

## **TENTH REGULAR SESSION**

Johnstown, NY

October 11, 2016

Roll Call – Quorum Present

Supervisors: Argotsinger, Blackmon, Born, Bradt, Breh, Callery, Christopher, Fagan, Greene, Groff, Handy, Howard, Lauria, Potter, Rice, Wilson, Young

TOTAL: Present: 17 Absent: 2 (Supervisors Kinowski & Waldron) Vacant: 1 (Caroga)

Chairman Potter called the meeting to order at 1:00 p.m. Following the Pledge of Allegiance to the Flag, Chairman Potter asked if there was anyone from the public who wished to address the Board. There being no one present who wished to speak, Chairman Potter introduced Sergeant Michael Etherton from the New York State Police Special Operations Response Team. He and Troopers John Casey and Donald Kinney were present to thank the Fulton County Industrial Development Agency and the Board of Supervisors for letting the Special Operations Response Team use Tryon Technology Park to conduct training. Sergeant Etherton also read a letter from Major Robert Nuzio, Commander of Operations at the State Police, thanking the IDA and the Board for the use of Tryon Technology Park. A plaque was then presented to IDA Board Chairman Todd Rulison and Chairman Potter.

### **COMMUNICATIONS**

1. Communication from New York State Association of Counties  
Subj: Letter sent to NYS Commission on Legislative, Judicial, & Executive Compensation to include in final recommendations for financial assistance to cover the recent state mandated District Attorney Compensation increase.

### **LATE COMMUNICATIONS:**

1. Communication from Erie County Legislature  
Subj: Resolution Condemning the Actions of Mylan raising the price of EpiPens (Supervisors Born, Lauria and Young requested a copy)
2. Communication from Cattaraugus County Legislature  
Subj: Resolution Calling for an Official Investigation into the Price Gouging of EpiPens (Supervisors Born, Lauria and Young requested a copy)
3. Letter from DG SUNY Solar 1, LLC to Jon Stead, dated 16 September 2016  
Subj: Notice of planned installation of Solar Arrays at 4335 Route 30, Amsterdam, NY (Supervisors Christopher and Young requested a copy).
4. Letter from Onyx Renewable Partners to Chairman Potter, dated 29 September 2016  
Subj: Notice of planned construction of Solar Project at 560 Route 29, Broadalbin, NY
5. Letter from Onyx Renewable Partners to Chairman Potter, dated 29 September 2016  
Subj: Notice of planned construction of Solar Project at 143 Co. Hwy. 142A, Johnstown, NY (Supervisors Christopher and Wilson requested a copy)

### **LATE REPORTS:**

- A. 2016 NYSAC Fall Seminar Resolutions [Priority Reading Rack]

## **UPDATES FROM STANDING COMMITTEES**

***Human Services:*** Chairman Greene advised that included in the Human Services Committee minutes was the approval of the appointment of Shery Cooper as Commissioner of Social Services. It is on the Late Agenda for approval today.

***Personnel:*** Chairman Callery advised that the Personnel Committee will be conducting a union grievance meeting in the coming week.

## **REPORTS OF SPECIAL COMMITTEES**

***Fish and Wildlife Board:*** Supervisor Christopher explained that he went to a meeting on September 22 and there was much discussion on the Voorhees Pond and tracks of land acquired by the State. There will be public comment sessions on this topic and one is set in Northville on November 14 at 6:00 p.m.

***Inter-County Legislative Committee of the Adirondacks:*** Supervisor Young advised that the Inter-County meeting was held on September 21 and it was a joint meeting with the Western New York Inter-County Legislative Committee. There was a discussion about broadband and Frontier getting a grant to help the rural areas in our region, including Ephratah and Oppenheim. Also, there was a presentation on the Clean Energy Communities Program

***Soil and Water Conservation District:*** Supervisor Lauria advised that a meeting was held on September 20 and also met this morning. The District has been working on a lot of pond issues in the County for residents. They have been working on soil testing and a lot of fabric is being sold.

## **CHAIRMAN'S REPORT**

Chairman Potter asked for a round of applause for Supervisor Jack Wilson's 20 years of service on the Fulmont Community Action Agency Board of Directors. Chairman Potter advised that he attended a United Way Kick-Off breakfast and it was well attended. He further advised that he provided a quarterly update to the Gloversville Common Council, including information on the Smart Watt Energy Audit and an update of progress of the Fulton County Demolition Team.

Resolutions on the Regular Agenda were then deliberated upon.

A motion was offered by Supervisor Fagan, seconded by Supervisor Callery and unanimously carried, to waive the Rules of Order to take Action on Late Resolutions 352 and 353.

Chairman Potter opened the Public Hearing to receive comments on proposed Local Law "B" of 2016, entitled "A Local Law to Implement a Fee for DWI Offenders Sentenced to Probation in Fulton County" at 1:25 p.m. There being no speakers, Chairman Potter stated that he would keep the Public Hearing Open and then called for a five (5) minutes recess at 1:26 p.m.

Chairman Potter then called the meeting back in session at 1:38 p.m. and asked if there were any members of the public who wished to make comments regarding the Public Hearing on proposed Local Law “B” of 2016, entitled “A Local Law to Implement a Fee for DWI Offenders Sentenced to Probation in Fulton County”. There being no speakers, Chairman Potter closed the Public Hearing at 1:39 p.m.

Mr. Stead next explained to the Board that the version of the Capital Plan in the proposed Resolutions was incorrect and a corrected version was handed out to everyone present.

## **PROCLAMATION**

### **DECLARING OCTOBER 2016 “DOMESTIC VIOLENCE AWARENESS MONTH”**

WHEREAS, domestic violence affects all New Yorkers, and far too many people suffer abuse at the hands of a spouse or partner; and

WHEREAS, domestic violence victims can be of any age, race, religion, or economic status and the resulting damage is inflicted not only on victims, but their children, families and communities; and

WHEREAS, Fulton County’s commitment to ending domestic violence is exemplified by the work of county agencies and their employees that are assisting victims and their families; and

WHEREAS, the Board of Supervisors recognizes the outstanding work of the region’s dedicated not-for-profit organizations that serve victims and their communities; now, therefore be it

RESOLVED, That the Board of Supervisors hereby proclaims October 2016 to be “Domestic Violence Awareness Month” in Fulton County and encourages all county residents to participate in community awareness events during “Domestic Violence Awareness Month” and, be it further

RESOLVED, That the Board of Supervisors joins with all citizens to support victims of domestic violence and to support the work of victim advocates, public and private entities and many others who have worked tirelessly to bring hope to the millions of individuals, families and communities harmed by crime.

## **LATE PROCLAMATION:**

### **HONORING VICKI LANSBURG FOR DISTINGUISHED SERVICE TO THE BOARD OF SUPERVISORS**

WHEREAS, Vicki Lansburg, through her dedication, demeanor and decision-making, distinguished herself as a leader in administering the day-to-day affairs of the Board of Supervisors; and

WHEREAS, Vicki strided into this 36 year career of service to the County of Fulton in September of 1980; first as a Typist and Stenographer in the Social Services Department, Stenographer in the Real Property Tax Services Agency, steadily progressing to Senior Stenographer in the Planning Department and finally to the Board of Supervisors as Secretary to the Chairman in 1998; and

WHEREAS, her willingness to tackle any challenge and accept every responsibility posed to her, earned her advancement and respect within the mission of County government; and

WHEREAS, Vicki's acumen took her to the position of Legislative Aide – including the management post of Deputy Purchasing Agent in 1999, and in 2012 she became the first person to hold the dual posts of Deputy Purchasing Agent and Deputy Clerk of the Board at the same time; and

WHEREAS, Vicki's talents may be most remarkable because she accomplished all her professional duties while maintaining herself as a bright colleague, grounded confidant and friend to everyone around her; now, therefore be it

RESOLVED, That the Board of Supervisors hereby expresses its gratitude in honor of Vicki L. Lansburg for her distinguished service to the County of Fulton.

Mr. Stead read the proclamation to Ms. Lansburg and said that she was a “special member of the Board family”. Ms. Lansburg thanked the Board.

### **NEW BUSINESS**

Chairman Potter reminded the Board of Ms. Lansburg's retirement party on October 14 and today was the last day to purchase a ticket. He also reminded the Board to sign up for the Economic Summit that will be held at the Holiday Inn on October 25. If you are interested in attending, you must sign up on-line through Eventbrite – no walk-in's.

Upon a motion by Supervisor Callery, seconded by Supervisor Greene and unanimously carried, the Board adjourned at 1:53 p.m.

*Certified by:*

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

**Resolution No. 327**

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

**RESOLUTION AUTHORIZING THE PURCHASE OF CERTAIN EQUIPMENT FOR  
USE IN THE HIGHWAYS AND FACILITIES DEPARTMENT**

WHEREAS, the Superintendent of Highways and Facilities has requested to purchase a Gas Powered Cut-off Saw and a Self Propelled Concrete Saw to facilitate work remaining in 2016; and

WHEREAS, the Committees on Buildings and Grounds/Highway and Finance have reviewed the request and concur; now, therefore be it

RESOLVED, That the Superintendent of Highways and Facilities be and hereby is authorized to purchase a Gas Powered Cut-off Saw and a Self Propelled Concrete Saw for use in the Highways and Facilities Department as follows:

(1) Gas Powered Cut-Off Saw	\$1,400.00
(1) Self Propelled Concrete Saw	\$1,700.00

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, Etc.  
To: D.5010.5110-2000-EXP-Fixed Asset  
Sum: \$3,100.00

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 BLACKMON and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 328**

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

**RESOLUTION AUTHORIZING A RENEWAL AGREEMENT WITH THE UNIFIED COURT SYSTEM FOR CLEANING AND APPROVING CERTAIN CHAPTER 686 PROJECTS FOR COURT AREAS IN THE COUNTY OFFICE BUILDING (2016-2017)**

WHEREAS, Resolution 309 of 2015 authorized a contract between Fulton County and the NYS Unified Court System for cleaning and minor repairs in court areas located in the County Office Building, effective April 1, 2015 through March 31, 2016; and

WHEREAS, said Resolution passage was contingent upon final approval of proposed Chapter 686 projects by the Board of Supervisors on an annual basis; and

WHEREAS, the Superintendent of Highways and Facilities and the Committees on Buildings and Grounds/Highway, and Finance recommend evaluating an alternative to UCS proposed Project 53 f/g (“Install with secure door 2<sup>nd</sup> floor”) for the County Office Building; now, therefore be it

RESOLVED, That upon the recommendation of the Superintendent of Highways and Facilities and Committees on Buildings and Grounds/Highway, and Finance, the Chairman of the Board be and hereby is authorized to sign a renewal agreement between the County of Fulton and the NYS Unified Court System for cleaning and minor repairs, at a proposed budget for service of \$74,021.00, effective April 1, 2016 through March 31, 2017; and, be it further

RESOLVED, That the following Unified Court System Chapter 686 projects be and hereby are approved for completion by the Superintendent of Highways and Facilities, contingent upon receipt of written commitment from the Office of Court Administration that 100% reimbursement for such projects will be made to the County within 45 days of submission of an invoice to OCA by the Superintendent of Highways and Facilities:

<u>Code</u>	<u>Work Description</u>	<u>Estimated Cost</u>
47b	Paint Family Judge and Support Magistrate Courtrooms; Attorney room; conference rooms and offices.	\$ 8,000.00
51e	AC Unit for Judge Sira’s Chambers	\$ 500.00

and, be it further

RESOLVED, that the Superintendent report back to the Committee on Buildings and Grounds/Highway with a plan to alter security doors on the County Office Building, including an internal security door on the 2<sup>nd</sup> floor hallway for presentation to the Board of Supervisors for approval by Resolution;

**Resolution No. 328 (Continued)**

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

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 329**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION APPOINTING MARILYN SALVIONE TO THE FULTON COUNTY  
PLANNING BOARD

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

RESOLVED, That upon the recommendation of the Committee on Buildings and Grounds/Highway, Marilyn J. Salvione of Gloversville, NY, be and hereby is appointed to the Fulton County Planning Board, to serve the balance of the term January 1, 2015 through December 31, 2017; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Clerk, Fulton County Ethics Board, Fulton County Planning Board, Marilyn J Salvione and Administrative Officer/Clerk of the Board.

Seconded by Supervisor ARGOTSINGER and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 330**

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 RENEWAL OF LANDFILL PERMIT**

WHEREAS, pursuant to Resolution 305 of 2016, the Fulton County Board of Supervisors sought Lead Agency Status for the purpose of issuing a Negative Declaration under the State Environmental Quality Review Act (SEQRA) for an upcoming Landfill Permit Renewal Process; and

WHEREAS, the Fulton County Board of Supervisors offered all municipalities in Fulton County the opportunity to comment on the County's proposal to act as the Lead Agency for the purpose of issuing a determination of significance under SEQR for this action and, during this period and no comments were made regarding the potential environmental impacts of the renewal of Landfill Permit; now, therefore be it

RESOLVED, That the Fulton County Board of Supervisors hereby assumes Lead Agency status for the purpose of issuing a determination of significance under SEQR and authorizes the filing of a Negative Declaration for this action, since there have been no significant environmental impacts identified during the SEQR review process; and, be it further

RESOLVED, That the Interim Director of Solid Waste is hereby authorized and directed to file a Negative Declaration, as required by the SEQRA Regulations; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Interim Director of Solid Waste, NYS Department of Environmental Conservation, 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 CALLERY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 331**

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

RESOLUTION AUTHORIZING A CONTRACT WITH BARTON & LOGUIDICE  
ENGINEERS FOR PHASE V LANDFILL EXPANSION DESIGN WORK  
(2016 CAPITAL PLAN)

WHEREAS, Resolution 274 of 2016 authorized a Request for Proposals for Landfill Expansion Design Work and amended the 2016 Capital Plan to include said project; and

WHEREAS, two (2) proposals were received for engineering design work for said Expansion Project and the Interim Director of Solid Waste and Solid Waste Operations Consultant recommend the proposal from Barton & Loguidice Engineers D.C.P. as the best proposal for said work; and

RESOLVED, That the Chairman of the Board , be and hereby is, authorized to sign a contract with Barton & Loguidice Engineers, D.C.P. of Syracuse, New York for the Phase V Landfill Expansion Landfill Design in an amount not to exceed \$59,600.00, they being the best proposer in accordance with RFP Specification No. 2016-86-01; now, therefore be it

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

Revenue Account:

Increase CL.1000.0511-REV-Appropriated Reserve                   \$59,600.00

Appropriation Account:

Increase CL.1000.9950-9000-EXP-Transfers                                 \$59,600.00

and, be it further

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

From: CL.1000.9950-9000-EXP-Transfers  
To: H.8160.8162-2100.0840-EXP-Phase V Landfill Expansion (New)  
Sum: \$59,600.00

From: CL-0898.0879-CL Landfill Depreciation  
To: CL-0909-Unreserved Fund Balance  
Sum: \$59,600.00

and, be it further

**Resolution No. 331 (Continued)**

RESOLVED, That the Deputy Director of Solid Waste and Purchasing Agent do each and everything necessary to further the purport of this resolution; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Deputy Director of Solid Waste, All Proposers, 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: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 332**

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

RESOLUTION AUTHORIZING THE MOUNTING OF A DONATED “QUILT BARN SQUARE” ON A SHED AT THE FULTON COUNTY VISITORS CENTER

WHERE, the Fulton Montgomery Quilt Barn Trail organization has donated a “Quilt Barn Square” for display on the Storage Shed at the Fulton County Visitor Center; and

WHEREAS, the Fulton Montgomery Regional Chamber of Commerce has endorsed the hanging of the Square because it will be a part of tourism efforts as the square will be on a map of all the squares across the counties; and

WHEREAS, the County Highways and Facilities Department will assist in hanging said Square; now, therefore be it

RESOLVED, That upon recommendation of the Fulton Montgomery Regional Chamber of Commerce and the Committee on Economic Development and Environment and Buildings & Grounds/Highway, the Board of Supervisors hereby authorizes the mounting of one (1) donated “Quilt Barn Square” on the Shed at the Fulton County Visitor Center; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Fulton Montgomery Regional Chamber of Commerce, Fulton Montgomery Quilt Barn Trail Organization, Superintendent of Highways and Facilities, and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 333**

Supervisor WALDRON offered the following Resolution and moved its adoption:

**RESOLUTION ENDORSING THE CONCEPT OF THE INDUSTRIAL DEVELOPMENT  
AGENCY ENGAGING MULTIPLE COMMERCIAL REAL ESTATE BROKERS TO  
MARKET PROPERTIES IN THE TRYON TECHNOLOGY PARK**

WHEREAS, the Planning Director and the Fulton County Industrial Development Agency Board of Directors have been considering engaging commercial real estate brokers to market Tryon Technology Park; and

WHEREAS, the IDA has requested the opinion of the Board of Supervisors regarding whether or not to utilize an exclusive marketing contract with one real estate broker or to utilize multiple brokers for said real estate marketing of Tryon Technology Park properties; now, therefore be it

RESOLVED, That the Board of Supervisors hereby endorses the concept of engaging multiple commercial real estate brokers to market properties in the Tryon Technology Park at this time; and, be it further

RESOLVED, That copies of this Resolution be forwarded to the County Treasurer, Planning Director, Fulton County IDA, Fulton County CRG, and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 334**

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

RESOLUTION ACCEPTING A 2016-2017 CSHCN GRANT COST-OF-LIVING  
ADJUSTMENT TO PURCHASE CERTAIN EQUIPMENT FOR USE IN THE  
PUBLIC HEALTH DEPARTMENT

WHEREAS, Chapter 57, Laws of 2006 provided for the Commissioner of Health to establish an annual cost of living adjustment for programs outlined in the statute; and

WHEREAS, Resolution 393 of 2014 accepted 2016-17 Children with Special Health Care Needs grant in the amount of \$54,231.00; and

WHEREAS, the Public Health Director has requested that the Department be allowed to purchase certain equipment and supplies with said funds and the Committees on Human Services and Finance concur; now, therefore be it

RESOLVED, That the County of Fulton hereby accepts Cost-of-Living Adjustment funds from the NYS Department of Health for the following public health grant:

Children with Special Health Care Needs 2016-2017	\$1,489.00
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and, be it further

RESOLVED, That the Public Health Director be and hereby is authorized to make the following purchase:

Printer	\$371.00
Cabinet	\$359.00

RESOLVED, That the 2016 Adopted Budget be and hereby is amended as follows:

Revenue Account:

Increase A.4010.4010-3402 REV-Public Health-Grant Revenue	\$1,489.00
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Appropriation:

Increase A.4010.4010-4010 EXP-Equipment-Non-Asset	\$730.00
Increase A.4010.4010-4530 EXP-Supplies	\$759.00

and, be it further

**Resolution No. 334**

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 GROFF and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 335**

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

RESOLUTION AUTHORIZING A THREE-YEAR CONTRACT WITH ROEMER, WALLENS, GOLD & MINEAUX, LLP FOR LABOR RELATIONS SERVICES (2017-2019)

WHEREAS, for several years, the County of Fulton has contracted with Roemer, Wallens, Gold & Mineaux, LLP, Labor Relations Attorneys and Consultants, for employee labor negotiation services and interest arbitration proceeds; and

WHEREAS, pursuant to Resolution 309 of 2013, said agreement will expire on December 31, 2016; and

WHEREAS, Roemer, Wallens, Gold & Mineaux, LLP, has offered a new agreement that would include all negotiating services, consultation and advice in connection with Civil Service Law, Taylor Law, Fair Labor Standards Act, Human Rights, Contract Administration/Enforcement, employee discipline matters, representation with grievance procedures, management and supervisory training; now, therefore be it

RESOLVED, That upon the recommendation of the Personnel Director and Committees on Personnel and Finance, the Chairman of the Board be and hereby is authorized to sign a contract with Roemer, Wallens, Gold & Mineaux, of Albany, NY, for comprehensive collective bargaining services on behalf of the County, as follows:

2017:	\$4,025.00 per month
2018:	4,100.00 per month
2019:	4,175.00 per month

Additional rates, as needed:

Partner and Sr. Associate Attorney:	2017 – hourly rate of \$230; 2018/2019 – hourly rate of \$240
Associate Attorney:	2017 – hourly rate of \$190; 2018/2019 – hourly rate of \$200
Paralegal:	2017 – hourly rate of \$120; 2018/2019 – hourly rate of \$125

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, Personnel Director, Roemer, Wallens, Gold and Mineaux, Budget Director/County Auditor and Administrative Officer/ Clerk of the Board.

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 336**

Supervisor GROFF offered the following Resolution and moved its adoption:

**RESOLUTION ADOPTING LOCAL LAW “2” OF 2016 TO IMPLEMENT A FEE FOR DWI OFFENDERS SENTENCED TO PROBATION IN FULTON COUNTY**

WHEREAS, proposed Local Law “2” of 2016 entitled, “A LOCAL LAW TO IMPLEMENT A FEE FOR DWI OFFENDERS SENTENCED TO PROBATION IN FULTON COUNTY” has laid upon the desks of the Board of Supervisors for the required period; and

WHEREAS, a public hearing was held on October 11, 2016, after due posting thereof and everyone who wanted to speak was heard; now, therefore be it

RESOLVED, That Local Law “2”, hereinabove referenced, be and hereby is approved; and, be it further

RESOLVED, That the Clerk of the Board is directed to number said local law for appropriate recording and filing purposes; and, be it further

RESOLVED, That the Chairman of the Board of Supervisors and County Attorney be authorized and empowered to 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, NYS Secretary of State, Fulton County Code Book, Budget Director/County Auditor, 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 BRADT and adopted by the following vote:

TOTAL: Ayes: 319 (12) Nays: 177 (5) (Supervisors Argotsinger, Born, Fagan, Greene and Handy) Absent: 43 (2) (Supervisors Kinowski and Waldron) Vacant: 12 (1) (Caroga)

**COUNTY OF FULTON  
LOCAL LAW “2” OF 2016 ENTITLED,  
“A LOCAL LAW TO IMPLEMENT A FEE FOR DWI OFFENDERS  
SENTENCED TO PROBATION IN FULTON COUNTY”**

BE ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF FULTON, AS FOLLOWS:

**Section 1.**

Notwithstanding any other provision of law, any person currently serving or who shall be sentenced to a period of Probation upon conviction of any crime under Article Thirty-one of the Vehicle and Traffic Law and who is being supervised by the Fulton County Probation Department shall pay to said Department an administrative fee of \$30.00 per month, except as provided in Section 2 of this law.

**Section 2.**

The Fulton County Probation Director shall have the authority to waive all or part of the fee imposed by Section 1 of this law where, because of the indigence of the offender, the payment of said fee would impose an unreasonable hardship on the person convicted, or on his or her immediate family, or on any other person who is dependent upon such person for financial support.

**Section 3.**

The fee authorized by this local law shall not constitute nor be imposed as a condition of Probation.

**Section 4.**

Monies collected pursuant to this local law shall be utilized for Probation services by the Fulton County Probation Department and shall not be used to replace State or Federal funds otherwise utilized for Probation services.

**Section 5.**

In the event of non-payment of any fees which have not been waived by the Fulton County Probation Department, the provisions of subdivision 6 of §420.10 of the Criminal Procedure Law shall govern for purposes of collection of such fees, and in addition thereto the County may seek to enforce payment in any other manner permitted by law for enforcement of a debt.

**Resolution No. 337**

Supervisor GROFF offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING CONTRACT WITH THE NYS CRIME VICTIMS BOARD  
FOR THE 2016-2017 VICTIM ASSISTANCE PROGRAM (DISTRICT ATTORNEY)**

WHEREAS, the County of Fulton has been notified that it will receive Crime Victim Assistance Program grant monies, in an annual amount of \$111,715.03 effective October 1, 2016 through September 30, 2017, with a cost breakdown as follows:

NYS Crime Victims Board Reimbursement:	\$ 89,372.02
County Contribution:	7,000.00
Third Party Existing Paid Resources/In-Kind Svcs	<u>15,343.01</u>
TOTAL	\$ 111,715.03

now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized and directed to sign a contract with the New York State Crime Victims Board, for a total grant of \$111,715.03 for the above-named period; local share to be provided in the amount of \$7,000.00 from current budgetary line items and in-kind and third-party contributions not to exceed \$15,343.01, for a total program cost of \$111,715.03; such program contingent upon approval of said contract by the New York State Comptroller's Office and the County Attorney; and, be it further

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 338**

Supervisor GROFF offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF 2016-2017 STATE AID TO PROSECUTION GRANT FROM THE NYS DEPARTMENT OF CRIMINAL JUSTICE SERVICES (DISTRICT ATTORNEY)**

WHEREAS, the District Attorney has requested permission to apply for and accept 2016-2017 "State Aid to Prosecution" Grant funds, in the amount of \$29,200.00; and

WHEREAS, "State Aid to Prosecution" Grant funds will be identified and budgeted as a grant supporting DA operations as general Department revenue on an annual basis and allocated to the permanent re-setting of the base salaries for the First, Second and Third Assistant District Attorneys and Confidential Secretary, as approved by Resolution 313 of 2016; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to submit an application for, and authorize acceptance from, the NYS Department of Criminal Justice Services for State Aid to Prosecution funding, in an amount of \$29,200.00, effective October 1, 2016 through September 30, 2017; and, be it further

RESOLVED, That the staffing structure for all positions within the District Attorney's Office shall be reviewed by the District Attorney with the Board of Supervisors if and when these specific grant funds are reduced or discontinued; and, be it further

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

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 339**

Supervisor GROFF offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR UNIFORMS FOR USE  
IN THE SHERIFF'S DEPARTMENT**

RESOLVED, That the Purchasing Agent be and hereby is authorized to advertise for sealed bids from vendors for the purchase of uniforms for use in the Sheriff's Department (and according to further specifications which may be obtained at the Office of the Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY, 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, November 9, 2016, 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, Sheriff, Correctional Facility and Clerk of the Board/Purchasing Agent.

Seconded by Supervisor HANDY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 340**

Supervisor GROFF offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CONTRACT WITH AUCTIONS INTERNATIONAL CORPORATION TO SELL CERTAIN SURPLUS PATROL VEHICLES (SHERIFF'S DEPARTMENT)

WHEREAS, the Sheriff has recommended a contract with Auctions International Corporation to sell surplus vehicles on behalf of the County; and

WHEREAS, there is no cost to the County to utilize Auctions International Corporation because it charges purchasers a "buyer premium" 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 surplus vehicles, 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>Minimum Bid</u>
2009	Dodge Charger	2B3AA4CTXAH170933	143,822	\$500.00
1996	Chevrolet Lumina	2G1WN52M3T1187275	83,786	\$500.00
2010	Dodge Charger	2B3AA4CT6AH281265	193,863	\$500.00
2009	Dodge Charger	2B3KA43T09H512760	Odometer not Readable	\$500.00

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 341**

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

RESOLUTION AUTHORIZING ACCEPTANCE OF A 2017 PUBLIC SAFETY  
ANSWERING POINT OPERATIONS GRANT (SHERIFF)

WHEREAS, the Sheriff has received notification that Fulton County has been awarded a Public Safety Answering Point (PSAP) Grant from NYS Department of Homeland Security and Emergency Services in the amount of \$213,816.00; and

WHEREAS, said grant proposal's identified use for the fund was salary and benefits for E911 Communication Specialists involved in consolidated dispatch; now, therefore be it

RESOLVED, That the Board of Supervisors hereby accepts the 2017 New York State Department of Homeland Security and Emergency Services PSAP Grant, in an amount of \$213,816.00; and, be it further

RESOLVED, That said agreement 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, NYS Department of Homeland Security and Emergency Services, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 342**

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

RESOLUTION AUTHORIZING ACCEPTANCE OF A 2016-2017 DCJS LEGISLATIVE GRANT (SHERIFF)

WHEREAS, the Sheriff has received notification that Fulton County has been awarded a 2016-2017 DCJS Legislative Grant in the amount of \$20,000.00; and

WHEREAS, the Sheriff has requested the purchase of the following items to improve the efficiency and effectiveness of the Sheriff's Department:

Two (2) Tasers	\$3,100.00
Three (3) Alco-sensors	1,920.00
Four (4) Training Guns	2,880.00
Two (2) Colt Rifles	1,610.00
Five (5) Gun Racks for Patrol Cars	1,840.00

and,

WHEREAS, the Sheriff has also requested that \$650.00 be allocated to a contractual line item for a maintenance contract with Tasers, Inc. for the two (2) tasers being purchased; now, therefore be it

RESOLVED, That the Board of Supervisors hereby accepts the 2016-2017 DCJS Legislative Grant, in an amount of \$20,000.00; and, be it further

RESOLVED, That said agreement 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 budget amendment:

Revenue Account:

Increase A.3110.3110-3318 REV-State Aid-Sheriffs Grants \$12,000.00

Appropriation Accounts:

Increase A.3110.3110-2000 EXP-Equipment-Fixed Asset	\$3,100.00
Increase A.3110.3110-4010 EXP-Equipment Non-Asset	8,250.00
Increase A.3110.3110-4130 EXP-Contractual	650.00

and, be it further

**Resolution No. 342 (continued)**

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

Seconded by Supervisor CALLERY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 343**

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

RESOLUTION WAIVING THE START RATE FOR THE CAPTAIN (ROAD PATROL) IN  
THE SHERIFF'S DEPARTMENT

WHEREAS, the Sheriff requested that the Board of Supervisors waive the start rate for the Captain position in order to attract qualified candidates; and

WHEREAS, the Sheriff was granted permission to fill this position effective September 18, 2016 and offered the position to a candidate at the one-year permanent rate but did not obtain formal approval of the waiving of the start rate in advance; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety, Personnel and Finance, the start rate for the Captain in the Road Patrol Division of the Sheriff's Department be and hereby is waived effective retroactively, and the current incumbent Captain (Road Patrol) (Non-Union Job Group P/S-4, 40 hrs/wk) be paid at the permanent one-year rate of \$60,928.00, effective September 18, 2016, in this instance only; 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 FAGAN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 344**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ACCEPTANCE OF 2016-2017 GRANT FUNDS FROM THE UNIFIED COURT SYSTEM FOR SECURITY SERVICES (COURT ATTENDANTS)**

WHEREAS, Resolution 329 of 2014 authorized a Five-Year Agreement Between the County of Fulton and the Unified Court System for Security Services; and

WHEREAS, the Unified Court System proposes an amendment for said services, at a reduction of \$29,500.00 per year to \$20,000.00 as reimbursement to the County; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an agreement with the NYS Unified Court system to provide a maximum total compensation to be paid by UCS for security services (court attendants) services in the court areas located in the County Building, not to exceed \$20,000.00 for the period April 1, 2016 through March 31, 2017; said agreement subject to the approval of the County Attorney; and, be it further

RESOLVED, That the 2016 Adopted Budget be and hereby is amended as follows:

Revenue Account:

Decrease A.1410.1162-3331 – REV – State Aid – Court Attendants \$6,000.00

Appropriation Account:

Decrease A.1410.1162-1000 – EXP – Payroll \$6,000.00

and, be it further

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 345**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION REVISING THE PAY SCHEDULE FOR ELECTION INSPECTORS  
(BOARD OF ELECTIONS)**

WHEREAS, Resolution 334 of 2003 established a chargeback system for election services and supplies, including a pay schedule for Election Inspectors; and

WHEREAS, Resolution 400 of 2006 revised said pay schedule to reflect State mandated rates; and

WHEREAS, Resolution 68 of 2011 revised said pay schedule for Election Inspectors in 2012; now, therefore be it

RESOLVED, That effective January 1, 2017, the Pay Schedule for Elections Inspectors be and hereby is revised, as follows:

	<u>Current Rate Schedule</u>	<u>Revised Rate Schedule</u>
General Election	\$ 160.00	\$ 200.00
Inspector School	25.00	25.00
Primary Election	100.00	125.00
Village Election	100.00	125.00
Election Day Chairperson	25.00	25.00

and, be it further

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

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

Seconded by Supervisor CALLERY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 346**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A CONTRACT WITH JMZ ARCHITECTS AND PLANNERS, PC FOR DESIGN SERVICES FOR THE “ALLEN HOUSE” ADMINISTRATIVE AND COMMUNITY CENTER PROJECT (FMCC)**

WHEREAS, Resolution 227 of 2016 endorsed the Concept of a Proposed “Allen House” Administrative and Community Center Capital Project at FMCC and Authorized a Request for Proposals for Engineering Design Services; and

WHEREAS, after reviewing proposals from five (5) firms for engineering design services, the FMCC Foundation, Planning Director and Committee on Finance is recommending the Design Services Agreement be awarded to JMZ Architects and Planners, PC as the best proposal; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a Design Services Agreement with JMZ Architects and Planners, PC of Glens Falls, NY, to provide design services for the “Allen House” Administrative and Community Center Project, in an amount not to exceed \$174,600.00; and, be it further

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

RESOLVED, That the 2016 Capital Plan be and hereby is amended to include Design Services for an “Allen House” Administrative and Community Center Project at FMCC, in the amount of \$174,600.00; and, be it further

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

RESOLVED, That the 2016 Adopted Budget be and hereby is amended as follows:

Revenue Account:

Increase H.8020.2497-2770.0835 – REV – FMCC Allen House (New)	\$87,300.00
Increase H.8020.2497-3285.0835 – REV – FMCC Allen House (New)	\$87,300.00

Appropriation Account:

Increase H.8020.2497-2100.0835 – EXP – FMCC Allen House (New)	\$174,600.00
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**Resolution No. 346 (Continued)**

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney in Fulton County, County Attorney in Montgomery County, Montgomery County Legislature, Fulton-Montgomery Community College, FMCC Foundation, All Bidders, Planning Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor HANDY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 347**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION ACCEPTING THE 2017-2019 CAPITAL PLAN AND SETTING DATE  
FOR A PUBLIC HEARING**

RESOLVED, That the Board of Supervisors for the County of Fulton will meet at the Board of Supervisors' Chambers in the County Office Building, Johnstown, NY, on Monday, November 14, 2016, at 1:30 p.m. for the purpose of holding a public hearing on the proposed 2017-2019 Capital Plan for Fulton County; and, be it further

RESOLVED, That the Clerk of the Board of Supervisors give notice of said public hearing on said proposed 2017-2019 Capital Plan for Fulton County and that said notice shall be published once in the official newspaper of this County, at least five (5) days prior to the date of said public hearing; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, All Affected Departments, Planning Director, Budget Director/County Auditor, 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 LAURIA and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

DEPARTMENT / PROJECT	2017			2018			2019			Fulton County Share 3 Year Total
	Total Cost	Offsetting Revenue	Fulton County Share	Total Cost	Offsetting Revenue	Fulton County Share	Total Cost	Offsetting Revenue	Fulton County Share	
<b>District Attorney - 1165</b>			\$ -			\$ -			\$ -	
New Neighborhood Project: Surveillance & Intelligence Gathering Tools	\$ 90,000	\$ -	\$ 90,000			\$ -			\$ -	
<b>Total</b>	<b>\$ 90,000</b>	<b>\$ -</b>	<b>\$ 90,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 90,000</b>
<b>Facilities - 1620</b>										
Central Air Conditioning-FC Office Building, LED Lighting, Drive Motors - Corrections	\$ -	\$ -	\$ -	\$ 650,000		\$ 650,000				
Fulton County Office Building Roof	\$ 50,000	\$ -	\$ 50,000			\$ -				
Sealing Parking Lots - Striping, Curb & Sidewalk Repairs : St Mary's, OFA, Probation, Complex I & Complex II	\$ 40,000	\$ -	\$ 40,000			\$ -				
Sealing Parking Lots -Complex II, Sheriff, Corrections				\$ 55,000	\$ -	\$ 55,000				
St Mary's Roof				\$ 30,000	\$ -	\$ 30,000				
Replacement Windows - Probation							\$ 42,000	\$ -	\$ 42,000	
<b>EQUIPMENT:</b>										
Pickup Truck with Plow	\$ 38,000	\$ -	\$ 38,000							
Muffin Monster - Sewer Grinder							\$ 15,000	\$ -	\$ 15,000	
<b>Total</b>	<b>\$ 128,000</b>	<b>\$ -</b>	<b>\$ 128,000</b>	<b>\$ 735,000</b>	<b>\$ -</b>	<b>\$ 735,000</b>	<b>\$ 57,000</b>	<b>\$ -</b>	<b>\$ 57,000</b>	<b>\$ 920,000</b>
<b>Information Services - 1680</b>										
County PC Upgrade Plan	\$ 34,866	\$ -	\$ 34,866	\$ 35,000		\$ 35,000	\$ 35,000	\$ -	\$ 35,000	
Disaster Recovery/Business Continuity Plan	\$ 49,280	\$ -	\$ 49,280	\$ 20,000		\$ 20,000	\$ -	\$ -	\$ -	
Network Security and Server	\$ 43,500	\$ -	\$ 43,500	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Microsoft Office Upgrade	\$ -	\$ -	\$ -	\$ 78,710	\$ -	\$ 78,710	\$ -	\$ -	\$ -	
Server Software Upgrade	\$ -	\$ -	\$ -	\$ 25,000		\$ 25,000	\$ -	\$ -	\$ -	
<b>Total</b>	<b>\$ 127,646</b>	<b>\$ -</b>	<b>\$ 127,646</b>	<b>\$ 158,710</b>	<b>\$ -</b>	<b>\$ 133,710</b>	<b>\$ 35,000</b>	<b>\$ -</b>	<b>\$ 35,000</b>	<b>\$ 296,356</b>
<b>FMCC - 2497</b>										
Campus Critical Maintenance Projects - Campus Labs & Classroom Design	\$ 100,000	\$ 75,000	\$ 25,000							
Campus Critical Maintenance Projects - Technology Upgrade	\$ 900,000	\$ 675,000	\$ 225,000							
Campus Critical Maintenance Projects - Campus Bathrooms & Locker Rooms Renovations	\$ 2,200,000	\$ 2,200,000	\$ -							
Allen House: Administrative and Community Center	\$ 2,425,400	\$ 2,425,400	\$ -							
Campus Critical Maintenance Projects - Campus Labs & Classroom Renovations Phase I				\$ 1,000,000	\$ 750,000	\$ 250,000				
Campus Critical Maintenance Projects - Campus Labs & Classroom Renovations Phase II							\$ 1,000,000	\$ 750,000	\$ 250,000	
<b>Total</b>	<b>\$ 5,625,400</b>	<b>\$ 5,375,400</b>	<b>\$ 250,000</b>	<b>\$ 1,000,000</b>	<b>\$ 750,000</b>	<b>\$ 250,000</b>	<b>\$ 1,000,000</b>	<b>\$ 750,000</b>	<b>\$ 250,000</b>	<b>\$ 750,000</b>
<b>Sheriff - 3110</b>										
Patrol Car (2)	\$ 73,000	\$ -	\$ 73,000							
Van	\$ 33,500	\$ -	\$ 33,500							
Patrol Car (3)				\$ 112,500	\$ -	\$ 112,500	\$ 114,000	\$ -	\$ 114,000	
<b>Total</b>	<b>\$ 106,500</b>	<b>\$ -</b>	<b>\$ 106,500</b>	<b>\$ 112,500</b>	<b>\$ -</b>	<b>\$ 112,500</b>	<b>\$ 114,000</b>	<b>\$ -</b>	<b>\$ 114,000</b>	<b>\$ 333,000</b>
<b>Public Health - 4010</b>										
Medical Records Server and Software Upgrade	\$ 20,665	\$ -	\$ 20,665							
<b>Total</b>	<b>\$ 20,665</b>	<b>\$ -</b>	<b>\$ 20,665</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 20,665</b>
<b>PLANNING- 8020</b>										
<b>FACILITIES:</b>										
Airport Master Plan Environmental Assessments	\$ 250,000	\$ 237,500	\$ 12,500			\$ -				
Airfield Lighting Design	\$ 100,000	\$ 95,000	\$ 5,000	\$ 900,000	\$ 855,000	\$ 45,000				
Fulton County Office Building Exterior Renovations	\$ 500,000	\$ 450,000	\$ 50,000							
Subtotal	\$ 850,000	\$ 782,500	\$ 67,500	\$ 900,000	\$ 855,000	\$ 45,000	\$ -	\$ -	\$ -	
<b>ECONOMIC DEVELOPMENT :</b>										
Public Relations/Affairs/Marketing Campaign	\$ 100,000	\$ -	\$ 100,000							
SMART Waters - Waterline for Hales Mills Road Ext	\$ 1,300,000	\$ 260,000	\$ 1,040,000							
SMART Waters - Sewer Collection and Treatment System - Vails Mills	\$ 250,000	\$ -	\$ 250,000	\$ 2,350,000	\$ -	\$ 2,350,000				
Jump Start Fulton County: Create Shove Ready Land at Tryon Technology Park	\$ 50,000	\$ -	\$ 50,000							
Subtotal	\$ 1,700,000	\$ 260,000	\$ 1,440,000	\$ 2,350,000	\$ -	\$ 2,350,000	\$ -	\$ -	\$ -	
<b>Total</b>	<b>\$ 2,550,000</b>	<b>\$ 1,042,500</b>	<b>\$ 1,507,500</b>	<b>\$ 3,250,000</b>	<b>\$ 855,000</b>	<b>\$ 2,395,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 3,902,500</b>
<b>General Fund Total</b>	<b>\$ 8,648,211</b>	<b>\$ 6,417,900</b>	<b>\$ 2,230,311</b>	<b>\$ 5,256,210</b>	<b>\$ 1,605,000</b>	<b>\$ 3,651,210</b>	<b>\$ 1,206,000</b>	<b>\$ 750,000</b>	<b>\$ 456,000</b>	<b>\$ 6,312,521</b>

<b>HIGHWAY - D/DM</b>										
Paving CR 112, Town of Bleeker	\$ 480,000	\$ 480,000	\$ -							
Paving CR 148, Town of Johnstown	\$ 66,000	\$ 66,000	\$ -							
Paving CR 114, Town of Oppenheim	\$ 420,000	\$ 420,000	\$ -							
Paving CR 151, Town of Oppenheim	\$ 380,000	\$ 287,816	\$ 92,184							
Paving CR 108, Town of Oppenheim	\$ 100,000		\$ 100,000							
Paving CR 146, Town of Mayfield	\$ 213,000		\$ 213,000							
Paving CR 152, Town of Northampton	\$ -		\$ -	\$ 50,000		\$ 50,000				
Paving CR 155, Town of Mayfield	\$ -		\$ -	\$ 90,000		\$ 90,000				
Paving CR 142A, Town of Johnstown	\$ -		\$ -	\$ 95,000		\$ 95,000				
Paving CR 125, Town of Bleeker				\$ 785,000	\$ 785,000	\$ -				
Paving CR 157, Town of Mayfield				\$ 130,000	\$ 130,000	\$ -				
Paving CR 137, Town of Caroga				\$ 360,000	\$ 338,816	\$ 21,184				
Paving CR 102, Town of Johnstown				\$ 130,000	\$ -	\$ 130,000				
Paving CR 140, Town of Ephratah				\$ 50,000	\$ -	\$ 50,000				
Paving CR 158, Towns of Mayfield and Perth				\$ 260,000	\$ -	\$ 260,000				
Paving CR 132, Town of Perth							\$ 475,000	\$ 475,000	\$ -	
Paving CR 138, Town of Broadalbin							\$ 275,000	\$ 275,000	\$ -	
Paving CR 137, Town of Caroga							\$ 225,000	\$ 225,000	\$ -	
Paving CR 150, Town of Oppenheim							\$ 175,000	\$ 175,000	\$ -	
Paving CR 119, Town of Stratford							\$ 396,000	\$ 103,816	\$ 292,184	
Paving CR 143, Town of Northampton							\$ 191,000	\$ -	\$ 191,000	
Paving CR 149, Town of Northampton							\$ 143,000	\$ -	\$ 143,000	
<b>Subtotal</b>	<b>\$ 1,659,000</b>	<b>\$ 1,253,816</b>	<b>\$ 405,184</b>	<b>\$ 1,950,000</b>	<b>\$ 1,253,816</b>	<b>\$ 696,184</b>	<b>\$ 1,880,000</b>	<b>\$ 1,253,816</b>	<b>\$ 626,184</b>	<b>\$ 1,727,552</b>
<b>Equipment</b>										
Truck 4500 Crew Cab	\$ 49,800	\$ -	\$ 49,800							
Truck SSV Crew Cab 4x4	\$ 28,400	\$ -	\$ 28,400							
Truck 4500 Regular Cab 4x4	\$ 56,600	\$ -	\$ 56,600							
Alamo Boom Mower 5100Mw/ 19'				\$ 100,000	\$ -	\$ 100,000				
Alamo Boom Mower 5100Mw/ 19'				\$ 100,000	\$ -	\$ 100,000				
Tandem Dump Truck with Plow							\$ 250,000	\$ -	\$ 250,000	
<b>Subtotal</b>	<b>\$ 134,800</b>	<b>\$ -</b>	<b>\$ 134,800</b>	<b>\$ 200,000</b>	<b>\$ -</b>	<b>\$ 200,000</b>	<b>\$ 250,000</b>	<b>\$ -</b>	<b>\$ 250,000</b>	<b>\$ 584,800</b>
<b>Highway Total</b>	<b>\$ 1,793,800</b>	<b>\$ 1,253,816</b>	<b>\$ 539,984</b>	<b>\$ 2,150,000</b>	<b>\$ 1,253,816</b>	<b>\$ 896,184</b>	<b>\$ 2,130,000</b>	<b>\$ 1,253,816</b>	<b>\$ 876,184</b>	<b>\$ 2,312,352</b>
<b>Solid Waste EW865</b>										
Landfill Expansion Engineering	\$ -	\$ -	\$ -							
Landfill Expansion Construction	\$ 7,000,000		\$ 7,000,000							
Gas Well Work	\$ 75,000		\$ 75,000	\$ 75,000		\$ 75,000	\$ 70,000		\$ 70,000	
Garage Waste Heat	\$ 25,000		\$ 25,000							
<b>Subtotal</b>	<b>\$ 7,100,000</b>	<b>\$ -</b>	<b>\$ 7,075,000</b>	<b>\$ 75,000</b>	<b>\$ -</b>	<b>\$ 75,000</b>	<b>\$ 70,000</b>	<b>\$ -</b>	<b>\$ 70,000</b>	<b>\$ 7,220,000</b>
<b>Equipment</b>										
Landfill Compactor	\$ 725,000	\$ 40,000	\$ 685,000							
Scale Program Software Update	\$ 12,000	\$ -	\$ 12,000							
Radiation Monitor	\$ -	\$ -	\$ -	\$ 27,000	\$ -	\$ 27,000				
Roll Off Truck	\$ 150,000	\$ -	\$ 150,000							
Tractor Truck	\$ 125,000	\$ -	\$ 125,000							
Fusion Machine	\$ 16,000	\$ -	\$ 16,000							
Styrofoam Densifier	\$ 28,000	\$ 25,530	\$ 2,470							
Off Road Truck				\$ 350,000	\$ -	\$ 350,000				
Bulldozer				\$ 350,000	\$ -	\$ 350,000				
GPS Base Station & Rover Unit				\$ 125,000	\$ -	\$ 125,000				
Rearload Recycling Collection Truck				\$ 200,000	\$ -	\$ 200,000				
Daily Cover Tarp Unit				\$ 50,000	\$ -	\$ 50,000				
Bucket Loader							\$ 180,000	\$ -	\$ 180,000	
Side Slope Mower							\$ 40,000	\$ -	\$ 40,000	
Fork Lift							\$ 30,000	\$ -	\$ 30,000	
Wheel Wash System							\$ 50,000	\$ -	\$ 50,000	
<b>Subtotal</b>	<b>\$ 1,056,000</b>	<b>\$ 65,530</b>	<b>\$ 990,470</b>	<b>\$ 1,102,000</b>	<b>\$ -</b>	<b>\$ 1,102,000</b>	<b>\$ 300,000</b>	<b>\$ -</b>	<b>\$ 300,000</b>	<b>\$ 2,392,470</b>
<b>Solid Waste Total</b>	<b>\$ 8,156,000</b>	<b>\$ 65,530</b>	<b>\$ 8,090,470</b>	<b>\$ 1,177,000</b>	<b>\$ -</b>	<b>\$ 1,177,000</b>	<b>\$ 370,000</b>	<b>\$ -</b>	<b>\$ 370,000</b>	<b>\$ 9,612,470</b>
<b>GRAND TOTAL:</b>	<b>\$ 18,598,011</b>	<b>\$ 7,737,246</b>	<b>\$ 10,860,765</b>	<b>\$ 8,583,210</b>	<b>\$ 2,858,816</b>	<b>\$ 5,724,394</b>	<b>\$ 3,706,000</b>	<b>\$ 2,003,816</b>	<b>\$ 1,702,184</b>	<b>\$ 18,237,343</b>

**Resolution No. 348**

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; and

WHEREAS, the County Treasurer has inspected numerous items in the County pole barn that are also in disrepair and will likely bring more revenue to the County through disposal for scrap value than through auction; now, therefore be it

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

Highways & Facilities:

Filing Cabinet (0001443)

Filing Cabinet (001436)

Television (000224)

Solid Waste:

Phillips Security System & Monitor (0007594)

Jump-N-Carry Booster Pak (0008893)

and, be it further

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

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 349**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING WRITE-OFF OF 2015 TAXES ON CERTAIN TOWN-OWNED PARCELS IN THE TOWN OF CAROGA**

WHEREAS, the Town of Caroga received a donation of two parcels of land (Parcel 68.18-1-22) and (Parcel 68.18-1-23), formerly Sherman’s Amusement Park, from former owners Balboa Land Development; and

WHEREAS, the property was deeded to the Town of Caroga on December 31, 2014; said date being after the taxable status date; and

WHEREAS, the tax roll was not updated to reflect the new tax exempt status of said parcels resulting in the issuance of a 2015 Town and County tax bill for each parcel; now, therefore be it

RESOLVED, That the County Treasurer is hereby authorized to waive all delinquent taxes in the total amount of \$8,788.02 for Town owned parcels 68.18-1-22 and 68.18-1-23 in the Town of Caroga as follows:

<u>SBL #68.18-1-22</u>	<u>SBL#68.18-1-23</u>
Town - \$172.49	Town - \$2,329.46
County - \$433.38	County - \$5,852.69

and, be it further

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

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

Seconded by Supervisor WILSON and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 350**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A RETAINER AGREEMENT WITH BOND, SCHOENECK & KING TO PURSUE NURSING HOME UNIVERSAL SETTLEMENT FUNDS**

WHEREAS, the County of Fulton may be entitled to “Universal Settlement” Funds related to prior Medicaid claims dating to its ownership of the former Fulton County Residential Health Care Facility; and

WHEREAS, the Committee on Finance recommends a Retainer Agreement with Bond, Schoeneck & King to pursue Fulton County’s portion of the Nursing Home “Universal Settlement” Funds that are being adjudicated and distributed at this time; now, therefore be it

RESOLVED, That the Chairman of the Board is authorized and directed to sign an appropriate Engagement Letter with Bond, Schoeneck & King to pursue Fulton County’s share of “Universal Settlement” proceeds with nursing home purchasers through a negotiation process; and, be it further

RESOLVED, That said cost of Retainer Agreement be at a not-to-exceed cost of \$4,000.00; said agreement subject to approval by the County Attorney; and, be it further

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

From: A.1000.1990-4907 – EXP – Contingent Fund Expense  
To: A.1420.1420-4090 – EXP – Professional Services  
Sum: \$4,000.00

and, be it further

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

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 351**

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:

Highway & Facilities

From: A.1620.1620-4180 – EXP – Renovations

To: A.1620.5610-4180 – EXP – Renovations

Sum: \$2,218.00

Sheriff's Department

From: A.3110.3113-4010 – EXP – Equipment – Non-Asset

To: A.3110.3113-2000 – EXP – Equipment

Sum: \$5,000.00

Veterans

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

To: A.6510.6510-1000 – EXP – Payroll

Sum: \$5,545.00

and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 352**

Supervisor GREENE offered the following Resolution and moved its adoption:

**RESOLUTION APPOINTING COMMISSIONER OF SOCIAL SERVICES**

RESOLVED, That Sheryda Cooper, of Mayfield, NY, be and hereby is appointed Commissioner of Social Services for Fulton County, for a term beginning December 1, 2016 through November 30, 2021; and be it further

RESOLVED, That the County Treasurer is hereby authorized to pay such Commissioner the salary reflected in the annual Non-Union Salary Structure, in equal bi-weekly installments; and, be it further

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

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

Seconded by Supervisor HANDY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)

**Resolution No. 353**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AWARDING BID TO CENTURY LINEN & UNIFORM FOR UNIFORM  
SERVICE FOR THE DEPARTMENTS OF SOLID WASTE AND  
HIGHWAYS AND FACILITIES (2017-2018)**

WHEREAS, Resolution 324 of 2016 authorized advertisement for bids for uniform service for approximately 60 employees in the Departments of Highways and Facilities, and Solid Waste and three (3) bids were received; now, therefore be it

RESOLVED, That the net bid, at the following amounts, as submitted by Century Linen & Uniform, of Johnstown, NY, be and hereby is awarded, as recommended by the Purchasing Agent; they providing the lowest responsible bid in accordance with Specification No. 2016-01-01, dated September 19, 2016:

All Uniform Sets:	\$3.50 per employee/per week
Special Charge:	\$3.00 delivery charge per week, per location

and, be it further

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract with Century Linen & Uniform, of Johnstown, NY, for said uniform service, at the rate identified above and including unit pricing for certain accessories, effective January 1, 2017 through December 31, 2018, with a one-year optional extension; said contact subject to the approval of the County Attorney; and, be it further

RESOLVED, That the cost for said service be provided from the appropriate budget accounts; and, be it further

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)  
Vacant: 1 (Caroga)