

## SECOND REGULAR SESSION

Johnstown, NY

February 8, 2016

Roll Call – Quorum Present

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

TOTAL: Present: 20

Chairman Potter called the meeting to order at 1:00 p.m. Following the Pledge of Allegiance to the Flag, Chairman Potter asked if there was anyone from the public who wished to address the Board. There being no one present who wished to speak, Chairman Potter introduced Congresswomen Elise Stefanik, from the 21<sup>st</sup> Congressional District.

Congresswomen Stefanik advised that this was the second time she has been invited to give an update to the entire Board. Ms. Stefanik provided a brief update to the Board regarding what she has been accomplishing in Congress on behalf of the 21<sup>st</sup> District residents. She explained that today, along with being invited to speak to the Fulton County Board of Supervisors, she just finished a tour of the PTECH School on Jansen Avenue, would be touring the campus at Fulton-Montgomery Community College and also touring the FAGE Yogurt plant.

Congresswomen Stefanik continued by explaining that she has been in Congress for over a year and has kept her campaign promises. She has had the courage to introduce new innovative policies to Congress that will help grow the economy as well as supporting initiatives for local government.

Congresswomen Stefanik advised that she is on the Armed Services Committee and the Committee on Education and Workforce. She noted that the 21<sup>st</sup> Congressional District has the highest number of veterans and has made sure that \$400,000.00 in benefits has gotten to Veterans in her district. Referencing her work on the Committee on Education and Workforce, she believes in modernizing the educational system as the approach that is necessary.

Ms. Stefanik explained that she has introduced a “new generation in transparency” to government.

Congresswomen Stefanik thanked everyone for inviting her today and asked that everyone check her Facebook page and subscribe to her newsletter. She has an energetic presence in this district and she looks forward to continuing to work with people at the local level as well as the federal level. She introduced staff she brought with her, Matthew Scullin and Haley Northrup. Ms. Stefanik advised that she maintains an “open door policy” and constituents should feel free to call on her or her office at any time. She further advised that she posts her congressional votes and schedule online on her website.

Congresswomen Stefanik asked if any of the Supervisors had questions for her.

Supervisor Young thanked Ms. Stefanik for coming and asked how Fulton County efforts to increase tourism relates to coal manufacturing and use in the State.

Congresswomen Stefanik answered that she supports renewable energy efforts in her district and also supports hydro and bio-mass sources. She advised that she is very active in ensuring the Adirondacks promote tourism, but it is also a place where people live all year round which must be balanced with environmental protection efforts.

Chairman of the Board Potter then invited the Congresswomen to the front of room. He presented her with Fulton County Positive items – a water bottle, coffee mug, a notepad and pen, as well as decal's for her door and automobile. Chairman Potter also presented the Congresswomen with a bouquet of daffodils from Jim Dempsey of Studio Herbage Florist in Johnstown. She thanked the Board and said that she was very impressed with Fulton County's efforts with the Positive Campaign.

Chairman of the Board Potter called for a recess at 1:15 so attendees could meet Congresswomen Stefanik.

Chairman Potter then called the meeting back to order at 1:29 p.m.

Chairman Potter then asked to review the Communications and Reports that were on the Agenda.

## **COMMUNICATIONS**

1. Letter from Christy Gifford, dated 5 January 2016 to Jon R. Stead, Administrative Officer  
Subj: Resignation from Fulton, Montgomery, Schoharie Work Force Development Board
2. Communication from Attorney Paul Wollmann, dated 13 January 2016  
Subj: Steven, Jerold, James Miller object to Town of Mohawk becoming Lead Agency under SEQR (Supervisors Blackmon, Born, Lauria, and Young requested copies)
3. Communications from Orleans County Legislature  
Subj: Res. No. 453-1215 of 2015 Supporting New York State's Constitutional Home Rule and Res. No. 454-1215 of 2015 Supporting New York State Legislation to Discontinue Zone Pricing of Fuel (Supervisors Lauria and Young requested copies)
4. Communication from Chenango County Board of Supervisors  
Subj: Res. No. 11 of 2016 Calling on the State of New York to Restore Funding Parity Between the Capital Plans of the Metropolitan Transportation Authority (MTA) and the New York State Department of Transportation (Supervisors Lauria and Young requested copies)
5. Communication from Tompkins County Legislature  
Subj: Res. No. 2016-15 Resolution Calling Upon Congress to Reject the Trans-Pacific Partnership (TPP) Agreement (Supervisors Howard, Greene, Born, Lauria and Young requested copies)
6. Communication from Cayuga County Legislature  
Subj: Resolution No. 62-16 Resolution Calling on the State to Develop a 100 Percent

State Funded Indigent Legal Defense System as a Way to Provide Mandate Relief and Lower Property Taxes (Supervisors Christopher, Groff, Greene and Young requested copies)

7. Communication from United States Court of Appeals for the District of Columbia Circuit  
Subj: South Glens Falls Limited Partnership and Northern Electric Power Co. vs. Federal Energy Regulatory Commission (Supervisors Blackmon and Fagan requested copies)

## **REPORTS**

- A. 2015 Annual Report Fulton County Industrial Development Agency
- B. 2015 Annual Report Fulton County Department of Solid Waste
- C. 2015 Annual Report Citizens in Community Services, Inc.
- D. 2015 Annual Report Fulton County Board of Elections
- E. Minutes of 2016 Organizational Meeting, Fulton County Board of Elections

## **UPDATES FROM STANDING COMMITTEES**

***Buildings and Grounds/Highway:*** Supervisor Bradt explained that there was a Building and Grounds/Highway Committee meeting this morning to get approval for two items for a flooring project in Judge Sira's office. The State has approved the reimbursement of funding for this project and it is on the Late Agenda for approval today.

## **REPORTS OF SPECIAL COMMITTEES**

***Inter-County Legislative Committee of the Adirondacks:*** Supervisor Young explained that he attended the meeting on January 28 in Lowville. They discussed ATV issues, broadband and indigent legal services issues. Lewis County is the County Chair for Inter-County for 2016.

Chairman of the Board Potter advised that Fulton County would be hosting Inter-County on February 25. Mr. Stead advised that final arrangements are being made to have the meeting at the Italian Bistro in Gloversville. Chairman Potter encouraged every Supervisor to attend.

***Soil and Water Conservation District:*** Supervisor Greene explained that there was a meeting on January 19. There are projects planned with the City of Johnstown regarding replacing bridges and culverts. The Hydro seeder was purchased and there is a demonstration being planned for the spring with invitations to Highway personnel and Supervisors. They conducted a percolation test at Tryon Technology and Incubator Center. The next meeting will be held on February 16.

## **CHAIRMAN'S REPORT**

Chairman Potter advised that he attended the NYSAC Conference last week and Fulton County was well represented. He also advised that he attended the NYS Emergency Management Training session. Chairman Potter said the conference was very informative and he met a lot of people. People attending the conference were very excited to hear about Fulton County's

Positive Campaign. A lot of counties do not have a brand or identity and they were very impressed and will be contacting Mr. Stead for more information.

Chairman Potter explained that he was invited to a party at the Governor's mansion on Tuesday night along with Supervisor Young. Chairman Potter put the "Positive" branded notebook in Governor Cuomo's hand and the Governor said to an aide "put that on my desk". A picture of Chairman Potter with the Governor was circulated to the Board.

## **RESOLUTIONS**

***No. 42 (Resolution Authorizing Distribution of a Request for Proposals for Lease of the Restaurant Building at the Fulton County Airport):*** Supervisor Lauria asked if the bills from the previous tenant would be paid or would the County be pursuing payment. Mr. Stead said that the Assistant County Attorney would be pursuing payment from the former tenant.

***No. 49 (Resolution Amending the 2016 Capital Plan to Include Funding for a "Jump Start Fulton County: Economic Development and Marketing Project"):*** Mr. Stead explained that the Rail Trail will not be expanded at this time. Supervisor Young advised that was unfortunate, but using those funds for "Jump Start Fulton County" is "making lemonade out of lemons."

***No. 80 (Resolution Authorizing Filing of a "Certificate of Withdrawal", Certificate of Cancellation" and "Certificate of Prospective Cancellation" Relative to 70 Division Street and 5 Hill Street Due to Potential Environmental Hazards (County Treasurer):*** Supervisor Born explained that the 70 Division Street property was in her ward and it is a "danger zone" and it was "disgusting". She also advised that it is a habitat for all kinds of homeless rodents. The people across the street have to look at it every day. Supervisor Born asked what the process is now that it will not be demolished. Mr. Stead answered that the City of Gloversville or the County could pay to get an environmental assessment done. It is really a financial decision to cancel the taxes so that the County does not have to pay the taxes. It is an environmental issue associated with the leather industry. The County Demolition Team also assessed the property a few years ago and decided that they could not demolish the structure. Supervisor Born commented that she hoped that something can be done with the property.

Supervisor Handy asked why this property is classified as an environmental hazard because it was a former glove shop. Mr. Stead explained that if the County demolition team cannot demolish a structure, it could be very expensive to hire an outside company to do the demolishing. The Board would have to be willing to commit those kinds of funds to demolish the building.

Mr. Stead explained that the Gloversville Housing and Neighborhood Improvement Corporation is looking at properties in Gloversville to rehabilitate and perhaps it could get some type of grants or funding to help with this demolition project.

Supervisor Lauria advised that the 5 Hill Street property is behind Independent Leather and maybe the City could get some help from the EPA to demolish the structure and the land could be rehabilitated.

A motion was offered by Supervisor Fagan, seconded by Supervisor Callery and unanimously carried to waive the Rules of Order to take action on Late Resolutions 1-3.

**NEW BUSINESS**

Supervisor Born commented that she attended NYSAC last week and she talked with other counties who have no police presence or security in their County buildings. She was so proud of Fulton County. She further said that Fulton County was the “cream of the crop” and has their act together. She further added that Mr. Stead should get much credit for that and his name is very well known at NYSAC.

Supervisor Young said that Fulton County received a “shout out” from Sen. Schumer at the Conference regarding the Wal-Mart project. He also explained that the state was very proud of the Gloversville/Johnstown Waste Water Treatment Facility.

It was also mentioned at the NYSAC Conference by Stephen Acquario, Executive Director of NYSAC, that Mr. Stead was a long-standing board member of NYMIR.

Upon a motion by Supervisor Callery, seconded by Supervisor Greene and unanimously carried, the Board adjourned at 2:08 p.m.

*Certified by:*

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

**Resolution No. 39**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR VARIOUS HIGHWAY  
CONSTRUCTION MATERIALS FOR USE IN THE DEPARTMENT OF  
HIGHWAYS AND FACILITIES (2016)

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

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

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

GROUP 1 - Wednesday, March 9, 2016 at 2:00 p.m.:

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

GROUP 2 - Thursday, March 10, 2016 at 2:00 p.m.:

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

GROUP 3 - Wednesday, March 16, 2016 at 2:00 p.m.:

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

**Resolution No. 39 (Continued)**

and, be it further

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

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

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 40**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION DESIGNATING A PORTION OF COUNTY ROAD 137 IN THE  
TOWN OF CAROGA AS A SNOWMOBILE ROUTE

WHEREAS, the Department of Highways and Facilities was notified that the NYS Department of Environmental Conservation is planning to replace the snowmobile bridge over Peck's Creek the summer/fall of 2016, thereby re-opening access to an area that has been closed since 2006; and

WHEREAS, because certain landowners in the area of said trail have revoked permission for it to cross their land, an alternative route has been proposed to utilize "Old State Road", a portion of County Road 137 (Beech Ridge Road) shoulders and the old Hilley Road; and

WHEREAS, to facilitate said alternative route for snowmobile recreation, the Superintendent of Highways and Facilities recommends that the County allow utilization of approximately 500 feet of County Road 137 (Beech Ridge Road) shoulders, approximately 1.6 miles south of its intersection with NYS Route 29A; now, therefore be it

RESOLVED, That based on the recommendations of the Superintendent of Highways and Facilities and Committee on Building and Grounds/Highway, approximately 500 feet of County Road 137 (Beech Ridge Road) shoulders be and hereby is designated a new snowmobile route; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities, NYS Department of Environmental Conservation, Nick Stoner Trailers Snowmobile Club, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor SULLIVAN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 41**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION APPROVING “FIRE TRUCK PULL AND FAMILY FUN DAY EVENT”  
SPONSORED BY UNITED WAY OF FULTON COUNTY AT THE  
FULTON COUNTY AIRPORT (2016)

WHEREAS, a Facilities Use Application has been received from United Way of Fulton County requesting permission to sponsor a “Fire Truck Pull and Family Fun Day Event” at the Fulton County Airport; and

WHEREAS, United Way of Fulton County will arrange for cleanup, as well as provide for sufficient insurance protection coverage as required by County policy; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Buildings and Grounds/Highway and Finance, United Way of Fulton County be and hereby is authorized to utilize the Fulton County Airport for “Fire Truck and Family Fun Day Event” on October 1, 2016, contingent upon issuance of the appropriate County permit by the County Attorney; and, be it further

RESOLVED, That the 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, Planning Director, Superintendent of Highways and Facilities, United Way of Fulton County, 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 YOUNG and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 42**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING DISTRIBUTION OF A REQUEST FOR PROPOSALS  
FOR LEASE OF THE RESTAURANT BUILDING AT THE  
FULTON COUNTY AIRPORT

WHEREAS, the tenant in the restaurant building at the Fulton County Airport has closed its operation at the Airport; and

WHEREAS, the Committee on Buildings and Grounds/Highway recommends soliciting parties that may be interested in leasing the County-owned restaurant building located at the Fulton County Airport; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to distribute a Request for Proposals from interested parties to rent the restaurant building at the Fulton County Airport (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 the usual business hours); and, be it further

RESOLVED, That such proposals 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, March 16, 2016; and, be it further

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

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

Seconded by Supervisor CHRISTOPHER and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 43**

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

RESOLUTION ACCEPTING STATE MATCHING FUNDS FOR 2016 “I LOVE  
NEW YORK” TOURISM PROGRAM

WHEREAS, Resolution 368 of 2015 authorized submittal of a grant application for “I Love New York” Tourism Matching Funds for 2016 in the amount of \$53,911.00; and

WHEREAS, the County of Fulton has been advised that it has been awarded up to \$61,756.00 for its 2016 Tourism Matching Funds Program; and

WHEREAS, the Committees on Economic Development & Environment and Finance recommend that the County accept the full amount of the grant matching funds; now, therefore be it

RESOLVED, That the Fulton County Board of Supervisors, by this Resolution, hereby accepts 2016 Tourism Matching Funds, in an amount of \$61,756.00 (Fulton County to match its share of \$61,756.00) for 2016; and, be it further

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

From: A.1000.1990-4907 EXP-Contingent Fund Expense  
To: A.1000.6410-4935 EXP County Tourism Development  
Sum: \$7,845.00

and, be it further

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

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 44**

Supervisor WALDRON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING GRANT APPLICATION TO NEW YORK STATE  
LIBRARY FOR CONSERVATION/PRESERVATION DISCRETIONARY FUNDING TO  
PRESERVE COUNTY MAP IN THE BOARD OF SUPERVISORS CHAMBERS

WHEREAS, at the request of the Board of Supervisors, the County Historian has evaluated options for preserving the historic 1856 Map of Fulton County on display in the Board Chambers; and, be it further

WHEREAS, the Historian recommends pursuing grant funds to accomplish any restoration/preservation project in the amount of \$2,800.00, based upon the treatment proposal provided by conservator Samantha Couture of Flyleaf Bindery; and, be it further

RESOLVED, That the Chairman of the Board be, and hereby is, authorized to submit a grant application to the New York State Program for the Conservation and Preservation of Library Research Materials through the New York State Library, to conserve the 1856 Map of Fulton County currently on display in the Board of Supervisors Chambers; and, be it further

RESOLVED, That the County Historian do each and everything necessary to further the purport of this resolution; and, be it further

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

Seconded by Supervisor KINOWSKI and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 45**

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

**RESOLUTION AMENDING CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT  
AND BARTON & LOGUIDICE PC**

WHEREAS, the 2016-2018 Capital Plan projects engineering and design of the next disposal cell in 2017 followed by construction of the next cell in 2018; and

WHEREAS, recently-approved contracts for out-of-county waste have added substantial quantities of waste to the County landfill; and

WHEREAS, the Department of Solid Waste Director recommends performing a detailed engineering evaluation of the existing lined landfill footprint to ensure that previous projections for the scheduling of cell construction are still accurate; and

WHEREAS, Resolution 379 of 2015 authorized a contract between Fulton County and Barton and Loguidice PC engineers for services related to Title V Permit Requirements during 2016; and

WHEREAS, the Department of Solid Waste contracts with Barton and Loguidice for an annual field topographic survey of the active landfill area for the purpose of completing the NYSDEC Landfill Annual Report; and

RESOLVED, That upon the recommendation of the Director of Solid Waste and Committees on Economic Development and Environment, and Finance, the Chairman of the Board be and hereby is authorized to sign Amendment No. 1 to the contract with Barton & Loguidice PC of Liverpool, NY for additional services; as described in its proposal letter at a cost of \$4,700.00 dated January 25, 2016; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Director of Solid Waste, Barton & Loguidice PC, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WILSON and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 46**

Supervisor WALDRON offered the following Resolution and moved its adoption:

**RESOLUTION MODIFYING THE OPERATING HOURS AT THE  
OPPENHEIM TRANSFER STATION**

WHEREAS, Resolution No. 220 of 1989 established the operating hours at Fulton County owned and operated transfer stations; and

WHEREAS, pursuant to signed agreements with each municipality, the County reserves the right to determine operating hours at its transfer stations; and

WHEREAS, the Department of Solid Waste conducted a survey of resident usage at the Oppenheim Transfer Station to determine daily volumes and usage patterns; and, be it further

RESOLVED, That upon the recommendation of the Director of Solid Waste and the Committee on Economic Development and Environment, hours of operation at the Oppenheim Transfer Station be and hereby are revised as follows:

	Present Schedule	New Schedule
Mon	Closed	Closed
Tues	4 p.m.- 8 p.m.	10 a.m.- 6 p.m.
Weds	4 p.m.- 8 p.m.	Closed
Thurs	Noon- 8 p.m.	10 a.m.- 6 p.m.

and, be it further

RESOLVED, That the modified hours of operation shall be duly posted at the Oppenheim Transfer Station; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, Solid Waste Director, Town of Oppenheim and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 47**

Supervisor WALDRON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CONTRACT BETWEEN THE SOLID WASTE  
DEPARTMENT AND THE LEADER HERALD FOR ANNUAL  
NEWSPAPER ADVERTISING (2016)

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the Solid Waste Department and *The Leader Herald*, of Gloversville, NY for annual newspaper advertising, commencing January 1, 2016 through December 31, 2016, at a cost of \$13.00 per column inch; and, be it further

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

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 48**

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

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN FULTON COUNTY AND  
NATIONAL GRID FOR A STRATEGIC ECONOMIC DEVELOPMENT MATCHING  
GRANT TO COMPLETE A COUNTY DEVELOPMENT STRATEGY  
(2016 CAPITAL PLAN)

WHEREAS, the 2016 Capital includes a “Jump Start Fulton County: County Development Strategy” Project in the amount of \$100,000.00; and

WHEREAS, Fulton County has been awarded a \$75,000.00 grant from National Grid’s Strategic Economic Development Outreach Program matching grant to assist in the cost of completing said countywide Development Strategy; and

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a grant agreement between Fulton County and National Grid for a Strategic Economic Development Outreach grant in the amount of \$75,000.00, to be matched by an equal County local match up to that amount, to complete a Fulton County Development Strategy; 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, Planning Director, National Grid, Fulton County Industrial Development Agency; Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 49**

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

RESOLUTION AMENDING THE 2016 CAPITAL PLAN TO INCLUDE FUNDING FOR  
A “JUMP START FULTON COUNTY: ECONOMIC DEVELOPMENT AND  
MARKETING PROJECT”

WHEREAS, the 2015 Capital Plan included a \$50,000.00 appropriation for the Rail Trail Project to be utilized for acquisition of former FJ & G Railroad right-of-way between Dennie’s Crossing and County Route 155; and

WHEREAS, the County Attorney has contacted property owners of the former right-of-way parcels in the area and only one has expressed an interest to sell his/her parcel to the County for Rail Trail purposes; and

WHEREAS, the County Attorney and Planning Director estimate that \$7,500.00 of said project should be retained to facilitate purchase and legal documentation preparation of the available parcel; and

WHEREAS, the Planning Director and Committees on Economic Development and Environment, and Finance recommend that the 2016 Capital Plan be amended by reappropriating the funds no longer needed for said FJ & G Rail Trail Project to create a new “Jump Start Fulton County: Economic Development and Marketing Project”; now, therefore be it

RESOLVED, That the 2016 Capital Plan be, and hereby is amended to include a “Jump Start Fulton County: Economic Development and Marketing Project” in the amount of \$42,500.00; and, be it further

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

From: H.8020.7989-4000.0705 EXP- Rail Trail Contractual  
To: H.8020.6497-2100.0790 (NEW) EXP- Jump Start Fulton County Econ Dvlpt & Mktg  
Sum: \$42,500.00

and, be it further

**Resolution No. 49 (Continued)**

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

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0



**Resolution No. 51**

Supervisors GREENE, CALLERY AND ARGOSTINER offered the following Resolution and moved its adoption:

**RESOLUTION EXTENDING CONTRACT WITH JOY LITTLE FOR FISCAL MANAGER CONSULTING SERVICES IN THE PUBLIC HEALTH DEPARTMENT**

WHEREAS, Joy Little retired from her position as Fiscal Manager in the Public Health Department at the end of September 2015; and

WHEREAS, Resolution 281 of 2015 authorized a contract with Joy Little for Fiscal Manager Consulting Services in the Public Health Department for the time period October 1, 2015 through December 31, 2015 at a rate of \$40.00 per hour, not to exceed 20 hours per week; and

WHEREAS, said consulting services included training of a new Fiscal Manager, budget management duties and PHC Program monitoring; and

WHEREAS, the Public Health Director requested an extension of said contract through June 30, 2016; and

WHEREAS, after a review of the request, the Committees on Personnel and Finance recommend a shorter period for said transition training at more limited hours per week; and, be it further

RESOLVED, That the Chairman of the Board be, and hereby is, authorized to sign a contract with Joy Little for Fiscal Manager Consulting Services at a rate of \$40.00 per hour not to exceed 10 hours per week for the period February 1, 2016 through April 30, 2016; and, be it further

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

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

From: A.4010.4010-1000 EXP Payroll  
To: A.4010.4010-4090 EXP Professional Services  
Sum: \$8,800.00

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

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 52**

Supervisor GREENE offered the following Resolution and moved its adoption:

**RESOLUTION ACCEPTING IMMUNIZATION GRANT FUNDS FROM THE NYS  
DEPARTMENT OF HEALTH (2016-2017)**

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

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an agreement between the Public Health Department and the NYS Department of Health for Immunization Action Plan grant funds, in an amount not to exceed \$30,000.00 for the period April 1, 2016 through March 31, 2017; said agreement subject to the approval of the County Attorney; and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 53**

Supervisor GREENE offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING CONTRACT BETWEEN THE COUNTY OF FULTON  
AND CENTER FOR DISABILITIES FOR PRE-SCHOOL ED (3-5) CENTER BASED  
SERVICES AND/OR PRE-SCHOOL EVALUATIONS IN 2016 (PUBLIC HEALTH)**

WHEREAS, Resolution 454 of 2016 authorized contracts between the County of Fulton and approved providers for Preschool Ed (3-5) Center-based services and/or Preschool Evaluations for the Public Health Department in 2016; and

WHEREAS, the Public Health Director recommends adding Centers for Disabilities as an additional provider; and, be it further

RESOLVED, That the Chairman of the Board of Supervisors be and hereby is authorized to sign a contract between the County of Fulton and Center for Disabilities to provide Preschool Ed (305) Center-based services and/or Preschool Evaluations in 2016 at NYS Department of Education rates; and, be it further

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

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 54**

Supervisor GREENE offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING CERTAIN CONTRACTS BETWEEN THE COUNTY OF FULTON AND ADDITIONAL SERVICE PROVIDERS TO PROVIDE ITINERANT SPEECH THERAPY, PHYSICAL THERAPY AND OCCUPATIONAL THERAPY SERVICES FOR PRE-SCHOOL ED 3-5 PROGRAM (PUBLIC HEALTH)**

WHEREAS, Resolution 455 of 2015 authorized contracts between the County of Fulton and independent contractors for Preschool Ed (3-5) Itinerant Related Services in 2016; and

WHEREAS, the Public Health Director recommends adding certain additional providers for said services as follows:

Advanced Therapy Services	Speech Therapy, Physical Therapy, Occupational Therapy
Sarah Parsons	Speech Therapy

and; be it further

RESOLVED, That the Chairman of the Board of Supervisors be and hereby is empowered to sign contract with Advanced Therapy Services to provide itinerant speech therapy, physical therapy and occupational therapy services and Sarah Parsons to provide speech therapy services to Preschool children 3-5 years at a rate of \$55.00 for up to one (1) hour and \$65.00 for one (1) hour or more; and, be it further

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

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

Seconded by Supervisor KINOWSKI and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 55**

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

RESOLUTION AUTHORIZING PURCHASE OF A SHREDDER FOR USE IN THE  
PUBLIC HEALTH DEPARTMENT

WHEREAS, the Public Health Director requested to purchase a new shredder to replace a broken unit that is beyond repair; and

WHEREAS, said purchase is 100 percent reimbursable by a Children with Special Healthcare Needs (CHSCN) grant; and

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

RESOLVED, That the Public Health Director be and hereby is authorized to purchase the following equipment for use in the Public Health Director's office:

(1) Shredder	\$215.00
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and, be it further

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

From: A.4010.4010-4020-EXP-Travel  
To: A.4010.4010-4010-EXP-Equipment-Non-Asset  
Sum: \$215.00

and, be it further

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

Seconded by Supervisor SULLIVAN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 56**

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

RESOLUTION AUTHORIZING GRANT APPLICATION TO THE USDA TO  
OPERATE A TELEMEDICINE PILOT PROJECT (PUBLIC HEALTH)

WHEREAS, the Adirondack Health Institute (AHI) is pursuing a grant from the United States Department of Agriculture (USDA) to develop telemedicine health networks in New York State; and

WHEREAS, AHI is requesting local agencies to participate in the grant application to benefit rural areas in the state; and

WHEREAS, the Public Health Director recommends applying through this initiative for grant funds to establish a demonstration project with telehealth stations at local sites as follows: Fulton County Public Health Department, FMCC Safety Office and the Fulton County Office for Aging and Youth; and, be it further

RESOLVED, That upon the recommendation of the Committees on Human Services and Finance, the Chairman of the Board be and hereby is authorized to sign and submit an application for a USDA Telemedicine Grant, in the amount of \$25,000.00 with a local county in-kind match of 15 percent (\$3,750.00) to improve health outreach and prevention in Fulton County; and, be it further

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 certified copies of this Resolution be forwarded to the County Treasurer, Public Health Director, Fulton Montgomery Community College, Office for Aging and Youth, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 57**

Supervisor GREENE offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING MEAL EXPENSES FOR CERTAIN SCHEDULED EVENTS  
IN THE OFFICE FOR AGING AND YOUTH BUREAU (2016)**

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

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

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

AGING events:

- Monthly Support Group Meetings
- Periodically at Office for Aging Advisory Council Meetings
- Hat's Off to Caregivers Event – November
- Periodic Outreach events throughout the year
- Senior Picnic – August 4, 2016

YOUTH events:

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

now, therefore be it

RESOLVED, That the OFA Director/Youth Bureau Director is hereby authorized to include light meals, light refreshments and room rental, if necessary, as part of planning for the aforementioned sessions during 2016, subject to said costs being in accordance with State and/or Federal agency guidelines; and, be it further

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

Seconded by Supervisor HANDY and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 58**

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE FULTON COUNTY  
COMMUNITY SERVICES DEPARTMENT AND MONTGOMERY COUNTY  
COMMUNITY SERVICES DEPARTMENT FOR FISCAL  
CONSULTING SERVICES (2016)

WHEREAS, the County of Montgomery has requested that the County of Fulton Department of Community Services provide accounting and fiscal consulting to its Community Services Department on a contract basis; and

WHEREAS, the Director of Community Services is requesting an intermunicipal contract between the Fulton County Community Services Department and the County of Montgomery, to provide accounting and fiscal consulting services to that County related to New York State Mental Hygiene funding; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the Fulton County Community Services Department and County of Montgomery Community Services Department to provide accounting and fiscal consulting services, effective retroactive to January 1, 2016 through December 31, 2016 at an annual contract rate of \$10,000.00 per year pro-rated and billable on a monthly basis; and, be it further

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

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 530 (19) Nays: 21 (1) (Supervisor Kinowski)

**Resolution No. 59**

Supervisor GREENE offered the following Resolution and moved its adoption:

**RESOLUTION WAIVING THE “60-MILE RADIUS RULE” FOR  
CONFERENCE ATTENDANCE (SOCIAL SERVICES)**

WHEREAS, Resolution 188 of 1992 established a 60-mile radius minimum for overnight conferences for all employees of the County of Fulton; and

WHEREAS, DSS Commissioner Sheryda Cooper has requested a waiver of said rule for two (2) employees to attend Child Support 101 in Castleton-on-Hudson, NY, February 2 through February 4, 2016, with overnight lodging because lodging for the training is paid for by the Research Foundation of SUNY and staying overnight is more economical for county finances; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Human Services, the “60-mile radius rule” as identified in Resolution 188 of 1992, be and hereby is waived to allow two Financial Investigators in the Department of Social Services to attend the Child Support 101 training in Castleton-on-Hudson, NY, February 2 through 4, 2016, with overnight lodging; and, be it further

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 60**

Supervisor CALLERY offered the following Resolution and moved its adoption:

**RESOLUTION RECLASSIFYING A LEGAL STENOGRAPHER POSITION TO LEGAL SECRETARY IN THE DISTRICT ATTORNEY'S OFFICE**

WHEREAS, the Personnel Director has reviewed a Legal Stenographer position in the District Attorney's Office and determined that Legal Secretary is a more descriptive and appropriate title because stenography is no longer a duty of said position; and

WHEREAS, the Personnel Director has prepared the applicable Job Description and classified the position accordingly; now, therefore be it

RESOLVED, That upon the recommendation of the District Attorney, Personnel Director and the Committee on Public Safety, effective immediately, a Legal Stenographer position (Union Job Group A-5, 2016 permanent rate: \$16.54 per hour) be and hereby is reclassified to Legal Secretary (Union Job Group A-5, 2016 permanent rate: \$16.54 per hour) in the District Attorney's Office; and, be it further

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

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 61**

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

RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF 2017-2018  
“UPSTATE QUALITY IMPROVEMENT AND CASELOAD REDUCTION GRANT” FROM  
THE NYS OFFICE OF INDIGENT LEGAL SERVICES (PUBLIC DEFENDER)

WHEREAS, the New York State Office of Indigent Legal Services has notified Fulton County of its eligibility for an “Upstate Quality Improvement and Caseload Reduction Grant”; and

WHEREAS, the Public Defender has received notification from the NYS Office of Indigent Legal Services that Fulton County has been awarded said grant to improve the quality of legal services provided to indigent individuals in Fulton County; and

WHEREAS, the grant will be a three-year distribution from the Indigent Legal Services Fund in the amount of \$110,124.00 (\$36,708.00 per year) for the period 2016 through 2018; and

WHEREAS, the Public Defender recommends that said grant proceeds be used to pay the Sixth Assistant Public Defender salary in 2016, 2017 and 2018; offset portions of the Fourth and Fifth Public Defender salary/fringes and to supplement certain legal services costs within the Public Defender’s Office and has submitted this plan for such expenditures to the Committees on Public Safety and Finance; now, therefore be it

RESOLVED, That the 2016 Adopted Budget be and hereby is amended to accept Indigent Legal Services Funds, as follows:

Budget Amendment

Revenue Account:

Increase A.1170.1170-3026 REV-State Aid-Public Defender \$36,708.00

Appropriation Accounts:

Increase A.1170.1170-1000 EXP-Payroll	\$11,708.00
Increase A.1170.1170-4090 EXP-Professional Services	10,000.00
Increase A.1170.1170-4530 EXP-Supplies	5,000.00
Increase A.1170.1170-4570 EXP-Subscriptions	10,000.00

and, be it further

RESOLVED, That this Resolution and continuation of said position is contingent upon funding being received from the NYS Office of Indigent Legal Services providing the entire 100 percent cost for said position; and, be it further

**Resolution No. 61 (continued)**

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

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

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

Seconded by Supervisor HANDY and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 62**

Supervisor GROFF offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN  
FULTON COUNTY AND RURAL LAW CENTER OF NEW YORK, INC.  
TO PROVIDE MANDATED APPEALS REPRESENTATION  
(PUBLIC DEFENDER'S OFFICE)

WHEREAS, according to the Public Defender, the Rural Law Center has an excellent appellate record and has been successful in limiting costs for Public Defenders in other counties; and

WHEREAS, the Public Defender recommends approval of a Memorandum of Understanding with the Rural Law Center to handle appeal of Fulton County cases for indigent defendants; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to execute a Memorandum of Understanding with the Rural Law Center of New York, Inc. to provide mandated appeals representation for the Public Defender's Office as follows:

Regular Appeals	\$2,000.00 per appeal
Appeals where transcripts exceed 2000 pages	\$4,000.00 per appeal

\*Rates include printing records, briefs and appendices but does not include the costs of transcripts.

and, be it further

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

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

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 63**

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

RESOLUTION RE-ALLOCATING CERTAIN 2015 HOMELAND SECURITY GRANT FUNDS IN THE CIVIL DEFENSE DEPARTMENT

WHEREAS, Resolution 178 of 2015 authorized application and acceptance of 2015 Homeland Security Program Grant funds in the amount of \$63,750.00; and

WHEREAS, Resolution 347 of 2015 authorized purchase of various equipment for use in the Civil Defense/Fire Coordinator’s Office with 2015 State Homeland Security Program Funds; and

WHEREAS, Fulton County has an unspent balance of \$63,750.00 in grant proceeds because said purchases were not completed by the Civil Defense Director/Fire Coordinator by the end of 2015; now, therefore be it

RESOLVED, That upon the recommendation of the Civil Defense Director and Committees on Public Safety and Finance, the Civil Defense Director be and hereby is authorized to expend 2015 State Homeland Security Grant Funds to purchase the items identified herein, in approximate amounts, as follows:

<u>Equipment:</u>	
o Command Console	\$ 3,000.00
o P-25 Compatible Radios	9,327.00
o Antennas/ Power Supplies	1,434.00
o Installation	1,520.00
o CCTV System	16,125.00
o 2-AEDs/with alarmed cabinets	4,600.00
o Smart Board Projector/Cabling and Related Components	2,222.00
o Installation	1,200.00
o Video Display Monitors	1,750.00
o Printer/Copier/Scanner/Fax-Desktop Computer	1,200.00
o Personal Protective Equipment-Coat	2,690.00
o Personal Protective Equipment-Pants	2,590.00
o Lettering	500.00
o Disaster Recovery Server	<u>12,472.00</u>
	\$60,630.00
 <u>Contractual:</u>	
o Backfill/OT for Training	\$ 1,000.00
o Instructional Fees	500.00
o Gloves/Hoods/Safety Glasses	<u>1,620.00</u>
	\$ 3,120.00

and, be it further

**Resolution No. 63 (continued)**

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

Revenue:

Increase A.3640.3645-3306.0001 REV-Civil Defense-SHSP	\$63,750.00
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Appropriation:

Increase A.3640.3645-2840 EXP Equipment	\$60,630.00
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Increase A.3640.3645-4840 SHSP-Contractual	\$ 3,120.00
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and, be it further

RESOLVED, That the Civil Defense Director is hereby directed to carry out said purchases expeditiously and complete all grant requirements in 2016; and, be it further

RESOLVED, That the Civil Defense/Fire Coordinator do each and every other thing necessary to further the purport of this Resolution; and, be it further

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

Seconded by Supervisor WALDRON and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 64**

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

**RESOLUTION AUTHORIZING PURCHASE AND INSTALLATION OF ADDITIONAL MICROWAVE SYSTEM EQUIPMENT USING 2013 STATEWIDE INTEROPERABLE COMMUNICATION GRANT FUNDS (CIVIL DEFENSE DEPARTMENT)**

WHEREAS, Resolution 103 of 2014 accepted a 2013 Statewide Interoperable Communications Grant in the amount of \$2,327,780.00; and

WHEREAS, to date, several components of the Interoperable Radio Communications Project have been authorized as follows:

<u>Component</u>	<u>Contract Amount</u>	<u>Resolution</u>
Microwave Hardware, Engrg & Install	\$ 427,927.00	245 of 2014
Geospatial Positioning Sys.	18,182.00	327 of 2014
Sheriff's Dispatch System & radios	1,189,515.00	246 of 2014
Structural Analysis	4,750.00	95 of 2015
Tower & Shelter Project	467,686.00	231 of 2015

and,

WHEREAS, during progress on the components listed above, the Civil Defense/Fire Coordinator identified certain additional equipment that should be replaced; and

WHEREAS, the Department of Homeland Security has approved said purchase and will reimburse Fulton County one hundred percent (100%); now, therefore be it

RESOLVED, That based upon the recommendation of the Committees on Public Safety and Finance, the Civil Defense Director/Fire Coordinator be and hereby is authorized to purchase the following equipment:

Six-6-port E&M interface cards and Six-5260 SAM licenses	\$11,000.00
Installation services, associated hardware, cabling, etc.	16,500.00

and, be it further

**Resolution No. 64 (continued)**

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

Revenue:

Increase H.3640.3020-3397.0680 REV-State Aid-Public Safety-Capital Projects \$27,500.00

Appropriation:

Increase H.3640.3020-2100.0680 EXP-Statewide Interoperable Communications \$27,500.00

and, be it further

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

Seconded by Supervisor RICE and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 65**

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

**RESOLUTION ACCEPTING 2015 NYS STOP-DWI “THANKSGIVING CRACK DOWN”  
GRANT FOR USE BY THE DISTRICT ATTORNEY’S OFFICE**

WHEREAS, the District Attorney received a 2015 “Thanksgiving Crack Down” Grant from the NYS Governor’s Traffic Safety Committee to offset local policy agency’s patrol costs in 2015 as follows:

Fulton County Sheriff’s Office	\$ 807.84
Northville Police Department	185.13
Gloversville Police Department	1,417.46
Broadalbin Police Department	185.13
Johnstown Police Department	<u>383.48</u>
	\$2,979.04

now, therefore be it

RESOLVED, That the Board of Supervisors hereby accepts said 2015 “Thanksgiving Crack Down” Grant from the Governor’s Traffic Safety Committee, in the amount of \$2,979.04, for sponsored activities during the November 16-30, 2015 holiday period; and, be it further

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

Revenue:

Increase A.1165.3315-2615 REV-STOP DWI Fines \$2,980.00

Appropriation:

Increase A.1165.3315-4090 EXP-Professional Services \$2,980.00

and, be it further

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 66**

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

RESOLUTION AUTHORIZING PURCHASE OF VARIOUS CAMERA EQUIPMENT FOR  
USE BY NYS POLICE IN MAYFIELD WITH DISTRICT ATTORNEY CRIME  
FOREFEITURE PROCEEDS

WHEREAS, the District Attorney has requested to use crime forfeiture proceeds to purchase three (3) digital cameras, memory cards and camera bags for the New York State Police Investigators at the Mayfield Station; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety and Finance, the District Attorney be and hereby is authorized to purchase equipment for the NYS Police Investigators at the Mayfield Station, as follows:

Nikon CoolPix L32 Digital Cameras (3)	\$280.00
16 GB SDHC Memory Cards (3)	45.00
Camera Bags (CoolPix Deluxe) (3)	<u>120.00</u>
	\$445.00

and, be it further

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

Revenue:

Increase A.1165.3197-2626 REV-Forfeiture of Crime Proceeds-Restricted \$445.00

Appropriation:

Increase A.1165.3197-4090 EXP-Professional Services \$445.00

and, be it further

RESOLVED, That said equipment be purchased and then donated to the NYS Police for use with investigations within the Fulton County region; and, be it further

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 67**

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

RESOLUTION REALLOCATING CERTAIN 2014-2015 NEW YORK STATE LETPP  
GRANT FUNDS FOR THE SHERIFF'S DEPARTMENT

WHEREAS, Resolution 174 of 2014 authorized application and acceptance of a 2014 Law Enforcement Terrorism Prevention Program (LETTP) grant from the NYS Homeland Security Program (SHSP) in the amount of \$20,000.00 and an unspent balance of \$34.36 remains; and

WHEREAS, Resolution 178 of 2015 authorized application and acceptance of a 2015 LETTP Grant from the SHSP in the amount of \$21,250.00 and an unspent balance of \$18,369.22 remains; and

WHEREAS, both grants have a total unspent balance of \$18,403.58; now, therefore be it

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

USB Air Time Card Subscriptions	\$ 6,369.22
(12) Portable Radios (P-25) (\$908.42)	12,000.00

and, be it further

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

Revenue:

Increase A.3110.3110-3306.0003 REV-Sheriff-SLETTP \$18,405.00

Appropriation:

Increase A.3110.3645-4820 EXP-SLETTP Contractual \$18,405.00

and, be it further

**Resolution No. 67 (continued)**

RESOLVED, That the Sheriff is hereby directed to carry out said purchases expeditiously and complete all grant requirements in 2016; 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 GREENE and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 68**

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

**RESOLUTION AUTHORIZING THE ACCEPTANCE OF 2015-2016 PUBLIC SAFETY ANSWERING POINTS (PSAP) OPERATIONS GRANT FROM NEW YORK STATE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY SERVICES**

WHEREAS, Resolution 516 of 2015 confirmed application for 2015-2016 Public Safety Answering Points (PSAP) Operations Grant from NYS Department of Homeland Security and Emergency Services in an amount of \$194,000.00 to offset salary and benefits costs within the Communications Division; and

WHEREAS, the Sheriff has been notified that Fulton County was awarded \$206,892.00 for said Grant; and

WHEREAS, inasmuch as an additional \$12,892.00 was received, the Sheriff has requested the purchase of the following items to improve the efficiency and effectiveness of the E911 Communications Center:

Chairs (8), Desks (2), Modular Flooring	\$5,000.00
Public Safety Dispatcher Training	7,892.00

now, therefore be it

RESOLVED, That the Board of Supervisors hereby accepts the 2015-2016 Public Safety Answering Points (PSAP) Operations Grant from the NYS Department of Homeland Security and Emergency Services, in amount of \$206,892.00; and, be it further

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

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

Decrease A.1000.0599-0599 REV-Appropriated Fund Balance      \$194,000.00

Revenue:

Increase A.3110.3113-3319 REV-State Aid-Communications Wireless      \$206,892.00

Appropriation:

Increase A.3110.3113-4010 EXP-Equipment-Non-Asset	\$5,000.00
Increase A.3110.3113-4210 EXP-Trainings and Conferences	7,892.00

and, be it further

**Resolution No. 68 (continued)**

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 69**

Supervisor GROFF offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING AN INTER-MUNICIPAL AGREEMENT  
BETWEEN FULTON COUNTY AND MONROE COUNTY TO PROVIDE SECURITY  
SERVICES FOR FULTON COUNTY PRISONERS AT THE  
ROCHESTER PSYCHIATRIC CENTER

RESOLVED, That the Chairman of the Board be and hereby is authorized and empowered to sign contracts to provide psychiatric and forensic services for Fulton County inmates at terms and conditions as follows:

Monroe County and Sheriff                      Not to exceed \$140.00/day/inmate

and, be it further

RESOLVED, That said contracts shall be subject to the approval of the Fulton County Attorney and be continued upon and subject to compliance with Sections 504 and 508 of NYS Corrections Law; and, be it further

RESOLVED, That this contract shall be for a term commencing from and as of January 1, 2016 through to and including December 31, 2020; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Sheriff, Correctional Facility, Monroe County Legislature, Monroe County Sheriff, NYS Commission of Corrections, Budget Director/County Auditor, Administrative Officer/Clerk of the Board and to each and every other person, institution or agency which will further the purport of this Resolution.

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 20    Nays: 0

**Resolution No. 70**

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

RESOLUTION CREATING A TEMPORARY PER DIEM TACTICAL TRAINING  
INSTRUCTOR POSITION IN THE SHERIFF'S DEPARTMENT

WHEREAS, the Sheriff is requesting a per diem Tactical Training Instructor position in the Sheriff's Department to instruct and provide tactical training to the Sheriff's Department personnel; and

WHEREAS, the hourly rate for this position would be \$18.12 per hour with said individual working on an as-needed basis no more than fifty (50) hours per month; now, therefore be it

RESOLVED, That the Sheriff hereby is authorized to employ one (1) per diem Tactical Training Instructor (\$18.12 per hour, no benefits) not to exceed 50 hours per month in the Sheriff's Department, effective immediately for a period not to exceed eighteen (18) months; and, be it further

RESOLVED, That said salary be a charge against A.3110.3111.1000 EXP-Payroll; and, be it further

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

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

Seconded by Supervisor HANDY and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 71**

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

RESOLUTION CREATING A TEMPORARY PER DIEM FORENSIC EVIDENCE  
INSTRUCTOR POSITION INCLUDING WAIVER OF COUNTY RESIDENCY IN THE  
SHERIFF'S DEPARTMENT

WHEREAS, the Sheriff is requesting a per diem Forensic Evidence Instructor position in the Sheriff's Department to offer professional expertise in the field of forensic evidence collection and the preservation and storage of evidence in investigating criminal matters; and

WHEREAS, the hourly rate for this position would be \$18.12 per hour with said individual working on an as-needed basis no more than thirty (30) hours per month; now, therefore be it

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-county resident in this instance only; now, therefore be it

RESOLVED, That the Sheriff hereby is authorized to employ one (1) per diem Forensic Evidence Instructor (\$18.12 per hour, no benefits) not to exceed 30 hours per month in the Sheriff's Department, effective immediately for a period not to exceed eighteen (18) months; and, be it further

RESOLVED, That the County "Residency Rule" be and hereby is waived for the hire of a per diem Forensic Evidence Instructor position in the Sheriff's Department; and, be it further

RESOLVED, That said salary be a charge against A.3110.3111.1000 EXP-Payroll; and, be it further

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

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

Seconded by Supervisor WILSON and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 72**

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

**RESOLUTION CREATING A TEMPORARY PER DIEM INVESTIGATIVE INSTRUCTOR POSITION IN THE SHERIFF'S DEPARTMENT**

WHEREAS, the Sheriff is requesting a per diem Investigative Instructor position in the Sheriff's Department to review and develop investigative regulations, techniques and systems for criminal investigation in the Sheriff's Department; and

WHEREAS, the hourly rate for this position would be \$18.12 per hour with said individual working no more than thirty (30) hours per month; now, therefore be it

RESOLVED, That the Sheriff hereby is authorized to employ one (1) per diem Investigative Instructor position (\$18.12 per hour, no benefits) not to exceed 30 hours per month in the Sheriff's Department, effective immediately for a period not to exceed eighteen (18) months; and, be it further

RESOLVED, That said salary be a charge against A.3110.3111.1000 EXP-Payroll; and, be it further

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

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 73**

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

**RESOLUTION AUTHORIZING BACK PAYMENT TO DEPUTY TREASURER  
DUE TO ERROR IN VACANCY REVIEW REQUEST**

WHEREAS, in late 2015, the County Treasurer made plans to appoint the Assistant Deputy Treasurer to a vacancy in the post of Deputy Treasurer; and

WHEREAS, the Treasurer did not obtain Vacancy Review approval from the Committee on Finance in accordance with County policies prior to re-assigning job duties; and

WHEREAS, after reviewing the circumstances, the Committees on Personnel and Finance recommend waiving the vacancy review requirement in this instance only; now, therefore be it

RESOLVED, That the Treasurer be and hereby is authorized to pay the Deputy Treasurer the differential in salary for the 10 workday period December 15 through December 28, 2015, amounting to \$340.38; and, be it further

RESOLVED, That said cost shall be charged to A.1325.1325-1000 EXP Payroll and that the Treasurer and Personnel Director do each and every thing possible to further the purport of this resolution; and, be it further

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

Seconded by Supervisor SULLIVAN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 74**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

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

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

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a lease agreement with the following abstract companies:

KCS Abstract  
Stewart Title  
Genesis Abstract

For office space in the County Clerk's Office at a monthly lease cost of \$100.00, effective January 1, 2016 through December 31, 2016; and, be it further

RESOLVED, That said lease agreements are subject to the approval of the County Attorney; and, be it further

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 75**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION ESTABLISHING 2016 CAPITAL PROJECTS FOR THE  
INFORMATION SERVICES DEPARTMENT**

WHEREAS, the 2016 Capital Plan identifies the following projects for the Information Services Department:

Mobile Data Terminal Replacement	\$30,139.00
PC Replacement Program	46,271.00
Server Software Upgrade	<u>22,930.00</u>
Total	\$99,340.00

and,

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

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

From: A.1000.9950-9000.1400 EXP-E911 Reserves  
To: H.1680.3020-2100.0795 EXP-Mobile Data Terminals (New)  
Sum: \$30,139.00

From: A.1000.9950-9000.1100-EXP Capital Equipment Reserve  
To: H.1680.1680-2100.0800-EXP IT Upgrade Plan-2016 (New)  
Sum: \$69,201.00

and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 76**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION DENYING CORRECTION OF ERRORS IN THE TOWN OF CAROGA  
(KUCHINAD)

WHEREAS, Fulton County Real Property Tax Services received an application for a “Correction of Errors” related to a parcel (Kuchinad) in the Town of Caroga; and

WHEREAS, the Real Property Tax Director determined that the application should be denied because the valuation or non-valuation of a central heating system does not fall within the authority of the Corrections of Error Statute; now, therefore be it

RESOLVED, That the Application for Refund of Real Property Taxes for the year 2015 as submitted by Ruth Kuchinad for tax parcel 83.10-4-42 be and hereby is denied, inasmuch as subject matter of the Application does not constitute an error in essential fact and may not be corrected pursuant to the Correction of Error process in NYS Real Property Tax Law §550; and, be it further

RESOLVED, That the Director of Real Property Tax Services Agency be and hereby is directed 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, Real Property Tax Services Agency, Ruth Kuchinad, Town of Caroga Assessor, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 77**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR  
ELECTION SUPPLIES AND PRINTED MATERIAL FOR USE IN THE  
BOARD OF ELECTIONS (2016)

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids from vendors for election supplies and printed materials for use in the Board of Elections (and according to further specifications which may be obtained at the Office of the Purchasing Agent, County Building, Room 203, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, County Building, Room 203, Johnstown, NY 12095, no later than 2:00 p.m., Wednesday, March 9, 2016, at which time and place they will be publicly opened and read; and, be it further

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

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 78**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING COUNTY TREASURER TO ISSUE COURT-ORDERED  
REFUND TO CANAJOHARIE WATER WORKS FOR OVERPAYMENT  
OF PROPERTY TAXES

WHEREAS, pursuant to Supreme Court Order, the assessment on Canajoharie Water Works (SBL145-1-34.1 and SBL 159.-1-45) in the Town of Ephratah, was reduced from \$71,775.00 to \$58,831.00 and \$855,273.00 to \$641,459.00, respectively; and

WHEREAS, the County is mandated to refund Canajoharie Water Works County and local municipal taxes in the following sums:

SBL 145-1-34.1	\$431.56
SBL 159.-1-45	<u>5,067.40</u>
Total	\$5,498.96

now, therefore be it

RESOLVED, That the County Treasurer be and hereby is authorized to issue a refund, in the amount of \$5,498.96 to Canajoharie Water Works for overpayment of taxes on Parcels SBL145-1-34.1 and SBL 159.-1-45, in the Town of Ephratah, and be it further

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

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 79**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION REFERRING CERTAIN PARCELS TO THE FULTON COUNTY  
DEMOLITION TEAM (OPERATION GREEN SCENE)

WHEREAS, Resolution 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, Resolution 400 of 2004 authorized an inter-municipal agreement with the City of Gloversville for the County to assume property tax collection and enforcement responsibilities for the City of Gloversville; and

WHEREAS, the Board of Supervisors has established "Operation Green Scene" to demolish dilapidated residential properties and foster community rehabilitation in the community; and

WHEREAS, the County has established a list of demolition projects on certain County-owned tax foreclosure properties in the City of Gloversville; now, therefore be it

RESOLVED, That the Solid Waste Director is hereby authorized to mobilize the County Demolition Team to raze any structures and clean up the following County-owned parcels in the City of Gloversville:

<u>Tax Map #</u>	<u>Address</u>	<u>Former Owner</u>
SBL#149.11-4-13	35 Eagle Street	Bozek Estate
SBL#134.19-23-3	60 Prospect Avenue	Conklin Estate

and, be it further

RESOLVED, That said projects 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 Gloversville, Budget Director/County Auditor and Administrative Officer/ Clerk of the Board.

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 80**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING FILING OF A “CERTIFICATE OF WITHDRAWAL”,  
CERTIFICATE OF CANCELLATION” AND “CERTIFICATE OF PROSPECTIVE  
CANCELLATION” RELATIVE TO 70 DIVISION STREET AND 5 HILL STREET DUE TO  
POTENTIAL ENVIRONMENT HAZARDS (COUNTY TREASURER)

WHEREAS, the County Treasurer has reviewed certain delinquent tax parcels in the City of Groversville and has provided an opinion that said parcels should not be foreclosed upon due to existing environmental concerns and should be withdrawn from any tax foreclosure proceedings; and

WHEREAS, in order to protect the County from environmental and/or financial liability related to said parcels, the County Treasurer recommends that the appropriate "Certificate of Withdrawal", "Certificate of Cancellation" and "Certificate of Prospective Cancellation" be filed in the Court of appropriate jurisdiction; now, therefore be it

RESOLVED, That upon the recommendation of the County Treasurer and Committee on Finance, the County Treasurer be and hereby is directed to file a "Certificate of Withdrawal", "Certificate of Cancellation" and "Certificate of Prospective Cancellation" with the Real Property Tax Services Agency Director, County Clerk and City of Groversville Assessor's Office for two (2) parcels in the City of Groversville, as follows:

	70 Division Street Groversville	5 Hill Street Groversville
<u>2016</u>	<u>149.6-26-7</u>	<u>149.13-2-10</u>
County	\$ 175.94	\$ 317.57
<u>2015</u>		
County	\$ 213.65	373.57
School	503.14	908.16
City	1,354.90	965.10
<u>2014</u>		
County	391.50	561.76
School	553.85	999.72
City	529.35	955.45

**Resolution No. 80 (Continued)**

2013

County	446.05	660.23
School	590.46	1,065.79
City	3,274.09	1,074.97

2012

County	465.48	
School	650.05	1,173.34
City	651.83	1,176.54

2011

School	<u>694.08</u>	<u>                    </u>
Total	\$10,494.37	\$10,232.20

and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, Real Property Tax Services Agency, County Clerk, City of Gloversville Assessor, 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 HOWARD and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 81**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION ESTABLISHING ACCOUNTS FOR CERTAIN 2016  
SMART WATERS CAPITAL PROJECTS

WHEREAS, Resolution 505 of 2015 authorized an Agreement Between Fulton County and Environmental Design Partnership to Prepare a Map, Plan and Report for Creation of a County Water District and Map, Plan and Report for a County Sewer District in a Hales Mills Road Extension Service Area as part of the 2016 Capital Plan; and

WHEREAS, Resolution 506 of 2015 Authorized an Agreement Between Fulton County and Environmental Design Partnership to Prepare a Map, Plan and Report for Creation of a County Sewer District in the Vails Mills Service Area as part of the 2016 Capital Plan; and

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

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

From: A.1000.9950-9000.1000 EXP-Other-Unrestricted	\$180,500.00	
To: H.8020.8397-2100.0780 EXP-SMART Waters Hales Mills (New)		\$89,000.00
H.8020.8397-2100.0785 EXP-SMART Waters Vails Mills (New)		\$91,500.00

and, be it further

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

Seconded by Supervisor WILSON and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 82**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION APPROPRIATING RESERVE FUNDS TO CERTAIN  
2016 CAPITAL PROJECTS

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

WHEREAS, the 2016 Adopted Budget allocated \$595,175.00 from said Capital Reserves to fund certain Capital Equipment and Improvement Projects; and

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

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

From:

A-0883.0700 – Capital Equipment Reserve	\$182,536.00
A-0883.0800 – Capital Improvement Reserve	382,500.00
A-0890 – E911 Emergency Phone System Reserve	30,139.00

To:

A-0909 – Unreserved Fund Balance	\$595,175.00
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and, be it further

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

Seconded by Supervisor SULLIVAN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 83**

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION WAIVING MAXIMUM VACATION ACCRUAL DEADLINE AND  
AUTHORIZING THE ADMINISTRATIVE OFFICER/CLERK OF THE BOARD TO SELL  
BACK OF 35 HOURS VACATION ACCRUAL**

WHEREAS, the Non-Union Employee Policy Manual governs the administration of Vacation Sell-back for employees and Department Heads; and

WHEREAS, because of his multiple hiring/interview processes, SMART Waters negotiations and New World Systems implementation, the Administrative Officer/Clerk of the Board has been unable to use his accrued vacation leave and is at his maximum accrual limit; and

WHEREAS, the Non-Union Policy Manual states as follows:

Department Heads who have reached their maximum vacation accrual and who because of operational needs of their Department, determine that they cannot schedule their annual leave at that time will, upon concurrence of their respective oversight committee, be entitled to have their vacation maximum accrual extended for up to three (3) months so that they will not lose their vacation accruals. During that three (3) months extension, it is anticipated that the Department Heads will be able to schedule their annual leave. If unusual operational circumstances exist in their annual leave, the Department Heads may then request that the Board of Supervisors by Resolution approve a vacation sell-back of up to 40 hours.

and,

WHEREAS, Administrative Officer/Clerk of the Board has requested that he be allowed to sell back 35 hours of his accrual vacation leave effective immediately; now, therefore be it

RESOLVED, That Mr. Stead be and hereby is authorized to sell back 35 hours of accrued vacation leave, effective immediately; and, be it further

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 84**

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:

Personnel Department:

Desk workstation stand, pedestal, shelf organizer (0001170)

Office For Aging:

Xerox DC432 Digital Copier (006282)

Star Metal Steam Table (partial inventory 0026)

Social Services:

Booster Seat (Harmony Turbo) (No Bar Code)

High Back Booster (Cosco) (No Bar Code)

Booster (Cosco Turbo) (No Bar Code)

and, be it further

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

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 85**

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 transfer:

**Treasurer:**

From: A.1325.1325-1000 EXP Payroll  
To: A.1325.1325-1100 EXP Overtime  
Sum: \$7,500.00

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, 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: 20 Nays: 0

**Resolution No. 86**

Supervisor BRADT offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURES RELATED TO CHAPTER 686 PROJECT 52A/B/G FOR COURT AREAS IN THE COUNTY OFFICE BUILDING**

WHEREAS, Resolution 309 of 2015 authorized a Renewal Agreement with the Unified Court System for Cleaning and Approving certain Chapter 686 Projects for Court Areas in the County Office Building for 2015-2016; and

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

WHEREAS, said agreement between Fulton County and the NYS Unified Court System provides funding for tenant work in court occupied spaces with a work allowance of \$30,000.00 and only \$6,000.00 of that allowance was expended; and

WHEREAS, in order to complete the balance of said tenant work in 2016, it will be necessary to amend the budget to include the remaining \$24,000.00 with said work to be completed by March 31, 2016; now, therefore be it

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

<u>Code</u>	<u>Work Description</u>
52 a/b/g	Repair paneling, chair rail, asbestos abatement, carpet (Co. Judge Chambers)

and, be it further

RESOLVED, That upon the recommendation of the Superintendent of Highways and Facilities and Committee on Buildings & Grounds/Highway, the 2016 Adopted Budget and be and hereby is amended as follows:

Revenue:

Increase A.1620.1620-3021 REV-State Aid-Court Facilities	\$24,000.00
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Appropriation:

Increase A.1620.1620-4180 EXP-Renovations	\$24,000.00
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and, be it further

**Resolution No. 86 (Continued)**

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

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

Seconded by Supervisor CHRISTOPHER and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 87**

Supervisor BRADT offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING CONTRACTS RELATED TO REMOVAL OF FLOOR  
TILES IN THE COURT AREA OF THE COUNTY OFFICE BUILDING**

WHEREAS, Resolution 309 of 2015 authorized \$18,000.00 in renovations in the County Judge/Surrogate Chambers, including new carpeting; and

WHEREAS, during renovation work, it was discovered that flooring tiles under the existing carpet are loose and broken which require removal by a licensed asbestos abatement contractor; and

WHEREAS, the NYS Unified Court System has agreed that the expenses incurred are reimbursable through the Agreement with the Unified Court System for Cleaning and Approving of certain Chapter 686 Projects for Court Areas in the County Office Building for 2015-2016; and

WHEREAS, after reviewing three (3) quotes for removal of said floor tiles in the County Judge/Surrogate Chambers of the County Office Building, the Superintendent of Highways and Facilities is recommending a contract with Martin Environmental Services of Schenectady, NY for the asbestos abatement and removal of the floor tiles, in an amount not to exceed \$14,700.00.; and

WHEREAS, after reviewing three (3) quotes for mandatory air monitoring of the Asbestos Abatement Project, the Superintendent of Highways and Facilities is recommending a contract with Alpine Environmental Services of Albany, NY, in an amount not to exceed \$2,081.00; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between Fulton County and Martin Environmental Services of Schenectady, New York, for removal of floor tiles in the County Judge/Surrogate Chambers of the County Office Building, in an amount not to exceed \$14,700.00; and, be it further

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between Fulton County and Alpine Environmental Services of Albany, NY, for air mandatory monitoring services, in an amount not to exceed \$2,081.00; and, be it further

**Resolution No. 87 (Continued)**

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

]RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways & Facilities, Martin Environmental Services, Alpine Environmental, NYS Unified Court System, Budget Director/County Auditor, and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 88**

Supervisor WALDRON offered the following Resolution and moved its adoption:

**RESOLUTION RECLASSIFYING A PRINCIPAL ACCOUNT CLERK POSITION TO SENIOR ACCOUNT CLERK IN THE DEPARTMENT OF SOLID WASTE**

WHEREAS, the Principal Account Clerk in the Department of Solid Waste retired in November 2014; and

WHEREAS, the Director and Deputy Director in the Department of Solid Waste have reviewed certain positions in that Department, and in accordance with promoting efficient operation of the Department, the Director of Solid Waste recommends that the position of Principal Account Clerk be reclassified to Senior Account Clerk; and

WHEREAS, based upon the Job Duties Statement prepared by the Director in the Department of Solid Waste, the Personnel Director approved a reclassification to Senior Account Clerk; now, therefore be it

RESOLVED, That upon the recommendation of the Director of the Department of Solid Waste, Personnel Director, Committees on Personnel and Economic Development and Environment, effective immediately, a Principal Account Clerk position (Union Job Group A-12; \$19.35 per hour, permanent one-year rate) be and hereby is reclassified to Senior Account Clerk (Union Job Group A-7; \$17.30 per hour, permanent one-year rate) in the Department of Solid Waste; and, be it further

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

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

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0