

**EIGHTH REGULAR SESSION**

Johnstown, NY

August 8, 2022

*Held in the Historic Fulton County Court House to commemorate the 250<sup>th</sup> Anniversary of the first Court Session coming up on September 8, 2022.*

Roll Call – Quorum Present

Supervisors: Argotsinger, Blackmon, Born, Bowman, Bradt, Breh, Callery, Fagan, Fogarty, Goderie, Greene, Groff, Horton, Howard, Kinowski, Lauria, Potter, Van Genderen, Wilson, Young

TOTAL: Present: 20 Absent: 0

Chairman Fagan called the meeting to order at 1:00 p.m. and opened it with the following comments:

Welcome to this historic meeting on this historic day...What a beautiful and important building we are in.

Our Historic Court House is turning 250 this year and today's meeting is one of several ways the community will be remembering its wonderful legacy.

This sturdy edifice has served as the County Seat for three counties – Tryon County, Montgomery County, and beginning in 1939, Fulton County.

The Fulton County Board of Supervisors met in this special location on Monday, November 13, 1939 to celebrate its 100th Annual Session. Today, we are meeting to commemorate 250 years of this building's service as the center-piece of our community.

I believe a little later Mr. Stead is going to cover a few more details about the Board of Supervisors' relationship with this hallowed hall.

Chairman Fagan then took a moment to recognize the Department Heads and other County employees present:

Alicia Cowan, Budget Director/County Auditor

Leisa D'amore, County Clerk

Andrea Fettinger, Office for Aging Director

Cheryl Galarneau, Probation Director

Laurel Headwell, Public Health Director

Lee Hollenbeck, Board of Elections Commissioner (Republican)

G. Jeremiah Ryan, Board of Elections Commissioner (Democrat)

Perry Lovell, Information Technology Director

Roger Paul, Public Defender

Ian Pitcavage, Veterans Director

Steve Santa Maria, Civil Defense Director/Fire Coordinator

Mary Beth Salamone, Real Property Director  
Heather Scribner, County Treasurer  
Terri Souza, Personnel Director  
Mark Yost, Highways and Facilities Superintendent  
Ernest Gagnon, Community Services Director  
Amanda Nellis, Acting District Attorney  
Daniel Izzo, Undersheriff  
Kari Town, Deputy Director, Personnel  
Francisco Silveira, Deputy Budget Director/County Auditor

Following the Pledge of Allegiance, the Chairman asked if there was anyone from the public who wished to address the Board. No one came forward.

Mr. Stead stated that for the first early part of history, the areas of modern-day Fulton and Montgomery Counties were known as Tryon County, then as Montgomery County. Eventually, Montgomery County was divided into two (2) individual counties. He noted that there have been many books and pamphlets that were created about Court House history from the Judicial Branch point of view. He then stated that he would be reading excerpts from "*Historical Sketch of Fulton County: Centennial Celebration*" that compiled Court House history that occurred from its earliest history until 1939 from the legislative branch perspective.

Mr. Stead read the names of the 20 Supervisors who served during 1939.

He noted that the Montgomery County Seat moved to Fonda in 1836. The Court House and Clerk's Office was sold for \$1,650.00 and the Jail was sold for \$390.00 to private owners.

Mr. Stead stated that the first Fulton County Board of Supervisors was formed on May 8, 1838 when dividing what was then Montgomery County. Fulton County then consisted of the Towns of Bleecker, Ephratah, Johnstown, Mayfield, Northampton, Oppenheim, Perth and Stratford. That Fulton County Board of Supervisors met the following day, May 9, 1838, by themselves for the first time. Mr. Stead noted that the Town of Caroga was not created until 1842.

Mr. Stead also noted humorously, that one year in history, it required 26 Ballots for the election of the Chairman of the Board.

Mr. Stead stated that after the American Revolution, the County was renamed from Tryon County to Montgomery County. President of the Johnstown Historical Society, Attorney John Morrison had once said of the Court House at that time:

"For a great many years, Johnstown was a great trade mart, furthest town of the great western frontier, a political, social and intellectual center, and the court house here was the only brick building between Albany and the Pacific Ocean".

Mr. Stead noted that the cost of the Court House and Jail construction in 1772 totaled approximately \$11,300.00.

Mr. Stead stated that during the May 9, 1838 Board of Supervisors Meeting, the Fulton County Board demanded that the dividing line be run between the two (2) counties before the completion of the Footing of the Assessment Rolls and division of assets between the new Montgomery County and Fulton County. Mr. Stead noted that there was a disagreement between the Fulton County Board of Supervisors and the Montgomery County Board when determining who was going to complete the land surveys to decide where the dividing line would be.

Mr. Stead noted humorously that there was immediately another disagreement between Fulton and Montgomery County when trying to designate the County Treasurer for Fulton County. Montgomery County attempted to appoint a former Montgomery County Treasurer as the new Fulton County Treasurer and Fulton County attempted to appoint Fulton County resident Joseph Farmer. The vote resulted in a deadlock, 10 to 10. Mr. Stead noted that eventually, Joseph Farmer was appointed to the Fulton County Treasurer position.

Mr. Stead stated that the Division of Assessment Rolls were as follows:

Montgomery County before division:	\$4,936,418.00
Montgomery County:	3,539,975.00
Fulton County:	1,396,443.00
Hamilton County:	168,893.00

Mr. Stead stated that curiously the first mention of Rules was not made in the Board of Supervisors' Proceedings until 1873.

Mr. Stead quoted James Carpenter, Supervisor from the Town of Northampton in 1939, who authored the first section of the "Historical Sketch" which he found very profound:

"As we turn the hourglass of time and view the flow of its silvery sands, it is not difficult to draw aside this curtain of time. Within the confines of our present county have been enacted deeds of sacrifice and devotion by patriotic men whose simple creed in life was "Justice for All". It is true that the problems of one hundred years ago and the problems of today are widely divergent, yet it is equally true that back of the proper solution of todays problems must be exemplified that same wisdom, that same true concern, that same honesty of purpose and deep devotion to duty as actuated the lives and deeds of those men in whose honor we have met today.

In closing, is it not fitting that we should gaze for a moment into the future? In this same historic building one hundred years hence, another generation will pause to observe the 200<sup>th</sup> Annual Session of the Fulton County Board of Supervisors. May we not only hope but firmly resolve that the record of the County Government, which we, the present generation, are making may not dim the luster of that glorious record of the past of which we today are so justly proud."

Chairman Fagan thanked Mr. Stead for the history of the Fulton County Board of Supervisors.

## **PUBLIC HEARINGS/SCHEDULED SPEAKERS**

- 1:30 P.M. PUBLIC HEARING REGARDING THE TENTATIVE BUDGET FOR FULTON-MONTGOMERY COMMUNITY COLLEGE AS RELATED TO THE FINANCIAL SHARE AND OBLIGATION OF FULTON COUNTY FOR THE FISCAL YEAR BEGINNING SEPTEMBER 1, 2022, PURSUANT TO CHAPTER 631 OF THE LAWS OF 1965
- 2:00 P.M. PUBLIC HEARING REGARDING COMMENTS TO REVIEW A PREVIOUSLY COMPLETED CDBG PROGRAM FOR THE 2021 PROGRAM YEAR (2021 MICROENTERPRISE GRANT)

## **COMMUNICATIONS**

1. Notice of Public Hearing on July 26, 2022, from FitzGerald Morris Baker Firth  
Subj: Vireo Health of New York, LLC State and Local Sales and Use Taxes for Qualifying Personal Property Exemptions
2. Letter from NYS Homes and Community Renewal dated July 14, 2022  
Subj: Approval of the Application submitted for Community Development Block Grant (CDBG) Economic Development program assistance in the amount of \$300,000.00
3. Resolution from Essex County Board of Supervisors dated July 5, 2022  
Subj: Resolution Opposing Recently Enacted NYS Law (Senate Bill S.51001) Regulating Legally Authorized Concealed Carry Gun Permits and Banning Concealed Carry in the State Parks as being an Unconstitutional Attack Upon the Rights of Law-Abiding Citizens
4. Letter from Lisa Stenshorn, Orleans County Legislature dated July 29, 2022  
Subj: Resolution Opposing Recently Enacted NYS Law Regulating Legally Authorized Concealed Carry Gun Permits and Banning Concealed Carry in Public as being an Unconstitutional Attack Upon the Rights of Law-Abiding Citizens

## **UPDATES FROM STANDING COMMITTEES**

***Economic Development and Environment Committee:*** Supervisor Argotsinger stated that the Committee and Board are moving forward with the three projects in the *Destination: Fulton County* Plan, including the Great Sacandaga Lake Museum Project in the Town of Northampton.

***Finance Committee:*** Supervisor Howard stated that the 2023 County Budget process is underway. He stated that it is going to be difficult moving forward this year due to increases that the County wasn't anticipating.

**Human Services Committee:** Supervisor Horton thanked Supervisor Goderie for chairing the last Human Service Committee meeting in his absence. As the Board knows, the Human Services Committee Departments have the largest budgets that total approximately \$66 million. He stated that it's been a challenge, but took a moment to thank the Department Heads for "controlling" each department's budget the best that they can.

**Personnel Committee:** Supervisor Callery stated that the Committee is still bargaining with the Police Benevolent Association (PBA) and the Fulton County Sheriff's Office Alliance. He noted that the Alliance was given a tremendous offer and there is a PERB mediator working through the process now. Mr. Callery thanked Personnel Director Theresa Souza for all of her hard work and devotion to the County. He expressed that she is a great asset to this County and its employees.

**Public Safety Committee:** Supervisor Greene thanked the Department Heads and stated that the Public Safety Committee is a very important Committee.

**Public Works Committee:** Supervisor Bradt stated that the Town of Ephratah is looking for assistance from the County Demolition Team to make way for a future ambulance building site. He also thanked Superintendent of Highways and Facilities Mark Yost and his staff for the work at the Court House for the 250<sup>th</sup> anniversary celebration.

## **REPORTS OF SPECIAL COMMITTEES**

**Inter-County Legislative Committee of the Adirondacks:** Supervisor Wilson stated that he wasn't able to attend the last meeting.

Mr. Wilson noted that the upcoming New York State Association of Counties (NYSAC) Fall Conference is going to be held in Niagara Falls. He also thanked Chairman Fagan and Mr. Stead for arranging this day to happen. He also stated "hats off" to each department head and expressed that they do a phenomenal job.

**Soil and Water Conservation District Board:** Supervisor Goderie stated that the Town Highway Departments are making good progress with their projects. Mr. Goderie stated that the quantity of incoming orders for pipe and related materials has started to decrease.

Mr. Goderie noted that Rebecca Perry had a nice Farm-to-Table presentation at the last Soil and Water Board meeting. He stated that the Chicken BBQ luncheon for former Chairman of the Soil and Water Board Richard Hart was well-attended. He noted that Richard Hart served for 35 years, but was unable to make it to the luncheon due to an illness.

## **CHAIRMAN'S REPORT**

Chairman Fagan stated that the Capital Projects Committee has completed its first meeting. He expressed that the 2023-2025 County Capital Plan doesn't seem "too far out of line" with previous years. He stated that as he attends every Committee meeting, each month seems to

have gotten more difficult. Chairman Fagan stated that during today's meeting, there will be Resolutions requesting to transfer money for additional fuel costs.

Chairman Fagan expressed that the County Department Heads have done a fantastic job managing their budgets. Nevertheless, he stated he isn't looking forward to the annual budget process this year because of those inflationary pressures.

Chairman Fagan opened the Public Hearing to receive comments regarding the Tentative Budget for Fulton-Montgomery Community College as related to the financial share and obligation of Fulton County for the fiscal year beginning September 1, 2022, pursuant to Chapter 631 of the Laws of 1965 at 1:35 p.m. Chairman Fagan asked Dr. Gregory Truckenmiller, President of the Fulton-Montgomery Community College to step forward to summarize its 2023 Budget to start the public hearing.

Dr. Truckenmiller expressed that it is an honor to be here today for this special event. He noted that early next year it will be the 60<sup>th</sup> anniversary for the College. He expressed that he and the Board of Trustees are hopeful that the College will continue to be around for many more years.

Dr. Truckenmiller stated that the College is facing some difficult times right now and commends his staff for putting together the 2023 Operating Budget. He noted that there is a diminished amount of State support. He also stated that there is a 7 percent decrease over last year's budget. Dr. Truckenmiller advised that the sponsor contributions remain the same for 2023. He stated that a 3-year plan will be created for the coming years which will result in a request for an increased sponsor share.

He noted that the College's workforce has been reduced, but it still provides great service.

Dr. Truckenmiller stated that the College has been seeking external funding and has brought in over \$2 million in additional funding to use for workforce development.

Dr. Truckenmiller stated that changes in cannabis laws has resulted in new programs at the College. He noted that there were approximately 50 students in the cannabis production program last year and he expects the same number of students this year.

Dr. Truckenmiller stated that one of the grants for workforce development was to increase workforce in healthcare. He expressed that the College hopes to expand its Nursing program and Radiologic Technology program. Dr. Truckenmiller expressed that he is hopeful that upon completion of Health Profession Programs, workforce development plans will assist the students.

Chairman Fagan called for any speakers on the FMCC Budget. No one came forward. He stated that the public hearing would be kept open for some time.

## **RESOLUTIONS**

***No. 295 (Resolution Authorizing Payment to the NYS Office of Mental Health for Court Commitment of an Individual for May 2022):*** Chairman Fagan thanked Community Services Director Ernest Gagnon for keeping us up to date on this court commitment payment

requirement. Supervisor Van Genderen queried when this court commitment payment will end. Mr. Stead stated that this Court Commitment began during the Fall of 2021, and if the individual remains in custody for longer than 12 months, then New York State will become responsible for said charges. Chairman Fagan stated that the costs used to be split, the Counties were responsible to pay 50 percent and the State was responsible to pay the remaining 50 percent.

Mr. Stead stated that, at over \$40,000.00 per month, this cost will eat up the entire Contingent Fund account for the 2022 year.

***No. 308 (Resolution Authorizing Creation of a Second Deputy Sheriff (School Resource Officer) Position and Contracting with Broadalbin-Perth School District to Provide School Resource Officer Services (Sheriff's Department):*** County Attorney Jason Brott stated that all issues have been resolved with contract language for both Deputy Sheriff (School Resource Officer) positions. He stated that Mr. Stead will also be reviewing the contract prior to the Chairman's signature.

Chairman Fagan again asked if there were any members of the public who wished to make comments regarding the Tentative Budget for Fulton-Montgomery Community College as related to the financial share and obligation of Fulton County for the fiscal year beginning September 1, 2022, pursuant to Chapter 631 of the Laws of 1965. There being no interested speakers, Chairman Fagan closed the Public Hearing at 1:59 p.m.

**PUBLIC HEARING REGARDING COMMENTS TO REVIEW A PREVIOUSLY COMPLETED CDBG PROGRAM FOR THE 2021 PROGRAM YEAR (2021 MICROENTERPRISE GRANT)**

Chairman Fagan opened the Public Hearing to receive comments to review a previously completed CDBG Program for the 2021 Program Year (2021 Microenterprise Grant) at 2:00 p.m. No one came forward.

***No. 311 (Resolution Authorizing Change Order No. 1 to the Contract with Correll Contracting Corp. for the Pole Barn Roof Replacement Project at Complex I (2022 Capital Plan)):*** Superintendent of Highways and Facilities stated that the total contract amount on this Resolution should be \$65,244.40. The \$12,000.00 referenced for Soffit panning is not a part of the contract.

**Supervisor Callery made a motion to amend Resolution 311 to change the revised contract amount to \$65,244.40, seconded by Supervisor Fogarty and unanimously carried. (Supervisor Horton Abstained)**

***No. 315 (Resolution Determining to Self-Insure Computer Network Security Loss and Liability via the County Liability and Casualty Reserve Fund (CS-0883):*** Chairman Fagan stated that the Finance Committee decided to renew the 2022-2023 County Property and Liability Insurance without Cyber Coverage due to high cost and relatively low limits. He also stated that the Liability and Casualty Reserve Fund should be sufficient for the next few years.

**No. 316 (Resolution Authorizing the Sale of Surplus Computers to the Sir William Johnson Fire Company):** Supervisor Horton queried if the County had two (2) surplus computers to sell to the Town of Caroga. Information Technology Director Perry Lovell stated “yes”.

**Supervisor Horton made a motion to amend Resolution 316 to include the sale of two (2) additional surplus computers and monitors to the Town of Caroga at a cost of \$25.00 per each computer, seconded by Supervisor Bowman and unanimously carried.**

Supervisor Young stated that he would abstain from voting on Resolution No. 318 because he is an employee of FMCC.

Chairman Fagan called for a recess at 2:05 p.m.

During the recess, group photographs of the Board of Supervisors were taken both inside the court room and outside the front entrance.

Chairman Fagan called the meeting back to order at 2:21 p.m.

Chairman Fagan again asked if there were any members of the public who wished to make comments to review a previously completed CDBG Program for the 2021 Program Year (2021 Microenterprise Grant). There being no interested speakers, Chairman Fagan closed the Public Hearing at 2:22 p.m.

### **NEW BUSINESS**

Supervisor Lauria stated that he attended a meeting at the Fulton Montgomery Regional Chamber of Commerce where Rebecca Perry presented the Farm to Table Tour. He expressed that this presentation should be done for the Board of Supervisors at a future meeting.

### **ADJOURNMENT**

Upon a motion by Supervisor Callery, seconded by Supervisor Howard and unanimously carried, the Board adjourned at 2:23 p.m.

*Certified by:*

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

**Resolution No. 288**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION APPOINTING KURT DAVIGNON TO THE FULTON-MONTGOMERY-  
SCHOHARIE WORKFORCE DEVELOPMENT BOARD**

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

WHEREAS, in accordance with federal regulations, the Fulton County Regional Chamber of Commerce and Industry nominated Mr. Kurt Davignon, Assistant Director for Dollar General Distribution Center to serve as a private sector board member; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Economic Development and Environment, Kurt Davignon, of Northville, NY, be and hereby is appointed to the F-M-S Workforce Development Board, as a “Private Sector” representative effective for the balance of the term July 1, 2021 through June 30, 2024; and, be it further

RESOLVED, That Mr. Davignon is required to complete the Fulton County Board of Ethics Financial Disclosure Statement and sign the Fulton County Oath Book located in the Fulton County Clerk’s Office; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Clerk, Fulton County Ethics Board, Workforce Development Board, Fulton County Chamber of Commerce, Kurt Davignon, and Administrative Officer/Clerk of the Board.

Seconded by POTTER and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 289**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AMENDING BOUNDARIES OF FULTON COUNTY AGRICULTURAL DISTRICT NO. 1 TO INLCUDE CERTAIN PARCELS IN THE TOWN OF JOHNSTOWN (2022)

WHEREAS, New York State Agricultural Districts Law, Section 303-b, was amended to allow landowners to request inclusion of their property in an existing Agricultural District during an annual 30-day time period; and

WHEREAS, the Fulton County Agricultural Farmland and Protection Board determined said parcels to be predominantly viable agricultural land and that it would be in the public interest to include them into Agricultural District #1; and

WHEREAS, Resolution 213 of 2022 set the date of a public hearing on a request from property owners in the Town of Johnstown to be included in Agricultural District No. 1 as follows:

<u>Property Owner</u>	<u>Address</u>	<u>Parcel No.</u>	<u>Total Acres</u>
Ricky Frasier	State Highway 334	173.-1-31.111	339.9+/- acres
	1297 State Highway 67	161.-2-23.1	117.7+/- acres
Crystal Stewart-Courtens	134 Miller Road	160.-3-5.122	5.5+/- acres

WHEREAS, said public hearing was held on Monday, July 11, 2022 in the Board of Supervisors Chambers to receive comments on said request and anyone who was present to speak was heard; now, therefore, be it

RESOLVED, That the following parcels in the Town of Johnstown be and hereby are included in Fulton County Agricultural District No. 1:

<u>Property Owner</u>	<u>Address</u>	<u>Parcel No.</u>	<u>Total Acres</u>
Ricky Frasier	State Highway 334	173.-1-31.111	339.9+/- acres
	1297 State Highway 67	161.-2-23.1	117.7+/- acres
Crystal Stewart-Courtens	134 Miller Road	160.-3-5.122	5.5+/- acres

and, be it further

RESOLVED, That the Planning Director be and herby is authorized and directed to file the necessary maps and reports with the NYS Department of Agriculture and Markets and to do each and every other thing necessary to further the purport of this Resolution; and, be if further

**Resolution No. 289 (Continued)**

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, Town of Johnstown, Fulton County Agricultural and Farmland Protection Board, NYS Department of Agriculture and Markets, Respective Property Owner, Administrative Officer/Clerk of the Board, and to each and every other person, institution or agency who will further the purport of this Resolution.

Seconded by Supervisor CALLERY and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 290**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ACCEPTANCE OF A COMMUNITY DEVELOPMENT BLOCK GRANT FROM THE NYS OFFICE OF COMMUNITY RENEWAL TO OPERATE A FULTON COUNTY 2022 MICRO-ENTERPRISE GRANT PROGRAM**

WHEREAS, Resolution 112 of 2022 authorized a 2022 Community Development Block Grant (CDBG) application to the NYS Office of Community Renewal to Operate a Fulton County Micro-Enterprise Grant Program and set the date of a Public Hearing regarding said application; and

WHEREAS, the CRG proposes to administer said grant program on behalf of the County in a grant amount of \$300,000.00; and

WHEREAS, the Micro-Enterprise Grant program is intended to provide grants up to \$35,000.00 to small businesses with five or less full-time employees to assist with start-up or expansion costs; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Economic Development and Environment and Finance, the Chairman of the Board be and hereby is authorized to execute an agreement with the New York State Office of Community Renewal for a Community Development Block Grant (CDBG), in the amount of \$300,000.00 to operate a “Fulton County Micro-Enterprise Grant” program to benefit area businesses; and, be it further

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

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0



**Resolution No. 291**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION DECLARING THE 2022 NEW YORK STATE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) TO OPERATE A MICRO-ENTERPRISE GRANT PROGRAM A TYPE II ACTION UNDER SEQRA

WHEREAS, by Resolution, dated August 8, 2022, the Board of Supervisors accepted a Community Development Block Grant from the NYS Office of Community Renewal to operate a Fulton County 2022 Micro-Enterprise Grant Program; and

WHEREAS, the Board of Supervisors intends to contract with Fulton County Center for Regional Growth as sub-recipient to administer said program; and

WHEREAS, the Micro-Enterprise Grant program is intended to provide CDBG grants up to \$35,000.00 to small businesses with five or less full-time employees to assist with start-up or expansion costs including purchase of equipment; and

WHEREAS, the purchase of equipment is identified as a Type II Action under 6NYCRR Section 617.5 of the State Environmental Quality Review Act (SEQRA); now, therefore be it

RESOLVED, That the Fulton County Board of Supervisors hereby declares the 2022 New York State Community Development Block Grant (CDBG) to Operate A Micro-Enterprise Grant Program a Type II Action under SEQRA; and, be it further

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 292**

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

RESOLUTION AUTHORIZING A CONTRACT WITH FULTON COUNTY CENTER FOR REGIONAL GROWTH TO ADMINISTER A FULTON COUNTY 2022 MICRO-ENTERPRISE GRANT PROGRAM

WHEREAS, Resolution 112 of 2022 authorized a 2022 Community Development Block Grant (CDBG) application to the NYS Office of Community Renewal to Operate a Fulton County Micro-Enterprise Grant Program and set the date of a Public Hearing regarding said application; and

WHEREAS, the Board of Supervisors has been notified that it has been awarded a 2022 Micro-Enterprise Grant and elects to make provisions to administer and distribute grant proceeds to benefit area small businesses; and

WHEREAS, the 2022 Micro-Enterprise Grant Program requires an agreement to appoint Fulton County CRG as a sub-recipient and administrator of said grant on behalf of the County of Fulton; and

WHEREAS, under said proposed Agreement, CRG will provide administrative and program delivery services required under the HUD Community Development Block Grant Program on behalf of the County; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Economic Development and Environment, and Finance, the Chairman of the Board be and hereby is authorized to execute an agreement in an amount not to exceed \$40,000.00 between the County and the Fulton County Center for Regional Growth to administer the 2022 Micro-Enterprise Grant Program, including appointing CRG as a sub recipient and administrator as follows:

- Administrative and Program Delivery Services
- Grant compliance services to be provided by third party consultant
  - Out-of-Pocket expenses, services, materials, reproduction costs, long distance telephone calls
- Travel Expenses

and, be it further

**Resolution No. 292 (Continued)**

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

Seconded by Supervisor GODERIE and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 293**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION APPOINTING THE CHAIRMAN OF THE BOARD AS CERTIFYING OFFICER FOR THE NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) REVIEW PROCESS FOR THE 2022 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AGREEMENT WITH THE NYS OFFICE OF COMMUNITY RENEWAL

WHEREAS, the Board of Supervisors has initiated the various steps to accept a CDBG Grant from the NYS Office of Community Renewal in support of a Public Facility Project through Lexington ARC; and

WHEREAS, recipients of federal funds are required to complete an environmental review process under the National Environmental Policy Act (NEPA), including the appointment of a Certifying Officer; and

WHEREAS, it is the recommendation of the Committee on Economic Development and Environment to designate the Chairman of the Board of Supervisors as Certifying Officer for the County of Fulton; now, therefore be it

RESOLVED, That until further notice or change, the Chairman of the Board of Supervisors, be and hereby is, designated as the Certifying Officer for the County of Fulton; be and hereby is appointed Certifying Officer for Fulton County effective immediately; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, Fulton County Center for Regional Growth, Lexington ARC, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BOWMAN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 294**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION DECLARING THE 2022 NEW YORK STATE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) IN SUPPORT OF A “PUBLIC FACILITY PROJECT” FOR LEXINGTON ARC A TYPE II ACTION UNDER SEQR

WHEREAS, Resolution 215 of 2014 approved the County of Fulton to serve as applicant for a NYS Housing and Community Renewal Grant for a “Southern Adirondack Arts and Family Retreat Center” on behalf of Lexington ARC Foundation; and

WHEREAS, Lexington ARC Foundation is planning upgrades to existing infrastructure, including, but not limited to HVAC, plumbing and additional life-safety upgrades to the “Southern Adirondack Arts and Family Retreat Center”, now known as the Paul Nigra Center for Creative Arts and Transitions; and

WHEREAS, Resolution 287 of 2022 authorized a 2022 Community Development Block Grant Application to the NYS Office of Community Renewal for a Public Facility Project on behalf of Lexington ARC; and

WHEREAS, costs for existing facility updates is identified as a Type II Action under 6NYCRR Section 617.5 of the State Environmental Quality Review Act (SEQRA); now, therefore be it

RESOLVED, That the Fulton County Board of Supervisors hereby declares the 2022 New York State Community Development Block Grant (CDBG) in support of a Public Facility Project through Lexington ARC as a Type II Action under SEQRA; and, be it further

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

Seconded by Supervisor WILSON and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 295**

Supervisors HORTON and HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING PAYMENT TO THE NYS OFFICE OF MENTAL HEALTH FOR COURT COMMITMENT OF AN INDIVIDUAL FOR MAY 2022**

WHEREAS, a Court Order issued by Fulton County Judge and Surrogate remanded a defendant to the New York Office of Mental Health (OMH) Central New York Forensic Unit; and

WHEREAS, in accordance with Article 41 of New York State Law Mental Hygiene Law, the County is responsible for 100 percent of the charges; and

WHEREAS, Resolution 134 of 2022 authorized payment of a bill for \$24,538.65 for said remandment for the period December 15, 2021 through December 31, 2021; and

WHEREAS, Resolution 174 of 2022 authorized payment of a bill for \$44,153.61 for said remandment for the period of January 2022; and

WHEREAS, Resolution 180 of 2022 authorized payment of a bill for \$39,880.68 for said remandment for the period of February 2022; and

WHEREAS, Resolution 218 of 2022 authorized payment of a bill for \$44,153.61 for said remandment for the period of March 2022; and

WHEREAS, Resolution 256 of 2022 authorized payment of a bill for \$42,729.30 for said remandment for the period of April 2022; and

WHEREAS, the Director of Community Services has now received a bill for May 2022 in the amount of \$44,153.61; and,

WHEREAS, to date, invoices resulting from said County Judge and Surrogate commitment and enumerated herein, total \$239,609.46; now, therefore be it

RESOLVED, That the Board of Supervisors be and hereby authorizes Court Commitment payment for an individual at the NYS Office of Mental Health Central New York Forensic Unit for an amount not to exceed \$44,153.61 for the month of May 2022; 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.4310.4310-4090 – EXP – Professional Services  
Sum: \$44,154.00

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

**Resolution No. 295 (Continued)**

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

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0



**Resolution No. 296**

Supervisor HORTON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CONTRACTS BETWEEN THE FULTON COUNTY  
COMMUNITY SERVICES BOARD AND CERTAIN INDEPENDENT CONTRACTORS TO  
PROVIDE EMERGENCY ON-CALL SERVICES

WHEREAS, Resolution 424 of 2021 authorized contracts between the Fulton County Community Services Board and Independent Contractors for Emergency On-Call Consultants; and

WHEREAS, the Director of Community Services is requesting additional contracts for emergency on-call consultant services to fill scheduling gaps created by recent resignations; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign contracts between the Fulton County Community Services Board and the following consultants for emergency on-call services, effective August 8, 2022 through December 31, 2022, at rates in accordance with the current fee schedule in effect:

Peter Chase  
Vanessa Ruilson

and, be it further

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

RESOLVED, That said contract be subject to further review by the appropriate Committee of this Board of Supervisors in the event of any changes/reductions in State and/or Federal revenues; and, be it further

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0



**Resolution No. 297**

Supervisors HORTON and HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ACCEPTANCE AND USE OF NYS DEPARTMENT OF HEALTH COVID-19 VACCINE RESPONSE (CDVAX) GRANT TO PURCHASE AN AIR CONDITIONER (PUBLIC HEALTH DEPARTMENT)

WHEREAS, Resolution 61 of 2022 authorized acceptance and use of NYS Department of Health COVID-19 Vaccine Response (CDVAX) Grant funds in the amount of \$63,080.00; and

WHEREAS, Resolution 182 of 2022 authorized use of a portion of said Grant funds in the amount of \$10,500.00 for Billboards/Media Advertising and Administrative costs for ADK Health and Wellness Vaccine Clinic Services; and

WHEREAS, Resolution 262 of 2022 authorized additional expenditures with NYS Department of Health COVID-19 Vaccine Response (CDVAX) Grant Funds in the amount of \$500.00; and

WHEREAS, the Public Health Director now requests to utilize \$800.00 of said CDVAX Grant to purchase an Industrial Air Conditioner for Public Health Department Exam Rooms to ensure proper temperature storage for vaccine; now, therefore be it

RESOLVED, That the Public Health Director be, and hereby is authorized to utilize the funding for said expenses as follows:

1 Industrial Air Conditioner   \$   800.00

and, be it further

RESOLVED, That the 2022 Adopted Budget be and hereby is amended as follows:

Revenue:

Increase A.4010.4010-2770 - REV- Other Unclassified Revenues                               \$800.00

Appropriation:

Increase A.4010.4010-4010 – EXP - Equipment-Non-Asset   \$800.00

and, be it further

**Resolution No. 297 (Continued)**

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 298**

Supervisors HORTON and HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION INCREASING FOSTER CARE HOME ALLOWANCES IN ACCORDANCE WITH STATE MANDATES (SOCIAL SERVICES DEPARTMENT)**

WHEREAS, Resolutions 351 of 1991, 269 of 2008, 54 of 2015 and 221 of 2022 established foster care allowance rates to be paid by Fulton County; and

WHEREAS, foster care, adoption subsidies and clothing allowance rates are an important factor in enabling social services districts to place children in the least restrictive setting appropriate to the needs of the child and to attract a sufficient number of qualified foster and adoptive parents; and

WHEREAS, payment for foster care placements and adoption subsidies is done through the Statewide Services Payment System (SSPS), which provides an automated, comprehensive statewide payment, claiming and accounting system for foster care services and subsidizes adoption through integration to the existing WMS, BICS and CCRS Systems; and

WHEREAS, recent NYS legislation mandated certain increases to Foster Care allowance rates throughout the State to be implemented in two phases, effective July 1, 2022 and July 1, 2023; now, therefore be it

RESOLVED, That in accordance with NYS mandate and retroactive to April 1, 2022, the foster care allowance rates for foster care children in Fulton County be and hereby are established in accordance with the following schedule:

<u>Age</u>	<u>April-May-June Rate</u>	<u>July 2022 Rate</u>
0-5	\$15.20	\$22.30
6-11	\$16.13	\$25.57
12+	\$20.00	\$27.71
Special Rate	\$24.48	\$43.95
Exceptional Rate	\$40.83	\$69.31
Extraordinary Rate	N/A	N/A

and, be it further

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

Seconded by Supervisor WILSON and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 299**

Supervisor CALLERY offered the following Resolution and moved its adoption:

**RESOLUTION WAIVING RESIDENCY RULE FOR HIRE OF SENIOR ACCOUNT CLERK  
POSITIONS IN FULTON COUNTY**

WHEREAS, certain Department Heads and the Personnel Director are experiencing difficulty in filling Senior Account Clerk positions in Fulton County; and

WHEREAS, after careful review of the hiring procedure utilized, the Committee on Personnel recommends waiving the County's "Residency Rule" to hire an out-of-county residents from Fulton County and/or a contiguous county for Senior Account Clerk; now, therefore be it

RESOLVED, That the County "Residency Rule" be and hereby is waived for hire of Senior Account Clerk from Fulton County and/or a contiguous county until the next holding of the Senior Account Clerk exam and for the duration of the resulting eligible list; and, be it further

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

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

Seconded by Supervisor BOWMAN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 300**

Supervisor GREENE and HOWARD offered the following Resolution and moved its adoption:

RESOLUTION ESTABLISHING A MENTOR/RESOURCE ATTORNEY TRAINING PROGRAM WITHIN THE ASSIGNED COUNSEL DEPARTMENT

WHEREAS, the NYS Office of Indigent Legal services (ILS) has allocated the Assigned Counsel Department \$15,000.00 to implement a Mentor/Resource Attorney Training Program within the 2022 ILS Grant Budget; and

WHEREAS, the proposed Mentor/Resource Attorney Program will allow mentor attorneys to monitor, assist, review work product, and provide feedback to less experienced attorneys; and

WHEREAS, the Assigned Counsel Administrator has prepared a set of Mentor/Resource Attorney Program guidelines as follows:

- Program would consist of four (4) Local Mentor Attorneys, who have at least seven (7) years' experience and practiced five (5) felony jury trials
- Mentors will be paid \$150.00 per hour
- Mentor Attorneys will hold monthly office hours with Mentees for approximately two (2) to three (3) hours per month and shall make themselves available to Mentees on an as needed basis
- Mentors shall not be permitted to work more than seven (7) hours per month without prior approval from the Assigned Counsel Administrator

and, be it further

RESOLVED, That upon the recommendation of the Committees on Public Safety and Finance, the Board of Supervisors be and hereby approves the establishment of a Mentor/Resource Attorney Training Program within the Assigned Counsel Department as defined herein; and, be it further

RESOLVED, That continuation or renewal of said program be contingent upon 100 percent funding from the New York State Indigent Legal Services Hurrell-Harring Grant at no additional cost to the County of Fulton; and, be it further

RESOLVED, That certified copies of this Resolution for forwarded to the County Treasurer, Assigned Counsel Administrator, Budget Director/County Auditor Administrative Officer/Clerk of the Board.

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 301**

Supervisor GREENE and HOWARD offered the following Resolution and moved its adoption:

RESOLUTION ESTABLISHING A SECOND CHAIR ATTORNEY TRAINING PROGRAM WITHIN THE ASSIGNED COUNSEL DEPARTMENT

WHEREAS, the NYS Office of Indigent Legal Services (ILS) has allocated the Assigned Counsel Department \$15,000.00 to implement a Second Chair Attorney Training Program within the 2022 ILS Grant Budget; and

WHEREAS, the proposed Second Chair Attorney Training Program will allow attorneys to co-counsel both misdemeanor and felony cases, to provide training to less experienced attorneys and/or support to any attorney on complex cases; and

WHEREAS, the Assigned Counsel Administrator has prepared a set of Second Chair Attorney Training Program guidelines as follows:

- Program must have less than five (5) jury trials worth of experience
- Interns will be paid at the statutory rates
- When “second chairing” a case, Interns will be paid \$30.00 per hour

and, be it further

RESOLVED, That upon the recommendation of the Committees on Public Safety and Finance, the Board of Supervisors be and hereby approves the establishment of a Second Chair Training Program within the Assigned Counsel Department as defined herein, and be it further

RESOLVED, That continuation or renewal of said program be contingent upon 100 percent funding from the New York State Indigent Legal Services Hurrell-Harring Grant at no additional cost to the County of Fulton; and, be it further

RESOLVED, That certified copies of this Resolution for forwarded to the County Treasurer, Assigned Counsel Administrator, Budget Director/County Auditor Administrative Officer/Clerk of the Board.

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 302**

Supervisor GREENE, CALLERY and HOWARD offered the following Resolution and moved its adoption:

RESOLUTION WAIVING THE START RATE AND RESIDENCY RULE FOR THE HIRE  
OF A FULL-TIME ASSISTANT PUBLIC DEFENDER IN THE  
PUBLIC DEFENDERS OFFICE

WHEREAS, there is a pending vacancy in the Assistant Public Defender (Family Court) position in the Public Defender's Office; and

WHEREAS, the Public Defender is experiencing difficulty filling said Assistant Public Defender (Family Court) position in the Public Defender's Office after extensive recruitment efforts and advertising; and

WHEREAS, the Public Defender has requested that the Board of Supervisors waive the Start Rate and Residency Rule for the hire of the Assistant Public Defender position assigned to Family Court in order to attract qualified candidates; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety, Personnel and Finance, the Public Defender be, and hereby is, authorized to hire a full-time Assistant Public Defender at the 2022 permanent one-year rate of \$93,891.00 and is further authorized to hire an out-of-county resident from anywhere in New York State if necessary, in this instance only; and, be it further

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

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

Seconded by Supervisor WILSON and adopted by the following vote:

TOTAL: Ayes: 509 (18) Nays: 42 (2) (Supervisors Callery and Kinowski) Absent: 0

**Resolution No. 303**

Supervisor GREENE, CALLERY and HOWARD offered the following Resolution and moved its adoption:

RESOLUTION ADVANCING A CERTAIN ASSISTANT PUBLIC DEFENDER PAY RATE  
FROM THE ONE-YEAR RATE TO THE PERMANENT RATE

WHEREAS, the Board of Supervisors has approved waiving the start rate for a recent hire of a Public Defender in the Public Defender's Office due to recruiting difficulties; and

WHEREAS, in the interest of fairness, the Public Defender has requested that the Board of Supervisors advance another full-time Public Defender who was hired at the Start Rate in April 2022 to the permanent one-year rate;

WHEREAS, once new Assistant Public Defenders have demonstrated proficiency and satisfactory field training, the Public Defender has typically advanced him/her to the one-year rate of salary; and

RESOLVED, That Assistant Public Defender Kelli McCoski's salary be increased from her current yearly rate of \$79,807.00 to the permanent one-year rate of \$93,891.00, effective August 8, 2022; and, be it further

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

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 304**

Supervisor GREENE, CALLERY and HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING PRELIMINARY ACCEPTANCE OF 2022-2023 NEW YORK STATE OFFICE OF VICTIM SERVICES GRANT TO REINSTATE THE FULTON COUNTY CRIME VICTIMS’ ASSISTANCE PROGRAM (DISTRICT ATTORNEY)

WHEREAS, Resolution 321 of 2019 abolished the positions of Crime Victim Services Coordinator and Crime Victim Services Assistant in the District Attorney’s Office due to an expiration of State funding that offset some expenses of the program; and

WHEREAS, Resolution 75 of 2022 authorized the District Attorney’s Office to apply for the NYS Crime Victims Assistance Program grant; and

WHEREAS, the NYS Office of Victims Services has advised that it will waive the local County share for the 2022-2023 program year; and

WHEREAS, the County of Fulton has been notified that it is eligible for Crime Victim Assistance Program grant monies, in an annual amount of \$60,796.56 effective October 1, 2022 through September 30, 2023 as follows; and

NYS Crime Victims Board Reimbursement:	\$ 60,796.56
County Contribution:	0
Third Party Existing Paid Resources/In-Kind Svcs	<u>20,040.00</u>
TOTAL	\$ 80,836.56

and,

RESOLVED, That District Attorney be and hereby is authorized and directed to sign a contract with the New York State Crime Victims Board, for a total grant of \$60,796.56 for the above-named period; local share requirements are waived for year one (1) (10/1/2022-9/30/23) and in-kind and third-party contributions not to exceed \$20,040.00, for a total program cost of \$80,836.56; 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: 20 Nays: 0 Absent: 0

**Resolution No. 305**

Supervisor GREENE offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING APPLICATION FOR A 2022-2023 CRIMINAL JUSTICE  
DISCOVERY REFORM GRANT FROM THE NYS DEPARTMENT OF CRIMINAL  
JUSTICE SERVICES (DISTRICT ATTORNEY)

WHEREAS, the District Attorney desires to submit an application for the 2022-2023 Criminal Justice Discovery Reform Grant from the NYS Department of Criminal Justice Services for Administrative support, Computers, Overtime Costs, Pre-Trial Services, Local Law Enforcement Agencies, Probation and other Discovery and Bail Reforms for the cycle of April 1, 2021 through March 31, 2022; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Public Safety, the Chairman of the Board be and hereby is authorized to sign and submit an application to the NYS Department of Criminal Justice Services for Discovery Reform grant funds, in an amount up to \$219,093.00 for Administrative support, Computers, Overtime Costs, Pre-Trial Services, Local Law Enforcement Agencies, Probation and other Discovery and Bail Reforms; and, be it further

RESOLVED, That one said grant receives final approval, the District Attorney shall return to the Board of Supervisors for approval of a plan for the expenditure of grant proceeds; and, be it further

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

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 306**

Supervisor GREENE offered the following Resolution and moved its adoption:

RESOLUTION APPOINTING CERTAIN MEMBERS TO THE FULTON COUNTY  
EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL

WHEREAS, the Fulton County Emergency Medical Services Council is a local advisory board to the Board of Supervisors; and

WHEREAS, the operation of a local Emergency Medical Services advisory board is a key element in the coordination of community health care in Fulton County; and

WHEREAS, the following persons no longer represent their prior affiliations on the EMS Council:

Derek Thoman (GAVAC), Chris Ciccone (MOVAC), Steve Collins (Northampton Ambulance Corp.);

now, therefore be it

RESOLVED, That the following persons be appointed, reappointed and/or confirmed as members to the Fulton County Emergency Medical Services Council, for terms as hereinafter specified:

August 8, 2022 Through December 31, 2022:

Brian Terry (Alternate)	GAVAC	Appointed
Robert Parry (Alternate)	MOVAC	Appointed
Frank Sheeran (Alternate)	Northampton	Appointed

and, be it further

RESOLVED, That Board members are not required to complete the Fulton County Board of Ethics' Financial Disclosure Statement but are directed to sign the Fulton County Oath Book located in the Fulton County Clerk's Office; and, be it further

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

Seconded by Supervisor BOWMAN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 307**

Supervisor GREENE, CALLERY and HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING EXTENSION OF TEMPORARY PER DIEM FORENSIC EVIDENCE INSTRUCTOR (SHERIFF'S OFFICE, 2023)

WHEREAS, Resolution 71 of 2016 created a temporary Per Diem Forensic Evidence Instructor position in the Sheriff's Department; and

WHEREAS, Resolutions 228 of 2017, 61 of 2019, 61 of 2020, and 305 of 2020, and 396 of 2021 extended said position through February 28, 2019, through February 29, 2020, through December 31, 2020 through December 31, 2021, through December 31, 2022 respectively; and

WHEREAS, said Forensic Evidence Instructor will provide professional expertise in the field of forensic evidence collection and the preservation and storage of evidence in investigating criminal matters; and

WHEREAS, the Sheriff has requested an additional extension of said position effective January 1, 2023 through December 31, 2023; now, therefore be it

RESOLVED, That the temporary Per Diem Forensic Evidence Instructor position (\$23.11 per hour, no benefits) not to exceed 30 hours per month in the Sheriff's Department, be and hereby is extended, effective January 1, 2023 through December 31, 2023; and, be it further

RESOLVED, That it is the Sheriff's intent to transition said instruction duties to other positions and sunset the Per Diem Forensic Evidence Instructor position at the end of this extension; and, be it further

RESOLVED, That the Personnel Director and Sheriff 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 BORN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0



**Resolution No. 308**

Supervisor GREENE, CALLERY and HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING CREATION OF A SECOND DEPUTY SHERIFF (SCHOOL RESOURCE OFFICER) POSITION AND CONTRACTING WITH BROADALBIN-PERTH SCHOOL DISTRICT TO PROVIDE SCHOOL RESOURCE OFFICER SERVICES (SHERIFF’S DEPARTMENT)**

WHEREAS, Resolution 270 of 2022 authorized creation of a Deputy Sheriff (School Resource Officer) position and contracting with the Broadalbin-Perth School District to provide school resource officer services; and

WHEREAS, the Broadalbin-Perth School District has now requested that the Fulton County Sheriff provide a second Deputy Sheriff (School Resource Officer) assigned to School District facilities for a total of up to two (2) to assist the District; and

WHEREAS, the Sheriff and the Broadalbin-Perth School District have agreed that the provision of a Deputy Sheriffs (School Resource Officer) be accomplished via contract between the Broadalbin-Perth School District and the County of Fulton, whereby all costs associated with said position or positions shall be borne by Broadalbin-Perth School District; and

WHEREAS, based upon the recommendation of the Committees on Public Safety, Personnel and Finance, the Board of Supervisors has determined to support the School District’s goal of improved safety through this agreement; now, therefore be it

RESOLVED, That there be, and hereby is, created one (1) Deputy Sheriff (School Resource Officer) position (2021 Start Rate: \$23.11 per hour; One year Permanent Rate: \$24.43 per hour) for the specific purpose of providing services to the Broadalbin-Perth School District; and, be it further

RESOLVED, That the Chairman of the Board be of hereby is authorized to sign a contract with the Broadalbin-Perth School District with terms and conditions as specified; effective on or about August 15, 2022 through December 31, 2023, with the option of two (2) one-year extensions, subject to mutual consent; and, be it further

**Resolution No. 308 (Continued)**

RESOLVED, That said contract shall require Broadalbin-Perth School District to reimburse the County for all costs associated with said Resource Officer position, including salary, benefits, recruitment, background investigation, training, equipment, SRO membership to State and Federal Organizations and overtime, at no cost to the County of Fulton exclusive of officer overtime costs associated with non-school Sheriff's Office duties; and, be it further

RESOLVED, That said contract shall hold the County harmless from all liability and be subject to cancellation by either party with 60 days written notice to the other; and, be it further

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

RESOVLED, That certified copies of this Resolution be forwarded to the County Treasurer, Sheriff Department, Personnel Director, Broadalbin-Perth School District, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GODERIE and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 309**

Supervisor GREENE, CALLERY and HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION RECLASSIFYING A WORKING SUPERVISOR TO A MOTOR EQUIPMENT OPERATOR IN THE SOLID WASTE DEPARTMENT (2022)**

WHEREAS, to promote efficient operation of the Department, the Director of Solid Waste recommends reclassifying of a Working Supervisor position to Motor Equipment Operator; and

WHEREAS, based upon the Job Duties Statement prepared by the Director of Solid Waste, the Personnel Director recommends reclassification of a Working Supervisor position to Motor Equipment Operator; now, therefore be it

RESOLVED, That upon the recommendation of the Director of Solid Waste, and Committees on Public Works, Personnel and Finance, effective July 30, 2022, one (1) Working Supervisor position (Union Job Group M-15; 2022 start rate: \$20.28 per hour, permanent rate: \$23.86 per hour) be and hereby is reclassified to Motor Equipment Operator (Union Job Group M-12; 2022 start rate: \$18.58, 2022 permanent rate: \$21.86 per hour) in the Solid Waste Department; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Director of Solid Waste, Personnel Director, CSEA Local 818, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 310**

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

RESOLUTION AUTHORIZING THE FULTON COUNTY DEMOLITION TEAM TO  
DEMOLISH A BUILDING IN THE TOWN OF EPHRATAH

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

WHEREAS, Resolution No. 49 of 2001 formally established a Municipal Demolition Team, with basic operating guidelines identified in the "Municipal Demolition Team Proposal", dated February 12, 2001; and

WHEREAS, the Town of Ephratah has requested that the County's Municipal Demolition Team demolish a building (former "Top of the Hill Grill") located at 4700 State Highway 29, Ephratah owned by the Town of Ephratah; now, therefore be it

RESOLVED, That the Solid Waste Director is hereby authorized to mobilize the County Demolition Team to raze a structure (former "Top of the Hill Grill") owned by the Town of Ephratah, located at 4700 State Highway 29, Ephratah; and, be it further

RESOLVED, That all environmental concerns, approvals, disposal fee, and/or permits required shall be the responsibility of the Town of Ephratah; and, be it further

RESOLVED, That said project shall be completed in the most efficient and cost-effective manner possible, in accordance with the Municipal Demolition Team Proposal approved by the Board of Supervisors on February 12, 2001; 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, Town of Ephratah, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 311**

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

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO THE CONTRACT WITH CORRELL CONTRACTING CORP. FOR THE POLE BARN ROOF REPLACEMENT PROJECT AT COMPLEX I (2022 CAPITAL PLAN)

WHEREAS, the 2022 Capital Plan identifies a Pole Barn Roof Replacement Project at Complex I; and

WHEREAS, Resolution 234 of 2022 awarded a bid to Correll Contracting Corp. for the Pole Barn Roof Replacement Project; and

WHEREAS, the County delayed award of said bid beyond 45 days; now, therefore be it;

WHEREAS, Correll Contracting Corp. informed the Superintendent of Highways and Facilities that the building materials for said project had increased in the amount of \$1,094.40 during the delay period; 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 Correll Contracting Corp. for increased supply costs related to the Pole Barn Roof Replacement Project at Complex I as follows:

Original Contract Amount:	\$64,150.00
Change Order No. 1, Increase Building Mtrl. Cost	<u>+ 1,094.40</u>
Revised Contract Amount	\$65,244.40

and, be it further

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

Seconded by Supervisor KINOWSKI and adopted by the following vote:

TOTAL: Ayes: 539 (19) Nays: 0 Abstentions: 12 (1) (Supervisor Horton) Absent: 0

**Resolution No. 312**

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

RESOLUTION AUTHORIZING TRANSFER TO THE CAPITAL RESERVE FUND FOR  
FULTON COUNTY SEWER DISTRICT NO. 3: MECO

WHEREAS, Resolution 206 of 2019 established Fulton County Sewer District No. 3: Meco; and

WHEREAS, Resolution 255 of 2020 established a Capital Reserve Fund for Fulton County Sewer District No. 3: Meco for the financing of all or part of the cost of:

- a. The construction, reconstruction or acquisition of a specific capital improvement or the acquisition of a specific item or specific items of equipment;
- b. The construction, reconstruction or acquisition of a type of capital improvement or the acquisition of a type of equipment.

and

WHEREAS, the Superintendent of Highways and Facilities recommends transferring 10 percent of revenue from Fulton County Sewer District No. 3: Meco to the Capital Reserve Fund for said Sewer District, said amount representing a portion of total revenue collected since inception of the District; now, therefore be it

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

From: G-0909 – Unreserved Fund Balance  
To: G-0878.8113 - Sewer District No 3 Meco - Capital Reserve (NEW)  
Sum: \$1,536.00

and, be it further

RESOLVED, That the Superintendent of Highways and Facilities and County Treasurer be and hereby are authorized to perform each and every function necessary to implement and comply with the meaning 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, Planning Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 313**

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

**RESOLUTION AUTHORIZING A RENEWAL AGREEMENT WITH THE UNIFIED COURT SYSTEM FOR CLEANING COURT AREAS IN THE COUNTY OFFICE BUILDING (2022-2023)**

WHEREAS, Resolution 242 of 2021 authorized a renewal agreement 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, 2021 through March 31, 2022; and

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

RESOLVED, That upon the recommendation of the Superintendent of Highways and Facilities and Committees on Public Works, and Finance, the Chairman of the Board be and hereby is authorized to sign 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 not-to-exceed \$153,487.00, effective April 1, 2022 through March 31, 2023; and, be it further

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

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 GROFF and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 314**

Supervisor HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION RENEWING PROPERTY AND LIABILITY INSURANCE FOR 2022-2023  
FOR COUNTY DEPARTMENTS**

WHEREAS, Fulton County holds certain property and liability insurance policies through the New York Municipal Insurance Reciprocal, a self-owned cooperative insurance pool; and

WHEREAS, the County holds other specialized liability and property insurance through private insurance carriers; now, therefore be it

RESOLVED, That the insurance policies be renewed and/or purchased for 2022-2023 through NBT/Mang Agency, broker-of-record for the County, as follows:

POLICY/COVERAGE	RENEWAL PREMIUM
NYMIR Property	\$ 64,609.60
NYMIR Boiler & Machinery	\$ 9,944.00
NYMIR General Liability	\$ 61,796.90
NYMIR OCP	\$ 550.00
NYMIR Auto	\$ 87,346.60
NYMIR Public Officials Liability	\$ 37,860.90
NYMIR Law Enforcement Liability	\$ 78,185.80
NYMIR Inland Marine	\$ 36,899.50
NYMIR Healthcare General Liability	\$ 3,183.25
NYMIR Healthcare Professional Liability	\$ 62,840.03
NYMIR Excess Catastrophe Liability	\$ 18,748.40
NYMIR Fire Fee	\$ 296.65
NYMIR Motor Vehicle Fee	\$ 970.00
NYMIR Municipal Crime	\$ 4,474.80
ACE: Airport Liability-With TRIA	\$ 6,903.00
<b>Total Estimated Premium:</b>	<b>\$474,609.43</b>

and, be it further

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

Seconded by Supervisor HORTON and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 315**

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION DETERMINING TO SELF-INSURE  
COMPUTER NETWORK SECURITY LOSS AND LIABILITY VIA THE COUNTY  
LIABILITY AND CASUALTY RESERVE FUND (CS-0883)

WHEREAS, in accordance with NYS General Municipal Law, Section 6-n, the Fulton County Liability and Casualty Reserve (CS-0883) can be used to pay claims, judgements or insurance coverage shortfalls the County may be subject to; and

WHEREAS, Resolution 399 of 1985 created the “Fulton County Liability and Casualty Reserve Fund” for said purpose; said Reserve balance currently standing at \$318,565.94; and

WHEREAS, Fulton County received notice from the New York Municipal Insurance Reciprocal (NYMIR), via the County’s NYMIR Service Representative, NBT Insurance Agency, that Computer Network Security Loss and Liability coverage will no longer be renewed as an endorsement upon the County’s NYMIR General Liability Policy; and

WHEREAS, NBT Insurance Agency has solicited quotes from NYMIR and other carriers for stand-alone Computer Network Security Loss and Liability Insurance and explained those options to the Committee on Finance; and

WHEREAS, the Committee on Finance determined that said options from commercial insurance carriers are unsatisfactory in terms of coverage and exorbitant cost; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Finance, the Board of Supervisors be and hereby determines to self-insure Computer Network Security Loss and Liability via the County Liability and Casualty Reserve Fund (CS-0883); and, be it further

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 316**

Supervisor HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE SALE OF CERTAIN SURPLUS COMPUTERS TO THE SIR WILLIAM JOHNSON FIRE COMPANY AND TOWN OF CAROGA**

WHEREAS, a letter was received from the Sir William Johnson Fire Company in the Town of Johnstown, requesting that the County consider selling four (4) surplus computers and monitors to use at the firehouse to assist with Fire Reporting and Dispatch software; and

WHEREAS, by Amendment to this Resolution, the Supervisor of the Town of Caroga requested that the County consider selling two (2) surplus computers and monitors for use at the Town of Caroga; and

WHEREAS, the Information Technology Director and Purchasing Agent recommend the sale of four (4) surplus computers and monitors (I.D. Numbers: 9562, 9586, 9593, 9594) to the Sir William Johnson Fire Company and two (2) surplus computers and monitors (ID Numbers: 9609, 9611) to the Town of Caroga at nominal cost; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized to sell four (4) surplus computers and monitors to the Sir William Johnson Fire Company and two (2) surplus computers and monitors to the Town of Caroga at a cost of \$25.00 per each computer; and remove said equipment from the County's Fixed Assets Inventory; and, be it further

RESOLVED, That the Purchasing Agent, Information Technology Director and 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, Information Technology Director, Sir William Johnson Fire Company, Town of Caroga, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0



**Resolution No. 317**

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION APPROPRIATING ADDITIONAL CAPITAL IMPROVEMENT RESERVE FUNDS TO THE MODIFIED FIBER RING PROJECT (2022 CAPITAL PLAN)

WHEREAS, the 2022 Capital Plan includes a Fiber Ring Data Networking Project for the Information Technology Department in the amount of \$100,000.00; and

WHEREAS, Resolution 83 of 2022 re-appropriated 2020 State Homeland Security Program funds into the 2022 County Budget for Fiber Ring Project Components in an amount of \$26,580.00; and

WHEREAS, Resolution 84 of 2022 accepted 2021 State Homeland Security and Emergency Services Grant funds under the State Homeland Security Program (SHSP) and State Law Enforcement Terrorism Prevention Program (SLETPP) for Fiber Ring Project Subscription Costs totaling \$45,414.00; and

WHEREAS, Resolution 101 of 2022 approved modifications to the Fiber Ring Data Networking Project in the Information Technology Department to allow for a 10-year Fiber Optic Lease contract via FirstLight Corporation; and

WHEREAS, Resolution 102 of 2022 authorized a 10-year lease agreement with FirstLight to lease Fiber-Optic Cable Lines between certain County Office Buildings in an amount of \$155,000.00 with \$85,000.00 being charged against A.1680.1680-2010.1200-EXP-Capital Improvements Expense and the remaining \$70,000.00 being charged against A.3640.3645-2010-EXP-Capital Expense; and

WHEREAS, due to delays in project implementation, the State Department of Homeland Security and Emergency Services grant periods will now cover only \$33,500.00 from the 2020 and 2021 grant funds for the Modified Fiber Ring Project; now, therefore be it

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

From: A-0883.0800 – Capital Improvements Reserve  
To: A-0909 – Unreserved Fund Balance  
Sum: \$21,500.00

and, be it further

**Resolution No. 317 (Continued)**

RESOLVED, That the 2022 Adopted Budget be and hereby is amended as follows:

Revenue:

Increase A.1000.0511-0511 – REV – Appropriated Reserves           \$21,500.00

Appropriation:

Increase A.1680.1680-2010.1200 – EXP – Capital Improvements Expense           \$21,500.00

and, be it further

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 318**

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION ADOPTING 2022-2023 FMCC BUDGET

WHEREAS, the Fulton-Montgomery Community College Board of Trustees has presented the sponsoring counties with a 2022-2023 budget request, proposing a total FMCC budget of \$17,343,352.00; and

WHEREAS, a public hearing related to the adoption of said FMCC Budget was held on August 8, 2022 and everyone who wanted to speak was heard; now, therefore be it

RESOLVED, That the several amounts reflecting the share to be appropriated by Fulton County be and the same hereby are appropriated for the objects and purposes specified below, to become effective September 1, 2022:

Fulton County Sponsor Share:	\$ 1,545,821.00
Revenues and Montgomery County Share:	<u>15,797,531.00</u>
Total FMCC Operating Budget	\$17,343,352.00

and, be it further

RESOLVED, That the share and obligation of the County of Fulton shall be included in the Fulton County Budget for 2023, as provided for in Section 6304 of the Education Law of the State of New York; and, be it further

RESOLVED, That the Board of Supervisors hereby directs the FMCC Board of Trustees to prepare a final 2022-2023 College budget in accordance with the sums appropriated herein; and, be it further

RESOLVED, That this Resolution is contingent upon adoption 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, FMCC Board of Trustees, Montgomery County Legislature, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WILSON and adopted by the following vote:

TOTAL: Ayes: 526 (19) Nays: 0 Abstentions: 25 (1) (Supervisor Young) Absent: 0

**Resolution No. 319**

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION APPORTIONING 2023 WORKERS' COMPENSATION  
INSURANCE PROGRAM EXPENSES

RESOLVED, That the Report of the Committee on Workers' Compensation Insurance (Finance), dated July 28, 2022, be accepted and the recommendations contained therein be carried out for the year 2023; and, be it further

RESOLVED, That the respective amounts apportioned to the various municipalities or public corporations of Fulton County be adopted as the act and determination of the Board and that they be assessed, levied and collected the same as other charges; and, be it further

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**THE REPORT OF THE COMMITTEE ON COMPENSATION INSURANCE**

Your Committee on Compensation Insurance (Finance and Administration) to whom was referred the report of the County Treasurer on Claims paid pursuant to Article 5 of the Workers' Compensation Law, report that they have examined same and believe same to be correct and recommend that said report be printed in the minutes.

Your Committee further reports that pursuant to said Law, they do hereby certify that the County Treasurer, as Custodian of Compensation Insurance Funds, estimates expenditures in the sum of \$1,487,305 (less revenues of \$132,700.00), which they have apportioned to each Town, the Villages of Broadalbin, Mayfield, Northville and Cities of Johnstown and Gloversville, and the County of Fulton. 35% of the proportion that its full valuation bears to the aggregate valuation of the participating municipal corporation and 65% of a five-year experience, in accordance with said law, and an additional assessment to those municipalities having volunteer ambulance corps at an amount of \$400 per ambulance:

	2023		(2017-2021)	35%	65%
	<u>Total Apport.</u>	<u>Full Valuation</u>	<u>5-Yr. Exp.</u>	<u>Full Valuation</u>	<u>5-Yr. Exp.</u>
Bleecker	\$ 6,573.84	\$ 109,923,541.00	\$ 1,547.51	\$ 6,246.67	\$ 327.17
Broadalbin	\$ 48,180.14	\$ 485,839,049.61	\$ 97,301.14	\$ 27,608.97	\$ 20,571.17
Broadalbin (V)	\$ 5,474.22	\$ 80,744,863.00	\$ 4,189.35	\$ 4,588.52	\$ 885.70
Caroga	\$ 16,705.94	\$ 273,773,981.03	\$ 5,430.41	\$ 15,557.86	\$ 1,148.08
Ephratah	\$ 13,495.61	\$ 108,134,608.63	\$ 34,768.16	\$ 6,145.01	\$ 7,350.60
Johnstown	\$ 71,343.40	\$ 563,084,589.79	\$ 186,099.82	\$ 31,998.64	\$ 39,344.76
Mayfield	\$ 122,665.97	\$ 615,181,208.62	\$ 414,851.22	\$ 34,959.15	\$ 87,706.82
Mayfield (V)	\$ 3,511.32	\$ 53,448,651.72	\$ 2,241.87	\$ 3,037.35	\$ 473.97
Northampton	\$ 39,396.81	\$ 443,842,851.67	\$ 67,044.44	\$ 25,222.44	\$ 14,174.37
	400.00*				
Northville (V)	\$ 8,688.58	\$ 102,731,041.67	\$ 13,483.47	\$ 5,837.94	\$ 2,850.64
Oppenheim	\$ 9,188.84	\$ 124,905,884.31	\$ 9,889.24	\$ 7,098.08	\$ 2,090.76
Perth	\$ 56,590.77	\$ 294,047,279.74	\$ 188,635.39	\$ 16,709.94	\$ 39,880.83
Stratford	\$ 6,645.44	\$ 115,162,907.85	\$ 477.88	\$ 6,544.41	\$ 101.03
Gloversville (C)	\$ 201,801.72	\$ 404,848,832.00	\$ 845,697.21	\$ 23,006.51	\$ 178,795.21
Johnstown (C)	\$ 136,024.62	\$ 514,299,327.17	\$ 505,153.60	\$ 29,226.30	\$ 106,798.32
	\$ -				
Fulton County (Gen. Fund)	<u>\$ 608,317.78</u>	<u>\$ 4,053,044,061.42</u>	<u>\$ 1,787,902.04</u>	<u>\$ 230,323.96</u>	<u>\$ 377,993.82</u>
TOTAL APPROP.	\$ 1,354,605.00	\$ 8,343,012,679.23	\$ 4,164,712.75	\$ 474,111.75	\$ 880,493.25
	<u>\$ 400.00</u>			\	/
	\$ 1,355,005.00	0.000056827404	0.211417522133	\	\$ 1,354,605.00

**Resolution No. 320**

Supervisor HOWARD 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:

Treasurer:

- 2 – 5 Drawer File Cabinet (0261, 0952)
- 2 – Metal Cabinet (0265, 0290)
- 1 – Small Rolling Table (0089)
- 1 – Lift Top File Drawer (No Number)
- 2 – Art Steel Company 5 Drawer (No Number)
- 1 – Wooden Stand (No Number)
- 1 – Metal Shelf (0282)
- 1 – Canon Copier (MPG13740)

Highway:

- 1 – Bookshelf with Glass (1460)

Veterans Service Agency:

- 3 – 4 Drawer Filing Cabinet (1977, 2003, 2020)
- 1 – Typewriter (7285)
- 1 – Plantronics Wireless Headset (No Number)
- 1 – Cross cut Paper Shredder (No Number)
- 1 – Room Divider (No Number)
- 1 – 5 Drawer Filing Cabinet (3934)
- 1 – 4 Drawer Filing Cabinet (No Number)

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. 320 (Continued)**

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0

**Resolution No. 321**

Supervisor HOWARD 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:

Facilities

From: A.1000.1990-4907 – EXP – Contingent Fund Expense  
To: A.1620.1620-4580 – EXP – Gas – Fuel  
Sum: \$18,000.00

Information Technology

From: A.1680.1680-1000 – EXP – Payroll  
To: A.1680.1680-1100 – EXP – Overtime  
Sum: \$5,000.00

Solid Waste

From: CL.8160.8163-4030 – EXP – Repairs  
To: CL.8160.8163-4580 – EXP – Gas – Fuel  
Sum: \$5,000.00

and, be it further

RESOLVED, That the 2022 Adopted Budget be and hereby is amended as follows:

Veterans

Decrease A.1000.0599-0599 – REV – Appropriated Fund Balance \$15,000.00

Revenue

Increase A.6510.6510-3710 – REV – State Aid – Veterans Service Agency \$15,000.00

Highway

Revenue

Increase DM.1000.0599-0599 - REV - Appropriated Fund Balance \$ 87,527.00  
Increase DM.5130.5130-2655 – REV – Sales, Other 207,864.00

Appropriation

Increase DM.5130.5130-4580 – EXP – Gas – Fuel \$295,391.00

and, be it further

**Resolution No. 321 (Continued)**

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0 Absent: 0