

SIXTH REGULAR SESSION

Johnstown, NY

June 8, 2026

Roll Call – Quorum Present

Supervisors: Blackmon, Bradt, DiGiacomo, Fagan, Fogarty, Glenn, Goderie, Groff, Hernigle, Howard, Ioele-DeCristofaro, Isabella, Orfan, Potter, Praught, Roehl, VanValkenburgh, Young

TOTAL: Present: 18 Absent: 2 (Supervisor Clark, Supervisor Lehr)

Chairman DiGiacomo called the meeting to order at 1:00 p.m. Following the Pledge of Allegiance to the flag, Chairman DiGiacomo asked the Supervisors to remain standing for a moment of silence in memory of Patricia Lauria, wife of former Supervisor Frank Lauria, who recently passed away.

Chairman DiGiacomo then asked if there was anyone from the public who wished to address the Board.

PUBLIC SPEAKERS

Timothy Rizzo, 272 County Highway 107, Johnstown, NY: Mr. Rizzo stated that he was here to address the Board of Supervisors regarding the integrity of our elections. He stated that the election law should be followed as written and the responsibilities of the County Board of Elections (BOE) is clear. Mr. Rizzo stated that Board of Elections have an “independent, mandatory duty to review petitions for facial defects and reject invalid filings, even if no objections are filed”. Mr. Rizzo stated that that the Board of Elections did not perform the statutory review required under Election Law §6-154 and §6-166. He stated that today he is asking that the Board of Supervisors and County Attorney to ensure that the County Board of Elections complies with these laws. Mr. Rizzo provided the Supervisors with copies of nominating petitions for Edward Sturgess, Jr.

PUBLIC HEARINGS/SCHEDULED SPEAKERS

1:10 P.M. MOMENT OF SILENCE IN MEMORY OF PATRICIA LAURIA, WIFE OF FORMER SUPERVISOR FRANK LAURIA

1:15 P.M. PRESENTATION OF 2026 FULTON COUNTY – CDROTB SCHOLARSHIPS
ANGELA M. LETO, FIRST PLACE
BAILEY S. PIERCE, SECOND PLACE
HADLEY M. CRANNELL, THIRD PLACE (TIE)
MERELLA ALDI, THIRD PLACE (TIE)

ANNOUNCEMENT OF 2026 OTB SCHOLARSHIP ESSAY WINNERS

Administrative Officer Jon Stead stated that there were four (4) winners this year and that all of the essays submitted were exceptionally well-written. He asked that as their names were called, they please come up to the dais.

1st Place: Angela Leto
2nd Place: Bailey Pierce
3rd Place: Hadley Crannell
3rd Place: Merella Aldi

PROCLAMATION

HONORING DIRECTOR OF PERSONNEL THERESA SOUZA FOR HER DEDICATED SERVICE TO THE COUNTY OF FULTON

WHEREAS, Director of Personnel Theresa Souza has announced her retirement from County service on June 30, 2026; and

WHEREAS, during her over 38 year career, Ms. Souza served our community as a dedicated professional in the Personnel Department; and

WHEREAS, Terri started her career with the Department on November 30, 1987 as a Typist and moved to Personnel Specialist, Payroll/Employee Benefits Administrator, transitioning to Director of Personnel in 2007; and

WHEREAS, Terri held that post until her retirement, representing the crowning achievement of a distinguished career; and

WHEREAS, Ms. Souza's knowledge, strong work ethic, and professional expertise have made her a widely respected and admired figure among colleagues, elected officials, and the broader community; and

WHEREAS, Terri established a reputation as an ardent defender of County policy, but always striking a balance as an arbiter of fairness for County government employees and local government employees throughout the region; now, therefore be it

RESOLVED, That the Board of Supervisors hereby recognizes Theresa Souza for her outstanding service to the County of Fulton and expresses its gratitude for her many years of leadership of the Department of Personnel upon the occasion of her retirement from County service.

RESOLVED, That the Board hereby offers its sincere best wishes.

Mr. Stead presented Ms. Theresa Souza with a copy of the Proclamation. He noted that Ms. Souza and he have worked together for many years.

Ms. Souza received a standing ovation by the Fulton County Board of Supervisors. She thanked the past and present Board of Supervisors members for their support throughout the years. She also noted that this is the first time a successor has come to a Board meeting like this.

Mr. Stead announced that he had some reminders for Board members of upcoming events being held in Fulton County.

He stated that Fulton County would be hosting the Inter-County Legislative Committee of the Adirondacks at the Fulton-Montgomery Community College (FMCC) Allen House Conference Center on June 25, 2026. He stated that the College would be providing Inter-County representatives with a tour of the Cyber Security Range.

Mr. Stead noted that invitations from the Caroga Arts Collective to attend the ground breaking celebration for a new amphitheater are in the Supervisors' mailboxes and were emailed as well. He noted that the event would be held on June 13, 2026. He stated that the Caroga Arts Collective had received a State Council on the Arts grant of just over \$5 million recently for the amphitheater.

Mr. Stead stated that the official Big Woods Bucks (BWB) and Henry Guns Launch is being held at Franks Gun Shop on June 13, 2026 and will last all day. He stated that this event is a huge opportunity for Fulton County and the Fulton County Visitors Bureau is playing a sponsoring role.

COMMUNICATIONS

1. Letter from Senator Mark Walczyk, dated 1 May 2026
Subj: Confirming Receipt of Resolution 130 of 2026 and expressing his support to continue fighting to protect local control and preserving the intended use of New York's reforestation lands.
2. Letter from Senator Mark Walczyk, dated 7 May 2026
Subj: Confirming Receipt of Resolution 168 of 2026 and expressing his support for counties to receive AIM funding.
3. Letter from Senator Mark Walczyk, dated 13 May 2026
Subj: Confirming Receipt of Resolution 167 of 2026 and expressed that he supports Tier 6 changes as long as local governments are not disproportionately financially burdened.

REPORTS

- A. Adirondack Park Local Government Review Board Annual Financial Report 04/01/2025 – 03/31/2026 [Priority Reading Rack]

REPORTS OF SPECIAL COMMITTEES

Inter-County Legislative Committee of the Adirondacks: Supervisor Potter stated that he is looking forward to this month's event at FMCC. He thanked everyone involved in putting the event together.

Soil and Water Conservation District Board: Supervisor Goderie stated that the Soil and Water Conservation District has been working with the Fulton County Highway Department and the new building should be up and running next month.

CHAIRMAN'S REPORT

Chairman DiGiacomo stated that he had attended the Fulton County Center for Regional Growth Board meeting. He noted that he would be sharing more information at the upcoming Economic Development and Environment Committee meeting.

RESOLUTIONS

No. 219 (Resolution Setting Date of a Public Hearing Regarding Adding Certain Properties into Fulton County Agricultural District No. 1): Chairman DiGiacomo inquired if the list of properties was accurate after the Economic Development and Environment Committee recommended some changes. Mr. Stead stated that the list had been updated.

Supervisor Young stated that he is recusing himself from any decision-making on Resolutions 244 and 245 due to employment at the Fulton-Montgomery Community College.

(Supervisor Young left the meeting at 1:36 p.m. and returned following the vote on Resolution No. 245)

ADJOURNMENT

Upon a motion by Supervisor Praught, seconded by Supervisor VanValkenburgh and unanimously carried, the Board adjourned at 1:39 p.m.

Certified by:

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

Resolution No. 214

Supervisor VANVALKENBURGH offered the following Resolution and moved its adoption:

RESOLUTION IN MEMORY OF FORMER SUPERVISOR ROY D. PALMATEER

WHEREAS, former Supervisor Roy D. Palmateer, passed away on Saturday, April 25, 2026; and

WHEREAS, the people of Fulton County and the Town of Johnstown were saddened by the loss of such a dedicated community member; and

WHEREAS, Mr. Palmateer served the people of Fulton County as a member of this Board of Supervisors from January 1, 2008 through December 31, 2010; and

WHEREAS, Roy was a dedicated volunteer whose service and commitment enriched the entire community; now, therefore be it

RESOLVED, That the Board of Supervisors hereby joins with all the people of Fulton County to express its gratitude to Roy D. Palmateer for his dedicated public service; and, be it further

RESOLVED, That the Board of Supervisors hereby conveys its expression of deepest sympathy to his wife Judith Ann Nellis Palmateer, daughter Deneen and son Darrin; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the Roy D. Palmateer family and to each and every other person, institution or agency who will further the purport of this Resolution.

Seconded by SILENT STANDING and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 215

Supervisor GROFF offered the following Resolution and moved its adoption:

RESOLUTION APPOINTING, REAPPOINTING OR CONFIRMING BOARD
MEMBERS TO THE FULTON, MONTGOMERY, SCHOHARIE
WORKFORCE DEVELOPMENT BOARD

WHEREAS, vacancies currently exist on the F-M-S Workforce Development Board; and

WHEREAS, Resolution 81 of 2015 reorganized the Workforce Development Board structure and terms to better facilitate operations under the Workforce Innovation and Opportunity Act of 2014; now, therefore be it

RESOLVED, That the following individuals are hereby appointed, repointed and/or confirmed to the Fulton-Montgomery-Schoharie workforce Development Board for terms as hereinafter specified:

July 1, 2024 through June 30, 2027

Sarah St. Andrews (Private Sector)	Confirmed
Christine Carioto (Local Education)	Confirmed
Ashley Capobianco (Private Sector)	Confirmed

July 1, 2025 through June 30, 2028:

Lani Pertell (Private Sector)	Confirmed
Kathleen Kilmartin (Private Sector)	Confirmed
Vacant (Organized Labor)	

July 1, 2026 through June 30, 2029:

Pamela Goldswer (Private Sector)	Re-appointed
Keith Filangieri (Vocational Rehabilitation)	Re-appointed
Tonya Hayes (Public Sector)	Re-appointed

and, be it further

RESOLVED, That the above listed Board members are required to complete the Fulton County Board of Ethics' Financial Disclosure Statement, and are further directed to sign the Fulton County Oath Book located in the Fulton County Clerk's Office; and, be it further

Resolution No. 215 (Continued)

RESOLVED, That all subsequent Workforce Development Board appointments will commence on July 1 of a particular year; and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 216

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

RESOLUTION AMENDING THE CONTRACT WITH FULTON COUNTY CENTER FOR REGIONAL GROWTH TO EXTEND PAYMENT DEADLINE FOR CERTAIN EXPENSES RELATED TO DEVELOPMENT OF THE JOHNSTOWN COMMERCE PARK

WHEREAS, Resolution 430 of 2025 authorized an annual contract with the Fulton County Center for Regional Growth (FCCRG) for Business Development Marketing for 2026; and

WHEREAS, in 2012, the Board of Supervisors and the FCCRG agreed that the FCCRG would perform primarily as a marketing agency and community development agency to promote economic growth within Fulton County and refrain from direct real estate ownership; and

WHEREAS, through the evolution of the FCCRG since 2012, the organization has expanded its roles in business development marketing, managing community loan pools, attending trade shows to promote the region, managing grant programs, securing financing for local businesses and conducting business training; and

WHEREAS, by Resolution 140 of 2022, the Board of Supervisors approved a procedure whereby FCCRG can undertake real estate development projects within the County to promote economic growth and raise revenue to support its own operations, limited by Article VII, paragraph 7 as follows:

7. To maintain financial stability and lessen the burden upon local government, there may be a need for CRG to engage in projects involving real estate ownership. When such projects are contemplated, CRG shall obtain written approval from the Board of Supervisors prior to obtaining any ownership interest in real estate for said project.

and

WHEREAS, Resolution 45 of 2024 authorized a loan contract with the Fulton County Center for Regional Growth for certain expenses related to development of a Johnstown Commerce Park in an amount not to exceed \$265,000.00; and

WHEREAS, Resolution 204 of 2025 authorized an additional loan contract with the Fulton County Center for Regional Growth for certain expenses related to development of the Johnstown Commerce Park in an amount not to exceed \$216,200.00; and

WHEREAS, the Center for Regional Growth is now requesting an extension for the repayment deadline of said loans to develop the Johnstown Commerce Park; now, therefore be it

Resolution No. 216 (Continued)

RESOLVED, That the Chairman of the Board be, and hereby is, authorized to sign a contract amendment with the Fulton County Center for Regional Growth to extend the repayment deadline as follows:

- FCCRG to pay Fulton County proceeds of \$216,200.00 from a NYS ESD Fast NY grant, upon completion of said additional project engineering services.
- FCCRG to pay Fulton County in the amount of \$153,200.00 from a NYS ESD Fast NY grant, upon completion of said additional project engineering services.
- All monies specified above in the total amount of \$369,400.00 for reimbursement by the FCCRG to the County shall be repaid no later than June 30, 2027.
- FCCRG shall pay any additional costs that may arise.

and, be it further

RESOLVED, That the County Attorney be and hereby is directed to amend the contract to extend the repayment deadline through June 30, 2027; and, be it further

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

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 217

Supervisor GROFF offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR A BROWNFIELD CLEANUP PROJECT AT THE COUNTY-OWNED FASHION TANNING SITE

WHEREAS, Fulton County Center for Regional Growth was awarded \$300,000.00 in grant funding from the US Environmental Protection Agency to perform a Community-wide Assessment of expected Brownfield sites within Fulton County; and

WHEREAS, said grant was focused on conducting Phase I and II Environmental Site Assessments on properties expected to contain hazardous substances; and

WHEREAS, of the fifty (50) sites throughout Fulton County, sixteen (16) were recommended by the Task Force to have Phase I Environmental Site Assessments performed on them; and

WHEREAS, Resolution 447 of 2022 authorized an Access Agreement with HRP Associates to access the “Fashion Tanning” Site (SBL #149.-1-36-11) to perform a Phase I Environmental Site Assessment; and

WHEREAS, Resolution 241 of 2023 authorized Fulton County Center for Regional Growth to proceed with Phase II Site Assessment at the former Fashion Tanning Site; and

WHEREAS, Resolution 98 of 2026 authorized a Subgrant Disbursement Agreement with the Mohawk Valley Economic Development District Inc. for Brownfield Cleanup at the former Fashion-Tanning Site in an amount of \$127,356.00 which included a local County matching contribution of \$24,656.00; and

WHEREAS, the Committee on Economic Development and Environment recommend the advertisement for bids for a Brownfield Cleanup Project at the County-owned Fashion Tanning Site; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized to advertise for sealed bids for a Brownfield Cleanup Project at the County-owned Fashion Tanning Site (and according to further specifications which may be obtained at the Office of Purchasing Agent, Room 203, County Office Building, Johnstown, NY, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, County Office Building, Room 203, Johnstown, NY, 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, July 22, 2026 at which time and place they will be publicly opened and read; and, be it further

Resolution No. 217 (Continued)

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, Planning Director, Environmental Design Partnership, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor PRAUGHT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 218

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

**RESOLUTION AUTHORIZING A CONTRACT WITH ENVIRONMENTAL DESIGN
PARTNERSHIP, LLP (EDP) TO PROVIDE ENGINEERING SERVICES FOR DESIGN AND
PERMITTING OF WATER AND SEWER INFRASTRUCTURE TO SERVICE THE
JOHNSTOWN COMMERCE PARK (2026 CAPITAL PLAN)**

WHEREAS, the 2026 Capital Plan includes a “Johnstown Commerce Park – Water/Sewer Design” Project at the Johnstown Commerce Park site in the amount of \$46,500.00 with a County cost of \$37,200.00; and

WHEREAS, the Planning Director and Committees on Economic Development and Environment, and Finance recommend that a contract to provide Engineering Services for Design and Permitting of Water and Sewer Infrastructure to service the Johnstown Commerce Park be awarded to Environmental Design Partnership, LLP (EDP) for said project; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract to provide Engineering Services for Design and Permitting of Water and Sewer Infrastructure to service the Johnstown Commerce Park with Environmental Design Partnership, LLP of Clifton Park, NY, to support the Johnstown Commerce Park – Water/Sewer Design Project, in an amount not to exceed \$46,500.00; and, be it further

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

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

From: A.1000.9950-9000.1000 - EXP - Other - Unrestricted
To: H.8020.6497-2100.0776 - EXP - Johnstown Commerce Park (NEW)
Sum: \$37,200.00

and, be it further

RESOLVED, That the 2026 Adopted Budget be and hereby is amended as follows:

Revenue:

Increase H.8020.6497-3097.0776 - REV - State Aid - Johnstown Commerce Park \$9,300.00

Appropriation:

Increase H.8020.6497-2100.0776 - EXP - Johnstown Commerce Park
9,300.00
(NEW)

and, be it further

Resolution No. 218 (Continued)

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

Seconded by Supervisor ROEHL and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 219

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

RESOLUTION SETTING DATE OF A PUBLIC HEARING REGARDING ADDING CERTAIN PROPERTIES INTO FULTON COUNTY AGRICULTURAL DISTRICT NO. 1

WHEREAS, New York State Agriculture and Markets Law, Section 303-b, allows landowners to request inclusion of their property in an existing Agricultural District during an annual 30-day time period each year; and

WHEREAS, Resolution 159 of 2004 established an annual 30-day time period during March for landowners to apply to the Fulton County Agricultural and Farmland Protection Board for inclusion in the Fulton County Agricultural District; and

WHEREAS, certain property owners have requested that certain parcels in the Towns of Broadalbin, Ephratah, Johnstown, Mayfield, Oppenheim and Perth, be included in Agricultural District No. 1; now, therefore be it

RESOLVED, That the Board of Supervisors for the County of Fulton will meet at the Board of Supervisors' Chambers in the County Office Building, Johnstown, NY on Monday, July 13, 2026 at 2:15 p.m. for the purpose of holding a public hearing on requests from the following property owners to include the following properties in Fulton County Agricultural District No. 1:

<u>Property Owner</u>	<u>Address</u>	<u>Parcel No.</u>	<u>Total Acres</u>
Shauna Hauser	159 County Hway 148	174.-2-47	9.04
Sarah Gill	237 Jackson Vly Rd	154.1-42	127
David Weiderman & Deana A. Weiderman	Kunz Rd	138.2-1-16	6.5
David Weiderman & Deana A. Weiderman	Kunz Rd	138.2-1-17	5.73
David Weiderman & Deana A. Weiderman	Stevens Mill Road	132.-1-1.22	5.62
Randi Boerenko	County Hwy 107 S/Side	168.-3-12.3	39.5
Robert & Linda Eaton	County Hwy 107	168-2-12.1	111
Hugh & Marth Gray	State Hwy 67	170.1.27	22
Hugh & Marth Gray	State Hwy 67	170.1.28	54.6
Rudy J Byler & Amanda D Byler	701 New Turnpike Rd	171-7-1.2	98.8
Kevin & Donna Sweet	642 New Turnpike Road	171-7-1.1	24
Ralph Gray	134 Ralph Road	170-1-15.112	90.09
Ralph Gray	Wood Rd	170-1-17.1	58.8

Resolution No. 219 (Continued)

John Conway & Susan Conway	396 Mud Road	159-1-38	99.95
Mirella Pazzaglia and Brian Nilsen	776 New Turnpike Rd	171.-1-79.12	38.9
George Moses	265 Heagle Road	175.-3-37.111	46.5
Lyn & William & Dale Frasier	Albany Bush Ewsd	175.-3-35.1	25.1
Lyn & William & Dale Frasier	Albany Bush Ewsd	175.-2-29	17.16
Reuben C. Trumble & Kimberly A Trumble	307 State Hwy 67	171-1-22.5	223
Charles Earl & Clifford Earl	154 Earl Road	162.-1-50.1	108.5
Kathleen VanValkenburgh	164 Vanvalkenburg Road	161.-2-1.1	209.7
Leland A. Moyer	135 Old State Road	161-2-18	28.4
Leland A. Moyer	County Hwy 156	162.-1-55.12	24.2
Geraldine Samek-Vojtek & Samuel Vojtek	Heagle Road	175.-2-20	2.65
Geraldine Samek-Vojtek & Samuel Vojtek	Heagle Road	175.-2-21	40
Arthur & Wandy Spring	203 Heagle Road	175.-3-38.11	28
Robert DeGroot	334 Griffiis Road	136-5.-10.1	83.9
Thomas and Gail Ann Suozzo	Adj Co Line	141.-1-25.2	36.1
Eric & Stephanie Gray	State HWY 29	127.-2-5	26.1
Eric & Stephanie Gray	Hoffman Road	127.-1-70	50
Eric & Stephanie Gray	W County Hwy 114	142.-1-13.2	6.5
Eli & Ellen Nolt	196 County Highway 108	141.-1-46	49
Melvin B. & Barbara Z. Stoltzfus	389 County Hwy 120	109.-1-33.11	83.6
Ian B Kingsley & Forrest E. Kingsley	State Hwy 29	127.-1-42	136
Arthur Shaster	County Hwy 108	140-1-12	53.9
Kevin J Martin & Wilma Martin	204 North Road	110.-2-7.5	49.3
Jason & Christine Christman	State Hwy 151	110.-1-59.1	8.6

Resolution No. 219 (Continued)

Thomas Flanders	Youkers Bush Road	156.-1-21	43
Timothy Panton, Patrick Panton	Morrow Road	180.-2-2	20
Linda Eaton	Sanders Rd	180.-1-50	130.2
John G Dumblewski	1136 Midline Rd	190.-1-3	18.98
John Dumblewski	Midline Rd	190.-1-7	9.38
John Dumblewski	1119 Midline Rd	179.-2-42.1	76.12
John G Dumblewski	1137 Midline Rd	190.-1-4	1.58
John Dumblewski	Midline Rd	179.-2-41	18.52
John Dumblewski	County Hwy 126	190.-1-11	24.39

and, be it further

RESOLVED, That the Clerk of the Board of Supervisors give notice of said public hearing on the request to have additional property included in the Agricultural District No. 1 in Fulton County and that said notice shall be published once in the official newspaper of this County, at least five (5) days prior to the date of said public hearing; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, RPTSA Director, Town of Broadalbin, Town of Ephratah, Town of Johnstown, Town of Mayfield, Town of Oppenheim, Town of Perth, Fulton County Agricultural and Farmland Protection, Administrative Officer/Clerk of the Board and to each and every other person, institution or agency which will further purport of this Resolution.

Seconded by Supervisor IOELE-DECRISTOFARO and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 220

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

RESOLUTION AMENDING A CONTRACT WITH CATHOLIC CHARITIES OF FULTON COUNTY FOR A YOUTH SERVICES PROGRAM

WHEREAS, Resolution 435 of 2025 authorized a contract with Catholic Charities for Office of Mental Health Services at the State set rate; and

WHEREAS, Resolution 132 of 2026 authorized acceptance of NYS Office of Addiction Services and Supports (OASAS) Opioid Settlement Funds to support Opioid Addiction Prevention and Treatment Service from Opioid Lawsuit Settlements in an amount of \$96,898.00; and

WHEREAS, the Community Services Director has requested that said contract amount with Catholic Charities of Fulton County be increased using a balance of said available Opioid Lawsuit Settlement funding to provide a Youth Services Program that would result in a total contract amount of \$96,898.00; now, therefore be it

RESOLVED, That upon the recommendation of the Community Services Director and the Committees on Human Services and Finance, the Chairman of the Board be and hereby is authorized to sign a Contract Amendment with Catholic Charities of Fulton County for a Youth Services Program effective immediately through December 31, 2026 for a new total contract amount as follows:

<u>Original Contract Rate</u>	<u>Amendment Increase</u>	<u>New Contract Total</u>
State Set Rate (\$90,000.00)	\$6,898.00	\$96,898.00

all other terms and conditions in said contract shall remain in full force and effect; and, be it further

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

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 221

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

RESOLUTION AWARDING BIDS FOR CHILDREN WITH HANDICAPPING CONDITIONS TRANSPORTATION PROGRAM FOR 2026 SUMMER PROGRAM AND 2026-2027 SCHOOL YEAR

WHEREAS, Resolution 133 of 2026 authorized advertisement for bids for children with handicapping conditions 2026-2027 transportation; now, therefore be it

RESOLVED, That the bids, as hereinafter specified, for the transportation of children with handicapping conditions to various 2026-2027 school programs be and hereby are accepted, as reviewed and recommended by the Public Health Director and Purchasing Agent; they being the lowest responsible bidders in accordance with Specification No. 2026-40-01, dated May 13, 2026:

<u>Program Site/Route</u>	<u>Daily Rate Cost</u>	<u>Low Bidder</u>
Summer Route 1	\$478.90	STA/Brown Transportation
Summer Route 3	\$567.36	STA/Brown Transportation
Summer Route 4	\$487.57	STA/ Brown Transportation
Summer Route 4A	\$572.01	STA/ Brown Transportation
Summer Route 5	\$588.04	STA/ Brown Transportation
Summer Route 6	\$405.00	Amazing Grace Transportation
Summer Route 7	\$478.90	STA/ Brown Transportation
Regular School Year Route 1	\$477.69	STA/ Brown Transportation
Regular School Year Route 3	\$565.92	STA/Brown Transportation
Regular School Year Route 4	\$487.57	STA/Brown Transportation
Regular School Year Route 4A	\$572.01	STA/Brown Transportation
Regular School Year Route 5	\$586.55	STA/Brown Transportation
Regular School Year Route 6	\$517.32	STA/Brown Transportation
Regular School Year Route 7	\$478.91	STA/ Brown Transportation

and, be it further

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 222

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

RESOLUTION AUTHORIZING ACCEPTANCE AND USE OF A 2026 NYS ASSOCIATION OF COUNTY HEALTH OFFICIALS (NYSACHO) IMMUNIZATION ACTION PLAN (IAP) MINI-GRANT FOR THE PURCHASE OF CERTAIN SUPPLIES FOR USE IN THE PUBLIC HEALTH DEPARTMENT

WHEREAS, the Public Health Director has been notified that the Department has been awarded a 2026 NYS Association of County Health Officials (NYSACHO) Immunization Action Plan (IAP) Mini-Grant from New York State Association of County Health Officials (NYSACHO) to help increase the communities' awareness of vaccine safety, educate the local hospitals Primary Care Physicians on vaccine hesitancy and confidence, as well as provide the rural adult community access to annual vaccines in the amount of \$5,000.00; and

WHEREAS, the Public Health Director requests that said funds be used to purchase the following in furtherance of grant objectives:

Printing of Educational Handouts and Presentation Surveys	\$ 300.00
Radio PSA's and Commercial Advertising	\$1,000.00
Billboard Advertising	\$1,500.00
Speaker Jesse Hackell, MD	\$1,500.00
Adirondack Health & Wellness	<u>\$1,200.00</u>
Total:	\$5,000.00

now, therefore be it

RESOLVED, That the Public Health Director be and hereby is authorized to purchase the items identified herein with 2026 NYS Association of County Health Officials (NYSACHO) Immunization Action Plan (IAP) Mini-Grant from the New York State Association of County Health Officials (NYSACHO) in an amount not to exceed \$5,000.00; and, be it further

RESOLVED, That the 2026 Adopted Budget be and hereby is amended as follows:

Revenue:

Increase A.4010.4010-2770 - REV - Other Unclassified Revenues \$5,000.00

Appropriation:

Increase A.4010.4010-4090 - EXP - Professional Services	\$2,200.00
Increase A.4010.4010-4100 - EXP - Advertising	\$2,500.00
Increase A.4010.4010-4560 - EXP - Printing	\$ 300.00

and, be it further

Resolution No. 222 (Continued)

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

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 223

Supervisors FOGARTY, ISABELLA and FAGAN offered the following Resolution and moved its adoption:

RESOLUTION CREATING A SENIOR CASEWORKER POSITION AND ABOLISHING ONE (1) AGING SERVICES SPECIALIST POSITION IN THE OFFICE FOR AGING

WHEREAS, the Office for Aging and Youth Director recommends creating a new full-time Senior Caseworker position and abolishing one Full-time (1) Aging Services Specialist position, effective immediately; and

WHEREAS, the Committees on Human Services, Personnel and Finance have reviewed the current department structure and recommend creating a Senior Caseworker position and abolishing one (1) Aging Services Specialist position in the Office for Aging and Youth Department; now, therefore be it

RESOLVED, That a Senior Caseworker position (Union Job Group GEN P-4; Permanent Rate: \$30.54 per hour), be and hereby is created effective immediately; and, be it further

RESOLVED, That one (1) Aging Services Specialist position, be and hereby is abolished, effective immediately; and, be it further

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

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

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 224

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

RESOLUTION AUTHORIZING A CONTRACT WITH BRING BACK THE VILLAGE, LLC FOR YOUTH PREVENTIVE SERVICES (SOCIAL SERVICES DEPARTMENT)

WHEREAS, the Social Services Commissioner is examining methods to reduce youth placements at NYS Office of Children and Family Services facilities; and

WHEREAS, the Social Services Commissioner is recommending a contract with Bring Back the Village, LLC which would include the following services:

- Hourly services of a mentor/family worker to work with youth on the trajectory of placement in OCFS care.
- Mentorship of the youth, coaching and life skills guidance to the family and youth to address the PINS/JD behaviors placing the child at risk placement.
- Coordinate with Department of Social Services (DSS), Probation, school, police and other agencies involved with youth.
- Services will be paid at an hourly rate of \$40.00 per hour with a preset number of hours determined by DSS prior to service provision.
- Documentation of case interactions.

now, therefore be it

RESOLVED, That the Chairman of the Board of Supervisors be and hereby is authorized to sign a contract between the County of Fulton and Bring Back the Village, Rotterdam, NY for preventive services to youth at risk of PINS/JD offenses, effective retroactive to June 1, 2026 through December 31, 2026, at a rate not to exceed \$40,000.00, for 2026; and, be it further

RESOLVED, That said contract shall be 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, Commissioner of Social Services, Bring Back the Village, LLC, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor VANAFLKENBURGH and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 225

Supervisor ISABELLA offered the following Resolution and moved its adoption:

RESOLUTION WAIVING RESIDENCY FOR CERTAIN POSITIONS IN THE
PERSONNEL DEPARTMENT

WHEREAS, the Personnel Director is experiencing difficulty in filling a certain positions with Fulton County; and

WHEREAS, the Personnel Director recommends that applicants who are not residents of Fulton County be considered for the following positions through December 31, 2026:

Payroll/Benefits Administrator
Payroll/Benefits Clerk
Senior Payroll Benefits Clerk
Personnel Specialist

and

WHEREAS, after careful review of the hiring procedure utilized, the Committee on Personnel recommends waiving the County's "Residency Rule" to hire an out-of-county resident from a contiguous county for said position; now, therefore be it

RESOLVED, That the County "Residency Rule" be and hereby is waived for hire of candidates from contiguous counties for the position(s) identified herein, effective immediately through December 31, 2026; and, be it further

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

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

Seconded by Supervisor IOELE-DECRISTOFARO and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 226

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

**RESOLUTION AUTHORIZING A UNIFORM ALLOWANCE FOR THE CIVIL ENGINEER
IN THE PLANNING DEPARTMENT**

WHEREAS, the position of Civil Engineer was created on January 1, 2024 in the Planning Department; and

WHEREAS, the Planning Director is requesting the Civil Engineer be granted an annual uniform allowance for shirts and jackets clearly marked with the Fulton County Planning Department logo; and

WHEREAS, the “Employment Policies for Fulton County Non-Bargaining Unit Employees” was not amended to include the Civil Engineer on the list of non-union titles eligible for annual Uniform Allowance; now, therefore be it

RESOLVED, That the section titled “Uniform Allowance” in the “Employment Policies for Fulton County Non-Bargaining Unit Employees” be and hereby is amended to include the position of Civil Engineer as entitled to an annual uniform allowance; and, be it further

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

From: A.8020.8020-4130 - EXP - Contractual
To: A.8020.8020-4510 - EXP - Uniforms
Sum: \$300.00

and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 227

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

**RESOLUTION ACCEPTING 2024-2025 RAISE THE AGE (RTA) GRANT FUNDING
(PROBATION DEPARTMENT)**

WHEREAS, the Probation Director submitted Raise the Age Grant Vouchers to the New York State Department of Criminal Justice for reimbursement of costs related to salary, fringe benefits, mileage and programming in the Probation Department; and

WHEREAS, reimbursement was received from the NYS Department of Criminal Justice for said reimbursements in the amount of \$95,968.00; now, therefore be it

RESOLVED, That the 2026 Adopted Budget be and hereby is amended as follows:

Decrease A.1000.0599-0599-REV-Appropriated Fund Balance	\$95,968.00
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Revenue

Increase A. 3140.3140-3310-REV-State Aid-Probation Services	\$95,968.00
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and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Probation Director, 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 ISABELLA and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 228

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

RESOLUTION SETTING DATE OF A PUBLIC HEARING ON PROPOSED LOCAL LAW “A” OF 2026 TO ESTABLISH A TRAFFIC DIVERSION PROGRAM IN FULTON COUNTY

WHEREAS, the Committee on Public Safety has proposed “LOCAL LAW “A” OF 2026 ESTABLISHING A TRAFFIC DIVERSION PROGRAM IN FULTON COUNTY; and

WHEREAS, by this Local Law, the Board of Supervisors desires to establish a Traffic Diversion Program in Fulton County as attached hereto; now, therefore be it

RESOLVED, That a public hearing shall be held for said proposed Local Law “A” for the year 2026 by the Fulton County Board of Supervisors, on Monday, July 13, 2026, at 2:00 p.m., in the Supervisors' Chambers, County Office Building, Johnstown, NY, and at least seven days' notice (excluding Sundays) of such public hearing be given by the Clerk of the Board by duly posting upon the bulletin boards of the Fulton County Office Building, Johnstown, NY, and by publication at least once in the official Fulton County newspaper; and, be it further

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

Seconded by Supervisor ROEHL and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

COUNTY OF FULTON

LOCAL LAW “A” OF 2026

“FULTON COUNTY TRAFFIC DIVERSION PROGRAM LOCAL LAW”

BE IT ENACTED, by the County Board of Supervisors of the County of Fulton, State of New York, as follows:

SECTION 1 PURPOSE AND INTENT

- A. The Office of the Fulton County District Attorney prosecutes offenses of the New York State Vehicle & Traffic Law in the city, town and village courts within the County of Fulton. A large portion of these offenses result from poor decision making and/or bad driving habits which endanger the public safety. Many of these drivers would benefit from a driver safety education program, which would improve their driving habits and thereby increase public safety on public roadways, within the County of Fulton. While former district attorneys may have utilized an informal traffic diversion program over the years, it is determined that a local law to formalize same is both necessary and proper.
- B. The intent of this local law is to authorize and establish a traffic diversion educational program for eligible persons referred by the District Attorney and guidelines hereby authorized to be instituted by the District Attorney to provide for an educational program under State authority authorizing local governments to provide for the safety and well-being of persons within the County of Fulton. This body finds and determines that the establishment of a traffic diversion program would improve public safety by referring motor vehicle operators charged with certain violations of the NYS Vehicle & Traffic Law for participation in a diversion program. The diversion program created hereunder would include mandating defensive and safe driving courses for persons charged with certain offenses under the NYS Vehicle & Traffic Law. The Traffic Diversion Program will be a voluntary educational program with the goal to promote and improve the safety of the roads within the County of Fulton by way of educating motorists facing traffic offenses on driver safety and the rules of the road.

SECTION 2. ESTABLISHMENT OF THE TRAFFIC DIVERSION PROGRAM

- A. In order to effectuate the orderly administration of government, maintain order and protect the safety, health and well-being of persons and property, especially as concerns public roadways, within the County of Fulton, this body finds and determines that it is in the best interest of the County of Fulton to establish a Traffic Diversion Program (“Program”) and the same is hereby established.

- B. The District Attorney be and is hereby authorized, pursuant to the home rule authority granted to the County of Fulton under Municipal Home Rule Law 10 and section 700(1) of the New York State County Law, to establish written guidelines for the Traffic Diversion Program to address (i) eligibility for participation in the Program; (ii) the application process for eligible persons to participate in the Program; and (iii) the education contents of the program.
- C. The District Attorney's Office is authorized to administer all non-financial aspects of the Traffic Diversion Program to effectuate this law's intent and purpose except as otherwise authorized or required herein.
- D. The District Attorney's Office shall maintain Traffic Diversion Program records in accordance with New York State County Law 700(7).
- E. The Fulton County Treasurer is authorized to accept all financial payments, as set forth herein, for individuals deemed eligible by the District Attorney's Office to participate in the Traffic Diversion Program.
- F. Any disbursements by the County Treasurer of such financial payments made pursuant to this local law, including but not limited to, disbursements to county departments and offices and/or to other municipalities shall be as authorized by resolution(s) of the Fulton County Board of Supervisors.

SECTION 3. PROGRAM ADMINISTRATION

The District Attorney in and for the County of Fulton be and is hereby authorized to established and utilize a traffic diversion program and shall have full and complete discretion over the administration of the program and eligibility except as provided for herein and to enter into contract or contracts in furtherance of same.

SECTION 4. ADMINISTRATIVE FEE

- A. The Fulton County Treasurer or District Attorney is authorized to collect an administrative fee of TWO HUNDRED FIFTY DOLLARS (\$250.00) for alleged New York State Vehicle and Traffic Law Infractions and/or THREE HUNDRED FIFTY DOLLARS (\$350.00) for alleged New York State Vehicle & Traffic Law misdemeanors for an individual's voluntary participation in the Traffic Diversion Program. In the case of demonstrated financial hardship, the District Attorney's Office, or any vendor contracted on it's behalf, shall have the authority to waive all or part of such administrative fee for the program.
- B. The Fulton County District Attorney's Office, or any contracted provider on behalf of the District Attorney's Office shall collect the administrative fee, and thereafter, the Fulton County District Attorney's Office shall forward said funds in accordance with county fiscal policies to the Fulton County Treasurer's Office. If a third-party provider is utilized, the funds forwarded to the County Treasurer shall be less any fees or costs charged by the provider.

- C. Pursuant to this local law, the District Attorney shall periodically review the costs of this program to ensure the administrative fee imposed herein reasonably reflects the costs associated with conducting the Traffic Diversion Program.

SECTION 5 FEE DISBURSEMENT

- A. The administrative fee shall be shared by the County of Fulton, the District Attorney's Office, and the city, town or village which had jurisdiction over the Vehicle & Traffic tickets and offenses that were the reason for referral to the Program.
- B. Thirty-four percent (34%) of the administrative fee shall be retained by the County of Fulton to be paid into the General Fund; Thirty-three percent (33%) of the administrative fee shall be placed in an account in the District Attorney's Office budget to be designated Traffic Diversion Revenue, to defray general prosecution, investigation, training and related prosecution expenses, said account not to exceed TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) at any given time, and should the account exceed said balance, any overage shall be paid to the County of Fulton; and Thirty-three percent (33%) shall be distributed and paid at least quarterly to the city, town or village where the traffic tickets/offenses originated.

SECTION 6. APPLICABILITY

This local law shall apply to eligible traffic offenses occurring on or after the effective date of this local law. However, this program is voluntary for the offender, and the District Attorney's Office shall retain sole discretion as to whether certain offenses or circumstances (e.g. repeat offender, other charges) are eligible for diversion.

SECTION 7 SEVERABILITY

If any clause, sentence, paragraph, subdivision, section or part of this law, or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgement shall not affect, impair, or invalidate the remainder thereof but shall be confined in its operation to the clauses, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgement shall be rendered.

SECTION 8. REVERSE PREEMPTION

This local law shall be null and void on the date that statewide legislation goes into effect, incorporating either the same or substantially similar provisions under the New York State Vehicle & Traffic law as are contained in this local law, or in the event that a pertinent state or federal administrative agency issues and promulgates regulations preempting such action by the County of Fulton. The Fulton County Board of Supervisors may determine via mere resolution whether or not identical or substantially similar statewide or federal legislation has been enacted for the purposes of triggering the provisions of this section.

SECTION 9. ADMINISTRATIVE LIABILITY

Neither the County of Fulton, nor any officer, agent, nor employee thereof shall be personally liable for any damage resulting from any office determination, order, or action required or permitted by or under this local law.

SECTION 10. SEQRA DETERMINATION

The Fulton County Board of Supervisors, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(26), (33) and/or (35) of Title 6 of the New York Code of Rules and Regulations (6 NYCRR) and within the meaning of Section 8-0109(2) of the New York State Environmental Conservation Law as routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on the Type II list; and, civil or criminal enforcement proceedings, whether administrative or judicial, including a particular course of action specifically required to be undertaken pursuant to a judgement or order, or the exercise of prosecutorial discretion. The Clerk of the Board of Supervisors is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance as may be necessary in accordance with this local law.

SECTION 11. EFFECTIVE DATE

- A. This local law shall take effect when all applicable statutory requirements for its passage and adoption have been complied with fully; and
- B. This local law shall take effect when it has been duly filed in the Office of the Secretary of State and in accordance with section 20, 21, and 27 of the New York State Municipal Home Rule Law.

Resolution No. 229

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

RESOLUTION AUTHORIZING A CONTRACT WITH THE CITY OF JOHNSTOWN FIRE DEPARTMENT AMBULANCE FOR THE FULTON COUNTY AMBULANCE SERVICE INCENTIVE PLAN (EMERGENCY MANAGEMENT OFFICE)

WHEREAS, Resolution 314 of 2021 authorized an application to the NYS Department of Health to obtain a Municipal Certificate of Need to Establish, Contract for and/or Operate an Ambulance Service under contract(s) within the County's Boundaries; and

WHEREAS, said county-level Certificate of Need was approved by the NYS Department of Health, effective December 30, 2021; and

WHEREAS, the Board of Supervisors obtained said Certificate of Need to facilitate a comprehensive Ambulance Service Incentive Plan to stabilize and improve ambulance service response for all residents throughout the County; and

WHEREAS, Resolution 87 of 2022, as amended by Resolution 441 of 2023, authorized a contract with the City of Johnstown Fire Department Ambulance, effective January 1, 2022 through December 31, 2023; and

WHEREAS, Resolution 72 of 2024 authorized a contract with the City of Johnstown Fire Department Ambulance, effective January 1, 2024 through December 31, 2025; and

WHEREAS, the Civil Defense Director/Fire Coordinator recommends renewing a contract with City of Johnstown Fire Department Ambulance as a provider within the Ambulance Service Incentive Plan system, now, therefore be it

RESOLVED, That upon the recommendation of the Civil Defense Director/Fire Coordinator Committees on Public Safety and Finance, the Chairman of the Board be and hereby is authorized to sign a contract with City of Johnstown Fire Department Ambulance retroactive to January 1, 2026 through December 31, 2027 at projected costs as follows:

City of Johnstown Fire Department Ambulance	Base Rate (1,700 Calls)	\$80,750.00
	Projected Zone 1 Payments	
	(35 Calls x \$300.00)	10,750.00
	Projected Zone 2 Payments	
	(20 Calls x \$500.00)	<u>10,000.00</u>
		\$101,500.00

and, be it further

Resolution No. 229 (Continued)

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

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

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 230

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

RESOLUTION AUTHORIZING A CONTRACT WITH ST. JOHNSVILLE VOLUNTEER
AMBULANCE CORPS. (SAVAC) FOR THE FULTON COUNTY AMBULANCE SERVICE
INCENTIVE PLAN
(EMERGENCY MANAGEMENT OFFICE)

WHEREAS, Resolution 314 of 2021 authorized an application to the NYS Department of Health to obtain a Municipal Certificate of Need to Establish, Contract for and/or Operate an Ambulance Service under contract(s) within the County's Boundaries; and

WHEREAS, said county-level Certificate of Need was approved by the NYS Department of Health, effective December 30, 2021; and

WHEREAS, the Board of Supervisors obtained said Certificate of Need to facilitate a comprehensive Ambulance Service Incentive Plan to stabilize and improve ambulance service response for all residents throughout the County; and

WHEREAS, Resolution 87 of 2022, as amended by Resolution 441 of 2023, authorized a contract with the St. Johnsville Volunteer Ambulance Corps, effective January 1, 2022 through December 31, 2023; and

WHEREAS, Resolution 71 of 2024 authorized a contract with the St. Johnsville Volunteer Ambulance Corps, effective January 1, 2024 through December 31, 2025; and

WHEREAS, the Civil Defense Director/Fire Coordinator recommends renewing a contract with St. Johnsville Volunteer Ambulance Corps as a provider within the Ambulance Service Incentive Plan system, now, therefore be it

RESOLVED, That upon the recommendation of the Civil Defense Director/Fire Coordinator Committees on Public Safety and Finance, the Chairman of the Board be and hereby is authorized to sign a contract with Saint Johnsville Volunteer Ambulance Corps retroactive to January 1, 2026 through December 31, 2027 at projected costs as follows:

St. Johnsville Volunteer Ambulance Corps	Base Rate (1,100 calls)	\$52,500.00
	Projected Zone 1 Payments	
	(360 Calls x \$300.00)	108,000.00
	Projected Zone 2 Payments	
	(145 Calls x \$500.00)	<u>72,500.00</u>
		\$233,000.00

Resolution No. 230 (Continued)

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, Civil Defense Director/Fire Coordinator, St. Johnsville Volunteer Ambulance Corps, Sheriff, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 231

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

**RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR UPFIT OF A 2026 CHEVY
TAHOE PATROL VEHICLE (2026 CAPITAL PLAN, SHERIFF'S DEPARTMENT)**

WHEREAS, the 2026 Capital Plan identified a "SUV Patrol Vehicle" for use in the Sheriff's Department at a cost not to exceed \$92,000.00; and

WHEREAS, a Purchase Order was approved, and a 2026 Chevy Tahoe Vehicle (PPV) was ordered from Mohawk Chevrolet via Franklin County Bid #25-1029-1 at a cost of \$56,872.20; and

WHEREAS, due to an increased cost of materials and products, the Sheriff requests a transfer to cover unanticipated upfit expenses in the amount of \$2,905.00; now, therefore be it

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

From: A.3110.3110-4540-EXP-Vehicle Maintenance
To: A.3110.3110-2010-EXP-Capital Expense
Sum: \$2,905.00

and, be it further

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

Seconded by Supervisor GODERIE and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 232

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

RESOLUTION AUTHORIZING THE PURCHASE OF CERTAIN EQUIPMENT FOR USE IN THE FULTON COUNTY CORRECTIONAL FACILITY

WHEREAS, through negotiations with Prime Care Medical, Inc., the dental suite and equipment originally appropriated in the 2026 budget is no longer required, resulting in a cost savings of \$24,000.00; and

WHEREAS, additional equipment purchases within the Correctional Facility also came in under the 2026 budgeted amounts, leaving a remaining balance of \$11,165.00; and

WHEREAS, the Sheriff hereby requests that the aforementioned cost savings in the Correctional Facility be utilized to purchase certain equipment as follows:

Electronic Key Cabinet	\$22,195.00
Meat Slicer	\$ 7,200.00
Two (2) Printers	\$ 1,800.00
Clothing Dryer	<u>\$ 6,200.00</u>
Total	\$37,395.00

and,

WHEREAS, the Committees on Public Safety and Finance recommend that said cost savings be utilized to purchase the items listed herein; now, therefore be it

RESOLVED, That the Sheriff be and hereby is authorized to purchase the equipment listed above in accordance with the Fulton County Purchasing and Audit Guidelines at a total cost not to exceed \$37,395.00; and, be it further

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

Sheriff:

From: A.3110.3150-4010-EXP-Equipment-Non-Asset	\$ 935.00	
A.3110.3150-4130-EXP-Contractual	\$ 700.00	
A.3110.3150-4180-EXP-Renovations	\$7,905.00	
To: A.3110.3150-2000-EXP-Equipment-Fixed Asset		\$9,540.00

and, be it further

Resolution No. 232 (Continued)

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

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 233

Supervisor VANVALKENBURGH offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT WITH AUCTIONS INTERNATIONAL CORPORATION FOR SALE OF SURPLUS VEHICLES IN THE SHERIFF'S DEPARTMENT

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

WHEREAS, there is no cost to the County to utilize Auctions International Corporation because it charges purchasers a "buyer premium" added to the bid price; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized and directed to sign a contract between the County of Fulton and Auctions International Corporation, of East Aurora, NY, to sell surplus vehicles with compensation equaling a Buyer's Premium of 10 percent as follows:

<u>Description</u>	<u>VIN Number</u>	<u>Minimum Bid</u>
2006 Harley Davidson	1HD1GX1186K322901	\$500.00
2007 GMC Yukon	1GKFK66847J397242	\$500.00
2008 F350	1FDWX34538EA55601	\$500.00

and, be it further

RESOLVED, That said contract shall be contingent upon the approval of the County Attorney; and, be it further

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 234

Supervisor VANVALKENBURGH offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SHERIFF'S OFFICE AND THE U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT HOMELAND SECURITY INVESTIGATIONS

WHEREAS, Resolution 64 of 2025 authorized a contract between the Sheriff's Office and the U.S. Drug Enforcement Administration to participate in the DEA Albany Tactical Diversion Squad Task Force effective January 1, 2026 through December 31, 2026; and

WHEREAS, the Sheriff has requested permission for the Fulton County Sheriff's Office to end said contract with the DEA Albany Tactical Diversion Squad Task Force and participate in the U.S. Immigration and Customs Enforcement Homeland Security Investigations to share federal and local resources to combat child exploitation, illegal drug trafficking and seizure cases in the Upstate New York area; and

WHEREAS, said participation will involve a Sheriff's Office Investigator detailed to the U.S. Immigration and Customs Enforcement Homeland Security Investigations Unit on an as needed basis; now, therefore be it

RESOLVED, That the Fulton County Sheriff be, and hereby is, delegated authority to sign an Agreement between the Sheriff's Office and the U.S. Immigration and Customs Enforcement Homeland Security Investigations, effective retroactive to June 1, 2026 through December 31, 2026; said Agreement subject to approval of the County Attorney; and, be it further

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

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 235

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

RESOLUTION AUTHORIZING PAYMENT OF TRAINING REIMBURSEMENT FOR HIRE OF A DEPUTY SHERIFF VIA A LATERAL TRANSFER (SHERIFF'S DEPARTMENT)

WHEREAS, the Sheriff hired a new Deputy Sheriff previously employed as a police officer by the City of Gloversville Police Department; and

WHEREAS, General Municipal Law allows a municipality that has paid for the training of a police officer to recover the pro-rated cost of that training from a municipality that hires the candidate within three years; and

WHEREAS, the Sheriff has been informed that the billable training costs for this officer are approximately \$13,500.00; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety and Finance, the Sheriff be and hereby is authorized to use budgeted appropriations to pay for said reimbursement to the City of Gloversville Police Department, in this instance only, not to exceed \$13,500.00; and, be it further

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

From: A.3110.3110-1000 – EXP – Payroll
To: A.3110.3110-4090 – EXP – Professional Services
Sum: \$13,500.00

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, Personnel Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 236

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

RESOLUTION CREATING A FULL-TIME DEPUTY SHERIFF POSITION AND PLACING A “ONE-DOLLAR HOLD” ON A TEMPORARY DEPUTY SHERIFF POSITION IN THE SHERIFF’S DEPARTMENT TO FACILITATE A LATERAL HIRE

WHEREAS, the Sheriff has requested creating a full-time Deputy Sheriff position and placing a “one-dollar hold” on a temporary Deputy Sheriff position; and

WHEREAS, the Committees on Public Safety and Finance have reviewed the current department structure and recommend creating a full-time Deputy Sheriff position in lieu of filling the aforementioned temporary Deputy Sheriff position in this instance; now, therefore be it

RESOLVED, That a full-time Deputy Sheriff position at (2026 Start Rate: \$27.81 per hour), be and hereby is created effective immediately; and, be it further

RESOLVED, That the vacant temporary Deputy Sheriff position (2026 Start Rate: \$27.81 per hour) in the Sheriff’s Department, be and hereby is placed on “hold” in the budget at \$1.00 until such time as it becomes unencumbered and then it shall be abolished by the Personnel Director; and, be it further

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

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 237

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

RESOLUTION AUTHORIZING THE USE OF RESTRICTED OPIOID SETTLEMENT FUNDS FOR TRAINING OF TWO (2) DEPUTY SHERIFF'S (SHERIFF'S DEPARTMENT)

WHEREAS, the Sheriff requests to utilize a portion of previously received Opioid Settlement Funds for two (2) Sheriff Deputies to participate in an online training related to Opioid Use Disorder (OUD) training "Operational Readiness for Police Officers, Effective Strategies & Practical Techniques for Addressing Opioid Use Disorder and Co-occurring Conditions"; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety and Finance, the Sheriff be, and hereby is, authorized to utilize Restricted Opioid Settlement Funds funding for training of two (2) Deputy Sheriffs related to the Opioid Use Training identified herein in the amount of \$450.00 per Deputy for a total cost of \$900.00; and, be it further

RESOLVED, That the 2026 Adopted Budget be and hereby is amended as follows:

Revenue

Increase A.1000.2735-2735-REV-Opioid Settlement Funds	\$900.00
(A-0688.2023-Other Liabilities-Opioid Restricted)	

Appropriation

Increase A.3110.3110-4210-EXP-Trainings and Conferences	\$900.00
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and, be it further

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

Seconded by Supervisor GODERIE and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 238

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

RESOLUTION AUTHORIZING A CONTRACT WITH GREENMAN-PEDERSEN, INC.
(GPI) FOR ENGINEERING SERVICES FOR THE FUEL DEPOT AT COMPLEX I
(HIGHWAYS AND FACILITIES DEPARTMENT, 2026 CAPITAL PLAN)

WHEREAS, the proposed 2026 Capital Plan includes a Complex I-Fuel Pumps Project in the amount of \$825,000.00; and

WHEREAS, the Superintendent of Highways and Facilities solicited proposals for related Engineering Design services and recommends hiring Greenman-Pedersen (GPI) for engineering design services for the Fuel Depot at Complex I Project; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between Fulton County and Greenman-Pedersen, Inc. (GPI) of Albany, New York, to provide engineering design services for the “Complex I-Fuel Pumps” Project, in an amount not to exceed \$74,800.00; and, be it further

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

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

From: DM.1000.9950-9000-EXP-Transfers
To: H.5130.5197-2100.0999-EXP-Complex I-Fuel Depot (NEW)
Sum: \$825,000.00

and, be it further

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

Seconded by Supervisor PRAUGHT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

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

WHEREAS, Resolution 161 of 2026 amended the 2026 Capital Plan to include a “Door Replacement Project” at the Public Health Department in an amount not to exceed \$50,000.00 utilizing New York State Department of Health “Strengthening Infrastructure, Workforce and Data Systems” grant funds; and

WHEREAS, the bid exceeded the original Capital Plan project estimate of \$50,000.00 by \$12,160.00; now, therefore be it

RESOLVED, That the 2026 Adopted Budget be and hereby is amended, as follows:

Increase A.4010.4010-3450-REV-State Aid-Public Health Other	\$62,160.00
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Increase A.4010.4010-2010-EXP-Capital Expense	\$62,160.00
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RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Public Health Director, Superintendent of Highways & Facilities, All Bidders, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 240

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

**RESOLUTION AMENDING THE 2026 CAPITAL PLAN TO INCLUDE THE PURCHASE
OF A TRACTOR TRUCK FOR USE IN THE SOLID WASTE DEPARTMENT**

WHEREAS, the Solid Waste Director has requested to amend the 2026 Capital Plan to include the purchase of a Tractor Truck as Truck 53 has reached the end of its useful life; and

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

RESOLVED, That the 2026 Capital Plan be and hereby is amended to include the purchase of one (1) Tractor Truck for use in the Solid Waste Department at a total cost not to exceed \$189,963.00 via Onondaga County Bid Contract (#0010914) which was extended to all political subdivisions and districts in New York State; and, be it further

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

From: CL-0898.0883 - Transfer Haul Equipment Reserve

To: CL-0909 - Unreserved Fund Balance

Sum: \$190,000.00

and, be it further

RESOLVED, That the 2026 Adopted Budget be and hereby is amended, as follows:

Revenue

Increase CL.1000.0511-0511 - REV - Appropriated Reserves \$190,000.00

Appropriation

Increase CL.8160.8161-2010.1800 - EXP - Transfer Haul Equipment Expense \$190,000.00

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, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 241

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

**RESOLUTION SETTING THE DATE OF A PUBLIC HEARING REGARDING THE
APPLICATION BY CHRIS RIZZO TRUCKING, INC. TO OPERATE A SOLID WASTE
TRANSFER STATION IN FULTON COUNTY**

RESOLVED, That a public hearing shall be held regarding the application by Chris Rizzo Trucking, Inc. to operate a Solid Waste Transfer Station located at State Highway 29A, Town of Johnstown, NY by the Fulton County Board of Supervisors, on July 13, 2026 at 1:30 p.m., in the Supervisors Chambers, County Office Building, Johnstown, NY, and at least seven days' notice (excluding Sundays) of such public hearing be given by the Clerk of the Board by duly posting upon the bulletin boards in the Fulton County Office Building, Johnstown, NY, and by publication at least once in the official Fulton County newspaper; and, be it further

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

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 242

Supervisor BRADT offered the following Resolution and moved its adoption:

**RESOLUTION APPROVING REVISIONS TO THE FULTON COUNTY PLANNING
BOARD BYLAWS**

WHEREAS, Article 12-B, Section 239(c)(2)(g) of General Municipal Law requires a county planning board to adopt bylaws governing its operation; and

WHEREAS, bylaws for the Fulton County Planning Board were adopted by Resolution 105 of 1968; and

WHEREAS, Resolution 116 of 2009 approved revised Fulton County Planning Board Bylaws; and

WHEREAS, the Fulton County Planning Board has reviewed and recommends revisions to certain portions of its bylaws; now, therefore be it

RESOLVED, That upon the recommendation of the Fulton County Planning Board and Committee on Public Works, the bylaws of the Fulton County Planning Board be and hereby are revised, as attached hereto and made a part hereof; and, be it further

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

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

BYLAWS OF FULTON COUNTY PLANNING BOARD
(Revised 2026)

ARTICLE I: ORGANIZATION

The Fulton County Planning Board was established pursuant to Resolution #105, adopted by the County Board of Supervisors of the County of Fulton, State of New York, on the 11th day of March 1968, under the provisions of Article 12-B of the General Municipal Law of the State of New York.

ARTICLE II: MEMBERSHIP & TERMS

The Fulton County Board of Supervisors shall appoint members of the Planning Board, which shall consist of nine (9) voting members, each serving three (3)-year terms, and one (1) Alternate member from the Board of Supervisors. Ex officio members may be appointed, but they will not have a vote, and their presence will not count toward a quorum.

The Board of Supervisors shall fill vacancies for the unexpired term of a former member.

The Board of Supervisors seeks to have a geographically diverse board.

The Fulton County Planning Department shall be responsible for notifying the Fulton County Board of Supervisors of any vacancies occurring for any reason.

If a Planning Board member is absent from three (3) consecutive meetings without notifying the secretary, the Chairman of the Board of Supervisors will be notified.

In accordance with State law and the County of Fulton's 1993 local law on ethics, members shall submit a Financial Disclosure Statement to the Fulton County Ethics Board annually.

ARTICLE III: OFFICERS, ELECTIONS, AND TERMS

The officers of the Fulton County Planning Board shall be elected each year for a 1-year term by and from the appointed voting members of the Planning Board at the first regular meeting in January of each year and shall consist of a Chairman and Vice-Chairman.

A staff person from the County Planning Department shall act as Planning Board Secretary.

If an office shall become vacant for any reason, the Board shall elect at the next regular meeting a successor to hold office for the remainder of that term.

Duties of Chairman:

- Preside at all Planning Board meetings and shall have special duties prescribed or implied herein. In addition, the Chairman shall be the Planning Board's authorized spokesman.
- Appoint the members and the Chairman of all special committees, as authorized by a majority vote of the total membership.
- Responsible for all official communications of the Planning Board and shall sign all official documents of the Fulton County Planning Board in accordance with the requirements of the Bylaws.
- To cancel meetings and call special meetings of this Board

- To perform all duties incidental to the office and other duties as may, from time to time, be required.
- To be an ex officio member of all committees.

Duties of the Vice Chairman:

- In the absence of the Chairman, shall exercise and perform the duties and responsibilities of the Chairman.

Duties of the Planning Board Secretary:

- Shall cause that a written record of all business transacted by the Board be kept, that notice be given to all members of all meetings, that all official records of the Planning Board be kept on file, that all maps, records, and reports of the Planning Board be certified and serve public notice of all hearings and public meetings.
- Shall prepare an annual report to be prepared for the County Planning Board, identifying a summary of the actions taken by the Planning Board during the preceding year. The said report shall be filed with the Fulton County Board of Supervisors.

ARTICLE IV: MEETINGS

All meetings of the Fulton County Planning Board shall be public. The Planning Board Secretary shall notify the public and the news media of the time, date, and place of each meeting in accordance with New York State's Open Meeting Law.

The Annual Meeting of the Fulton County Planning Board shall be the first meeting of the calendar year. Such annual meeting shall be devoted to the election of officers for the ensuing year, the appointment of committees, a review of the by-laws, and such other business as scheduled by this Board.

Regular meetings of the Fulton County Planning Board shall be held in the Fulton County Planning Department Conference Room on the third Tuesday of each month at 8:45 pm. At the discretion of the Planning Board Secretary, the meeting's location, date, and time may be changed.

The cancellation of any regular meeting and the subsequent rescheduling of such regular meeting will be at the discretion of the Chairman/Secretary. All members of this board shall be notified verbally or in writing of all cancellations in advance. Rescheduling will constitute a Special Meeting.

ARTICLE V: QUORUM

For ordinary business, a majority of the full voting membership of the Board, notwithstanding absences or vacancies, shall constitute a quorum. A majority vote of the full voting membership of the Board, notwithstanding absences or vacancies, shall be required for the adoption of any matter. The only business that may be conducted in the absence of a quorum is an action to obtain a quorum or to set a time and date for the next meeting.

Each Planning Board member in attendance at a meeting shall be entitled to cast one (1) vote. In the event that any member present shall have a personal interest of any kind in the matter of consideration, the member shall be disqualified from voting upon the matter, and the Planning Board Secretary shall so record in the minutes that no vote was cast by such member.

If the County Planning Board is unable to achieve a quorum at its regular meeting, the Chairman may call a Special meeting to review referral(s) from municipalities. Meetings of the County Planning Board shall be held at the call of the Chairman or as requested by a majority of the Board.

ARTICLE VII: ORDER AND CONDUCT OF BUSINESS

The order of business shall be:

1. Call meeting to order
2. Roll call and determination of quorum
3. Election of new officers (Annual Meeting Only)
4. Taking of chair by new Chairman (Annual Meeting Only)
5. Approval of the minutes of the previous meeting.
6. Special Presentations (if any)
7. Old Business (if any)
8. New business.
9. Review of Tourism and Public Works Reports
10. Report by Chairman & Planning Department
11. Adjournment

In the absence of a Chairman, the Vice Chairman or the senior-ranking member present shall call the meeting to order and preside. If the Chairman or Vice Chairman subsequently arrives at the meeting location, he or she shall assume responsibilities for presiding during the remainder of the meeting. If the Chairman or presiding officer must leave during the meeting, the next officer or senior member of the Planning Board shall take over and conduct the meeting.

Parliamentary procedure in County Planning Board meetings shall be governed by the most current edition of Robert's Rules of Order as used by the Fulton County Board of Supervisors in all cases to which they apply and in which they are not inconsistent with these bylaws and State laws.

ARTICLE VIII: COMMITTEES

The Chairman shall be authorized to appoint committees to determine the Planning Board's policies, execute its orders, or, as deemed necessary, carry out the Board's business. The terms of such committees shall be coterminous with the term of the Chairman who appointed them. The Chairman shall be an ex officio member of all committees.

ARTICLE IX: COUNTY REFERRALS

The County Planning Board shall review the following municipal actions under New York State General Municipal Law (GML) Article B §239. The Fulton County Planning Board reviews certain developments throughout the county for inter-municipal and countywide impacts. GML 239 requires that local municipalities forward the following actions to a county planning agency for review, comment, and recommendations.

- Site Plan
- Special Use Permit
- Adoption of a Zoning Amendment or local law
- Comprehensive Plan
- Land Use Moratoria

- Use Variances
- Other authorizations that the board may issue under zoning provisions

Subdivisions are not referred to the Fulton County Planning Board for review unless the subdivision is in an area not covered by local subdivision control AND a Resolution is specifically approved by the Board of Supervisors providing for Planning Board review. In addition, Area Variances are not referred to the Fulton County Planning Board for review pursuant to Resolution #358, adopted on September 14, 2009.

Any action involving property within 500 feet of any one of the following must be sent to the county for review:

- A municipal boundary
- A county or state road, existing or proposed, including those within city limits and managed by a municipal Department of Public Works.
- A county or state existing or proposed park or recreation area
- A county or state-owned property, existing or proposed, on which a public building or institution is located
- A farm operation within an Agricultural District, as defined in Article 25-AA of the New York State Agriculture and Markets Law

The Fulton County Board of Supervisors may, at times, request that the Fulton County Board serve as a sounding board for county, regional, and state priority projects or initiatives, which may have a regional impact. Special Presentations by outside entities may be added to the Order of Business.

If the application is subject to County review, the appropriate board submits the application, a zoning referral form, a full statement, and other information to the County Planning Board.

The full statement should include the following information:

- The type of application (rezoning, site plan review, special use permit, amendment to the text of the zoning law or ordinance, or subdivision)
- The exact location and boundaries of the proposed action
- A description of the proposed land use change, in enough detail to allow the County Planning Board to evaluate its potential impacts.
- The complete Environmental Assessment Form (EAF) and all other materials used by the referring body to determine significance under the State Environmental Quality Review Act (SEQRA)
- Other information requested shall include the following:
 - Public Comment concerning the application, whether from individuals or organizations. This would include summaries of verbal comments, any written correspondence to the appropriate board, and any public comments at public hearings or meetings regarding the referrals.
 - Statement of concurrence from other appropriate municipal boards, zoning boards, and planning boards.

ARTICLE X: NDA & REDACTED INFORMATION BY AN APPLICANT

The Fulton County Planning Board, as a public body of Fulton County, does not participate in signing a Non-Disclosure Agreement (NDA) for projects referred to by other government bodies within the county. By doing so, it may have a negative regional impact, with consequences in Fulton County, the Mohawk Valley/Adirondacks, and other areas beyond those borders.

Additionally, projects may be referred to in which the applicant heavily redacted certain areas. If unredacted, this could change the Fulton County Planning Board's decision on regional impact within Fulton County, the Mohawk Valley/Adirondacks, and other areas beyond those borders. It might not be

considered a full statement and could potentially change the applicant's form under SEQRA. With consent from the municipality and the referring municipality, or from other entities, such as NYS government agencies and offices, including the Office of Renewable Energy Siting (ORES), which can override municipal home-rule, an extension may be requested to obtain non-redacted information for more informed decision-making. This may go beyond the 30-day timeframe.

ARTICLE XI: AMENDMENTS

These bylaws may be amended or added to by the affirmative vote of a majority of the total voting membership, subject to the approval of the Fulton County Board of Supervisors.

Initially Adopted: March 11, 1968, Resolution No. 105

Amended: March 9, 2009, Resolution No. 116

Amended: June 8, 2026

Resolution No. 243

Supervisors BRADT, GROFF AND FAGAN offered the following Resolution and moved its adoption:

RESOLUTION RE-APPROPRIATING FUNDS FOR THE BUILDING AGREEMENT WITH FULTON COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR THE OFFICE BUILDING AGREEMENT TO CONSTRUCT A NEW FACILITY AT 174-188 SOUTH MELCHER STREET EXTENSION

WHEREAS, Resolution 173 of 2023 endorsed an office relocation and financial support plan for the Fulton County Soil and Water Conservation District that included the County providing installment financing for a new office building at 174-188 South Melcher Street Extension, Johnstown, New York; and

WHEREAS, Resolution 344 of 2025 authorized construction financing payments to the Fulton County Soil and Water Conservation District (FCSWCD) for Office Building Construction and \$530,000.00 was appropriated in the 2025 Budget; and

WHEREAS, the FCSWCD is now requesting payment for the remainder of Draw 3 (\$50,000.00) and Draw 4 (\$100,000.00) to complete the construction for the Office Building located at 174-188 South Melcher Street Extension; and

WHEREAS, the Committees on Public Works, Economic Development and Environment and Finance recommend certain payments in accordance with the Building Agreement and Lease Agreement as follows:

<u>Draw #1</u>	
Foundation work complete	\$100,000.00
<u>Draw#2</u>	
Framing and Roofing complete	\$150,000.00
<u>Draw #3</u>	
Mechanicals/Electrical/HVAC complete	\$100,000.00
<u>Draw #4</u>	
Walls/Ceilings, Flooring complete	\$100,000.00
<u>Draw #5</u>	
Final Completion/Transfer to County	<u>\$ 80,000.00</u>
Total Construction Funding	\$530,000.00

now, therefore be it

Resolution 243 (Continued)

RESOLVED, That the 2026 Adopted Budget be and hereby is amended as follows:

Revenue:

Increase A.1000.0599-0599-REV-Appropriated Fund Balance	\$230,000.00
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Appropriation

Increase A.1000.8710-4130-EXP-Contractual	\$230,000.00
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and, be it further

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

Seconded by Supervisor POTTER and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 244

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING PAYMENTS TO FMCC FOR THE HVAC REPLACEMENT
PROJECT (2026 CAPITAL PLAN)**

WHEREAS, the 2026 Capital Plan identifies an “HVAC Replacement Project” at the Fulton-Montgomery Community College (FMCC) at a total cost not to exceed \$1,000,000.00 with a County share of \$250,000.00; and

WHEREAS, Resolution 88 of 2026 authorized additional financial commitment to said project in an amount not to exceed \$832,830.00; now, therefore be it

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

From: A.1000.9950-9000.1000 – EXP – Other – Unrestricted
To: A.1000.2497-4922 – EXP – Contribution to FMCC Capital Projects
Sum: \$250,000.00

and, be it further

RESOLVED, That the 2026 Adopted Budget be and hereby is amended as follows:

Increase A.1000.0599-0599 – REV – Appropriated Fund Balance \$476,153.00

Revenue

Increase A.1000.1116-1116 – REV – Tax on Adult Use Cannabis \$ 21,072.00

Increase A.1000.2735-2735 – REV – Opioid Settlement Funds 85,605.00

(A-0688.2022 – Other Liabilities – Opioid – Non Restricted)

Appropriation

Increase A.1000.2497-4922 – EXP – Contribution to FMCC Capital Projects \$582,830.00

and, be it further

RESOLVED, That this resolution is contingent upon the passage of a similar resolution by the Montgomery County Legislature and a formal commitment by SUNY to fund its share no later than 2026-27; and, be it further

Resolution No. 244 (Continued)

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Clark, Lehr, Young)

Resolution No. 245

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION SETTING DATE OF A PUBLIC HEARING REGARDING THE 2026-2027 FMCC BUDGET

RESOLVED, That the Board of Supervisors for the County of Fulton will meet at the Board of Supervisors' Chambers in the County Building, Johnstown, New York, on Monday, July 13, 2026, 2:30 p.m. for the purpose of holding a public hearing on the Tentative Budget for Fulton-Montgomery Community College as related to the financial share and obligation of Fulton County for the fiscal year beginning September 1, 2026, pursuant to Chapter 631 of the Laws of 1965; and, be it further

RESOLVED, That the Administrative Officer/Clerk of the Board of Supervisors be and hereby is directed to give notice of said public hearing on such tentative budget pursuant to and in accordance with Section 359 of the County Law, and that said notice shall be published once in the official newspaper of this County at least five days prior to date of said public hearing; and, be it further

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

Seconded by Supervisor GODERIE and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Clark, Lehr, Young)

Resolution No. 246

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A CONTRACT WITH MM HAYES FOR ANNUAL
SUPPORT MAINTENANCE (INFORMATION TECHNOLOGY DEPARTMENT)**

WHEREAS, since 2019, the County of Fulton has utilized a Kronos Employee Time and Attendance System from MM Hayes to support its departments; and

WHEREAS, the Information Technology Director is now requesting a Maintenance Agreement for July 1, 2026 through June 30, 2027; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a maintenance agreement between the Information Technology Department and MM Hayes of Albany, NY for maintenance of said system at a cost of \$27,990.00, effective July 1, 2026 through June 30, 2027; 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, Information Technology Director, MM Hayes, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 247

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE COUNTY TREASURER TO CLOSE OUT CERTAIN
CAPITAL PROJECTS**

WHEREAS, certain projects identified in prior Capital Plans that have been completed and accounts established for said projects are no longer utilized; and

WHEREAS, the Budget Director/County Auditor recommends transfers to close out unexpected capital appropriation accounts and return unspent monies to the appropriate reserve; now, therefore be it

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

A-0883.0700 - Capital Equipment Reserve
H.1680.1680-2100.0948 - EXP - Time and Attendance Software
(Approx. \$726.05)

A-0890 - E911 Emergency Phone System Reserve
H.3110.3020-2100.0958 - EXP - E-911 PSAP Upgrade
(Approx. \$6,434.42)

A-0909 - Unreserved Fund Balance
H.8020.2497-2100.0978 - EXP - FMCC Student Comp. Replacement Proj.
(Approx. \$0)

CL-0898.0878 - Landfill Building - Equipment Depreciation Reserve
H.8160.8160-2100.0969 - EXP - DSW Building Addition
(Approx. \$14,774.79)

and, be it further

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

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

Seconded by Supervisor ISABELLA and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 248

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING DISPOSAL OF CERTAIN SURPLUS EQUIPMENT

WHEREAS, the Purchasing Agent recommends disposal of broken equipment in certain departments; now, therefore be it

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

Solid Waste

- 1 – 1991 Ford Fuel Truck (8939, Scrap)
- 1 – Ford F250 Truck (10415, Sold at Auction)

Public Health

- 1 – 2 Drawer File Cabinet (6873)
- 2 – 4 Drawer File Cabinet (3811, 2688)

Historian

- 1 – Brown Office Chair (No Number)
- 1 – Canon Electric Typewriter (No Number)

and, be it further

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

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)

Resolution No. 249

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CERTAIN TRANSFERS AND BUDGET AMENDMENTS

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

Personnel/BOS

From: A.1010.1010-8000 - EXP - State Retirement

To: A.1010.1345-8000 - EXP - State Retirement

Sum: \$828.00

From: A.1010.1010-8100 - EXP - Social Security

To: A.1010.1345-8100 - EXP - Social Security

Sum: \$459.00

Information Technology

From: A.1680.1680-4090 – EXP – Professional Services

To: A.1680.1680-4130 – EXP – Contractual

Sum: \$1,500.00

and, be it further

RESOLVED, That the 2026 Adopted Budget be and hereby is amended as follows:

Sheriff's Department

Revenue

Increase A.3110.3110-2770 - REV - Other Unclassified Revenues \$ 450.00

Appropriation

Increase A.3110.3110-4210 - EXP - Training and Conferences \$ 300.00

Increase A.3110.3112-4210 - EXP - Training and Conferences 150.00

Revenue

Increase A.3110.3110-2680 – REV – Insurance Recoveries \$ 500.00

Appropriation

Increase A.3110.3110-4540 – EXP – Vehicle Maintenance \$ 500.00

Resolution No. 249 (Continued)

Emergency Management

Revenue

Increase A.3640.3640-2680 – REV – Insurance Recoveries \$3,521.00

Appropriation

Increase A.3640.3640-4540 – EXP – Vehicle Maintenance \$3,521.00

and, be it further

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

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Clark, Lehr)