

EIGHTH REGULAR SESSION

Johnstown, NY

August 14, 2017

Roll Call – Quorum Present

Supervisors: Argotsinger, Blackmon, Born, Breh, Christopher, Fagan, Greene, Groff, Handy, Howard, Kinowski, Lauria, Morris, Potter, Rice, Waldron, Wilson, Young

TOTAL: Present: 18 Absent: 2 (Supervisors Bradt and Callery)

Chairman Kinowski called the meeting to order at 1:00 p.m. Following the Pledge of Allegiance to the Flag, Chairman Kinowski asked if there was anyone from the public who wished to address the Board.

INVITED SPEAKERS

Mr. James Mraz, Planning Director, advised that the County is sponsoring a Site Selectors Guild Event at the Holiday Inn, Johnstown, NY on September 8, 2017 from 7:30 a.m. to 10:00 a.m. He advised that if the Supervisors wanted to attend, please RSVP to Legislative Aide Beth Lathers by September 5, 2017 at 5:00 p.m.

Mr. Chad Brown, District Attorney, explained the New Neighborhood Plan was the third component in a County Strategic Plan. (See attached Plan) Mr. Brown explained how License Plate Readers have assisted with locating stolen vehicles. He also explained future planning that the District Attorney's Office has in place to ensure continued success using License Plate Readers. Mr. Stead asked Mr. Brown to explain in detail how they develop information using the "Crime Analysis Center" that was born through the New Neighborhood Plan. Mr. Brown explained that the District Attorney's Office can contact other Crime Analysis Centers to help track criminals and missing children. Mr. Brown thanked the Board of Supervisors for the opportunity to present the New Neighborhood Plan and explain the benefits of the program.

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

COMMUNICATIONS

1. Letter from Richard A. Ball, Commissioner, NYS Dept. of Agriculture and Markets to Jon Stead, dated 5 July 2017
Subj: Approval of district renewal plan for Fulton County Agricultural District No. 1
2. Letter from Eric J. Hesse, Director, NYS Division of Veterans' Affairs to Chairman Kinowski dated 6 July 2017
Subj: Response to Board of Supervisors' letter regarding State Veterans' resources in Fulton County
3. Communication from Chemung County Legislature
Subj: Resolution Urging Governor Cuomo and the New York State Legislature to Advance Funding and Expedite Completion of the "Daniel Patrick Moynihan" Interstate 86 Projects in Broome, Delaware, Sullivan, and Orange Counties

4. Communication from New York State Association of Counties
Subj: 2017 New York State Legislative Session Summary: The Impact on New York's Counties (Updated 25 July 2017)

REPORTS

- A. Department of Social Services Annual Report (2015/2016 Combined Report)

Mr. Stead explained that the detail of the Annual Report was very well put together.

UPDATES FROM STANDING COMMITTEES

Human Services: Supervisor Greene advised that the Office for Aging held a very nice Senior Picnic and noted that many Supervisors attended the event.

REPORTS OF SPECIAL COMMITTEES

Inter-County Legislative Committee of the Adirondacks: Supervisor Young advised that they met the owner of Herkimer Diamond Mines and noted that the Diamond Mines have attracted national attention from Japan. He also explained that the next meeting will be held at the New York State Association of Counties (NYSAC) 2017 Fall Seminar.

Soil and Water Conservation District: Supervisor Greene advised that the Committee met on 18 July 2017 and the boat washing station unit was delivered and students from Paul Smiths College will be operating it at the Broadalbin Boat Launch. He explained that the fish deliveries are now complete and it was a successful year in sales. He advised that the next Soil and Water Conservation District meeting will be held on 15 August 2017.

Chairman Kinowski opened the Public Hearing to receive comments regarding proposed Local Law "E" of 2017 to "A Local Law to Authorize Overriding of the State-Mandated Tax Levy Limit for the 2018 County Budget" at 1:30 p.m. There being no one who wished to speak, the Chairman stated that he would keep the public hearing open.

CHAIRMAN'S REPORT

Chairman Kinowski noted that the Board of Supervisors received a "thank you" card from Ms. Raina Danylak, Off-Track Betting (OTB) Student Scholarship winner for 2017.

Mr. Stead explained that the NYSAC Fall Seminar is coming up and encourages attendees to make their reservations with Legislative Aide Briana Chittenden and she can complete them for the Supervisors.

Mr. Stead explained that Budget Review meetings start tomorrow, 15 August 2017 and explained the Supervisors should bring their 2018 budget packets with them and highlighted the dates and times for all Standing Committees.

RESOLUTIONS

No. 273 (Resolution Setting Date for a Public Hearing Regarding Local Law “F” of 2017 Entitled “A Local Law Establishing a Sustainable Energy Loan Program in Fulton County”)

– Supervisor Greene initially had doubts about this Local Law but he spoke with Mr. Stead and asked if there would be some type of “insurance policy” to reimburse the County for any defaults under the loan program. Mr. Stead explained that there is, what he would call, an “insurance fund” and advised that this local law first sets up the loan program to upgrade energy efficiency but in order to complete this process, there will be an agreement with the Energy Improvement Corporation (EIC). He explained that the EIC operates an insurance fund to hold counties and other tax enforcing jurisdictions harmless, if there is a default on a loan. It is a final insurance (“stop loss”) and then the County can sell the property at tax sale and if there is still a balance on the loan the insurance fund would pay the remainder of the debt.

Supervisor Howard asked if a property that received a Sustainable Energy Loan goes into foreclosure, is the County first in line to recoup the taxes or is the Energy Improvement Corporation “first in line”. County Attorney, Mr. Jason Brott explained that if a tax sale occurs then the county would own it “free and clear”. Supervisor Greene asked that as the program moves forward, can the County expand the number of limitations or reduce the number of limitations. Mr. Stead stated “yes”, the County can do that at anytime.

Chairman Kinowski again asked if there were any members of the public who wished to make comments regarding proposed Local Law “E” of 2017 to “A Local Law to Authorize Overriding of the State-Mandated Tax Levy Limit for the 2018 County Budget”. There being no interested speakers, Chairman Kinowski closed the Public Hearing at 1:57 p.m.

Chairman Kinowski opened the Public Hearing to receive comments on the “2017 Shared Services Panel Plan and Report in Accordance with Chapter 59 of the Laws of 2017” at 1:58 p.m. No one expressed an interest in speaking on the public hearing topic, so the Chairman moved forward with consideration of Resolutions.

No. 309 (Resolution Adopting Local Law “E” of 2017 Entitled, “A Local Law to Authorize Overriding of the State-Mandated Tax Levy Limit for the 2018 County Budget”)

– Supervisor Handy stated that the constituents in his ward are not in favor of another tax increase and advised that he will be voting against this Local Law. Supervisor Fagan stated that Town of Perth did this several years ago, but in the end, it had to go back and rescind it. Supervisor Handy stated that he has confidence in the Finance Committee to keep the 2018 tax levy under 2 percent.

Chairman Kinowski again asked if there were any members of the public who wished to make comments regarding the “2017 Shared Services Panel Plan and Report in accordance with Chapter 59 of the Laws of 2017”. There being no interested speakers, Chairman Kinowski closed the Public Hearing at 2:05 p.m.

Mr. Stead explained that copies of the Plan and Report have gone out to all Supervisors and it was posted on the County's website which are steps in this process that is required by the State of New York's mandate.

A motion was offered by Supervisor Lauria, seconded by Supervisor Fagan and unanimously carried, to waive the Rules of Order to take Action on Late Resolution 312.

OLD BUSINESS

Supervisor Potter explained that he was pleased to see that residents are complying with the Single-Stream recycling rules and he believes the process is working well.

Supervisor Lauria expressed that he is glad that District Attorney Brown presented the New Neighborhood Plan report today. He also explained that he has sat in on a lot of meetings and the City of Gloversville should be thankful to have Police Chief Porter. Mr. Stead stated that the New Neighborhood Plan was initiated by the Board of Supervisors to create new infrastructure as one of three (3) components of the County's Strategic Plan. He was glad to hear that the initiative is forgetting the drug problem and believes this plan can help tremendously.

Mr. Handy expressed that a proclamation or other recognition should be done to honor David Karpinski and Michael Hauser that are working to remodel Parkhurst Field in Gloversville. Chairman Kinowski stated that a Chairman's Letter will be sent to recognize the two gentlemen.

Supervisor Young stated that the Solid Waste Department has done a great job taking care of Fulton County residents.

Mr. Stead stated there are some ideas that the Shared Services Panel is still looking into. Supervisor Howard advised that the County looked into Shared Services decades ago and has been implementing shared concepts ever since. Mr. Lauria explained that sharing equipment and employees has been going on for many years. Mr. Stead explained that many Counties are submitting Shared Services Plans with initiatives that don't really meet the "spirit" of the mandated Shared Services Program. For example he explained that the County has been sharing equipment with multiple municipalities for many years with success and savings. Some counties have now put in place a written agreement to codify that type of ongoing sharing and said that it now qualifies as "new" savings for submission to the State. Fulton County took the initiative seriously.

Upon a motion by Supervisor Waldron, seconded by Supervisor Fagan and unanimously carried, the Board adjourned at 2:18 p.m.

Certified by:

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

Resolution No. 272

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

RESOLUTION AUTHORIZING A CONTRACT WITH ENERGETICS INCORPORATED
FOR A COUNTY-OPERATED ELECTRIC VEHICLE CHARGING STATION
(HIGHWAYS AND FACILITIES)

WHEREAS, Resolution 31 of 2017 authorized a Clean Energy Community (CEC) Grant Application through the Mohawk Valley Economic Development District (MVEDD) for an Air Conditioning Project in the County Office Building and Other Associated Energy Conservation Projects; and

WHEREAS, The Superintendent of Highways and Facilities recommends an Electric Vehicle Charging Station Host Site Agreement between Energetics Incorporated, Columbia, Maryland and the County of Fulton; and

WHEREAS, the charging station will be installed by Charge Point at 225 West Main Street, Johnstown, New York as part of Energetics “Animating the Electric Vehicle market in New York State” Project partially funded by New York State Energy Research and Development Authority (NYSERDA); and

WHEREAS, the Committees on Buildings and Grounds/Highway, and Finance recommend an agreement with Energetics Incorporated for installation of an Electric Vehicle Charging Station Host Site; and

WHEREAS, said project will also meet one of the qualifying criteria and for the aforementioned CEC grant; and

WHEREAS, the local share of said project will be limited to in-kind services for installation of the Station in an amount not to exceed \$1,000.00; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract with Energetics Incorporated, Columbia, Maryland, for installation of an Electric Vehicle Charging Station Host Site ; said contract subject to the approval of the County Attorney; and, be it further

Resolution No. 272 (Continued)

RESOLVED, That the Superintendent of Highways and Facilities be, and hereby is, directed to do each and every other thing necessary to further 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, Energetics Incorporated, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 273

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

RESOLUTION SETTING DATE FOR A PUBLIC HEARING REGARDING LOCAL LAW
“F” OF 2017 ENTITLED “A LOCAL LAW ESTABLISHING A SUSTAINABLE ENERGY
LOAN PROGRAM IN THE COUNTY OF FULTON”

WHEREAS, there has been duly presented and introduced at a meeting of the Fulton County Board of Supervisors, held on August 14, 2017, a proposed local law entitled, “Proposed Local Law “F” Of 2017 A Local Law Establishing a Sustainable Energy Loan Program in the County of Fulton”; now, therefore be it

RESOLVED, That a public hearing shall be held for said proposed Local Law “F” of 2017 by the Fulton County Board of Supervisors on Monday, September 11, 2017, at 1:30 p.m., in the Supervisors Chambers, County Office Building, Johnstown, NY, and that at least seven days’ notice (excluding Sundays) of such public hearing be given by the Clerk of the Board by duly posting upon the bulletin boards in the Fulton County Office Building, Johnstown, NY, and by publication at least once in the official Fulton County newspaper; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities, MVEDD, Energy Improvement Corporation, County Attorney, 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 GREENE and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

**LOCAL LAW “F” – 2017 TO ESTABLISH A SUSTAINABLE ENERGY LOAN
PROGRAM IN THE COUNTY OF FULTON**

Be it enacted by the Board of Supervisors of the County of Fulton as follows:

Section 1. The Code of the County of Fulton is hereby amended by adding a new Chapter, entitled “Energize NY Benefit Financing Program,” to read as follows:

ARTICLE I

§1. Legislative findings, intent and purpose, authority.

- A. It is the policy of both the County of Fulton and the State of New York to achieve energy efficiency and renewable energy goals, reduce greenhouse gas emissions, and support clean energy. The County of Fulton finds that it can fulfill this policy by providing property assessed clean energy financing to property owners for the installation of renewable energy systems and energy efficiency measures. This chapter establishes a program that will allow the Energy Improvement Corporation (“EIC”), a local development corporation, acting on behalf of the County of Fulton, to make funds available to qualified property owners that will be repaid by such property owners through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this chapter and fulfilling an important public purpose.
- B. The County of Fulton is authorized to implement this Energize NY Benefit Financing Program pursuant to Article 5-L of the New York General Municipal Law.
- C. This chapter shall be known and may be cited as the “Energize NY Benefit Financing Program”.

§2. Definitions

For purposes of this chapter, and unless otherwise expressly stated or unless the context requires, the following terms shall have the meanings indicated:

Authority – The New York State Energy Research and Development Authority, as defined by subdivision two of section eighteen hundred fifty-one of the public authorities law, or its successor.

EIC – the Energy Improvement Corporation, a local development corporation, duly organized under section fourteen hundred eleven of the Not-For-Profit Corporation Law, authorized hereby on behalf of the County of Fulton to implement the Energize NY Benefit Financing Program by providing funds to qualified property owners (as defined in this chapter) and providing for repayment of such funds from monies collected by the County of Fulton tax collector as a charge to be levied on the real property and collected in the same manner and same form as the County of Fulton taxes.

Energy Audit – A formal evaluation or “assessment” of the energy consumption of a permanent building or structural improvement to real property, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of identifying appropriate energy efficiency improvements that could be made to the property.

Energy Efficiency Improvement – Any renovation or retrofitting of a building to reduce energy consumption, such as window and door replacement, lighting, caulking, weatherstripping, air sealing, insulation, and heating and cooling system upgrades, and similar improvements, determined to be cost-effective pursuant to criteria established by the Authority, not including lighting measures or household appliances that are not permanently fixed to real property.

Qualified Property Owner – An owner of residential or commercial real property located within the boundaries of the County of Fulton that is determined to be eligible to participate in the Energize NY Benefit Financing Program under the procedures for eligibility set forth under this chapter.

Renewable Energy System – An energy generating system for the generation of electric or thermal energy, to be used primarily at such property, by means of solar thermal, solar photovoltaic, wind, geothermal, anaerobic digester gas-to-electricity systems, fuel cell technologies, or other renewable energy technology approved by the Authority not including the combustion or pyrolysis of solid waste.

Renewable Energy System Feasibility Study – A written study, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of determining the feasibility of installing a renewable energy system.

§3. Establishment of an Energize NY Benefit Financing Program

- A. An Energize NY Benefit Financing Program is hereby established by the County of Fulton, whereby EIC acting on its behalf, may provide funds to Qualified Property Owners in accordance with the procedures set forth under this chapter, to finance the acquisition,

construction and installation of Renewable Energy Systems and Energy Efficiency Improvements and the verification of the installation of such systems and improvements.

- B. The funds provided shall not exceed the lesser of ten percent of the appraised value of the real property where the Renewable Energy Systems and/or Energy Efficiency Improvements will be located, or the actual cost of installing the Renewable Energy Systems and/or Energy Efficiency Improvements, including the costs of necessary equipment, materials, and labor and the cost of verification of such systems and improvements.

§4. Procedures for eligibility

- A. Any property owner in the County of Fulton may submit application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and at the County of Fulton offices.
- B. Every application submitted by a property owner shall be reviewed by EIC acting on behalf of the County of Fulton, which shall make a positive or negative determination on such application based upon the criteria for making a financing enumerated in subsection A of section 5 of this chapter. EIC may also request further information from the property owner where necessary to aid in its determination.
- C. If a positive determination on an application is made by EIC acting on behalf of the County of Fulton, the property owner shall be deemed a Qualified Property Owner and shall be eligible to participate in the Energize NY Benefit Financing Program in accordance with the procedure set forth under section 6 of this chapter; provided that in no case shall a property owner that has received funds from another municipal corporation for the acquisition, construction and installation of Energy Efficiency Improvements and/or Renewable Energy Systems be deemed a Qualified Property Owner.

§5. Application criteria

- A. Upon the submission of an application, EIC acting on behalf of the County of Fulton, shall make a positive or negative determination on such application based upon the following criteria for the making of a financing:
 - 1. The proposed Energy Efficiency Improvements and/or Renewable Energy Systems are determined to be cost effective by the Authority;
 - 2. The proposed Energy Efficiency Improvements and/or Renewable Energy Systems will generate an estimated annual cost savings greater than the annual charge payments;
 - 3. Sufficient funds are available to provide to the property owner;
 - 4. The property owner is current in payments on any existing mortgage;
 - 5. The property owner is current in payments on any existing real property taxes and has been current on real property taxes for the previous three years; and

6. Such additional criteria, not inconsistent with the criteria set forth above, as the County of Fulton, or EIC acting on its behalf, may set from time to time.

§6. Opt-in, Energize Finance Agreement

- A. A Qualified Property Owner may participate in the Energize NY Benefit Financing Program through the execution of an Energize Finance Agreement made by and between the Qualified Property Owner and EIC, acting on the behalf of the County of Fulton.
- B. Upon execution of the Energize Finance Agreement, the Qualified Property Owner shall be eligible to receive funds from EIC acting on behalf of County of Fulton, for the acquisition, construction, and installation of qualifying Renewable Energy Systems and Energy Efficiency Improvements; provided the requirements of section 7 of this chapter have been met.
- C. The Energize Finance Agreement shall include the terms and conditions of repayment set forth under section 8 of this chapter.

§7. Energy audit, renewable energy system feasibility study

- A. No funds shall be made available for Energy Efficiency Improvements unless determined to be appropriate through an Energy Audit as defined in Section 2.
- B. No funds shall be made available for a Renewable Energy System unless determined to be feasible through a Renewable Energy System Feasibility Study as defined in Section 2.
- C. The cost of such Energy Audit and/or Renewable Energy System Feasibility Study shall be borne solely by the property owner but may be included in the financed amount if the work is approved.

§8. Terms and conditions of repayment

The Energize Finance Agreement between the Qualified Property Owner and EIC acting on behalf of the County of Fulton, shall set forth the terms and conditions of repayment in accordance with the following:

- A. The principal amount of the funds paid to the Qualified Property Owner hereunder, together with the interest thereon, shall be paid by the property owner as a charge on their County of Fulton tax bill and shall be levied and collected at the same time and in the same manner as County of Fulton property taxes, provided that such charge shall be separately listed on the tax bill. The County of Fulton, shall make payment to EIC or its designee in the amount of all such separately listed charges within 30 days of the County of Fulton tax due date.

- B. The term of such repayment shall be determined at the time the Energize Finance Agreement is executed by the property owner and EIC, provided that in no case shall the term exceed the weighted average of the useful life of the systems and improvements as determined by EIC acting on behalf of the County of Fulton.
- C. The rate of interest for the charge shall be fixed by EIC acting on behalf of the County of Fulton at the time the Energize Finance Agreement is executed by the property owner and EIC.
- D. The charge shall constitute a lien upon the real property benefited by the Energize NY Benefit Financing Program and shall run with the land. A transferee of title to the benefited real property shall be required to pay any future installments, including interest thereon.

§9. Verification and report

- A. EIC shall be responsible for verifying and reporting to the County of Fulton on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by such program.
- B. The County of Fulton shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Energize NY Benefit Financing Program in such form and manner as the Authority may establish.

Section 2. This local law shall take effect upon filing with the Secretary of State.

Resolution No. 274

Supervisor CHRISTOPHER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING SUBMITTAL OF AN UPDATED FULTON COUNTY AIRPORT SECURITY PLAN TO THE NYS DEPARTMENT OF TRANSPORTATION

WHEREAS, in 2004, the State of New York adopted a new Anti-Terrorism Preparedness Act, which included the following provisions:

- An Airport Security Plan must be submitted with the registration application; and
- The Airport Security Plan must be consistent with the Transportation Security Administration's "Guidelines for General Aviation Airport Security"

and

WHEREAS, Resolution 219 of 2014 authorized submittal of an updated Fulton County Airport Security Plan to the NYS Department of Transportation and said registration will expire soon; now, therefore be it

RESOLVED, That the Chairman of the Board and Planning Director be and hereby are authorized to do whatever necessary to submit an updated Airport Security Plan and registration for the Fulton County Airport to the NYS Department of Transportation; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, NYS Department of Transportation, Airport Fixed Base Operator, Budget Director/County Auditor, Administrative Officer/Clerk of the Board, and to each and every other person, institution or agency who will further the purport of this Resolution.

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 275

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

RESOLUTION AUTHORIZING TRANSFER OF UNUSED 2014 FAA GRANT FUNDS FOR THE FULTON COUNTY AIRPORT TO THE GLENS FALLS AIRPORT

WHEREAS, The Fulton County Airport is classified as a Non-Primary Entitlement (NPE) Airport by the Federal Aviation Administration (FAA); and

WHEREAS, the FAA provides \$150,000.00 in grant funding available to NPE Airports for Airport Improvement Projects (AIP) in which Fulton County was the recipient of a portion of said grant funds; and

WHEREAS, Fulton County has remaining NPE funds from fiscal year 2014 in the amount of \$60,000.00 that Fulton County will not be using; and

WHEREAS, Fulton County received a request from the FAA asking that the remaining funds be transferred to the Glens Falls Airport, in Glens Falls, New York; now, therefore be it

RESOLVED, That the Chairman of the Board of Supervisors is authorized to sign an Agreement for Transfer of 2014 Entitlements in the amount of \$60,000.00 to Glens Falls Airport; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, FAA, Planning Director, Fixed Base Operator, 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 Bradt and Callery)

Resolution No. 276

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

RESOLUTION AUTHORIZING A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION (FAA) FOR DESIGN SERVICES FOR THE RUNWAY AND TAXIWAY LIGHTING AND PERIMETER FENCING PROJECT AT THE FULTON COUNTY AIRPORT (2017 CAPITAL PLAN)

WHEREAS, the Federal Aviation Administration (FAA) awarded Fulton County a grant for design of the Rehabilitation of Runway and Taxiway Lighting and Perimeter Fencing Project at the Fulton County Airport; and

WHEREAS, Resolution 204 of 2017 authorized an engineering design contract with Passero Associates for the Airfield Lighting Design Project at the Fulton County Airport at an amount not to exceed \$97,000.00; and

WHEREAS, in accordance with said Non-Primary Entitlement (NPE) grant, New York State will pay for 5% of the total project cost, leaving Fulton County with a share of 5% as follows:

FAA NPE Funds	:	90%	:	\$90,000
NYSDOT Funding	:	5%	:	\$ 5,000
Fulton County	:	5%	:	\$ 5,000

now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to execute a Grant Agreement with the Federal Aviation Administration for design services for the Runway and Taxiway Lighting and Perimeter Fencing Project at the Fulton County Airport; and, be it further

RESOLVED, That the Planning 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, County Attorney, Planning Director, Federal Aviation Administration, NYSDOT 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 Bradt and Callery)

Resolution No. 277

Supervisor WALDRON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING THE WRITE-OFF OF CERTAIN BAD DEBT IN THE
SOLID WASTE DEPARTMENT FOR 2016

WHEREAS, the Solid Waste Department has carried a non-payment of Tip Fees from by Action Waste since May 2016; and

WHEREAS, the Solid Waste Department and County Attorney have pursued payment with no results; now, therefore be it

RESOLVED, That upon the recommendation of the County Attorney, the Board of Supervisors hereby authorizes the write-off of bad debt for Action Waste of West Sand Lake, NY as uncollectible for the year 2016 in an amount of \$616.08; and, be it further

RESOLVED, That the Interim Solid Waste Director and County 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, County Attorney, Interim Solid Waste 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 GREENE and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 278

Supervisor WALDRON offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE FULTON COUNTY DEMOLITION TEAM TO
DEMOLISH A BUILDING OWNED BY THE CITY OF JOHNSTOWN**

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 City of Johnstown has requested that the County’s Municipal Demolition Team demolish a building located at 159 East State Street, Johnstown owned by the City of Johnstown; now, therefore be it

RESOLVED, That the Solid Waste Director is hereby authorized to mobilize the County Demolition Team to raze a structure owned by the City of Johnstown, located at 159 East State Street in the City of Johnstown (parcel I.D. 175.5-6-3); and, be it further

RESOLVED, That all environmental concerns, approvals, disposal fee, and/or permits required shall be the responsibility of the City of Johnstown; 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, City of Johnstown, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 279

Supervisor WALDRON offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING BIDS FOR CERTAIN SURPLUS VEHICLES VIA ONLINE AUCTION (SOLID WASTE DEPARTMENT)

WHEREAS, Resolution 206 of 2017 authorized a contract with Auctions International Corporation to sell certain surplus vehicles and equipment in the Solid Waste Department; and

WHEREAS, the Interim Director of Solid Waste recommends accepting the highest bids as follows:

Year	Equipment Name	Mileage	Price
2002	Ford E450 Bus	133,924	\$890.00
1992	Dodge Plow truck	36,987	\$240.00
2005	International Recycling Truck	89,586	\$1,100.00
1963	5,000-gallon Water Tanker	N/A	\$260.00
1990	Cub Cadet mower- (parts potential)	1,047	\$145.00
	Chevy pickup, white (old 86)	40,990	\$780.00
	6 inch backup storm water pump	201 hours	\$360.00
Model 22HLG	Shredding system and conveyor	N/A	<u>\$1,025.00</u>
			\$4,800.00

now, therefore be it

RESOLVED, That the Interim Director of Solid Waste be, and hereby is, authorized to accept the highest bids as listed; and complete all sales via Auctions International; and be it further

RESOLVED, That proceeds from said sales be deposited in an appropriate Solid Waste Fund revenue account; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, Superintendent of Highways and Facilities, Auctions International Corporation, 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 Bradt and Callery)

Resolution No. 280

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

RESOLUTION AUTHORIZING A CONTRACT WITH HUNDEN STRATEGIC PARTNERS FOR A HOTEL/MOTEL MARKET ASSESSMENT AND ANALYSIS (2017 CAPITAL PLAN)

WHEREAS, Fulton County's 2017 Capital Plan includes \$100,000.00 for a Public Relations/Public Affairs/Marketing Campaign to promote regional and national awareness of Fulton County economic growth projects as a component of its Jump Start Fulton County Initiative; and

WHEREAS, Resolution 214 of 2017 authorized the Distribution of a Request for Proposals for Preparation of a Hotel/Motel Feasibility Study for Fulton County (Jump Start Fulton County); and

WHEREAS, proposals were opened on Wednesday, July 29, 2017 and five (5) proposals were received; and

WHEREAS, the Planning Director, Committees on Economic Development and Environment and Finance recommend awarding a contract to Hunden Strategic Partners, they having submitted the best proposal in regard to the project specifications; now, therefore be it

RESOLVED, That said cost be a charge against H.8020.6497-2100.0855 EXP – Public Relations/Affairs/Marketing Campaign; and, be it further

RESOLVED, That Chairman of the Board be, and hereby is, authorized to sign a contract with Hunden Strategic Partners of Chicago, Illinois to prepare a Hotel/Motel Market Assessment and Analysis at a cost not to exceed \$19,500.00; subject to approval of the County Attorney; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, Hunden Strategic Partners, All Bidders, 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 Bradt and Callery)

Resolution No. 281

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

RESOLUTION AUTHORIZING ACCEPTANCE AND USE OF NORTH COUNTRY DSRIP ENGAGEMENT FUNDS TO PURCHASE CERTAIN EQUIPMENT FOR THE FULTON COUNTY TELEHEALTH PILOT INITIATIVE (OFFICE FOR AGING)

WHEREAS, Resolution 277 of 2016 authorized the acceptance of Initial Engagement Grant Funds from North Country DSRIP for Telehealth Planning and Implementation; and

WHEREAS, Resolution 58 of 2017 authorized the acceptance of Adirondack Health Institute (AHI) Delivery System Reform Incentive Payment (DSRIP) engagement funds for Phase 2 activities; and

WHEREAS, the Public Health Director and OFA Director have proposed to use said Phase 2 funding to purchase necessary equipment and software to establish video conferencing stations, including on at the Office for Aging as follows:

(1) VidyRoom HD – 40 Revision C Conference Room	\$4,225.00
(3) Surface Pro Tablets	<u>9,000.00</u>
	\$13,225.00

and

WHEREAS, the OFA Director will return to the Board of Supervisors in the future with a plan to expend the grant balance of \$11,575.00; now, therefore be it

RESOLVED, That the Chairman of the Board be a hereby is authorized to sign a grant agreement between Office for Aging and North Country DSRIP to accept Phase 2 Engagement Funds in the amount of \$24,800.00; said agreement subject to the approval of the County Attorney; and, be it further

RESOLVED, That the 2017 Adopted Budget be and hereby is amended as follows:

Revenue:

Increase A.7610.7610-2089-REV-Other Culture and Recreation Income \$13,225.00

Appropriation:

Increase A.7610.7610-2000-EXP-Equipment-Fixed Asset \$13,225.00

and; be it further

Resolution No. 281 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Office for Aging Director, Public Health Director, Information Services Director, North Country DSRIP, 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 Bradt and Callery)

Resolution No. 282

Supervisor GREENE offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR THREE (3) SEDANS
FOR USE IN THE PUBLIC HEALTH DEPARTMENT**

WHEREAS, the leases of three (3) sedans for use in the Public Health Department will expire on December 13, 2017; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for the lease of three (3) sedans for use in the Public Health Department (and according to further specifications which may be obtained at the Office of the Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, September 13, 2017, at which time and place they will be publicly opened and read; and, be it further

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

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

Seconded by Supervisor HANDY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 283

Supervisor GREENE offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CONTRACT BETWEEN THE FULTON COUNTY PUBLIC HEALTH DEPARTMENT AND LISA FILIBERTO TO PROVIDE ITINERANT SPEECH THERAPY SERVICES IN 2017 (PRESCHOOL ED 3-5 PROGRAM)

WHEREAS, the Fulton County Public Health Department has a limited number of Speech Therapists to provide services to preschool children; and

WHEREAS, the Public Health Department requests an additional contract with Lisa Filiberto, to provide itinerant speech therapy services; now, therefore be it

RESOLVED, That the Chairman of the Board of Supervisors be and hereby is authorized to sign a contract between the Public Health Department and Lisa Filiberto, Speech Therapist, as an independent contractor for the remainder of 2017 at a rate of \$55.00 per half hour, all inclusive; and, be it further

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

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 284

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

RESOLUTION AUTHORIZING ACCEPTANCE OF NYS DOH PERFORMANCE INCENTIVE AWARD FUNDS AND PURCHASE OF CERTAIN EQUIPMENT FOR USE IN THE PUBLIC HEALTH DEPARTMENT

WHEREAS, the Public Health Department has been notified that is has been awarded an Performance Incentive Award for electronic reporting of disease and environmental health inspections in the total amount of \$12,000.00; and

WHEREAS, the Public Health Director requests that said funds be used to purchase certain equipment for the nursing staff to report such disease and environmental health inspections; now, therefore be it

RESOLVED, That the Public Health Director be and hereby is authorized to purchase the following equipment with Performance Incentive Award Funds from the New York State Department of Health;

<u>Equipment</u>	<u>Cost</u>
(1) Printer	\$ 350.00
(1) iPhone	800.00
(5) Rotating File Cabinets	7,645.00
(1) Server Rack	300.00
(7) Desk Chairs	1,225.00
(16) Folding Chairs	880.00
(1) Shredder	200.00
(1) Desk	600.00

and, be it further

RESOLVED, That the 2017 Adopted Budget be and hereby is amended as follows:

Revenue:

Increase A.4010.4010-3401-REV-State Aid-Public Health-Programs \$12,000.00

Appropriation:

Increase A.4010.4010-2000-EXP-Equipment-Fixed Asset \$8,445.00
Increase A.4010.4010-4010-EXP-Equipment-Non-Asset \$3,555.00

and, be it further

Resolution No. 284 (Continued)

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

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

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 285

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

RESOLUTION AUTHORIZING THE PURCHASE OF CERTAIN EQUIPMENT FOR THE FULTON COUNTY TELEHEALTH PILOT INITIATIVE WITH NORTH COUNTRY DSRIP GRANT FUNDS (PUBLIC HEALTH DEPARTMENT)

WHEREAS, Resolution 277 of 2016 authorized the acceptance of Initial Engagement Grant Funds from North Country DSRIP for Telehealth Planning and Implementation; and

WHEREAS, Resolution 58 of 2017 authorized the acceptance of Adirondack Health Institute (AHI) Delivery System Reform Incentive Payment (DSRIP) engagement funds in the amount of \$16,900.00 for Phase 2 activities; and

WHEREAS, Resolution 171 of 2017 Accepted Year 3 Grant Funds from North Country DSRIP for the Telehealth Pilot Initiative in the amount of \$12,750.00; and

WHEREAS, the Public Health Director and OFA Director have proposed to use the aforementioned funding to purchase necessary equipment and software for communications at participating primary care providers in Fulton County as follows:

<u>Equipment</u>	<u>Total Cost</u>
(13) iPads	\$12,844.00
(6) Cellular Service Plans	<u>2,880.00</u>
	\$15,724.00

now, therefore be it

RESOLVED, That the 2017 Adopted Budget be and hereby is amended as follows:

Revenue:

Increase A.4010.4010-3450-REV-Public Health Other \$15,724.00

Appropriation:

Increase A.4010.4010-2000-EXP-Equipment-Fixed Asset \$12,844.00
Increase A.4010.4010-4080-EXP-Telephone \$ 2,880.00

and; be it further

Resolution No. 285 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Office for Aging Director, Public Health Director, Information Services Director, North Country DSRIP, 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 Bradt and Callery)

Resolution No. 286

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

RESOLUTION ACCEPTING 2017-2018 COST-OF-LIVING ADJUSTMENT FUNDS FOR RABIES PREVENTION AND IMMUNIZATION PROGRAMS (PUBLIC HEALTH DEPARTMENT)

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

WHEREAS, Resolution 103 of 2016 accepted a Rabies Grant from the NYS Department of Health (2016-2017) in the amount of \$6,126.54; and

WHEREAS, Resolution 57 of 2017 accepted Immunization Grant funds from the NYS Department of Health (2017-2018), in an amount not to exceed \$32,406.00; and

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

Immunization 2017-2018	\$2,472.00
Rabies 2016-2017	517.00

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

Seconded by Supervisor POTTER and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 287

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

RESOLUTION ACCEPTING 2017-2018 COST-OF-LIVING ADJUSTMENT FUNDS RELATED TO THE CHILDHOOD LEAD POISONING PREVENTION PROGRAM (PUBLIC HEALTH DEPARTMENT)

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

WHEREAS, Resolution 55 of 2017 accepted a Lead Grant for Lead Poisoning Prevention Grant Funds from the NYS Department of Health (2016-2017) in the amount of \$48,665.00; now, therefore be it

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

Lead 2017-2018	\$4,010.00
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RESOLVED, That the 2017 Adopted Budget be and hereby is amended as follows:

Revenue:

Increase: A.4010.4010-3450-REV-State Aid-Public Health Other \$4,010.00

Appropriation:

Increase: A.4010.4010-4100-EXP-Advertising \$4,010.00

and; be it further

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 288

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

**RESOLUTION REVISING THE TIME FOR ASSISTANT PUBLIC HEALTH DIRECTOR
EDUCATION REQUIREMENTS IN THE PUBLIC HEALTH DEPARTMENT**

WHEREAS, in conjunction with the creation of the position of Assistant Public Health Director, the Board of Supervisors established attainment of a Masters Degree in Public Health as a goal for any incumbent holding said position; and

WHEREAS, the Assistant Public Health Director was prescribed the goal of attaining said Masters Degree within two (2) years of hire but will likely require three (3) years to fully complete it; now, therefore be it

WHEREAS, the incumbent Assistant Public Health Director has completed approximately one-third of the program requirements for a Masters Degree in Public Health; and

RESOLVED, That the Board of Supervisors hereby grants Angela Stuart Palmer the time period of up to three (3) years from her date of hire (until July 31, 2019) to obtain a Masters degree in Public Health; and, be it further

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

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 289

Supervisor GREENE offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A DATA-SHARING AGREEMENT BETWEEN THE PUBLIC HEALTH DEPARTMENT, HEALTHCARE INFORMATION XCHANGE OF NEW YORK INC. (HIXNY) AND ADIRONDACK HEALTH INSTITUTE (AHI)

WHEREAS, the Public Health Director is requesting to enter into a Participation Agreement with Healthcare Information Xchange of New York (HIXNY) and Adirondack Health Institute (AHI), a not-for-profit corporation located in Albany, NY to facilitate data-sharing, health information sharing and aggregation for treatment, payment, operations, public health and research-related purposes in a manner that complies with all applicable laws and regulations, including without limitation those protecting the privacy and security of health information; and

WHEREAS, HIXNY operates a secure, network-based peer-to-peer computer system that allows clinicians and other users to access aggregated patient clinical data held by multiple health care organizations, which may have disparate health information computer applications; and

WHEREAS, all setup fees will be paid directly by the Adirondack Healthcare Institute through DSRIP funding; now, therefore, be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an Agreement between the Public Health Department, Healthcare Information Xchange (HIXNY) of Albany, NY and Adirondack Health Institute of Glens Falls, NY to facilitate health information sharing and aggregation for treatment, payment, operations, public health and research-related purposes in a manner that complies with all applicable laws and regulations, including without limitation those protecting the privacy and security of health information; 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, Public Health Director, Healthcare Information XChange of New York, Adirondack Health Institute, and Administrative Officer/Clerk of the Board.

Seconded by Supervisor RICE and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 290

Supervisor BREH offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A UNIFORM ALLOWANCE FOR THE POSITIONS OF ASSISTANT PUBLIC HEALTH DIRECTOR AND DIRECTOR OF COMMUNICATIONS

WHEREAS, the position of Assistant Public Health Director was created on January 1, 2014 in the Public Health Department and an appointment was made to this position on 27 July 2016; and

WHEREAS, the position of Director of Communications was created on January 1, 2017 in the Sheriff's Office; and

WHEREAS, other similar titles in respective collective bargaining units are eligible for Uniform Allowance; and

WHEREAS, the "Employment Policies for Fulton County Non-Bargaining Unit Employees" was not amended to include the Assistant Public Health Director nor Director of Communications on the list of non-union titles eligible for annual Uniform Allowance; however, these positions are required to wear a uniform on duty; now, therefore be it

RESOLVED, That the section titled "Uniform Allowance" in the "Employment Policies for Fulton County Non-Bargaining Unit Employees" be and hereby is amended to include the positions of Assistant Public Health Director and Director of Communications as entitled to an annual uniform allowance.

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

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 291

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

RESOLUTION AUTHORIZING PURCHASE OF CERTAIN ACCESSORIES TO UPGRADE
THE ELLIOT ID SYSTEM WITH 2016 HOMELAND SECURITY GRANT FUNDS
(CIVIL DEFENSE DEPARTMENT)

WHEREAS, Resolution 145 of 2016 accepted 2016 Homeland Security Program Grant funds, in a total amount of \$63,750.00 for the Civil Defense/Fire Coordinator’s Office; and

WHEREAS, said approved grant application included enhancements to the Elliot Identification and Accountability System in the Civil Defense Department; and

WHEREAS, the Civil Defense/Fire Coordinator is requesting to purchase the following items to upgrade the Elliot Identification and Accountability System with said grant funds:

(2) Annual Mobile ID Server-Single Concurrent License -	\$ 657.66
(1) Mobile ID Client License -	\$ 169.75
(1) SMA for MID10C one (1) year license -	\$ 43.65
(1) ID Centre Gold Designer Program- Professional Implementation Services	\$ 1278.00 \$ 942.41
Annual Maintenance Agreement	<u>\$ 294.06</u>
[Mobile ID Solutions Package]	\$3,385.53

now, therefore be it

RESOLVED, That the Civil Defense/Fire Coordinator be and hereby is authorized to purchase items herein as identified for use in the Civil Defense Department, at a cost not to exceed \$3,385.53; and, be it further

RESOLVED, That the 2017 Adopted Budget be and hereby is amended, as follows:

Revenue Account:

Increase A.3640.3645-3306.0001 REV-Civil Defense-SHSP \$3,385.00

Appropriation Account:

Increase A.3640.3645-4840 EXP-SHSP-Contractual \$3,385.00

Resolution No. 291 (Continued)

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Civil Defense/Fire Coordinator, Budget Director/County Auditor 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 Bradt and Callery)

Resolution No. 292

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION EXTENDING BID AWARD FOR FOODSTUFF FOR USE IN THE FULTON COUNTY CORRECTIONAL FACILITY

WHEREAS, Resolution 146 of 2017 awarded a bid to Sysco Foods for foodstuff for use in the Fulton County Correctional Facility at a total bid amount of \$50,506.91 for Refrigerated/Dry Goods and Frozen Foods, effective May 1, 2017 through August 31, 2017; and

WHEREAS, no bids were received on July 26, 2017 for Refrigerated/Dry Goods and Frozen Foods for the term September 1, 2017 through December 31, 2017; and

WHEREAS, the Purchasing Agent recommends said contract be extended effective September 1, 2017 through December 31, 2017 at current pricing, terms and conditions; now, therefore be it

RESOLVED, That the contract Sysco Foods, Albany, New York, for foodstuff be and hereby is extended at current unit pricing, terms and conditions through December 31, 2017; and, be it further

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

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 293

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

RESOLUTION REAPPROPRIATING CERTAIN NEW YORK STATE DCJS LEGISLATIVE GRANT FUNDS INTO THE SHERIFF'S DEPARTMENT 2017 BUDGET

WHEREAS, Resolution 342 of 2016 authorized application and acceptance of a 2016-2017 DCJS grant in the amount of \$20,000.00 and an unspent balance of \$2,645.00 remains; and

WHEREAS, the Sheriff requests to purchase investigative equipment, taser cartridges and "Simmunition" ammunition for training firearms with the DCJS Grant unspent funds; 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 2016 DCJS Grant Funds to purchase investigative equipment, taser cartridges and simmunition for training guns at a cost not to exceed \$2,645.00; and, be it further

RESOLVED, That the 2017 Adopted Budget be and hereby is amended, as follows:

Revenue:

Increase A.3110.3110-3318 REV-State Aid-Sheriff Grants \$2,645.00

Appropriation:

Increase A.3110.3110-2000-EXP-Equipment-Fixed Asset	\$1,200.00
Increase A.3110.3110-4630-EXP-Restraint-Rescue-Riot	\$1,445.00

and, be it further

RESOLVED, That the Sheriff is hereby directed to carry out said purchases expeditiously and complete all grant requirements in 2017; and, be it further

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

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 WILSON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 294

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

RESOLUTION ACCEPTING 2017-2018 GOVERNOR'S TRAFFIC SAFETY
COMMITTEE GRANT (SHERIFF)

WHEREAS, the Sheriff has been notified that the County has been awarded a 2017-2018 Traffic Safety Committee Grant to support Sheriff's patrols targeting seat belt compliance and aggressive driving on county highways, in an amount of \$12,000.00; and

WHEREAS, the Sheriff proposes to use said grant funds for the following purposes:

Deputy Sheriff Overtime Patrols	\$12,000.00
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now, therefore be it

RESOLVED, That the Board of Supervisors hereby accepts a 2017-2018 Traffic Safety Committee Grant from the Governor's Traffic Safety Committee, in an amount of \$12,000.00, to defray costs of Deputy Sheriff overtime patrols during 2018; and, be it further

RESOLVED, That the Board of Supervisors hereby accepts said Governors Traffic Safety Grant in the amount of \$12,000.00 to offset costs for Sheriff's Department overtime patrols during 2018; and, be it further

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

Seconded by Supervisor HANDY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 295

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

RESOLUTION AUTHORIZING PURCHASE OF A PRINTER FOR USE IN THE SHERIFF'S DEPARTMENT

WHEREAS, the Sheriff has requested to purchase a Scanner/Printer/Fax utilizing funds leftover after a purchase of a desk and a transfer from the Travel Account; now, therefore be it

RESOLVED, That the Sheriff be and hereby is authorized to purchase a Scanner/Printer/Fax for use in the Sheriff's Department as follows:

(1) Scanner/Printer/Fax \$565.79

and, be it further

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

From: A.3110.3110-4020-EXP-Travel
To: A.3110.3110-4010-EXP-Non-Asset Equipment
Sum: \$200.00

and, be it further

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 296

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

RESOLUTION ACCEPTING DONATION OF A 2005 CHEVROLET MOTOR VEHICLE
FOR USE IN THE SHERIFF'S DEPARTMENT

WHEREAS, a local organization has offered to donate a 2005 Chevrolet motor vehicle to the Sheriff's Department; and

WHEREAS, the Sheriff and Committees on Public Safety and Finance have approved accepting of said donation; now, therefore be it

RESOLVED, That the Sheriff be and hereby is authorized to accept said donation of one (1) Chevrolet motor vehicle for use in the Sheriff's Department; and be it further

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

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 297

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

RESOLUTION WAIVING THE RESIDENCY RULE FOR HIRE OF A PER DIEM
LICENSED PRACTICAL NURSE IN THE CORRECTIONAL FACILITY

WHEREAS, the Sheriff is experiencing difficulty filling per diem Licensed Practical Nurse position in the Correctional Facility; and

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

WHEREAS, after careful review of the hiring procedure utilized, the Committees on Public Safety, Personnel and Finance recommend waiving the County's "Residency Rule" to hire an out-of-town county resident in this instance only; now, therefore be it

RESOLVED, That the County "Residency Rule" be and hereby is waived for the hire of one (1) per diem Licensed Practical Nurse in the Correctional Facility; and, be it further

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

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 298

Supervisors FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH
SCHENECTADY COUNTY SHERIFF'S OFFICE FOR JOINT INVESTIGATIONS**

WHEREAS, the Sheriff requests execution of a Police Services Memorandum of Understanding between the Sheriff's Department and the Schenectady County Sheriff's Office which, among other things, will formalize the relationship between the local governments and their police departments and enhance and define the scope of the inter-agency cooperation; when working jointly on investigations and other law enforcement purposes; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a Police Services Memorandum of Understanding between the Sheriff's Department and the Schenectady County Sheriff's Office effective upon execution through December 31, 2021; said agreement subject to the approval of the County Attorney; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Sheriff, Schenectady County Sheriff's Office, Fulton County Code, 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 GREENE and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 299

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

RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING TO PROVIDE THE HAMILTON COUNTY SHERIFF'S DEPARTMENT WITH E911 BACK-UP SERVICES (SHERIFF'S DEPARTMENT)

WHEREAS, the Hamilton County Board of Supervisors and the Hamilton County Sheriff have requested assistance from the County of Fulton to provide E911 Dispatch Backup Service to the Hamilton County Sheriff's Office; and

WHEREAS, Hamilton County Sheriff Abrams and Fulton County Sheriff Giardino have conducted several meetings to establish a written framework to govern this assistance provided by County of Fulton; and

WHEREAS, the Fulton County Sheriff recommends that the Counties enter into a Memorandum of Understanding (MOU) outlining guidelines and stipulations to govern said voluntary service; now, therefore be it

RESOLVED, That upon the recommendation of the Sheriff and Committees on Public Safety and Finance, the Chairman of the Board be, and hereby is, authorized to enter into a Memorandum of Understanding with Hamilton County Board of Supervisors to provide E911 Dispatch Back-up Services for Southern Hamilton County; and, be it further

RESOLVED, That said Memorandum of Understanding include, but not be limited to, the following terms and conditions:

1. All costs of establishing, maintenance and repairs shall be the responsibility of County of Hamilton.
2. There shall be testing of equipment before system goes live.
3. There shall be a 120 day trial period to determine if the system is practical as designed.
4. Back-up by Fulton County Dispatch only occurs after seven (7) rings go unanswered in Hamilton County Dispatch.
5. Back-up will not add substantial additional calls to Fulton County's system.
6. The system will not necessitate any additional Fulton County staffing or overtime.
7. Hamilton County will provide a full "Hold Harmless" provision to Fulton County, satisfactory to the County Attorney.

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

Resolution No. 299 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Fulton County Sheriff, County Attorney, Hamilton County Board of Supervisors, Hamilton County Sheriff, Civil Defense Director/Fire Coordinator, E911 Coordinator (Planning Director) 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 Bradt and Callery)

Resolution No. 300

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING EXTENSION OF 2007-2008 POLLWORKER VOTER
EDUCATION TRAINING GRANT (BOARD OF ELECTIONS)

WHEREAS, among other things, Resolution 133 of 2007 accepted HAVA grant funds from the NYS Board of Elections for voter education/poll worker training in 2008, in an amount of \$27,996.00; and

WHEREAS, a balance of \$549.43 remains unspent from the 2008 grant; and

WHEREAS, the State Board of Elections has extended the contract expiration date from April 1, 2017 until March 31, 2018; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract extension with the State Board of Elections for expenditure of Voter Education/Poll Worker Training grant funds through March 31, 2018; all other terms and aspects of said contract shall remain in full force and effect; and, be it further

RESOLVED, That the Board of Elections Commissioners do each and every other thing necessary to expend said Polling Worker Voter Training grant funds prior to the grant expiration date; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Board of Elections Commissioners, 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 Bradt and Callery)

Resolution No. 301

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE USE OF HAVA FUNDS FOR TRAINING EXPENSES
IN THE BOARD OF ELECTIONS (POLLING WORKER VOTER
EDUCATION TRAINING GRANT)**

WHEREAS, among other things, Resolution 133 of 2007 accepted HAVA grant funds from the NYS Board of Elections for voter education/poll worker training in 2008, in an amount of \$27,996.00; and

WHEREAS, subsequent resolutions extended the grant period for use of said funds; and

WHEREAS, the County Board of Elections has received approval from the NYS Board of Elections to utilize \$549.43 of the remaining Poll worker Voter Education Training Grant funds for reimbursement of Election Inspector Training; and

WHEREAS, the total training costs are estimated to be \$4,250.00, with a required local match of 5 percent (\$212.50); now, therefore be it

RESOLVED, That the Board of Elections Commissioners be and hereby are authorized to apply for and utilize said grant funds for reimbursement of Election Inspector Training in the Board of Elections; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Board of Elections Commissioners, 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 Bradt and Callery)

Resolution No. 302

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 WITH CME ASSOCIATES, INC.
FOR THE FMCC ALLEN HOUSE PROJECT (2017 CAPITAL PLAN)**

WHEREAS, the 2017 Capital Plan identified a FMCC Allen House Project; and

WHEREAS, Resolution 346 of 2016 authorized a contract with JMZ Architects and Planners, PC for Design Services component of the FMCC Allen House Project in the amount of \$174,600.00; and

WHEREAS, Resolution 189 of 2017 authorized a contract with CME Associates, Inc. for Special Independent Inspection Services for the FMCC Allen House Project in the amount of \$9,000.00; and

WHEREAS, due to poor soil conditions and additional work that needs to be done, CME Associates, Inc. has to perform additional test services not included in the original contract, at a total cost of \$4,690.00; 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 CME Associates, Inc. for additional needed tests services, as part of the FMCC Allen House Project as follows:

Original Contract Amount:	\$ 9,000.00
Change Order No. 1	+ <u>4,690.00</u>
Revised Contract Amount:	\$13,690.00

and, be it further

RESOLVED, That said cost be a charge against H.8020.2497-2100.0835 EXP – FMCC Allen House; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, CME Associates, Inc., FMCC, 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 Bradt and Callery)

Resolution No. 303

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING COUNTY PARTICIPATION IN THE LEGAL DEFENSE OF
CERTAIN ASSESSMENT REDUCTION ACTIONS WITHIN THE CITY OF JOHNSTOWN
AND THE TOWN OF JOHNSTOWN**

WHEREAS, Resolution 293 of 2013 established a policy for County participation in the legal defense of real property tax assessments; and

WHEREAS, said policy specifies that the County will consider participation in the defense of challenges to real property tax assessments under the following conditions:

1. The legal challenge is made to an assessment for a tax parcel or combination of tax parcels with an aggregate full market value of \$500,000.00 or more;
2. Taxing jurisdictions other than the County with interests in the challenged assessment participate meaningfully in the legal defense of the assessment;
3. The County's participation does not exceed an amount or to an extent that represents its proportional interest as reflected by the full value tax rate; and
4. The Board determines that participation is in the best interests of the County and affirmatively acts by resolution to participate.

and

WHEREAS, the County Treasurer recommends County participation in the legal defense of the following assessment reduction actions that meet the above criteria:

City of Johnstown

Johnstown Comrie Associates (shopping center) (SBL 163.13-2-11.11)
(Requested assessment reduction: \$8,500,000.00 to \$6,000,000.00)

Town of Johnstown

Fulton Land Associates (d.b.a. Fulton Centers) (SBL 117.-3-9.2)
(Requested assessment reduction: \$3,533,800.00 to \$700,000.00)

now, therefore be it

Resolution No. 303 (Continued)

RESOLVED, That the County Treasurer and County Attorney be and hereby are directed to assist the City of Johnstown Attorney, the Town of Johnstown Attorney, as well as the respective school districts in the legal defense of these assessment reduction actions; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, Town of Johnstown, City of Johnstown, Gloversville Enlarged School District, Greater Johnstown School District, Budget Director/County Auditor and Administrative Officer/Clerk of the Board and to each and every other person, agency or institution who may further the purport of this Resolution.

Seconded by Supervisor WILSON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 304

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING THE SALE OF PROPERTY (SBL# 152.1-1-20) IN THE
TOWN OF MAYFIELD TO DAVID EGLIN

WHEREAS, the County Treasurer has been contacted by adjacent land owner David Eglin regarding delinquent tax parcel (SBL 152.1-1-20); who has expressed an interest in purchasing this parcel in the amount up to \$2,857.97, which includes delinquent taxes and transfer fees; and

WHEREAS, said property is a vacant lot (approximately 0.35 acres); now, therefore be it

RESOLVED, That the County Treasurer be and hereby is authorized to sell said parcel (SBL 152.1-1-20) in the Town of Mayfield to David Eglin for the sum up to \$2,857.97 including delinquent taxes and transfer fees; and, be it further

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

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 305

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING RENEWAL OF SPECIFIC EXCESS EMPLOYERS LIABILITY INSURANCE POLICY FOR 2017-2018 (WORKERS COMPENSATION PLAN)

WHEREAS, the County of Fulton holds certain specialized liability and property insurance through private insurance carriers; and

WHEREAS, the County also insures certain risks related to the County-wide cooperative Workers Compensation Self-Insurance Program on behalf of all Plan participants; now, therefore be it

RESOLVED, That the County's Specific Excess Employers Liability Insurance Policy be renewed, effective September 1, 2017 through August 31, 2018 with Jacksland Associates, of Johnstown, NY, at an annual estimated premium of \$15,698.00; and, be it further

RESOLVED, That said policy includes the following terms:

Employers Liability:	\$475,000.00 per occurrence
Self-Insured Retention:	25,000.00 each occurrence

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Jacksland Associates, Workers Compensation Program, Budget Director/County Auditor, Administrative Officer/ Clerk of the Board, and to each and every other person, institution or agency which will further the purport of this Resolution.

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 306

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION APPORTIONING 2018 WORKERS' COMPENSATION INSURANCE
PROGRAM EXPENSES

RESOLVED, That the Report of the Committee on Workers' Compensation Insurance (Finance), dated August 3, 2017, be accepted and the recommendations contained therein be carried out for the year 2018; 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 WALDRON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

BY: Mr. Richard Argotsinger, Chairman of the Finance Committee

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 \$1,100,105.00, (less revenues of \$203,600.00), 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

	2018		(2012-2016)	35%	65%
	<u>Total Approp.</u>	<u>Full Valuation</u>	<u>5-Yr. Exp.</u>	<u>Full Valuation</u>	<u>5-Yr. Exp.</u>
Blecker	\$ 4,622.80	\$ 100,534,597.00	\$ 264.66	\$ 4,587.46	\$ 35.34
Broadalbin	\$ 42,599.11	\$ 374,570,520.64	\$ 191,025.26	\$ 17,091.89	\$ 25,507.22
Broadalbin (V)	\$ 3,349.95	\$ 63,865,515.24	\$ 3,263.20	\$ 2,914.22	\$ 435.73
Caroga	\$ 12,604.72	\$ 250,063,051.97	\$ 8,943.34	\$ 11,410.53	\$ 1,194.19
Ephratah	\$ 5,563.69	\$ 82,075,130.00	\$ 13,619.28	\$ 3,745.14	\$ 1,818.56
Johnstown	\$ 32,441.89	\$ 432,964,920.00	\$ 95,002.03	\$ 19,756.46	\$ 12,685.43
Mayfield	\$ 34,617.42	\$ 481,264,788.73	\$ 94,789.19	\$ 21,960.41	\$ 12,657.01
Mayfield (V)	\$ 1,994.58	\$ 42,292,256.34	\$ 485.00	\$ 1,929.82	\$ 64.76
Northampton	\$ 16,416.07	\$ 357,919,326.76	\$ 628.95	\$ 16,332.08	\$ 83.98
	400.00*				
Northville (V)	\$ 3,807.58	\$ 82,804,554.93	\$ 218.39	\$ 3,778.42	\$ 29.16
Oppenheim	\$ 8,747.19	\$ 101,416,804.35	\$ 30,851.02	\$ 4,627.71	\$ 4,119.48
Perth	\$ 25,229.45	\$ 205,287,439.34	\$ 118,791.96	\$ 9,367.39	\$ 15,862.05
Stratford	\$ 5,139.81	\$ 112,459,720.00	\$ 61.46	\$ 5,131.61	\$ 8.21
Gloversville (C)	\$ 142,638.40	\$ 390,259,723.00	\$ 934,864.60	\$ 17,807.80	\$ 124,830.61
Johnstown (C)	\$ 87,605.46	\$ 454,928,199.00	\$ 500,620.12	\$ 20,758.66	\$ 66,846.81
	1200.00*				
Fulton County (Gen. Fund)	\$ 469,126.86	\$ 3,343,744,220.79	\$ 2,370,661.63	\$ 152,577.14	\$ 316,549.72
TOTAL APPROP.	\$ 896,505.00	\$ 6,876,450,768.09	\$ 4,364,090.09	\$ 313,776.75	\$ 582,728.25
	\$ 1,600.00				
	\$ 898,105.00	0.000045630626	0.133528006522	\	\$ 896,505.00

*Volunteer Ambulance Corps Assessment

Resolution No. 307

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING DISPOSAL OF CERTAIN SURPLUS EQUIPMENT

WHEREAS, the Purchasing Agent recommends disposal of broken equipment in certain departments; and

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

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

Social Services:

Chair (No I.D. Number)

Sheriff:

2024 Psychological Stress Eval. (2115)

Chair (Green High Back) (4571)

Chair (Burgundy Four way) (7178)

Chair (CXD Exec.-Black) (8371)

Chair (Exec. High Back) - Black (5120)

Canon Photo Copier (6657)

Chair (Exec. High Back – Blue) (5119)

Chair (Low Back– Black) (5231)

Chair (Low Back-Black) (No number)

Chair (High Back – Blue) (No number)

Chair (High Back – Black) (No number)

Solid Waste

Motorola Remote Desk Set Radio (0003691)

Personnel

2 Chairs (No I.D. Number)

and, be it further

Resolution No. 307 (Continued)

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities, Solid Waste Director, Commissioner of Social Services, 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: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 308

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION EXTENDING TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND CERTAIN SERVICES, ON OCCUPANCY OF HOTEL ROOMS AND ON AMUSEMENT CHARGES PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

Be it enacted by the Board of Supervisors of the County of Fulton, as follows:

SECTION 1. Section 4-A of Resolution No. 278 of 1967, adopted by the Board Of Supervisors of the County of Fulton on December 11, 1967, imposing sales and compensating use taxes, as amended, is amended to read as follows:

SECTION 4-A. Imposition of additional rate of sales and compensating use taxes. Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed and there shall be paid an additional one percent rate of such sales and compensating use taxes, for the period beginning December 1, 2005, and ending November 30, 2020. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating or applicable to the administration and collection of the taxes imposed by such sections 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.

SECTION 2. Paragraph (b) of subdivision (1) of section 11 of Resolution No. 278 of 1967, adopted by the Board of Supervisors of the County of Fulton on December 11, 1967, imposing sales and compensating use taxes, as amended, is amended to read as follows:

(b) With respect to the additional one percent rate of taxes imposed for the period beginning December 1, 2005, and ending November 30, 2020, in respect to the use of property used by the purchaser in this county prior to December 1, 2005

SECTION 3. This enactment shall take effect December 1, 2017.

Resolution No. 308 (Continued)

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Fulton County Code Book, NYS Department of Taxation and Finance, NYS Comptroller, Budget Director/County Auditor, Administrative Officer/Clerk of the Board, and to each and every other person, institution or agency who will further the purport of this Resolution.

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 309

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION ADOPTING LOCAL LAW “4” OF 2017 ENTITLED, “A LOCAL LAW TO AUTHORIZE OVERRIDING OF THE STATE-MANDATED TAX LEVY LIMIT FOR THE 2018 COUNTY BUDGET”

WHEREAS, proposed Local Law “E” of 2017 entitled, Local Law “E” of 2017 Entitled “A Local Law to Authorize Overriding of the State-Mandated Tax Levy Limit for the 2018 County Budget” has laid upon the desks of the Board of Supervisors for the required period; and

WHEREAS, a public hearing was held on August 14, 2017, after due posting thereof and everyone who wanted to speak was heard; now, therefore be it

RESOLVED, That Local Law “4”, hereinabove referenced, be and hereby is approved; and, be it further

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

RESOLVED, That the Chairman of the Board of Supervisors and County Attorney be authorized and empowered to do each and every other thing necessary to further the purport of this Resolution; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, NYS Secretary of State, Fulton County Code Book, Budget Director/County Auditor, Administrative Officer/Clerk of the Board, and to each and every other person, institution or agency which will further the purport of this Resolution.

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 383 (13) Nays: 130 (5) (Supervisors Blackmon, Born, Handy, Potter and Young) Absent: 2 (Supervisors Bradt and Callery)

COUNTY OF FULTON
LOCAL LAW “4” OF 2017 ENTITLED,
“LOCAL LAW TO AUTHORIZE OVERRIDING THE STATE-MANDATED TAX
LEVY LIMIT FOR THE 2018 FULTON COUNTY BUDGET”

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

Purpose:

The intent of this local law is to comply with the requirements of General Municipal Law Section 3-c (5) prior to adopting the 2018 Fulton County Budget. The slow recovery of the national, state and local economies from the most recent recession and the continued financial obligations imposed on the County by the State of New York in the form of mandated government activities not fully funded by the State are conditions beyond the control of County government. Notwithstanding these circumstances the County will need to provide services in 2018, in addition to those mandated by the State, which are important to its citizens. After sustained effort to minimize the amount of the tax levy, and to project the tax levy limit for Fulton County for 2018, a responsible budget for 2018 may require a tax levy that will be greater than the tax levy limit calculated pursuant to applicable State Law.

1. **Budget Authorization:** The Board of Supervisors hereby overrides the tax levy limit for Fulton County for 2018 and authorizes Fulton County, after completing all required procedures for the adoption of a budget, to adopt a budget for 2018 that requires a tax levy that is greater than the tax levy limit calculated for 2018 pursuant to Section 3-c of the General Municipal Law.
2. **Severability:** If any section, subsection, sentence, clause, phrase or other portion of this local law is for any reason declared unconstitutional, or invalid or in whole or in part by any court of competent jurisdiction, such portion shall be deemed severable and such unconstitutionality or invalidation shall not affect the validity of the remaining portions of this law which remaining portions shall remain in full force and effect.
3. **Effective Date:** This local law shall take effect immediately, pursuant to Section 27 of the Municipal Home Rule Law.

Resolution No. 310

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION ACCEPTING AND APPROVING THE 2017 SHARED SERVICES PANEL
PLAN AND REPORT**

WHEREAS, Legislation enacted concurrent with the Fiscal Year 2018 New York State Budget mandated an initiative designed to generate property tax savings by facilitating operational collaboration between local governments; and

WHEREAS, in accordance with said legislation, chief-elected officials from local governments within Fulton County convened as the Fulton County Shared Services Panel to deliberate regarding potential governmental functions that could be improved or shared to achieve property tax savings; and

WHEREAS, after analysis of all potential sharing initiatives studied, the Shared Services Panel, at its meeting on July 31, 2017, voted to issue a Plan and Report without an Appendix A project and to continue to deliberate through 2018 to prepare and submit another Shared Services Plan to the State in 2018; and

WHEREAS, in accordance with state legislation, the Shared Services Panel transmitted the Draft Plan and Report to the Board of Supervisors for its review and comment; now, therefore be it

RESOLVED, That the Board of Supervisors hereby approves the Fulton County Shared Services Plan and Report (dated August 1, 2017) as placed on file in the Board Office and authorizes its submission to the NYS Division of Budget; and, be it further

RESOLVED, That the Board also approves the concept of pursuing an additional Shared Services Plan in 2018; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, All Municipalities, NYS Division of Budget, NYS Department of State, NYSAC, Budget Director/County Auditor, and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)

Resolution No. 311

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CERTAIN TRANSFERS

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

Board of Supervisors

From: A.1010.1345-1000 – EXP – Payroll (Purchasing)

To: A.1010.1010-1100 – EXP – Overtime (BOS)

Sum: \$1,000.00

County Clerk

From: A.1410.1410-4210 – EXP - Training and Conferences \$95.00

A.1410.1410-4200 – EXP – Miscellaneous 95.00

To: A.1410.1410-1100 – EXP – Overtime \$190.00

Veterans

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

To: A.6510.6510-8500 – EXP – Hospital Medical

Sum: \$8,651.00

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Clerk, Veterans Agency, 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 Bradt and Callery)

Resolution No. 312

Supervisor GREENE offered the following Resolution and moved its adoption:

**RESOLUTION AWARDING CERTAIN BIDS FOR CHILDREN WITH
HANDICAPPING CONDITIONS TRANSPORTATION PROGRAM**

WHEREAS, Resolution 141 of 2016 authorized advertisement for bids for Routes 5 and 6 in the Children with Handicapping Conditions Transportation Program and two (2) bids were received; now, therefore be it

RESOLVED, That the bids, as hereinafter specified, for the transportation of children with handicapping conditions to certain 2017-2018 school programs be and hereby are accepted, as reviewed and recommended by the Public Health Director and Purchasing Agent; they being the lowest responsible bidder in accordance with Specification No. 2017-40-03, dated August 2, 2017:

<u>Bidder</u>	<u>Program Site/Route</u>	<u>Bid Amount</u> <u>Est. Daily Site Rte. Cost</u>
North Country Transport	Route #5 & Route #6 (Combined Route) Whispering Pines (Amsterdam)	\$268.99

and, be it further

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Bradt and Callery)