTERNATIONAL CORPORATION FOR SALE OF AN OBSOLETE CHEVY UPLANDER VAN (OFFICE FOR AGING)

WHEREAS, the Office for Aging/Youth Director has recommended a the public sale of an obsolete Chevy Uplander damaged by accident; and

WHEREAS, there is no cost to the County to utilize Auctions International Corporation because it charges purchasers a “buyer premium” that is added to the bid price; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized and directed to sign a contract between the County of Fulton and Auctions International Corporation, of East Aurora, NY, to sell an obsolete Chevy Uplander, with compensation equaling a Buyer’s Premium of 10 percent as follows:

<u>Year</u>	<u>Vehicle</u>	<u>VIN</u>	<u>Mileage</u>	<u>Price</u>
2007	Chevy Uplander	1GNDU23157D109926	62,978	\$17,497.00

and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, Office for Aging Director, Auctions International Corporation, 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 Fagan)

**Resolution No. 63**

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

**RESOLUTION AUTHORIZING ONE YEAR PERMANENT PAY RATE FOR RETIRED WORKERS WHO RETURN TO DUTY AS PER DIEM EMPLOYEES**

WHEREAS, Fulton County departments occasionally utilize services of retired employees on a per diem basis to backfill full-time workers who may be absent on benefit time; and

WHEREAS, the ability to pay returning retirees the one year permanent rate is recommended by the Personnel Director as a useful recruitment tool; and

WHEREAS, the Committees on Personnel and Finance have reviewed this proposed policy and recommend its adoption; now, therefore be it

RESOLVED, That there be and hereby is established a policy that allows and authorizes the Personnel Director to pay County government retirees who return as per diem workers the one year permanent rate, providing the worker(s) attained the one year rate prior to their retirement (said employees not entitled to any longevity payments) and are per diem in a similar job title; and, be it further

RESOLVED, That certified copies of this Resolution shall be forwarded to County Treasurer, Personnel Director, All Department Heads, CSEA Local 818, 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 Fagan)

**Resolution No. 64**

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

**RESOLUTION AUTHORIZING BACKFILL OF A SENIOR TYPIST POSITION WITH A TEMPORARY PART-TIME SENIOR TYPIST IN THE VETERANS SERVICE AGENCY**

WHEREAS, Veterans Service Agency Director requests backfilling a Senior Typist position with a Temporary part-time Senior Typist in the Veterans Service Agency to work during an extended leave of the incumbent; and

WHEREAS, the Veterans Service Agency requests to temporarily backfill said encumbered position with a part-time Senior Typist position; now, therefore be it

RESOLVED, That the Board of Supervisors hereby authorizes the Personnel Director to temporarily backfill a Senior Typist position in the Veterans Service Agency with a Temporary Part-time Senior Typist on an as-need basis not to exceed 24 hours per week until the return of the incumbent to said position; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Personnel Director, Veterans Service Agency 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 Fagan)

**Resolution No. 65**

Supervisor BREH offered the following Resolution and moved its adoption:

RESOLUTION APPOINTING RACHEL TRUCKENMILLER TO THE  
FULTON COUNTY TRAFFIC SAFETY BOARD

WHEREAS, there is a vacancy on the Traffic Safety Board due to a resignation; and

WHEREAS, it is the recommendation of the Chairwoman of the Traffic Safety Board to appoint Mrs. Rachel Truckenmiller to the vacant position; now, therefore be it

RESOLVED, That the following person be appointed, reappointed or confirmed as a member to the Fulton County Traffic Safety Board for terms as specified below:

January 1, 2018 Through December 31, 2020:

Rachel Truckenmiller	Appointed
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and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Clerk, Fulton County Board of Ethics, District Attorney, Traffic Safety Board 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 Fagan)

**Resolution No. 66**

Supervisor BREH offered the following Resolution and moved its adoption:

**RESOLUTION ACCEPTING STOP-DWI PLAN FOR 2018**

RESOLVED, That the 2018 Annual STOP-DWI Plan be and hereby is approved for submission to the NYS Department of Motor Vehicles, Office of Transportation Safety, in accordance with the 2018 Adopted Budget for the County of Fulton; and, be it further

RESOLVED, That the Chairman of the Fulton County Board of Supervisors and the STOP-DWI Coordinator be and hereby are authorized and directed to do each and every other thing necessary to submit such Plan to the NYS Office of Transportation Safety for its review; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, STOP-DWI Coordinator, District Attorney, Traffic Safety Board, NYS Department of Motor Vehicles' Office of Transportation Safety 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 Fagan)

**Resolution No. 67**

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

RESOLUTION AUTHORIZING A CONTRACT WITH POWER DMS FOR ONLINE TRAINING SERVICES (SHERIFF'S DEPARTMENT)

WHEREAS, the Sheriff requests a one (1) year contract for online training, policy and procedures for all Sheriff's Department staff through an online portal with POWER-DMS; and

WHEREAS, said online training contract includes Implementation and Training Costs for a total of \$10,550.00 in Year 1 with Year 2 anticipated cost to be \$5,500.00; now, therefore be it

RESOLVED, That upon the recommendation of the Sheriff and Committees on Public Safety and Finance, the Chairman of the Board be and hereby is authorized to sign a contract between the Sheriff and POWER-DMS, for online training, policy and procedures for all Sheriff's Department staff, effective January 31, 2018 through January 30, 2019 in the amount of \$10,550.00 with the inclusion of implementation and training for Year 1; 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, Sheriff, POWER-DMS, Budget Director/County Auditor and Administrative Officer/ Purchasing Agent.

Seconded by Supervisor KINOWSKI and adopted by the following vote:

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

**Resolution No. 68**

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

RESOLUTION AUTHORIZING PURCHASE OF A SEDAN WITH INSURANCE CLAIM PROCEEDS (SHERIFF'S DEPARTMENT)

WHEREAS, the Sheriff's Department has been notified that it will receive \$30,838.00 from New York Municipal Insurance Reciprocal for a Sheriff's Patrol vehicle totaled in a motor vehicle accident on January 7, 2018; and

WHEREAS, the Sheriff has requested to use said insurance claim proceeds to purchase a replacement sedan for investigation purposes in lieu of replacing a Patrol sedan; now, therefore be it

RESOLVED, That the Sheriff be and hereby is authorized to purchase a replacement sedan for investigation purposes, at a price not to exceed \$30,838.00 via NYS OGS Mini-bid process; and, be it further

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

Revenue Account:

Increase A.3110.3110-2680-REV-Insurance Recoveries	\$30,838.00
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Appropriation Account:

Increase A.3110.3110-2010-EXP-Capital Expense	\$30,838.00
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and, be it further

RESOLVED, That if said purchase cost of the Investigation Division sedan is less than the insurance recovery proceeds of \$30,838.00, the Sheriff shall return to the Board of Supervisors for permission to expend any balance of proceeds; 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 SELMSER and adopted by the following vote:

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

**Resolution No. 69**

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

RESOLUTION RE-APPROPRIATING CERTAIN 2015-2016 NEW YORK STATE LETPP GRANT FUNDS FOR THE SHERIFF'S DEPARTMENT IN THE 2018 BUDGET

WHEREAS, Resolution 178 of 2015 authorized application and acceptance of a 2015 LETPP Grant from the SHSP in the amount of \$21,250.00 and an unspent balance of \$12,034.36 remains; and

WHEREAS, the Sheriff's Department also received a 2016 LETPP Grant from the SHSP in the amount of \$21,250.00 and an unspent balance of \$2,962.80 remains; and

WHEREAS, both grants have a total unspent balance of \$14,997.16; now, therefore be it

RESOLVED, That upon the recommendation of the Sheriff and Committees on Public Safety and Finance, the Sheriff be and hereby is authorized to expend 2015 and 2016 LETPP Grant Funds to purchase the items identified herein, in approximate amounts, as follows:

(7) Portable Radios (P-25 Phase 1 Compliant)	\$14,997.16
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and, be it further

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

Revenue:

Increase A.3110.3645-3306.0003-REV-Sheriff-SLETPP	\$14,998.00
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Appropriation:

Increase A.3110.3645-2820-EXP-SLETPP-Equipment	\$14,998.00
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and, be it further

RESOLVED, That the Sheriff is hereby directed to carry out said purchases expeditiously and complete all grant requirements in 2018; and, be it further

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

**Resolution No. 69 (Continued)**

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

Seconded by Supervisor HANDY and adopted by the following vote:

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

**Resolution No. 70**

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

RESOLUTION ESTABLISHING 2018 ESRI-E911 SYSTEM CAPITAL PROJECT  
FOR THE SHERIFF'S DEPARTMENT

WHEREAS, Resolution 447 of 2017 accepted a three-year Capital Plan for Fulton County (2018-2020), which included the 2018 ESRI-E911 System Capital Plan Project; and

WHEREAS, the 2018 Capital Plan identifies the following projects for the Sheriff's Department:

ESRI-E911 System	\$46,536.00
------------------	-------------

and,

WHEREAS, it is necessary to establish funds into the appropriate Sheriff's Department account; now, therefore be it

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

From: A.1000.9950-9000.1400-EXP-E911 Reserves  
To: A.3110.3020-2010-EXP-Capital Expense  
Sum: \$46,536.00

From: A.1000.0511-0511-REV-Appropriated Reserves  
To: A.3110.3020-1760-REV-Enhanced 911 Surcharges  
Sum: \$46,536.00

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 BORN and adopted by the following vote:

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

**Resolution No. 71**

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

**RESOLUTION WAIVING THE RESIDENCY RULE FOR HIRE OF EMERGENCY SERVICES DISPATCHERS (SHERIFF'S DEPARTMENT)**

WHEREAS, the Sheriff is experiencing difficulty filling Emergency Services Dispatcher positions in the Sheriff's Department; and

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

WHEREAS, after careful review of the hiring procedure utilized, the Committees on Public Safety and Personnel recommend waiving the County's "Residency Rule" to allow the hiring of Emergency Services Dispatchers from Fulton County and/or contiguous counties; now, therefore be it

RESOLVED, That the County "Residency Rule" be and hereby is waived for the hire of full-time and per diem Emergency Service Dispatchers in the Sheriff's Department; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Sheriff, Personnel Director, 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 Fagan)

**Resolution No. 72**

Supervisor BREH offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A MAINTENANCE CONTRACT BETWEEN FULTON COUNTY CIVIL DEFENSE/FIRE COORDINATOR AND R.S. TELECOM FOR FULTON COUNTY'S DIGITAL MICROWAVE RADIO SYSTEM (2018)**

WHEREAS, Resolution 245 of 2014 authorized a contract with Light Speed Technologies (Alcatel-Lucent) for an Interoperable Radio Communications Project in the amount of \$427,927.00; and

WHEREAS, Resolution 454 of 2016 authorized a maintenance contract between the Fulton County Civil Defense/Fire Coordinator and R.S. Telecom for Fulton County's digital microwave radio system for the period January 1, 2017 through December 31, 2017; and

WHEREAS, inasmuch the Civil Defense Director/Fire Coordinator is recommending a maintenance contract with certified installer R. S. Telecom to provide maintenance and support services for the Fulton County digital microwave system; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized and empowered to sign a maintenance contract between the Fulton County Civil Defense /Fire Coordinator and R.S. Telecom of Rutland, Vermont for maintenance and support services for the Fulton County Digital Microwave Radio System, effective January 1, 2018 through December 31, 2018, at a cost not to exceed \$24,000.00; 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, Civil Defense Director/Fire Coordinator, Sheriff's Department, Correctional Facility, 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 Fagan)

**Resolution No. 73**

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

RESOLUTION AUTHORIZING PURCHASE OF A STORAGE CABINET  
FOR USE BY THE FULTON COUNTY FIRE INVESTIGATION TEAM  
USING ARSON LEGAL SETTLEMENT FUNDS

WHEREAS, the Fulton County Fire Coordinator’s Office has received funds totaling \$497.03 as part of the criminal settlement agreement from the Dad’s Store Music fire in Gloversville, New York; and

WHEREAS, the funds are reimbursement for man-hours expended by the County Fire Investigation Team members during the course of the investigation into said fire; and

WHEREAS, the Civil Defense/Fire Coordinator is requesting to purchase the following items with said funds as follows:

<u>Item</u>	<u>Total</u>
(1) Keyless Lockable Steel Storage Cabinet	\$356.00
(1) Shipment (estimated)	<u>142.00</u>
Total	\$498.00

now, therefore be it

RESOLVED, That the Civil Defense/Fire Coordinator be and hereby is authorized to purchase the items specified herein for use in the Fire Coordinator’s Office, at a cost not to exceed \$500.00; and, be it further

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

Revenue Account:

Increase A.3640.3640-2770-REV-Other Unclassified Revenues \$498.00

Appropriation Account:

Increase A.3640.3410-4010-EXP-EXP-Equipment Non Asset  
\$498.00

and, be it further

**Resolution No. 73 (Continued)**

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Civil Defense/Fire Coordinator, 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 Fagan)

**Resolution No. 74**

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

RESOLUTION RE-APPROPRIATING CERTAIN 2016 HOMELAND SECURITY GRANT FUNDS INTO THE 2018 BUDGET TO PREPARE A FULTON COUNTY COMPREHENSIVE EMERGENCY PLAN (CIVIL DEFENSE DEPARTMENT)

WHEREAS, Resolution 147 of 2016 authorized application and acceptance of 2016 Homeland Security Program Grant funds in the amount of \$63,750.00; and

WHEREAS, Resolution 180 of 2017 authorized a contract with Tetra-Tech, Inc. to update the Fulton County Comprehensive Emergency Management Plan Using a portion of said 2016 NYS Homeland Security Grant Program Funds; and

WHEREAS, said project was not completed by the Civil Defense Director/Fire Coordinator by the end of 2017; now, therefore be it

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

Revenue:

Increase A.3640.3645-3306.0001-REV-Civil Defense-SHSP           \$30,000.00

Appropriation:

Increase A.3640.3645-4840-SHSP Contractual                                 \$30,000.00

and, be it further

RESOLVED, That the Civil Defense/Fire Coordinator 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, Civil Defense/Fire Coordinator, Budget Director/County Auditor, Administrative Officer/Clerk of the Board.

Seconded by Supervisor KINOWSKI and adopted by the following vote:

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

**Resolution No. 75**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING LEASE AGREEMENTS BETWEEN THE COUNTY CLERK  
AND CERTAIN ABSTRACT COMPANIES (2018)**

WHEREAS, the County Clerk recommends a lease agreement with the abstract companies for office space within the County Clerk's Office at a cost of \$100.00 per month, per company; 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:

KCS Abstract  
Stewart Title  
Genesis Abstract

For office space in the County Clerk's Office at a monthly lease cost of \$100.00, effective retroactive to January 1, 2018 through December 31, 2018; 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 Abstract, Stewart Title, Genesis Abstract, 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 Fagan)

**Resolution No. 76**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING EXTENSION OF A CONTRACT WITH PHOENIX GRAPHICS FOR PRINTING OF ELECTION SUPPLIES AND PRINTED MATERIALS FOR USE IN THE BOARD OF ELECTIONS (2018-2019)**

WHEREAS, Resolution 155 of 2016 awarded a bid to Phoenix Graphics for Election Supplies and Printed Materials for Use in the Board of Elections with the option to extend said contract for two (2) additional one year extensions; and

WHEREAS, the second of the two (2) years of said contract extension is due; and

WHEREAS, the Commissioners of the Board of Elections recommend extending the contract for another year with Phoenix Graphics under the same terms and conditions as being in the best interest of the County; now, therefore be it

RESOLVED, That upon the recommendation of the Board of Elections Commissioners and Committee on Finance, the Chairman of the Board be and hereby is authorized to sign an extension of a contract between Fulton County and Phoenix Graphics for Election Supplies and Printed Materials for use in the Board of Elections, effective April 1, 2018 through March 31, 2019, at an estimated cost of \$31,875.24 (unit pricing); and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Board of Election Commissioners, Phoenix Graphics, 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 Fagan)

**Resolution No. 77**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION ESTABLISHING 2018 CAPITAL PROJECTS FOR THE  
INFORMATION SERVICES DEPARTMENT**

WHEREAS, the 2018 Capital Plan identifies the following projects for the Information Services Department:

Server Update	\$27,000.00
Document Management System	<u>39,000.00</u>
Total	\$66,000.00

and,

WHEREAS, it is necessary to transfer funds into the appropriate Information Services account; now, therefore be it

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

From: A.1000.9950-9000.1100 – EXP – Capital Equipment Reserve  
To: A.1680.1680-2010.1100 – EXP – Capital Equipment Reserve-Funded  
Sum: \$66,000.00

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Information Services Director, 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 Fagan)

**Resolution No. 78**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING CERTAIN MAINTENANCE CONTRACTS FOR THE  
INFORMATION SERVICES DEPARTMENT**

WHEREAS, the Information Services Department operates various computer servers to support operations of Fulton County departments; and

WHEREAS, the Information Services Director has requested to purchase three (3) year maintenance contracts for server software and to consolidate existing contracts that currently have staggered time periods; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the Information Services Department and System Management Professionals (SMP), of Albany, NY, for maintenance of the following:

<u>Veeam Backup Software</u>	<u>Cost</u>	
• V-VBrent-VS-P01 AR-00	\$2,610.00	
• V-VBrent-VS-P02 YP-00	\$4,203.54	
• V-VBrent-VS-P01 MR-00	<u>\$1,522.71</u>	
Total	\$8,336.25	through 12/24/21

<u>VMware Network Software</u>		
• VS6-STD-P-SSS-C	\$ 6,356.37	
• VR6-OSTDC-P-SSS-C	\$ 3,699.72	
• VS6-ENT-P-SSS-C	\$ 3,710.14	
• VCS6-STD-P-SSS-C	<u>\$ 4,203.06</u>	
Total	\$17,969.29	through 6/19/21

and, be it further

**Resolution No. 78 (Continued)**

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, Information Services Director, System Management Professionals, 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 Fagan)

**Resolution No. 79**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A SOFTWARE LICENSE CONTRACT WITH ISOLVED  
FOR TIMEFORCE TIME AND ATTENDANCE SYSTEM  
(INFORMATION SERVICES DEPARTMENT)

WHEREAS, the 2013 Capital Plan identified a proposed Software Replacement Project to purchase and implement a new financial and human resources software system for County departments; and

WHEREAS, Resolution 138 of 2014 authorized a contract with Empire Software Solutions to implement Phase II of the Time and Attendance System Project for County Departments; and

WHEREAS, Resolution 114 of 2016 authorized a contract with Infinisource for implementation and training services for the “Timeforce” Time and Attendance Component of the 2013 Software Replacement Project; and

WHEREAS, the Information Services Director has been advised that all maintenance contracts for said “Timeforce” Time and Attendance system will now be converted to a vendor-hosted system with licensing based upon a “per user” subscription fee, effective July 31, 2018; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Finance, the Chairman of the Board be and hereby is authorized to sign a contract between the Information Services Department and iSolved of Salt Lake City, Utah, effective August 1, 2018 through July 31, 2021 as follows;

Timeforce Time and Attendance Application  
Subscription Fee: \$2.00 per employee per month  
Total Not-to-Exceed for 2018: \$5,600.00

and, be it further

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

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

Seconded by Supervisor HOWARD and adopted by the following vote:

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

**Resolution No. 80**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE ASSIGNMENT OF SOLAR PROJECT PILOT AGREEMENTS FROM ONYX DEVELOPMENT GROUP LLC TO GENE SOLAR 1 LLC LOCATED IN THE TOWNS OF JOHNSTOWN AND BROADALBIN**

WHEREAS, Onyx Development Group LLC has purchased property near State Route 29, in the Town of Broadalbin, for construction of a 2 Megawatt Solar Farm; and

WHEREAS, Onyx Development Group LLC is leasing approximately 12.4 acres of land owned by Bruce Whitcavitch, 143 County Highway 142A, in the Town of Johnstown, for a 2 Megawatt Solar Farm; and

WHEREAS, Resolution No. 129 of 2017 authorized a Resolution Requiring a PILOT Agreement for the Onyx Solar Array Farm (Parcel 138.4-1-1) in the Town of Broadalbin; and

WHEREAS, Resolution 151 of 2017 authorized a PILOT Agreement for the Onyx Solar Array Farm (Parcel 176.-2-49.1) in the Town of Johnstown; and

WHEREAS, Onyx Development Group LLC has requested both Solar Project Pilot Agreements be assigned to an affiliate company, GenE Solar I LLC, of Delaware; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign PILOT Project Agreements between GeneE Solar I LLC, for a 2 Megawatt Solar Array Farm (Parcel 176.-2-49.1) Town of Johnstown and a 2 Megawatt Solar Array Farm (Parcel 138.4-1-5) Town of Broadalbin; and, be it further

RESOLVED, That said contracts 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, Onyx Development Group, GenE Solar I LLC, Town of Broadalbin Assessors, Town of Johnstown Assessors, Real Property Tax Services Agency, Budget Director/County Auditor 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 Fagan)

**Resolution No. 81**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION ESTABLISHING CAPITAL PROJECT ACCOUNT FOR THE FMCC  
CLASSROOM BUILDING RENOVATION PROJECT (2018 CAPITAL PLAN)**

WHEREAS, the 2017 Capital Plan identified a “Campus Critical Maintenance Project: Campus Labs and Classroom Design” Project at FMCC; and

WHEREAS, the 2018 Capital Plan includes “Campus Critical Maintenance Projects: Campus Labs and Classroom Renovations – Phase 1” Project, in the amount of \$1,000,000.00; now, therefore be it

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

From: A.1000.9950-9000.1000 – EXP – Other - Unrestricted  
To: H.8020.2497-2100.0870 – EXP – FMCC Campus Labs and Classroom Renovations  
Sum: \$250,000.00

and, be it further

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

Revenue Account:

Increase H.8020.2497-2397.0870 – REV – Montgomery Co-FMCC Campus Labs  
and Classroom Renovations \$250,000.00  
Increase H.8020.2497-3285.0870 – REV – State Aid-FMCC Campus Labs and  
Classroom Renovations \$500,000.00

Appropriation Account:

Increase H.8020.2497-2100.0870 – EXP – FMCC Campus Labs and Classroom  
Renovations \$750,000.00

and be it further

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

Seconded by Supervisor WILSON and adopted by the following vote:

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

**Resolution No. 82**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT WITH SYSTEMS EAST, INC. FOR A  
TOTAL COLLECTION SOLUTIONS SOFTWARE SYSTEM IN THE  
TREASURER'S OFFICE (2018 CAPITAL PLAN)

WHEREAS, the 2018 Capital Plan identifies a Tax Collection Software Project for the Treasurer's Office; and

WHEREAS, the County Treasurer is requesting to contract with Systems East, Inc. to implement "Total Collection Solutions" software system; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the Treasurer's Department and Systems East, Inc. of Cortland, NY, for implementation of a "Total Collection Solutions" software system, effective February 12, 2018, at a cost not to exceed \$97,000.00 as follows;

- Software License "Total Collection Solution" (TCS)
- Program and Database Installation
- County Staff Training (Up to 2 days, including incidental expenses)
- Database Population
- Unlimited Voice Support, Remote Support via Web and Program Enhancements Protection (1 year)

and, be it further

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

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

From: A.1000.9950-9000.1300 – EXP – Technology Improvement Reserve  
To: H.1325.1325-2100.0910 – EXP – Tax Collection Software (NEW)  
Sum: \$97,000.00

**Resolution No. 82 (Continued)**

and, be it further

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

Seconded by Supervisor HOWARD and adopted by the following vote:

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

**Resolution No. 83**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING CONTRACTS BETWEEN THE COUNTY TREASURER  
AND CERTAIN TITLE INSURANCE COMPANIES FOR TITLE SEARCH SERVICES**

WHEREAS Resolution 437 of 2017 authorized a distribution of a Request for Proposals for title search services and two (2) Proposals were received; now, therefore be it

RESOLVED, That upon the recommendation of the County Treasurer and Committee on Finance, the Chairman of the Board be and hereby is authorized to sign contracts with the following title search companies:

Sacandaga Abstract (284 Vandenburg Point Road, Gloversville, NY)  
Genesis Abstract Inc. (128 West Main Street, Mohawk, NY)

effective April 1, 2018 through March 31, 2019, at the following rates:

\$90.00 per parcel for base search  
15.00 per parcel for bankruptcy search  
20.00 per parcel for search update

and, be it further

RESOLVED, that said contract awards be and hereby are contingent upon each abstract company submitting a Certificate of Insurance for professional liability insurance naming the County as an additional insured for the entire period of the contract work; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, County Clerk, Sacandaga Abstract, Genesis Abstract Inc., 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 Fagan)

**Resolution No. 84**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION APPROPRIATING RESERVE FUNDS TO CERTAIN  
2018 CAPITAL PROJECTS**

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

WHEREAS, the 2018 Adopted Budget allocated \$2,472,140.00 from said Capital Reserves to fund certain Capital Equipment and Improvement Projects; and

WHEREAS, the 2018 Adopted Budget allocated \$1,150,000.00 from said Solid Waste Reserves to fund certain Capital Equipment Projects; and

WHEREAS, said allocation needs to be transferred into the appropriate projects; now, therefore be it

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

General Fund

From: A-0883.0700 – Capital Equipment Reserve	\$ 104,168.00
A-0883.0800 – Capital Improvements Reserve	\$2,270,972.00
A-0881 – County Clerk Technology Improvement Reserve	\$ 97,000.00
To: A-0909 – Unreserved Fund Balance	\$2,472,140.00

Solid Waste Fund

From: CL-0898.0878 – CL Building – Equipment Depreciation	\$770,000.00
CL-0898.0883 – Transfer Haul Equipment Reserve	\$380,000.00
To: CL-0909 – Unreserved Fund Balance	\$1,150,000.00

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Solid Waste Department, 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 Fagan)

## Resolution No. 85

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:

Highway & Facilities:

Craftsman Push Mower (0008959)  
Mower (white) (0006914)  
Husqvarna Mower (0008532)  
Dewalt Compact four tool combo (0008260)

Planning:

Canon Copier (0006265)  
Office Jew Pro K8600 (0008626)  
HP Desk Jet 932C (no bar code)  
HP Business Ink Jet 2800 (6790)

District Attorney:

Dell Optiplex Tower (0008468)  
Compzq Elite Tower (0009233)

Social Services:

Printer Serial No. B5DT200042H (no bar code)  
Printer Serial No. CN67ACG1TC (no bar code)  
Printer (0005849)  
Printer (0045077)  
Printer (0004711)  
Monitor (0003444)  
Monitor Serial No. 0009027965  
Monitor Serial No. TA405V7648  
Printer Serial No. 04420313475  
UPS Smart VPS 700 Serial No. S96018049840  
Printer Serial No. 6239K9D  
Printer Serial No. 11-ZB912

**Resolution No. 85 (Continued)**

Printer Serial No. C1JFA10BK10387  
Printer (0006226)  
Printer Serial No. CNBC67V107  
Printer (0006719)  
Printer (0007062)  
Scanner Serial No. AATY74628  
Printer (0006723)  
Printer (0006722)  
Three (3) Monitors (No bar codes)  
Printer (0006220)  
VCR (0004760)  
Printer (0004800)  
Printer (0006222)  
Printer (0006610)  
Printer (0006723)  
Printer (0004735)  
Printer (0005420)  
Printer Serial No. 8907Y5T  
Printer (0008083)  
Printer (0006724)  
Printer (0004799)  
Printer (0005850)  
Printer (0006420)  
Printer (0005851)  
Printer (0005852)  
Printer Serial No. 11-AAP35  
Printer Serial No. 72LNH2V  
Monitor (No bar code)  
Scanner Serial No. CN11J1D0K0  
UPS – Unisus PRC 1000 Serial No. E00372170  
Printer (0005847)  
Printer Serial No. CN821FB45W  
Computer (0004405)  
Computer Serial No. 7GG54300527  
Computer (0006727)  
Computer (0006608)  
Computer (0006632)

and, be it further

**Resolution No. 85 (Continued)**

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, Planning Director, Social Services Commissioner, District Attorney, Solid Waste Department, 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 Fagan)

**Resolution No. 86**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING CERTAIN TRANSFERS**

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

Road Fund

From: D.5010.5110-1000.1102 - EXP- Payroll - Highway Crews	\$97,700.00
To: D.5010.3310-1000 - EXP- Payroll	\$12,500.00
D.5010.5142-1000.1102 - EXP- Payroll - Highway Crews	\$79,200.00
D.5010.5142-1000.1105 - EXP- Payroll - Airport Services	\$ 6,000.00
From: D.5010.5110-1100.1102 - EXP- Overtime - Highway Crews	\$75,575.00
To: D.5010.5142-1100.1102 - EXP- Overtime - Highway Crews	\$75,275.00
D.5010.5142-1100.1105 - EXP- Overtime - Airport Services	\$ 300.00

and, be it further

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

Seconded by Supervisor WALDRON and adopted by the following vote:

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

**Resolution No. 87**

Supervisor WALDRON offered the following Resolution and moved its adoption:

**RESOLUTION WAIVING THE START RATE FOR THE SOLID WASTE  
OPERATIONS MANAGER POSITION IN THE SOLID WASTE DEPARTMENT**

WHEREAS, the Solid Waste Operations Manager position in the Solid Waste Department is vacant; and

WHEREAS, the Deputy Director of Solid Waste (Administration) has requested that the Board of Supervisors waive the start rate for the Solid Waste Operations Manager position in order to attract qualified candidates; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Economic Development, the Deputy Director of Solid Waste (Administration) be and hereby is authorized to hire a Solid Waste Operations Manager (Non-Union Job Group A/T-4, 40 hours per week) at the permanent one-year rate of \$57,390.00 (waiving the minimum start rate of \$48,782.00) in this instance only; and, be it further

RESOLVED, That the Deputy Director of Solid Waste (Administration) 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, Deputy Director of Solid Waste (Administration), Personnel Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor HOWARD and adopted by the following vote:

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

**Resolution No. 88**

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

**RESOLUTION APPOINTING DAVID B. RHODES  
DIRECTOR OF SOLID WASTE MANAGEMENT**

WHEREAS, a vacancy exists in the position of Director of Solid Waste Management for Fulton County; and

WHEREAS, the Board of Supervisors has interviewed a candidate for promotion to Director of Solid Waste Management; now, therefore be it

RESOLVED, That David B. Rhodes of St. Johnsville, NY be and hereby is appointed Director of Solid Waste Management (Non-Union Job Group D-3), effective March 1, 2018 through December 31, 2019 at a permanent 2018 salary rate of \$96,585.00 (40 hour work week), subject to completion of a one-year probationary period; and, be it further

RESOLVED, That Mr. Rhodes is hereby required to complete the Fulton County Board of Ethics' Financial Disclosure Statements and to sign the County Oath Book; and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Fagan, Kinowski and Young)

**Resolution No. 89**

Supervisor GREENE offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING REDUCED TIPPING FEE RATE FOR FIRE DEBRIS FROM  
JBF TANNERY AND FORMER TRADITION LEATHER FIRE EVENT**

WHEREAS, a massive fire occurred on February 10, 2018, at the site of the former JBF Tannery and Tradition Leather Mill, located at West Eleventh Avenue in Gloversville; and

WHEREAS, said fire event has created an emergency situation for the community, including unanticipated costs to clean-up such building debris for the City of Gloversville; and

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

RESOLVED, That the Director of Solid Waste be and hereby is directed to charge the reduced tipping fee rate of \$25.00 per ton (Municipal/County Demolition Rate) as a charge to the City of Gloversville exclusively for the receipt of debris from the February 10, 2018 fire that destroyed the JBF Tannery (former Tradition Leather Mill) only; and, be it further

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

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

Seconded by Supervisor WILSON and adopted by the following vote:

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

