

TENTH REGULAR SESSION

Johnstown, NY

October 15, 2019

Roll Call – Quorum Present

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

TOTAL: Present: 18 Absent: 2 (Supervisors Kinowski and Waldron)

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

UPDATES FROM STANDING COMMITTEES

Finance: Mr. Argotsinger stated that the Finance Committee has been making progress on the 2020 Budget.

REPORTS OF SPECIAL COMMITTEES

Inter-County Legislative Committee of the Adirondacks: Supervisor Perry announced that Fulton County would be hosting the Inter-County Meeting on October 24 in the Board of Supervisors Chambers starting at 10:00 a.m.

Soil and Water Conservation District Board: Supervisor Greene advised that the District Board met on October 8. District employees are continuing with hydroseeding in various areas in the County. The District has also “interseeded” 125 acres. Interseeding helps eliminate erosion. He continued that the tree and shrub program has been going well. A grant has been extended for two (2) bridges on S. Chase Street and N. Chase Street in Johnstown. The District has been waiting for National Grid at the Tryon Technology Park and they are ready to help with trenching once National Grid gives the o.k. He finished his report by advising that the District Board has completed sexual harassment training, which has been mandated by the State.

CHAIRMAN’S REPORT

This has been a very busy month for all of us. We are well into our budget year and working very diligently to keep our costs under control while trying to maintain our services that are relied upon.

On October 1st Fire Coordinator Santa Maria, Warren Greene and myself went to Herkimer County Community College. This was at the request of Senator Tedisco and Assemblyman Smullen. They have been working behind the scenes in Albany putting together a group of Legislators who represent the upstate areas affected with potential loss of EMS Services to our constituents. We all take this

very seriously and now we understand that there are 24 counties with issues of concern over loss of EMS. The problem here is it took several years to get into this predicament and it will take a few years before we get totally out of it. The State now more fully understands the seriousness of this issue. The Legislators will continue to work on this with legislation that will start to level the playing field for EMS Services. We need to assure that insurance companies pay the provider and not the consumer for the service.

We need to make sure that the service is compensated for the cost of that service not the current 30 to 60% that they are being compensated. We need to have the Medicare/Medicaid reimbursement rate put at a rate that compensates appropriately as well. This appears to be the biggest issue. I have every intention of bringing some kind of fix to this problem before the end of my tenure as your chairman. It will not be the final answer because it is a complex issue, but, it will be stopgap and bring assurances that when 911 is dialed for an EMS problem, the PHONE WILL BE ANSWERED.

It appears that this year the big Budget issue will be manpower. The new Public Defender's Office is expensive and currently funded at 100% by New York State. The Sheriff's Office is struggling for manpower and trying to get built back up to a standard that serves us all well.

October is Domestic Violence Awareness Month and a time to bring about discussions of it. Chad Brown dedicated the tree in front of our building here to bring this discussion forward. The tree has a stone provided by Cherry Valley Memorials dedicating it. The tree has purple L.E.D.'s lighting it as well.

Respectfully submitted and thank you for this opportunity.

Jack Wilson

RESOLUTIONS

No. 346 (Resolution Reimbursing the Fulton County Industrial Development Agency for Legal Expenses Incurred in Cancelled Eminent Domain Procedure): Supervisor Callery advised that he would not support this Resolution and was against it from the beginning. Supervisors Howard, Lauria, Groff and Perry advised that they agreed with Supervisor Callery.

No. 347 (Resolution Authorizing a Contract with C.T. Male Associates to Conduct a Wetlands Investigation – Route 30A Shovel Ready Site (2019 Capital Plan): Supervisor Callery asked if this was the “Ossip property” and wasn’t there a study done on that property years ago. He also expressed concern because part of the property is in Montgomery County. Mr. Stead, Administrative Officer, advised that the County is primarily interested in the section of the property that is in Fulton County. Supervisor Groff advised that he heard that the County would have to purchase all the parcels.

Upon a motion by Supervisor Callery, seconded by Supervisor Lauria and unanimously carried, the Committee entered into Executive Session at 1:15 p.m. to discuss the proposed acquisition, sale or lease of real property.

Upon a motion by Supervisor Selmsler, seconded by Supervisor Callery and unanimously carried, the Committee re-entered into Regular Session at 1:32 p.m.

Mr. Stead advised that while in Executive Session for the proposed acquisition, sale or lease of real property, the Board also discussed Employment History.

Resolutions on the Agenda were continued to be deliberated upon.

No. 364 (Resolution Authorizing Purchase of Two Parcels from the Delaware Otsego Corporation Related to the F.J. & G Trail Right of Way Acquisition Project (2019 Capital Plan): Mr. Stead explained that the Resolution title is different on this proposed Resolution from how the topic went through the Committees. The first step was to obtain a deed and survey of the property and then to try to purchase the two (2) parcels. After the Committee Meetings, it was learned that the seller had agreed to the County’s offer price to purchase the parcels. Mr. Stead further explained that is why the proposed Resolution was changed to purchase the two parcels and also have the updated survey and deed description work completed. This will now complete what the Committees approved in one step, rather than two steps.

Supervisor Young commented that the Rail Trail is a great asset to our County and it was great to see this moving forward.

No. 371 (Resolution Authorizing Change Orders for Various Contracts within the FMCC Campus Labs and Classrooms Phase II Project (2019 Capital Plan): Supervisor Lauria asked that FMCC invite the Board to tour the Campus now that the projects have been completed. Greg Truckenmiller, Acting FMCC President, was present at the meeting and said that could be arranged.

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 Resolution 1.

PROCLAMATION

**DECLARING OCTOBER 2019
“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 2019 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.

OLD BUSINESS

Supervisor Fagan asked for clarification of where the Inter-County Legislative Committee of the Adirondacks Meeting was going to be held. Mr. Stead advised here in the Board Chambers.

Upon a motion by Supervisor Greene, seconded by Supervisor Callery and unanimously carried, the Committee adjourned at 1:56 p.m.

Certified by:

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

Resolution No. 345

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

RESOLUTION AUTHORIZING APPLICATION FOR "I LOVE NEW YORK" TOURISM PROMOTION MATCHING GRANT FUNDS (2020)

RESOLVED, That by this Resolution, the Board of Supervisors for the County of Fulton hereby authorizes the Fulton Montgomery Regional Chamber of Commerce and Industry (the County's tourism promotion agency) to submit an "I Love New York" Tourism Matching Funds Application, in an amount of \$61,807.00 for the County's 2020 tourism and promotion programs; and, be it further

RESOLVED, That as the County's appointed Tourism Promotion Agency, the Fulton Montgomery Regional Chamber of Commerce and Industry be and hereby is directed to notify this Board of Supervisors of the grant award for final approval of the local match; and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 346

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

RESOLUTION REIMBURSING THE FULTON COUNTY INDUSTRIAL DEVELOPMENT
AGENCY FOR LEGAL EXPENSES INCURRED IN CANCELLED
EMINENT DOMAIN PROCEDURE

WHEREAS, Resolution 166 of 2019 authorized the Fulton County Industrial Development Agency to initiate eminent domain proceeding for two (2) parcels in the Town of Johnstown; and

WHEREAS, the IDA incurred \$6,898.65 in related expenses, primarily legal expenses, and has presented a verified invoice showing payment for said services; and

WHEREAS, the Economic Development and Environment Committee recommended that said related expenses the Industrial Development Agency incurred be reimbursed to it by the County in accordance with the Board of Supervisors prior commitment; now, therefore be it

RESOLVED, That upon the recommendation of the Administrative Officer and Committees on Economic Development and Environment and Finance, the Chairman of the Board be and hereby is authorized to reimburse the Industrial Development Agency in the amount of \$6,898.65; and, be it further

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

From: A.1000.1990-4907 – EXP – Contingent Fund Expense
To: A.8020.8020-4090 – EXP – Professional Services
Sum: \$6,899.00

and, be it further

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 292 (9) Nays: 216 (9) (Supervisors Blackmon, Callery, Groff, Howard, Lauria, Perry, Potter, Rice and Young) Absent: 43 (2) (Supervisors Kinowski and Waldron)

Resolution No. 347

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

RESOLUTION AUTHORIZING A CONTRACT WITH C.T. MALE ASSOCIATES TO
CONDUCT A WETLANDS INVESTIGATION – ROUTE 30A SHOVEL READY SITE
(2019 CAPITAL PLAN)

WHEREAS, the 2019 Capital Plan identifies a Route 30A Shovel Ready Site Project in the amount of \$80,000.00 to conduct baseline feasibility studies for a potential technology park on NYS Route 30A; and

WHEREAS, the Planning Director and Committees on Economic Development and Environment recommend proceeding with a Wetlands Investigation as a first component feasibility study for said project; and

WHEREAS, C.T. Male Associates has submitted a proposal to provide a Wetlands Investigation for an amount not to exceed \$13,300.00; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract with C.T. Male Associates of Latham, NY, for Wetlands Investigation for the Route 30A Shovel Ready Site Project, at a cost not to exceed \$13,300.00; and, be it further

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

From: A.1000.9950-9000.1200 – EXP – Capital Improvements Reserve
To: H.8020.6497-2100.0951 – EXP – Route 30A Shovel Ready Site (New)
Sum: \$80,000.00

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, Planning Director, C.T. Male Associates, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 481(17) Nays: 27 (1) (Supervisor Groff)
Absent: 43 (2) (Supervisors Kinowski and Waldron)

Resolution No. 348

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

RESOLUTION AUTHORIZING PURCHASE OF SECURITY CAMERAS FOR USE IN THE SOCIAL SERVICES DEPARTMENT (100% STATE AND FEDERAL FUNDS)

WHEREAS, Resolution 372 of 2018 accepted 2018 Supplemental Nutrition Assistance Program (SNAP) Award monies in an amount of \$25,437.00; and

WHEREAS, the Commissioner of Social Services must submit a plan to receive State approval on certain purchases; and

WHEREAS, the Commissioner of Social Services has applied for additional SNAP funds in an amount of \$3,000.00 to purchase necessary equipment for use in the Social Services Department as follows:

- (3) Outdoor Security Cameras \$ 2,277.60
 - (5) Indoor Security Cameras 1,476.00
 - (8) MicroSD Cards 441.60
- \$ 4,195.20

now, therefore be it

RESOLVED, That the Commissioner of Social Services be and hereby is authorized to purchase the above-listed equipment with the 2019 SNAP Award in an amount not to exceed \$3,000.00; and, be it further

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

Revenue:

Increase A.6010.6010-3610 - REV- DSS – Administration	\$2,098.00
Increase A.6010.6010-4610 - REV- Federal Aid - DSS - Administration	\$2,098.00

Appropriation:

Increase A.6010.6010-4180 - EXP- Renovations	\$4,196.00
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and, be it further

Resolution No. 348 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Commissioner of Social Services, United States Department of Agriculture Food and Nutrition Services, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 349

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

RESOLUTION AUTHORIZING PURCHASE OF LINSTAR SECURITY DOOR HARDWARE AND ACCESSORIES FOR USE IN THE SOCIAL SERVICES DEPARTMENT

WHEREAS, the Commissioner of Social Services has requested to purchase Linstar Security Door Hardware and Equipment to update its badge/door system; now, therefore be it

WHEREAS, the Committees on Human Services and Finance recommend purchasing the Linstar Security Door Hardware and Equipment; now, therefore be it

RESOLVED, That the Commissioner of Social Services be and hereby is authorized to purchase Linstar Security Door Hardware and Equipment for use in the Social Services Department as follows:

Two Door Panel, Eight Door Panel w/ (2) Controller Boxes,	
Power Supplies	\$4,462.00
Installation Services	<u>\$1,358.00</u>
	\$5,820.00

and, be it further

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

From: A.6010.6010-4030 - EXP- Repairs	\$1,500.00	
A.6010.6010-4530 - EXP- Supplies	4,500.00	
To: A.6010.6010-4180 - EXP- Renovations		\$6,000.00

and, be it further

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

Seconded by Supervisor PERRY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 350

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

RESOLUTION AUTHORIZING DISPOSAL OF CERTAIN EQUIPMENT FROM THE SOCIAL SERVICES DEPARTMENT

WHEREAS, Resolution 45 of 2019 authorized a contract with Auctions International Corporation for sale of obsolete office equipment; and

WHEREAS, the Commissioner of Social Services recommends disposal of remaining equipment that was not sold at auction; now, therefore be it

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

<u>Bar Code:</u>	<u>Item:</u>	<u>Bar Code:</u>	<u>Item:</u>	<u>Bar Code:</u>	<u>Item:</u>
0002680	file cabinet	0006045	workstation	0006050	workstation
0002681	file cabinet	0002765	file cabinet	0002835	file cabinet
0002687	file cabinet	0002766	file cabinet	0002836	file cabinet
0002688	file cabinet	0002768	file cabinet	0002837	file cabinet
0002689	file cabinet	0002784	file cabinet	0002838	file cabinet
0002703	file cabinet	0002706	file cabinet	0002840	file cabinet
0007569	smart board	0002788	file cabinet	0002842	file cabinet
0002710	file cabinet	0002843	file cabinet	0006051	workstation
0002791	file cabinet	0002792	file cabinet	0007568	projector
0002720	file cabinet	0002793	file cabinet	0002847	file cabinet
0002721	file cabinet	0002794	file cabinet	0002848	file cabinet
0002722	file cabinet	0002796	file cabinet	0003081	desk
0002723	file cabinet	0002864	typewriter	0002950	desk
0002724	file cabinet	0002799	file cabinet	0002829	file cabinet
0002725	file cabinet	0002952	desk	0005853	workstation
0002726	file cabinet	0002803	file cabinet	0005855	workstation
0002727	file cabinet	0002759	file cabinet	0005857	workstation
0002808	file cabinet	0002989	small table	0005859	workstation
0002810	file cabinet	0002997	typewriter	0005860	workstation
0002730	file cabinet	0002812	file cabinet	0005861	workstation
0002733	file cabinet	0002814	file cabinet	0005864	workstation
0002743	file cabinet	0003151	desk	0005865	workstation
0003185	table	0003121	desk	0006038	workstation
0002826	file cabinet	0003296	desk	0006041	workstation
0002828	file cabinet	0004204	small table	0006044	workstation

Resolution No. 350 (Continued)

and, be it further

RESOLVED, That the Superintendent of Highways and Facilities, Solid Waste Director, Commissioner of Social Services 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, Commissioner of Social Services, Superintendent of Highways and Facilities, Solid Waste Department, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 351

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

RESOLUTION AUTHORIZING THE PURCHASE OF ADVERTISING AND SUPPLIES TO PROMOTE PUBLIC HEALTH PROGRAMS

WHEREAS, Resolution 245 of 2019 authorized the acceptance of \$22,396.88 in North Country DSRIP Engagement Funds; and

WHEREAS, the Public Health Director has proposed to use said Engagement funds to purchase necessary supplies and advertising to promote Public Health programs as follows:

WBUG Radio Advertising	\$ 4,000.00
WENT Radio Advertising	4,000.00
C. Gerard – Incentive Supplies	6,991.00
T-Shirts Incentive Supplies	4,989.00
Impact Melanoma Incentive Supplies	<u>2,416.00</u>
	\$22,396.88

now, therefore be it

RESOLVED, That the Public Health Director, be and hereby is authorized to make the purchases identified herein in accordance with grant guidelines and County Purchasing and Audit Guidelines; and, be it further

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

Revenue:

Increase A.4010.4010-2770 - REV- Other Unclassified Revenues \$22,397.00

Appropriation:

Increase A.4010.4010-4100-EXP-Advertising	\$ 8,000.00
Increase A.4010.4010-4530-EXP-Supplies	14,397.00

and, be it further

Resolution No. 351 (Continued)

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

Seconded by Supervisor HANDY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 352

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

**RESOLUTION AUTHORIZING A CONTRACT EXTENSION WITH MARK ELLITHORPE
FOR FISCAL MANAGER CONSULTING SERVICES IN THE
PUBLIC HEALTH DEPARTMENT**

WHEREAS, Resolution 246 of 2019 authorized a contract with Mark Ellithorpe for Consulting Services at the Public Health Department through October 31, 2019; and

WHEREAS, said contract, authorized an estimated 20 hours per week for consultant services at an all inclusive hourly rate of \$45.00; and

WHEREAS, the Director of Public Health and Committees on Human Services, Personnel and Finance recommend extending said contract with Mark Ellithorpe through December 31, 2019 to ensure a seamless transition and fiscal integrity; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract extension with Mark Ellithorpe for Consultant Services at the Public Health Department at a billable hourly rate of \$45.00 effective November 1, 2019 through December 31, 2019 not to exceed 20 hours per week, with all other terms and conditions to remain in full force and effect; and, be it further

RESOLVED, That said contract is subject to 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.4010.4010-1000 – EXP – Payroll
To: A.4010.4010-4090 – EXP – Professional Services
Sum: \$7,200.00

and, be it further

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 353

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

RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF THE 2020
“S.T.O.P. VIOLENCE AGAINST WOMEN” GRANT FROM THE NYS DIVISION OF
CRIMINAL JUSTICE SERVICES (DISTRICT ATTORNEY)

WHEREAS, the District Attorney has received notification from the NYS Division of Criminal Justice Services that the District Attorney’s Office has been awarded grant funds for the 2020 “S.T.O.P. Violence Against Women” Program; now, therefore be it

RESOLVED, That grant funds provided by the NYS Division of Criminal Justice Services for the 2020 “S.T.O.P. Violence Against Women” Program for the grant period January 1, 2020 through December 31, 2020 be and hereby are accepted, in the amount of \$35,600.00, to be disbursed as reimbursement toward base salaries, as follows:

Fourth Assistant District Attorney	\$30,000.00
Fringe Benefits	<u>5,600.00</u>
Total	\$35,600.00

and, be it further

RESOLVED, That continuation or renewal of said position and/or program be contingent upon continued funding from the State of New York Division of Criminal Justice Services at no additional cost to the County of Fulton; and, be it further

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 354

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

RESOLUTION AUTHORIZING PURCHASE OF REPLACEMENT ROUTERS FOR USE IN LPR'S BY THE DISTRICT ATTORNEY'S OFFICE

WHEREAS, Fulton County recently designated First Net Wireless as its new wireless service provider; and

WHEREAS, existing routers for three (3) License Plate Readers are not compatible with First Net Wireless services; and

WHEREAS, the Fulton County Information Technology Director and District Attorney have recommended the purchase of upgraded routers for the existing License Plate Readers that are compatible with First Net Wireless services; and

WHEREAS, the Committees on Public Safety and Finance have reviewed said request and concur; now, therefore be it

RESOLVED, That the District Attorney be and hereby is authorized to purchase the following equipment for License Plate Readers:

(3) Routers	\$1,110.00
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and, be it further

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

From: A.1165.1165-4130-EXP-Contractual
To: A.1165.1165-4010-EXP-Equipment-Non-Asset
Sum: \$1,110.00

and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 355

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

RESOLUTION ACCEPTING NEW YORK STATE LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM FUNDS FOR 2019-2020 AND AUTHORIZING THE PURCHASE OF CERTAIN EQUIPMENT FOR USE IN THE SHERIFF'S DEPARTMENT

WHEREAS, Resolution 218 of 2019 authorized application of a SLETPP Homeland Security Program Grant for 2019-2020 in the amount of \$21,244.00; and

WHEREAS, Fulton County has been notified that it received \$21,244.00 in grant funds from Law Enforcement Terrorist Prevention (LETPP) component of the 2019-2020 NYS Homeland Security Program; 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 2019-2020 Homeland Security Grant Funds to purchase the items identified herein in 2020, in approximate amounts, as follows:

(22) Ballistic Helmets	\$16,500.00
(23) Tactical Flashlights	\$3,100.00
(1) Tactical Headset	\$1,100.00
(1) Tactical Assault Headset	\$540.00
	\$21,240.00

and, be it further

RESOLVED, That the Sheriff is hereby directed to carry out said purchases expeditiously and complete all grant requirements in 2020; and, be it further

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

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

Seconded by Supervisor SELMSER and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 356

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

RESOLUTION AUTHORIZING ACCEPTANCE OF 2019-2020 PUBLIC SAFETY
ANSWERING POINTS OPERATIONS GRANT FROM NYS OHSES

WHEREAS, Resolution 217 of 2019 authorized an Application for a 2020 Public Safety Answering Point (PSAP) Grant from NYS Department of Homeland Security and Emergency Services; 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 2020 New York State Department of Homeland Security and Emergency Services PSAP Grant, in an amount of \$186,017.00 to offset communications personnel costs in the 2020 Budget; and, be it further

RESOLVED, That the Sheriff and Budget Director/County Auditor do each and every other thing necessary to further the purport of this Resolution; 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: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 357

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

RESOLUTION AUTHORIZING EXTENSION OF 2017-2019 NYS OFFICE OF INDIGENT LEGAL SERVICES GRANT DISTRIBUTION NO. 7 TO CONTINUE PART-TIME SIXTH ASSISTANT PUBLIC DEFENDER POSITION

WHEREAS, Resolution 73 of 2014 authorized a Resolution for a Grant Application to the NYS Office of Indigent Legal Services to create a part-time Sixth Assistant Public Defender Position; and

WHEREAS, Resolution 69 of 2017 authorized a Grant application to the NYS Office Of Indigent Legal Services to continue part-time Sixth Assistant Public Defender position; and

WHEREAS, said Upstate Quality Improvement Grant (Distribution #7) was received for the period January 1, 2017 through December 31, 2019 in the amount of \$110,124.00 (\$36,708.00 per year) to cover salary and benefit costs for the part-time Sixth Assistant Public Defender position; and

WHEREAS, a balance of approximately \$40,000.00 remains in said grant award and the Public Defender recommends extending said grant; and

WHEREAS, the New York State Office of Indigent Legal Services has authorized the extension of said grant periods for the 2019 Indigent Legal Services Grant until December 31, 2020; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract extension with the New York State Office of Indigent Legal Services for the period January 1, 2020 through December 31, 2020, for Upstate Quality Improvement Grant (Distribution #7); all other terms and aspects of said contract shall remain in full force and effect; and, be it further

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

Seconded by Supervisor HANDY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 358

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

RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF NYS OFFICE OF INDIGENT LEGAL SERVICES GRANT DISTRIBUTION NO. 10 TO CONTINUE PART-TIME SIXTH ASSISTANT PUBLIC DEFENDER POSITION (2020-2022)

WHEREAS, the Public Defender has received notification from the NYS Office of Indigent Legal Services that Fulton County has been awarded an Upstate Quality Improvement Grant (Distribution #10) to improve the quality of legal services provided to indigent individuals in Fulton County; and

WHEREAS, said grant will be a three-year distribution from the Indigent Legal Services Fund in the amount of \$110,124.00 (\$36,708.00 per year) for the period January 1, 2020 through December 31, 2022; and

WHEREAS, said grant funds cannot be used to supplant existing local funding; and

WHEREAS, the Public Defender recommends utilizing said Grant Distribution No. 10 to reimburse salary of the part-time Sixth Assistant Public Defender; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a grant agreement with the NYS Office of Indigent Legal Services for an Upstate Quality Improvement Grant (ILS Distribution #10) in the amount of \$110,124.00 for the period January 1, 2020 through December 31, 2022; and, be it further

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

RESOLVED, That the Public Defender and the Personnel Director do each and everything necessary to further the purport of this Resolution; and, be it further

Resolution No. 358 (Continued)

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 359

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

RESOLUTION AUTHORIZING EXTENSION OF 2017-2019 “COUNSEL AT FIRST APPEARANCE” GRANT (CAFA217) FROM THE NYS OFFICE OF INDIGENT LEGAL SERVICES (PUBLIC DEFENDER)

WHEREAS, Resolution 421 of 2018 authorized acceptance of a 2017-2019 “Counsel at First Appearance” (CAFA) Grant from the NYS Office of Indigent Legal Services in the amount of \$211,640.00 to implement a county-wide plan to meet court-mandated protocols related to providing legal counsel to any defendant at any occasion of first arraignment; and

WHEREAS, the New York State Office of Indigent Legal Services has extended said grant period for the 2019 Indigent Legal Services Grant until December 31, 2020; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract extension with the New York State Office of Indigent Legal Services for the period January 1, 2020 through December 31, 2020, for said Counsel at First Appearance Grant; all other terms and aspects of said contract shall remain in full force and effect; and, be it further

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 360

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR UNLEADED
GASOLINE FOR THE CENTRAL FUEL DEPOTS LOCATED AT THE COUNTY
SERVICES COMPLEX AND SOLID WASTE DEPARTMENT**

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for the purchase of unleaded fuels for the fuel dispensing system located at the County Services Complex and Solid Waste Department (and according to further specifications which may be obtained at the Office of the Purchasing Agent, Room 203, County Office Building, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That said bids must be addressed to Jon R. Stead, Purchasing Agent, Room 203, County Office Building, Johnstown, NY, 12095, and received by said Purchasing Agent no later than 2:00 p.m., November 6, 2019; 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, Solid Waste Director, Budget Director/County Auditor and Administrative Officer/Purchasing Agent.

Seconded by Supervisor CALLERY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 361

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR ACCEPTANCE OF
ELECTRONICS FROM FULTON COUNTY'S RECYCLING PROGRAM FOR 2020
(SOLID WASTE)

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for the acceptance of electronics from Fulton County's recycling program located at the Solid Waste Department (and according to further specifications which may be obtained at the Office of the Purchasing Agent, Room 203, County Office Building, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That said bids must be addressed to Jon R. Stead, Purchasing Agent, Room 203, County Office Building, Johnstown, NY, 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, November 6, 2019; 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, Budget Director/County Auditor and Administrative Officer/Purchasing Agent.

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 362

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND FIRST ENVIRONMENT FOR CARBON CREDITS VERIFICATION FOR 2017 AND 2018

WHEREAS, Resolution 296 of 2019 authorized a contract with Environmental Attribute Advisors to facilitate the sale of Fulton County Landfill gas-to-energy plant carbon credits; and

WHEREAS, Environmental Attribute Advisors has recommended validation company First Environment of New York, NY, to perform verifier services for County carbon credits generated during 2017 and 2018; now, therefore be it

RESOLVED, That upon the recommendation of the Solid Waste Director and Committees on Public Works and Finance, the Chairman of the Board be and hereby is authorized to sign a contract between the Solid Waste Department and First Environment of New York, NY, for said carbon credit verification at a cost not exceed \$9,000.00 for the period 2017 through 2018; and, be it further

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

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Solid Waste Director, First Environment, Environmental Attribute Advisors, Miller, Mannix, Schachner and Hafner, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor SELMSER and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 363

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING DISPOSAL OF A 2003 CHEVROLET BLAZER IN THE
SOLID WASTE DEPARTMENT

WHEREAS, Resolution 255 of 2019 authorized a contract with Auctions International Corporation to sell certain surplus vehicle and equipment in the Solid Waste Department; and

WHEREAS, a 2003 Chevrolet Blazer for the Solid Waste Department was inadvertently left off the list presented to the Board of Supervisors for approval, but was auctioned and sold during the same Auctions International online offering; and

WHEREAS, disposition of county property must have Board of Supervisors approval through Resolution in accordance with County Purchasing and Audit Guidelines; and

WHEREAS, the Solid Waste Director requests that the Board of Supervisors confirm the sale of said surplus vehicle via auction; and

RESOLVED, That the Solid Waste Director be and hereby is authorized to consummate of the following County surplus equipment, in accordance with the Fulton County Purchasing and Audit Guidelines:

<u>Solid Waste Department:</u>	<u>Bid Price:</u>
2003 Chevrolet Blazer	\$450.00

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 HANDY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 364

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

RESOLUTION AUTHORIZING PURCHASE OF TWO PARCELS FROM THE DELAWARE OTSEGO CORPORATION RELATED TO THE F. J. & G TRAIL RIGHT OF WAY ACQUISITION PROJECT (2019 CAPITAL PLAN)

WHEREAS, *Fulton County's Vision 2026 Development Strategy* recommends the completion of the FJ & G Rail Trail under Initiative Three: Healthy Communities Connected to Nature; and

WHEREAS, Fulton County's 2019 Capital Plan contains a \$60,000.00 appropriation for completion of the FJ & G Rail Trail; and

WHEREAS, the Delaware Otsego Corporation has agreed to sell two (2) parcels that could advance future completion of the Trail; and

WHEREAS, the County Attorney recommends an updated survey and deed description for said properties once the seller agrees to a sale; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to execute a Purchase Agreement with the Delaware Otsego Corporation in the amount of \$1,500.00 per acre for the following parcels:

Tn Mayfield	136.-3-35	2.6 acres (1660 ft.)	\$3,900.00
Tn Mayfield	136.-1-34	3.8 acres (2600 ft.)	<u>\$5,700.00</u>
			\$9,600.00

RESOLVED, That the Planning Director be and hereby is authorized to contract with Ferguson and Foss Land Surveyors of Johnstown, NY in the amount of \$2,300.00 for necessary updated survey and deed description work, contingent upon the seller agreeing to sell said properties for agreed upon pricing in advance; and, be it further

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

Resolution No. 364 (Continued)

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

From: A.1000.9950-9000.1200-EXP-Capital Improvements Reserve

To: H.8020.8020-2100.0952-EXP- FJ & G Trail Right of Way Acquisition (New)

Sum: \$60,000.00

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, Delaware Otsego Corporation, Ferguson and Foss Land Surveyors, Budget Director/ County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 365

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE BOARD OF ELECTIONS
AND NYS BOARD OF ELECTIONS FOR USE OF AID TO LOCALITIES GRANT
FUNDING (100% STATE AID)**

WHEREAS, Resolution 228 of 2019 authorized Application and Acceptance of NYS Board of Elections Aid to Localities Grant (100% State Aid) in the amount of \$31,643.00; and

WHEREAS, said grant was created by the State of New York to assist the implementation of early voting by reimbursing local governments for eligible costs related to equipment, staffing and pool site expenses in each county's early voting plan; and

WHEREAS, the Board of Elections was required to return to the Board of Supervisors with a plan to appropriate the \$31,643.00 in grant proceeds; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the County and the NYS Board of Elections to obtain reimbursement of costs related to the implementation of Early Voting; and, be it further

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

Decrease A.1000.0599-0599-REV-Appropriated Fund Balance	\$2,700.00
Revenue	
Increase A.1450.1450-3089 – REV – State Aid – Other	\$ 5,000.00
Appropriation	
Increase A.1450.1450-1100 – EXP – Overtime	\$2,300.00

and, be it further,

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

Seconded by Supervisor PERRY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 366

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT AMENDMENT WITH TYLER TECHNOLOGIES FOR A PISTOL PERMIT MODULE AS A COMPONENT OF THE SHERIFF CAD/RMS SYSTEM PROJECT (2019 CAPITAL PLAN)

WHEREAS, Resolution 299 of 2019 amended the 2019 Capital Plan to include a Sheriff CAD/RMS Upgrade Project in the amount of \$850,000.00; and

WHEREAS, Resolution 300 of 2019 awarded a contract in the amount of \$748,140.00 to Tyler Technologies for purchase of a Public Safety/CAD/RMS and Mobile Data System Software and Installation; and

WHEREAS, the Sheriff and Information Technology Director have determined that it would be beneficial to the Sheriff's Department to have a Pistol Permit Module added to said CAD/RMS System; now, therefore be it further

RESOLVED, That upon the recommendation of the Committee on Finance, the Chairman of the Board be and hereby is, authorized to execute an amendment to the contract with Tyler Technologies of Troy, Michigan to purchase a Pistol Permit Module, at a not to exceed cost of \$2,330.00; said contract amendment subject to approval of the County Attorney; and, be it further

RESOLVED, That said cost be a charge against H.1680.3020-2100.0950 – EXP – CAD/RMS Upgrade; and, be it further

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

Seconded by Supervisor SELMSER and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 367

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT AMENDMENT WITH TYLER
TECHNOLOGIES FOR THE FINANCE AND HUMAN RESOURCES ENTERPRISE
SOFTWARE SYSTEM TO ADDRESS FINAL CHANGE ORDERS AND CREDITS
(2014 CAPITAL PLAN)

WHEREAS, the 2014 Capital Plan included a Software Replacement Project for a Finance and Human Resources Enterprise Software System at a cost of \$600,000.00; and

WHEREAS, Resolution 210 of 2014 authorized a contract with New World Systems (now Tyler Technologies) for purchase of a Finance and Human Resources Enterprise Software System; and

WHEREAS, the Information Technology Director has been in negotiations with Tyler Technologies related to certain software modules that were cancelled prior to delivery to the County; and

WHEREAS, the Information Technology Director recommends a final Change Order to the Project that will grant Fulton County credit for two (2) new modules with more practical application to County operations; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract amendment with Tyler Technologies of Troy, Michigan for Change Order No. 1 including provisions as follows:

1. Cancel Modules for Special Assessments, Employee Reimbursements and Parcel Management.
2. Receive Modules for Dynamic Reporting and Grants Management in exchange for CAFR Reporting.
3. Final Retainage of \$19,290.00 shall be paid to Tyler Technologies.
4. County of Fulton to receive a Credit discount of \$13,622.00 from the original contract price of \$34,000.00 invoiced by Tyler for the 2019 Maintenance Contract.

said amendment subject to approval by County Attorney; and, be it further

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

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 368

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION SETTING DATE FOR A PUBLIC HEARING FOR THE
2020-2022 CAPITAL PLAN**

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 Tuesday, November 12, 2019, at 1:30 p.m. for the purpose of holding a public hearing on the proposed 2020-2022 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 2020-2022 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 BRADT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

2020-2022 CAPITAL PLAN

DEPARTMENT / PROJECT	2020			2021			2022			Fulton County Share 3 Year Total
	Total Cost	Offsetting Revenue	Fulton County Share	Total Cost	Offsetting Revenue	Fulton County Share	Total Cost	Offsetting Revenue	Fulton County Share	
District Attorney - 1165			\$ -			\$ -			\$ -	
New Neighborhood Plan - Surveillance & Intelligence Gathering Tools	\$ -	\$ -	\$ -	\$ 100,000		\$ 100,000			\$ -	
Total	\$ -	\$ -	\$ -	\$ 100,000	\$ -	\$ 100,000	\$ -	\$ -	\$ -	\$ 100,000
Board of Elections - 1450			\$ -			\$ -			\$ -	
Electronic Poll Book System	\$ 65,000	\$ 63,850	\$ 1,150	\$ -		\$ -			\$ -	
Total	\$ 65,000	\$ 63,850	\$ 1,150	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1,150
Facilities - 1620										
Public Defender Renovations & Security	\$ -	\$ -	\$ -							
Highway Pole Barn Addition	\$ 60,000		\$ 60,000							
Historic Courthouse Exterior Renovations	\$ 100,000	\$ 100,000	\$ -							
Complex I Roof				\$ 130,000		\$ 130,000				
EQUIPMENT:										
Truck, 3/4 Ton with Plow	\$ 40,000	\$ -	\$ 40,000	\$ 40,000		\$ 40,000				
Total	\$ 200,000	\$ 100,000	\$ 100,000	\$ 170,000	\$ -	\$ 170,000	\$ -	\$ -	\$ -	\$ 270,000
Information Services - 1680										
Sheriff CAD/RMS Upgrade	\$ -		\$ -							
County PC Upgrade Plan	\$ 42,659		\$ 42,659	\$ 35,000	\$ -	\$ 35,000	\$ 40,000	\$ -	\$ 40,000	
Printer for Printshop	\$ 13,500		\$ 13,500							
Server Software Upgrade				\$ 30,000	\$ -	\$ 30,000				
Total	\$ 56,159	\$ -	\$ 56,159	\$ 65,000	\$ -	\$ 65,000	\$ 40,000	\$ -	\$ 40,000	\$ 161,159
FMCC - 2497										
Campus Critical Maintenance Projects - Campus Labs & Classroom Renovations -Phase III	\$ 600,000	\$ 450,000	\$ 150,000							
Classroom Bldg - Financial Technology Lab - Phase III	\$ 279,200	\$ 279,200	\$ -							
Campus Critical Maintenance Projects - Campus Labs & Classroom Renovations -Phase IV			\$ -	\$ 1,000,000	\$ 750,000	\$ 250,000				
2022 Campus Critical Maintenance Projects - Phase I							\$ 1,000,000	\$ 750,000	\$ 250,000	
Total	\$ 879,200	\$ 729,200	\$ 150,000	\$ 1,000,000	\$ 750,000	\$ 250,000	\$ 1,000,000	\$ 750,000	\$ 250,000	\$ 650,000
Sheriff - 3110										
Marked Vehicle - Charger	\$ 51,000		\$ 51,000	\$ 110,000		\$ 110,000	\$ 120,000		\$ 120,000	
Vehicle SUV - Tahoe	\$ -		\$ -			\$ -	\$ 64,000		\$ 64,000	
Unmarked Vehicle	\$ -		\$ -	\$ 42,500		\$ 42,500	\$ -	\$ -	\$ -	
Total	\$ 51,000	\$ -	\$ 51,000	\$ 152,500	\$ -	\$ 152,500	\$ 184,000	\$ -	\$ 184,000	\$ 387,500
Weights & Measures - 6610			\$ -			\$ -			\$ -	
Pickup Truck, 4 x 4, with Bed Slide Out	\$ -	\$ -	\$ -	\$ 30,000		\$ 30,000			\$ -	
Total	\$ -	\$ -	\$ -	\$ 30,000	\$ -	\$ 30,000	\$ -	\$ -	\$ -	\$ 30,000

PLANNING - 8020										
FACILITIES:										
Airport Reconstruction Main Apron - Construction				\$ 1,000,000	\$ 950,000	\$ 50,000				
Airport Runway Parallel Taxiway Rehabilitation - Design				\$ 150,000	\$ 142,500	\$ 7,500				
FJ & G Trail Right of Way Acquisition	\$ 60,000		\$ 60,000							
Subtotal	\$ 60,000	\$ -	\$ 60,000	\$ 1,150,000	\$ 1,092,500	\$ 57,500				
ECONOMIC DEVELOPMENT :										
NYS Route 30A Shovel Ready Site	\$ -	\$ -	\$ -							
NYS Route 30 Sewer Feasibility Study	\$ 75,000	\$ -	\$ 75,000							
Capital Regions New Frontier Marketing Campaign	\$ -	\$ -	\$ -							
Hotel Solicitation & Selection Project	\$ -	\$ -	\$ -	\$ 55,000	\$ -	\$ 55,000				
Great Sacandaga Lake History Museum	\$ -	\$ -	\$ -							
Hales Mills Development Area	\$ -	\$ -	\$ -							
Hales Mills Development Area Sewer Project	\$ 600,000	\$ 120,000	\$ 480,000							
Tryon Development Area Infrastructure Project	\$ -	\$ -	\$ -	\$ 440,000		\$ 440,000				
Subtotal	\$ 675,000	\$ 120,000	\$ 555,000	\$ 495,000	\$ -	\$ 495,000	\$ -	\$ -	\$ -	\$ -
Total	\$ 735,000	\$ 120,000	\$ 615,000	\$ 1,645,000	\$ 1,092,500	\$ 552,500	\$ -	\$ -	\$ -	\$ 1,167,500
General Fund Total	\$ 1,986,359	\$ 1,013,050	\$ 973,309	\$ 3,162,500	\$ 1,842,500	\$ 1,320,000	\$ 1,224,000	\$ 750,000	\$ 474,000	\$ 2,767,309
HIGHWAY - D/DM										
Paving CR 116 Town Johnstown	\$ 445,000	\$ 445,000	\$ -							
Paving CR 116A Town of Johnstown	\$ 57,000	\$ 57,000	\$ -							
Paving CR 138, Town of Broadalbin	\$ 235,000	\$ 235,000	\$ -							
Paving CR 149, Town of Northampton	\$ 230,000	\$ 230,000	\$ -							
Paving CR 143, Town of Northampton	\$ -	\$ -	\$ -	\$ 170,000		\$ 170,000				
Paving CR 137, Town of Caroga	\$ -	\$ -	\$ -	\$ 132,000		\$ 132,000				
Paving CR 108 Spur, Town of Oppenheim	\$ -	\$ -	\$ -			\$ -				
Paving CR 132, Town of Perth				\$ 330,000	\$ 330,000	\$ -				
Paving CR 131 Town of Johnstown				\$ 226,000	\$ 226,000	\$ -				
Paving CR 131A Town of Johnstown				\$ 174,000	\$ 174,000	\$ -				
Paving CR 119, Town of Stratford				\$ 462,000	\$ 162,000	\$ 300,000				
Paving CR 107, Town of Johnstpn				\$ 185,000	\$ 124,000	\$ 61,000				
Paving CR 104, Town of Stratford						\$ 270,000	\$ 270,000	\$ -		
Paving CR 108, Town of Oppenheim						\$ 230,000	\$ 230,000	\$ -		
Paving CR110, Town of Broadalbin						\$ 370,000	\$ 370,000	\$ -		
Paving CR 125, Town of Bleecker						\$ 265,000	\$ 146,000	\$ 119,000		
Paving CR 123, Town of Northampton						\$ 215,000		\$ 215,000		
Paving CR 130, Town of Northampton						\$ 60,000		\$ 60,000		
Subtotal	\$ 967,000	\$ 967,000	\$ -	\$ 1,679,000	\$ 1,016,000	\$ 663,000	\$ 1,410,000	\$ 1,016,000	\$ 394,000	\$ 1,057,000

Resolution No. 369

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:

Public Health:

- X-ray Viewer (No number)
- Rolling Cabinet (No number)
- (3) Rolling Task Chairs (No numbers)
- Verifax Dialer (No number)
- (3) Verifone Receipt Printers (No numbers)
- Telephone Answering System (No number)
- AT&T Answering Machine (No number)
- 3-Shelf based Cabinet (No number)
- (12) Royal Metal Bucket Chairs (No numbers)

Social Services:

- 0006628 HP Printer
- 0007545 HP Printer
- 0007473 HP Printer
- 0007543 HP Printer
- 0008085 Lexmark Printer
- (15) Boxes of misc. cords (No numbers)
- IMB Switch (No number)
- Nortel Switch (No number)
- (3) Lexmart Printers (No numbers)
- (36) Monitors (No numbers)

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

Resolution No. 369 (Continued)

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 370

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION REQUIRING A PILOT AGREEMENT FOR THE HALES MILLS SOLAR
LLC (NEXAMP) SOLAR ARRAY FARM (PARCEL 163.-1-52.1) IN THE
TOWN OF JOHNSTOWN

WHEREAS, Hales Mills Solar LLC (NEXAMP) plans to build and operate a Solar Energy System on property at 171 Hales Mills Road in the Town of Johnstown (Parcel 163.-1-52.1) to construct a 3.5 Megawatt Solar Farm; and

WHEREAS, Hales Mills Solar LLC (NEXAMP) has proposed a Payment in Lieu of Taxes (PILOT) Agreement with the Town of Johnstown, Broadalbin-Perth School District and County of Fulton in accordance with NYS Real Property Tax Law (RPTL) Section 487; and

WHEREAS, the Finance Committee recommends a PILOT Agreement based on a pro-rated sharing of the Annual Total Tax Rate wherein the PILOT payment shall be between participating taxing jurisdictions based upon the amount of \$8,000.00 per Megawatt of capacity with a 2 percent escalator per year for 15 years, matching the tax exemption period in RPTL Section 487 for such energy projects; and

WHEREAS, Broadalbin-Perth School District has requested that a portion of its payments be in the form of an Education Contribution Agreement (ECA) lump sum payment deducted from the School's pro-rated PILOT share; now, therefore be it

RESOLVED, That the annual PILOT payment shall be calculated in the amount of \$8,000.00 per Megawatt shared between the taxing jurisdictions of County of Fulton, Broadalbin-Perth School District, and Town of Johnstown in proportion to each jurisdiction's annual Tax Rate compared to Total Tax Rate of all jurisdictions participating in the PILOT; and, be it further

RESOLVED, That for purposes of example, pro-ration would be as follows for year 1:

<u>Tax Year</u>	<u>Jurisdiction</u>	<u>Tax Rate</u>	<u>Percent of Total Rate</u>	<u>Estimated Payment</u>
2019	Broad/Perth School	\$26.54	62.89%	\$17,609.20 *
2019	County of Fulton	\$13.01	30.83%	8,632.40
2019	Twn. of Johnstown	<u>\$ 2.65</u>	<u>6.28%</u>	<u>1,758.40</u>
		\$42.20	100.00%	\$28,000.00

*A portion of the payments to Broadalbin-Perth School District will be offset by proceeds of Education Contribution Agreement (ECA).

and, be it further

Resolution No. 370 (Continued)

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between Hales Mills Solar LLC (NEXAMP), the Board of Supervisors, Broadalbin-Perth School District and Town of Johnstown to enact a PILOT Agreement for a 3.5 Megawatt Solar Farm (Parcel 163.-1-52.1) in the Town of Johnstown; in accordance with the terms and conditions outlined herein; 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, Hales Mills Solar LLC (NEXAMP), Broadalbin-Perth School District, Town of Johnstown Assessor, Real Property Tax Services Agency Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 371

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CHANGE ORDERS FOR VARIOUS CONTRACTS
WITHIN THE FMCC CAMPUS LABS & CLASSROOMS PHASE II PROJECT
(2019 CAPITAL PLAN)

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

WHEREAS, Resolution 115 of 2019 awarded bids for Prime Contracts for the FMCC Campus Labs and Classrooms Building Phase II Project; and

WHEREAS, inasmuch as certain contracts have reached substantial completion, the Planning Director and Fulton-Montgomery Community College officials recommend certain Change Orders to release any project Contingency Allowance balances for use on additional projects for the FMCC Campus Labs and Classrooms Building Phase II Projects; now therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign the Change Orders for the FMCC Campus Labs & Classrooms Building Phase II Project as follows:

Tri-Valley Plumbing & Heating (Plumbing)

Original Contract Amount:	\$111,500.00
Change Order No. 1 (release part Cont. Allowance)	- 2,500.00
Change Order No. 2 (release bal. Cont. Allowance)	- 700.00
Revised Contract Amount	<u>\$108,300.00</u>

Tri-Valley Plumbing & Heating (HVAC)

Original Contract Amount:	\$116,500.00
Change Order No. 1 (Release part Cont. Allowance)	- 2,500.00
Change Order No. 2 (Release bal. Cont. Allowance)	- 2,500.00
Revised Contract Amount	<u>\$111,500.00</u>

AOW Associates, Inc.

Original Contract Amount:	\$463,900.00
Change Order No. 1 (Fire Alarm Abatement)	+ 5,000.00
Change Order No. 2 (Release bal. Cont. Allowance)	- 8,987.47
Revised Contract Amount	<u>\$459,912.53</u>

Fulmont College Association

Original Contract Amount:	\$ 7,500.00
Change Order No. 1 (Release Contract Balance)	- 1,077.50
Revised Contract Amount	<u>\$ 6,422.50</u>

Resolution No. 371 (Continued)

CME Associates

Original Contract Amount:	\$ 2,300.00
Change Order No. 1 (Release Contract Balance)	- <u>1,500.00</u>
Revised Contract Amount	\$ 800.00

and, be it further

RESOLVED, That any credit shall be to H.8020.2497-2100.0870 – EXP – FMCC Campus Labs and Classrooms Renovations; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, FMCC, Montgomery County Legislature, Tri-Valley Plumbing and Heating, AOW Associates, Inc., Fulmont College Association, CME Associates, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor CALLERY and adopted by the following vote:

TOTAL: Ayes: 483 (17) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 43 (2) (Supervisors Kinowski and Waldron)

Resolution No. 372

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CHANGE ORDER NO. 3 WITH HAROLD R. CLUNE
(ELECTRICAL) FOR THE FMCC CAMPUS LABS & CLASSROOMS PHASE II PROJECT
(2019 CAPITAL PLAN)

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

WHEREAS, Resolution 115 of 2019 awarded bids for Prime Contracts for the FMCC Campus Labs and Classrooms Phase II Project (2019 Capital Plan); and

WHEREAS, Resolutions 200 and 338 of 2019 authorized certain Change Orders with Harold R. Clune for the FMCC Campus Labs and Classrooms Phase II Project; and

WHEREAS, the Planning Director and Fulton-Montgomery Community College recommends authorizing Change Order No. 3 to add the following upgrades:

- | | |
|---------------------------------------------|-----------|
| 1. Remove an Existing Gas Shutoff Button | \$ 550.00 |
| 2. Update Classroom Building BCU Controller | 19,950.00 |

and;

WHEREAS, inasmuch as the cost of proposed work will exceed the Project balance, FMCC has proposed to pay for any shortfall from College accounts; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign Change Order No. 3 to the contract with Harold R. Clune to add said Gas Shutoff Removal and Classroom BCU Controller, as part of the FMCC Campus Labs and Classrooms Phase II Project as follows:

Original Contract Amount:	\$ 101,200.00
Change Order No. 1 (Fire Alarm Fiber)	+ 33,298.00
Change Order No. 2 (Additional Outlets)	+ 1,438.75
Change Order No. 3 (Specified Upgrades)	+ <u>20,500.00</u>
Revised Contract Amount:	\$ 156,436.75

and, be it further

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

RESOLVED, that FMCC will pay the balance of any funds needed to make such purchases from College accounts; and, be it further

Resolution No. 372 (Continued)

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

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 483 (17) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 43 (2) (Supervisors Kinowski and Waldron)

Resolution No. 373

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CHANGE ORDERS FOR VARIOUS CONTRACTS
WITHIN THE FMCC THEATRE AND OTHER BUILDINGS RENOVATION PROJECT
(2019 CAPITAL PLAN)

WHEREAS, the 2019 Capital Plan identified a FMCC Theatre and Other Buildings Renovation Project; and

WHEREAS, Resolution 118 of 2019 awarded bids for Prime Contracts for the FMCC Theatre and Other Buildings Renovation Project; and

WHEREAS, inasmuch as certain contracts have reached substantial completion, the Planning Director and Fulton-Montgomery Community College officials recommend certain Change Orders to release any project Contingency Allowance balances for use on additional projects for the FMCC Theatre and Other Buildings Renovation Projects; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign Change Orders for the FMCC Theatre and Other Buildings Renovation Project as follows:

<u>Janson Industries</u> (Theatrical Construction)	
Original Contract Amount:	\$222,151.00
Change Order No. 1 (Release Contract Balance)	- 1,500.00
Revised Contract Amount	\$220,651.00
<u>C.T. Male Associates</u> (Hazmat Monitoring)	
Original Contract Amount:	\$ 1,800.00
Change Order No. 1 (Release Contract Balance)	- 1,800.00
Revised Contract Amount	\$ 0.00
<u>Fulmont College Association</u> (Clerk of the Works)	
Original Contract Amount:	\$ 7,500.00
Change Order No. 1(Release Contract Balance)	- 972.50
Revised Contract Amount	\$ 6,527.50

and, be it further

RESOLVED, That any credit shall be to H.8020.2497-2100.0930 – EXP – FMCC Theatre and Other Renovations; and, be it further

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

Resolution No. 373 (Continued)

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 483 (17) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 43 (2) (Supervisors Kinowski and Waldron)

Resolution No. 374

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 TO THE CONTRACT WITH
HAROLD R. CLUNE FOR THE FMCC THEATRE AND OTHER BUILDINGS
RENOVATION PROJECT (2019 CAPITAL PLAN)

WHEREAS, the 2019 Capital Plan identifies a FMCC Theatre and Other Buildings Renovation Project; and

WHEREAS, Resolution 118 of 2019 awarded bids for Prime Contracts for the FMCC Theatre and Other Buildings Renovation Project; and

WHEREAS, Harold R. Clune of Ballston Spa, NY was awarded an Electrical Construction Contract in the amount of \$276,000.00; and

WHEREAS, Resolution 199 of 2019 authorized Credit Change Order No. 1 to the Contract with Harold R. Clune for FMCC Theatre and Other Buildings Renovation Project for deletion of the Fire Alarm Fiber Installation in the amount of \$33,298.00; and

WHEREAS, FMCC officials mistakenly authorized additional lighting work by Clune that exceeded the available Contingency Allowance creating a shortfall of \$1,180.00; and

WHEREAS, the Planning Director and FMCC Officials recommend authorizing Change Order No. 2 to add upgrades as follows:

1. Previous Lighting Work Shortfall	\$ 1,180.00
2. New Trane HVAC Controls	8,400.00
3. Modifications to Exterior Sign Light Fixtures	<u>5,145.00</u>
Total	\$14,725.00

now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign Change Order No. 2 to the contract with Harold R. Clune to add HVAC Controls, Modifications to Exterior Light Fixtures as part of the FMCC Theatre and Other Buildings Renovation Project as follows:

Original Contract Amount:	\$276,000.00
Change Order No. 1 (credit)	- 33,298.00
Change Order No. 2 (Specified Upgrades)	<u>+ 14,725.00</u>
Revised Contract Amount:	\$257,427.00

and, be it further

Resolution No. 374 (Continued)

RESOLVED, That said cost be a charge against H.8020.2497-2100.0930 – EXP – FMCC Theatre and Other Renovations; and, be it further

RESOLVED, That said contract is subject to the approval of the County Attorney; 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 certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, Planning Director, FMCC, Montgomery County Legislature, Harold R. Clune, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor RICE and adopted by the following vote:

TOTAL: Ayes: 483 (17) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 43 (2) (Supervisors Kinowski and Waldron)

Resolution No. 375

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO THE CONTRACT WITH
RAY SUPPLY FOR THE FMCC THEATRE AND OTHER BUILDINGS
RENOVATION PROJECT (2019 CAPITAL PLAN)

WHEREAS, the 2019 Capital Plan identifies a FMCC Theatre and Other Buildings Renovation Project; and

WHEREAS, Resolution 118 of 2019 awarded bids for Prime Contracts for the FMCC Theatre and Other Buildings Renovation Project including one for Ray Supply in the amount of \$80,000.00; and

WHEREAS, the Planning Director and Fulton-Montgomery Community College recommends authorizing Change Order No. 1 to the contract with Ray Supply to add additional audio equipment for the FMCC Theatre and Other Buildings Renovation Project; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign Change Order No. 1 to the contract with Ray Supply of Glens Falls, NY, for additional audio equipment, as part of the FMCC Theatre and Other Buildings Renovation Project as follows:

Original Contract Amount:	\$80,000.00
Change Order No. 1	<u>+ 1,450.00</u>
Revised Contract Amount:	\$81,450.00

and, be it further

RESOLVED, That said cost be a charge against H.8020.2497-2100.0930 – EXP – FMCC Theatre and Other Renovations; and, be it further

RESOLVED, That said contract is subject to the approval of the County Attorney; 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

Resolution No. 375 (Continued)

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 483 (17) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 43 (2) (Supervisors Kinowski and Waldron)

Resolution No. 376

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 TO THE CONTRACT WITH
AOW ASSOCIATES, INC. FOR THE FMCC THEATRE AND OTHER BUILDINGS
RENOVATION PROJECT (2019 CAPITAL PLAN)

WHEREAS, the 2019 Capital Plan identifies a FMCC Theatre and Other Buildings Renovation Project; and

WHEREAS, Resolution 118 of 2019 awarded bids for Prime Contracts for the FMCC Theatre and Other Buildings Renovation Project including one for AOW Associates, Inc. for General Construction in the amount of \$372,000.00; and

WHEREAS, Resolution 201 of 2019 authorized Change Order No. 1 to the Contract with AOW Associates, Inc. for the FMCC Theatre and Other Buildings Renovation Project; and

WHEREAS, FMCC officials mistakenly authorized additional acoustic layout modifications by AOW Associates, Inc. that exceeded the available Contingency Allowance creating a shortfall of \$2,249.90; and

WHEREAS, the Planning Director and Fulton-Montgomery Community College officials recommend authorizing Change Order No. 2 to add the following upgrades:

1. Previous Acoustic Modifications Shortfall	\$ 2,249.90
2. Additional Theatrical Signage	336.72
3. Replace one Door & Patch Other Doors	<u>1,620.35</u>
Total	\$ 4,206.97

now, therefore be it,

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign Change Order No. 2 to the contract with AOW Associates, Inc. of Albany, NY, for adding additional upgrades, as part of the FMCC Theatre and Other Buildings Renovation Project as follows:

Original Contract Amount:	\$372,000.00
Change Order No. 1 (credit)	- 5,000.00
Change Order No. 2 (Specified Upgrades)	<u>+ 4,206.97</u>
Revised Contract Amount:	\$371,206.97

and, be it further

RESOLVED, That said cost be a charge against H.8020.2497-2100.0930 – EXP – FMCC Theatre and Other Renovations; and, be it further

Resolution No. 376 (Continued)

RESOLVED, that FMCC will pay the balance of any funds needed to make such purchases from College accounts; and, be it further

RESOLVED, That said contract is subject to the approval of the County Attorney; 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 certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, Planning Director, FMCC, Montgomery County Legislature, AOW Associates, Inc., Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 483 (17) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 43 (2) (Supervisors Kinowski and Waldron)

Resolution No. 377

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION ESTABLISHING THE FMCC FINANCIAL TECHNOLOGY
LAB – DESIGN PROJECT IN THE 2019 CAPITAL PLAN AS A PRECURSOR
TO 2020 CAPITAL CONSTRUCTION (2019 CAPITAL PLAN)

WHEREAS, FMCC Officials have proposed a 2020 project in the amount of \$300,000.00 for a Classroom Building – Financial Technology Lab Project; and

WHEREAS, said proposed project is related to of the FMCC Campus Labs and Classrooms Phase III Project that has not yet been approved or funded by the Board of Supervisors; albeit with funding from non-County sponsor sources; and

WHEREAS, FMCC officials have requested to proceed with Design of the Financial Technology Lab Project in 2019; now, therefore be it

RESOLVED, That the 2019 Capital Plan be and hereby is amended to include a FMCC Financial Technology Lab Design Project, in the amount of \$20,800.00, funded as follows:

SUNY	\$150,000.00
FMCC Foundation	<u>150,000.00</u>
	\$300,000.00

and, be it further

RESOLVED, That said approval of this Resolution is contingent upon there being no cost to the County of Fulton; 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 certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, Montgomery County Legislature, Fulton-Montgomery Community College, FMCC Foundation, Planning Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 483 (17) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 43 (2) (Supervisors Kinowski and Waldron)

Resolution No. 378 (Continued)

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Montgomery County Legislature, Fulton-Montgomery Community College, FMCC Foundation, JMZ Architects and Planners, P.C., Planning Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 483 (17) Nays: 0 Abstentions: 25 (1) (Supervisor Young)
Absent: 43 (2) (Supervisors Kinowski and Waldron)

Resolution No. 379

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CERTAIN TRANSFERS AND BUDGET AMENDMENTS

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

Information Technology

From: A.1680.1680-4210 – EXP – Training and Conferences
To: A.1680.1671-4070 – EXP – Postage
Sum: \$5,000.00

Sheriff

From: A.3110.3110-4200 – EXP – Miscellaneous
To: A.3110.3110-4010 – EXP – Equipment-Non-Asset
Sum: \$350.00
(Scanner)

Solid Waste

From: CL.8160.8161-4030 – EXP – Repairs	\$ 5,000.00	
CL.8160.8161-4580 – EXP – Gas/Fuel	10,000.00	
CL.8160.8162-2000 – EXP – Equipment – Fixed Assets	12,000.00	
CL.8160.8162-4030 – EXP – Repairs	5,000.00	
CL.8160.8163-4150.1000 – EXP – Utilities-Electric	10,000.00	
To: CL.8160.8163-4130 – EXP – Contractual		\$42,000.00

From : CL.8160.8162-4100 – EXP – Advertising
To: CL.8160.8162-4933 – EXP – Air Permit
Sum: \$613.00

and, be it further

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

Treasurer

Revenue

Increase A.1325. 1362-1235 – REV - Charges for Tax Advertising & Redemption \$2,500.00

Appropriation

Increase A.1325.1362-4090 – EXP - Professional Services \$2,500.00

Resolution No. 379 (Continued)

Information Technology

Revenue

Increase A.1680.1671-1270 – REV – Mail-Charges \$15,000.00

Appropriation

Increase A.1680.1671-4070 – EXP – Postage \$15,000.00

Sheriff

Revenue

Increase A.3110.3110-2680 – REV – Insurance Recoveries \$2,853.00

Appropriation

Increase A.3110.3110-4540 – EXP – Vehicle Maintenance \$2,853.00

Revenue

Increase A.3110.3110-4389 – REV – Federal Aid-Other Public Safety \$ 426.00

Appropriation

Increase A.3110.3110-1100 – EXP – Overtime \$ 426.00

Emergency Management

Revenue

Increase A.3640.3645-3306 – REV – State Aid – Homeland Security \$1,000.00

Appropriation

Increase A.3640.3645-4080 – EXP – Telephone \$1,000.00

and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)

Resolution No. 380

Supervisor Callery offered the following Resolution and moved its adoption:

RESOLUTION EXTENDING CIVIL CLERK POSITION IN THE
SHERIFF'S DEPARTMENT

WHEREAS, in 2017, the Sheriff requested a position of an additional Civil Clerk for the Sheriff's Department to ensure a proper training period in advance of future potential retirements; and

WHEREAS, the Committees on Public Safety and Personnel endorsed the need for said additional Civil Clerk for the Sheriff's Department commencing January 1, 2018; and

WHEREAS, Resolution 457 of 2017 that created said additional Civil Clerk position stated "that upon the next occurrence of a vacancy in the Sheriff's Department of a Civil Clerk position, said vacant position, be and hereby is, abolished"; anticipating that the first vacancy would be a retirement rather than a vacancy in the "trainee" position; and, be it further

RESOLVED, That in order to ensure a proper training period as originally planned, said Civil Clerk position created by Resolution 457 be and hereby is extended through October 31, 2020; and, be it further

RESOLVED, That upon the next retirement in the title of Civil Clerk or Sr. Civil Clerk, the Civil Clerk position referenced in this paragraph shall be abolished; and, be it further

RESOLVED, That the Personnel Director and Sheriff 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, Sheriff's Department, Personnel Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Kinowski and Waldron)