

TENTH REGULAR SESSION

Johnstown, NY

October 13, 2015

Roll Call – Quorum Present

Supervisors: Argotsinger, Born, Bradt, Breh, Callery, Christopher, Fagan, Greene, Groff, Handy, Howard, Johnson, Lauria, MacVean, Ottuso, Potter, Young

TOTAL: Present: 17 Absent: 3 (Supervisors Gendron, Kinowski, and Waldron)

Chairman Ottuso called the meeting to order at 1:00 p.m. with Supervisors Gendron, Kinowski, and Waldron absent upon roll call. Following the Pledge of Allegiance to the Flag, Chairman Ottuso then recognized the following public speakers:

Dan Engle, Foster Road, Gloversville, NY - Mr. Engle explained that he was a retired veteran and moved back to Fulton County in 1984. While residing in Washington, D.C., he was able to observe the World War II monument being built to honor those who sacrificed so much for our country. He further explained that the media does cover the Honor Flights for veterans from our area, but hoped to have residents in Fulton and Montgomery County observe the Vietnam Veterans Memorial Wall. Mr. Engle explained that “Wall” was one of the most visited landmarks that people visit. He wants to bring a replica of the “Wall” that is 3/5 scale. He is part of the Fulton-Montgomery Veterans Club at Fulton-Montgomery Community College. The College has approved this project and has provided “seed” money to get it started. He is coming before the Board today to ask for support for Veterans and for publicity to raise funds to bring the “Wall” to Fulton and Montgomery County.

Gary Tompkins, Georgia – Mr. Tompkins explained that he was part of the Fulton-Montgomery Veterans Club and is in total support of the project. He explained that the “Wall” will bring people from hundreds of miles to observe the memorial. This will be a boost to Fulton County, but no profit will be made on it. He further explained that FMCC President Dustin Swanger, is in full support of this project. Mr. Tompkins explained that it would cost roughly \$10,000.00 to bring the “Wall” to our area. The dates the Club would like to have the “Wall” on view would be September 9, 10, and 11, 2016. Donations will be accepted and the Club will have more information if any sub-Committee of this Board would like them to do a formal presentation.

Schuyler – Ephratah, NY - Schuyler explained that he was 15 years old and a member of Fulton County 4-H and was here today to ask for support for the 4-H programs in Fulton County. He explained how important 4-H is to residents of Fulton County. Schuyler recited the “pledge” for 4-H and its goal of “hands to larger service”. He related the major accomplishments of his 4-H Club. He asked the Board of Supervisors to remember that a lot of people are helped in Fulton County thanks to 4-H.

Chairman Ottuso then thanked Mr. Engle and Mr. Tompkins for their service and said that he supports veterans and we owe a debt of gratitude to them. (A round of applause took place) He advised that if there was anything he could do personally or the Board could do, to please contact him. He is in total support of the project to bring the Veterans Memorial Wall to our area.

Chairman Ottuso then explained that he was impressed with Schuyler's presentation and said that he was in total support of funding 4-H because he was also a former member of 4-H and it was a great program.

Darren Smith, Fulton County resident and parent of a 4-H member. He explained that he was also a small farmer, parent and volunteer for 4-H and urged the Board to vote yes and support the 4-H program.

Chairman Ottuso then presented a framed Chairman's Letter to Sydney Greenwood, of Caroga Lake, acknowledging his service during the Korean War.

Chairman Ottuso then made a final call for any other public speakers:

Jennifer Donovan, Northville, NY - Ms. Donovan explained that the club she was involved in is the Northville Falcons Helpers 4-H Club and asked if any Board members had any questions for her. None were asked. Ms. Donovan further explained that she was here to support 4-H and to ask the Board members to please keep 4-H in mind as they move forward in the Budget process.

COMMUNICATIONS

1. Letters from members of the Northville Falcons Helpers 4-H Club, to Fulton County
Subj: Allocation of funds for Cornell Cooperative Extension and 4-H in 2016 Budget
Jennifer Donovan, Jan Robare, K. Robare, Rebecca Gifford, Terena Driscoll, Lori Driscoll, Stella Williams, Steve Williams, Kelly Donovan
Letters from Sophia Reidell, Kaitlyn Driscoll, and Brian Hayes, to Fulton County
Subj: Keep funding 4-H Programs (Supervisors Johnson and Young requested a copy)
Petition signed to keep 4-H in Fulton County: Tammy Reidell, Amy Clapper, Ericka Curley, Rebecca Pratt, Wendy Sweet, Riviera Watson (Supervisors Johnson and Young requested a copy)
2. Letter from Assemblyman Marc Butler, to Jon Stead, dated 1 October 2015
Subj: Receipt of letter regarding Fulton County Board of Supervisors request to impose a hotel/motel occupancy tax. (Mr. Stead read the letter to the Board).
3. Petition received from Northville Falcon Helpers 4-H Club to Board of Supervisors
Subj: Petition with 17 signatures for the Board of Supervisors asking to reconsider funding Cornell Cooperative Extension and 4-H Programs. (Supervisors Johnson and Lauria requested a copy)

REPORTS

- A. New York State Fish and Wildlife Management Board, Region 5, Minutes of the September 24, 2015 Meeting

UPDATES FROM STANDING COMMITTEES

Finance: Chairman Argotsinger explained that the first Budget Review Committee meeting was held on October 5 and the next one is going to be on October 19 at 9:30.

Personnel: Chairman Callery explained that the Fulton County Sheriff's Office Employees Alliance contract is up at the end of the year and they have asked the County to begin negotiations at the beginning of 2016. There is a meeting scheduled to discuss the Nurses Unit contract. The PBA cancelled the meeting the County had set up to discuss its contract and the PBA has declared impasse and Chairman Callery will update the Committee in the future.

REPORTS OF SPECIAL COMMITTEES

Soil and Water Conservation District: Supervisor Lauria advised that Soil and Water had a booth at the Family Farm Day at Roger's Orchard and it was a great success. He also advised that he received a letter from Johnstown City Councilwoman Iannotti thanking John Persch, District Field Manager, for the amount of work he has done helping the City of Johnstown with bridge work.

CHAIRMAN'S REPORT

Chairman Ottuso advised that he has been getting a lot of phone calls and letters regarding 4-H and funding. He further advised that the Board needs to take a hard look at this and put something in the budget.

He is in total support of the "Wall" coming to Fulton County and hoped his fellow Board members would also support this.

Chairman Ottuso explained that he was in his 4th quarter as Chairman and Mr. Potter would be the Chairman next year.

RESOLUTIONS

No. 335 (Resolution Authorizing Agreement with Grandma Millie's Bakery and Café for Lease of the Restaurant Building at the Fulton County Airport: Supervisor Callery asked if the current lease holder is up to date on their bills. Mr. Stead, Administrative Officer, explained that they were close, but not up to date – maybe a couple of months behind. Supervisor Born said that she read that the rent was raised for 2016 and asked why they raised it. Mr. Stead explained that the Committee looked at two (2) proposers and that Grandma Millie's proposed the rent increase.

Supervisor Lauria commented that according to the minutes for the Buildings and Grounds Committee, there are still late sewer fees and overdue water bills with the current occupant and this has been on-going. He questioned why the County should continue to lease the building to this business.

Supervisor Young advised that the current lease holder was offering more hours and more days of service and even if the payments were late, they were eventually paid. He added that it was far better to have someone in the building than to have to pay to winterize the building. The other applicant did not want to lease the building until May of 2016.

Supervisor Howard asked what the cost is to the County for improvements to the building. Mr. Stead answered under \$1,000.00.

Supervisor Born questioned the number of meals that the current lease holder provides to pilots.

No. 343 (Resolution Authorizing a Contract Between the County of Fulton and Adirondack Sign Company for Purchase and Installation of a Primary Sign at the Tryon Technology Park – Jump Start Fulton County: Tryon Marketing Plan (2015 Capital Plan): Supervisor Callery commented that he opposed this when it went through the Finance Committee, but Mr. Stead answered his questions about local company involvement and he will support it.

Supervisor Young advised that he was concerned with the RFP process and has spoken with a local company about it. The local company declined to bid the project because the sign is closer to the \$10,000.00 range. Supervisor Young further said that, in his opinion, the project should be “split out” and be put back out for a new bid process.

No. 344 (Resolution Authorizing a Contract Between the County of Fulton and Shannon-Rose Design to Prepare a Primary Fulton County Brand and Logo – Jump Start Fulton County: Implement Regional Brand (2015 Capital Plan): Supervisor Young advised that the County should “hold-off” on this. Fulton County should use the logo that the Fulton Montgomery Chamber uses and not spend money on a new one or possibly hold a contest to see who can come up with the best logo.

Supervisor Callery explained that he was opposed to this because \$5,000.00 is too much to spend on a County brand or logo.

No. 352 (Resolution Authorizing Purchase of Portable Radios and USB Airtime Cards with 2014 SHSP/LETPP Grant Funds in the Sheriff’s Department): Supervisor Greene asked Mr. Stead why the Data Sharing Software is no longer needed. Mr. Stead explained that the grant was written by a former Captain at the Sheriff’s Department and the documentation for the need for the software cannot be found.

No. 354 (Resolution Authorizing the Implementation of “Project Lifesaver” in the Sheriff’s Department): Supervisor Howard asked if the equipment used would be able to get coverage in all of Fulton County. Mr. Stead answered that he was not involved in the project and he assumes it was GPS enabled, but cannot provide a definite answer on the specific technology.

Supervisor Callery wanted to confirm that “Project Lifesaver” was at no cost to the County at this time. Mr. Stead answered, “yes” the project is funded through private donations so far.

A motion was offered by Supervisor Fagan, seconded by Supervisor Callery and unanimously carried, to waive the Rules of Order to take action on late resolutions 359 and 360.

No. 360 (Resolution Authorizing Refund of Bid Deposit for Certain Foreclosure Auction Property): Mr. Stead explained that this proposed Resolution did not go through the Finance Committee and came up after the meeting. The property was sold at the County auction in June and it was found out that the mobile home in question was not on the property listed in the auction booklet. The successful bidder subsequently commenced eviction proceedings and had a survey done. The Treasurer is recommending that the bid deposit be returned and the property be placed on the on-line auction list for sale later in October.

Supervisor Callery questioned if the Treasurer recommended that the bidder not be reimbursed his eviction costs and survey costs. He bought the property in “good faith” and is there any liability to Haroff Auctions.

County Attorney Brott explained that the property showed the tax map lines and it was auctioned off that way. It was the Treasurer’s records and the County’s responsibility. Haroff did not have any responsibility. The County Attorney said it could be looked at as “buyer beware”, but there was a mistake in advertising and it was up to the Board to make a decision.

Supervisor Howard said he will echo Supervisor Callery’s comments that the County should have verified this and it is not the buyers fault.

Supervisor Greene said that he agreed and the buyer should be reimbursed his eviction and survey costs.

Supervisor Johnson wanted to know if the people were evicted.

Supervisor Breh commented that the property was listed incorrectly and the purchaser should not be penalized. She added that the bidder also paid the school taxes and the tenants of the mobile home were partially evicted.

Supervisor Lauria agreed that all money should be refunded, but was not sure about the school taxes.

Mr. Stead suggested that this be referred back to the Treasurer and Finance Committee, or the County could do both steps and only pay \$8,140.00 to the bidder and refer the balance of the issue back to the Finance Committee, because there was no information on the school taxes.

Supervisor Lauria made a motion to AMEND proposed Resolution No. 2 to include language as follows: “That the County Treasurer is also directed to reimburse the bidder’s incurred expenses related to the error in the amount of \$550.00 for eviction costs and surveying fees in the amount of \$350.00, seconded by Supervisor Howard and unanimously carried.

Supervisor Fagan asked if there were invoices verifying the expenses of the bidder for the property. Mr. Stead suggested having the County Treasurer and County Attorney work together on collecting the necessary proof of expenses.

PROCLAMATIONS

RECOGNIZING FRANK RUGGERIO FOR HIS MANY YEARS OF SERVICE TO FULTON COUNTY

WHEREAS, Veterans Services Agency Director Frank Ruggiero retired on September 1, 2015; and

WHEREAS, Mr. Ruggiero was a dedicated Fulton County department head for over 27 years, starting in the role of Veterans Agency Director on August 22, 1988; and

WHEREAS, Frank distinguished himself as a hard-working and dedicated public servant, at all times committed to Veterans and their families in Fulton County; and

WHEREAS, Frank's keen wit and enduring knowledge of state and federal programs made him the "go-to-guy" for assistance on Veterans services access; and

WHEREAS, Mr. Ruggiero used his abilities extensively to promote events and worthy fund-raising causes by local veterans organizations throughout his career; and

WHEREAS, Mr. Ruggiero was instrumental in maintaining transportation services for veterans to health care and other appointments; now, therefore be it

RESOLVED, That the Board of Supervisors hereby recognizes and thanks Mr. Ruggiero for his many years of service to the County of Fulton and to Veterans throughout Fulton County and Hamilton County, and offers its best wishes on the occasion of his retirement from County service.

DECLARING OCTOBER 2015 "DOMESTIC VIOLENCE AWARENESS MONTH"

WHEREAS, domestic violence affects all New Yorkers, and far too many people suffer abuse at the hands of a spouse or partner; and

WHEREAS, domestic violence victims can be of any age, race, religion, or economic status and the resulting damage is inflicted not only on victims, but their children, families and communities; and

WHEREAS, Fulton County's commitment to ending domestic violence is exemplified by the work of county agencies and their employees that are assisting victims and their families; and

WHEREAS, the Board of Supervisors recognizes the outstanding work of the region's dedicated not-for-profit organizations that serve victims and their communities; now, therefore be it

RESOLVED, That the Board of Supervisors hereby proclaims October 2015 to be "Domestic Violence Awareness Month" in Fulton County and encourages all county residents to participate in community awareness events during "Domestic Violence Awareness Month" and, be it further

RESOLVED, That the Board of Supervisors joins with all citizens to support victims of domestic violence and to support the work of victim advocates, public and private entities and many others who have worked tirelessly to bring hope to the millions of individuals, families and communities harmed by crime.

OLD BUSINESS

Supervisor Greene advised that he wanted to pursue to funding Cornell Cooperative Extension for a three year contract at \$20,000.00 per year, starting in 2016.

Mr. Stead explained that it would be "out of order" to make that motion binding, prior to the issue being referred to a Standing Committee per the Board's rules of Order. If the Board directed so, the Finance (Budget Review) Committee could consider funding 4-H through the budget process and if approved, it would be an amendment to the existing contract with Cornell Cooperative Extension.

Supervisor Greene made a motion to refer a proposal to fund the contract with Cornell Cooperative Extension for the 4-H Program at \$20,000.00 per year for three (3) years to the Finance (Budget Review) Committee, seconded by Supervisor Handy and unanimously carried.

Supervisor Born asked whether the funding would be for Cornell Cooperative Extension or to fund just 4-H. Mr. Stead answered that the proposal would be worded to fund the 4-H Program only as specified by Supervisor Greene.

Supervisor Howard advised that funding to Cornell Cooperative Extension was eliminated during his tenure as Chairman and this was one organization that holds his values and standards and he would vote to provide money for the 4-H Program.

Supervisor Lauria said he was a former liaison to Cornell and he believed that the 4-H Program is a valuable asset to "get kids off the streets".

Supervisor Born advised that she would support reinstating funds for the 4-H Program; however, the County also cut other agencies and should look at reestablishing funding for other outside agencies that the County cut in the past.

Supervisor Young said that he was former 4-H alumni and said Cornell does wonderful things for our county and the County should look wisely at what we could do also for funding other agencies.

Supervisor Lauria explained that the EMS Board finally met and bylaws were sent to the Board Office and should be on the Agenda for November to get approval.

NEW BUSINESS

Supervisor Young commented that he and Chairman Ottuso attended the NYSAC Fall Seminar in Lake Placid and a number of resolutions were passed. He highlighted Support of Excel New York for a Broadband Program, Support the State Increasing Local Revenue Shares for DMV On-line Services, and Support Extending Sales Tax Renewal Period for four (4) Years instead of every two (2) years.

ADJOURNMENT

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

Certified by:

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

Resolution No. 335

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING AGREEMENT WITH GRANDMA MILLIE’S BAKERY
AND CAFÉ FOR LEASE OF THE RESTAURANT BUILDING AT THE
FULTON COUNTY AIRPORT

WHEREAS, Resolution 235 of 2015 authorized distribution of a Request for Proposals for lease of the restaurant building at the Fulton County Airport and two (2) proposals were received; and

WHEREAS, the Committee on Buildings and Grounds/Highway has reviewed both proposals and recommends the proposed lease with Grandma Millie’s Bakery and Café to lease said building for the purposes of operating a restaurant and production space for bakery items as the best proposal; now, therefore be it

RESOLVED, That in accordance with the recommendation of the Committee on Buildings and Grounds/Highway, the Chairman of the Board be and hereby is authorized to sign a lease agreement between the County of Fulton and Grandma Millie’s Bakery and Cafe, of Johnstown, NY, for lease of the restaurant building at the Fulton County Airport, including the following terms and rates:

1. Lease Term:	January 1, 2016 – December 31, 3016
2. Lease Payment:	\$275.00 per month
3. Sewer	\$10.00 per month
4. Specific Requests:	To be provided by the County: Improvements to insulation of the restaurant building prior to January 1, 2016

said lease to become effective January 1, 2016 through December 31, 2016; subject to the approval of the County Attorney; and, be it further

RESOLVED, That proceeds from said lease be deposited in Revenue Account A.1620.5610-1770 REV-Airport; and, be it further

Resolution No. 335 (continued)

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, Superintendent of Buildings and Grounds/Highway, Grandma Millie's Bakery, Fixed Base Operator, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor HANDY and adopted by the following vote:

TOTAL: Ayes: 266 (11) Nays: 147 (5) (Supervisors Argotsinger, Born, Callery, Lauria and Ottuso) Abstentions: 67 (1) (Supervisor MacVean), Absent: 71 (3) (Supervisors Gendron, Kinowski, and Waldron)

Resolution No. 336

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

RESOLUTION AUTHORIZING SUBMITTAL OF FIVE-YEAR CAPITAL IMPROVEMENT PLAN TO THE FEDERAL AVIATION ADMINISTRATION (2016-2020)

WHEREAS, as a requirement for potential Federal and State reimbursement, the Committees on Buildings and Grounds/Highway and Finance hereby recommend the submission of an updated Five-Year Capital Plan for the Fulton County Airport that includes the following projects/schedule:

Year	Project	Est. Cost	County Share
2016	Environmental Assessment	\$ 250,000.00	\$ 12,500.00
2017	Engineering for Extend Runway 10 to 5,000' (15%)	\$ 900,000.00	\$ 45,000.00
2018	Acquire Land/ROW/Easements for Runway Extension	\$ 800,000.00	\$ 40,000.00
2019	Extend Runway 10 to 5,000'	\$6,000,000.00	\$ 300,000.00
2020	Expand Paved Apron	\$ 400,000.00	\$ 20,000.00

and;

WHEREAS, the submission of these projects as part of the Five-Year Capital Plan for the Fulton County Airport represents the County's possible listing of projects that may be considered for future State and Federal reimbursement but does not commit Fulton County to any expenditures; now, therefore be it

RESOLVED, That the Board of Supervisors, by this Resolution, hereby adopts the revised Five-Year Airport Capital Improvement Plan for the Fulton County Airport, as hereinabove referenced; and, be it further

RESOLVED, That the Chairman of the Board be and hereby is authorized and directed to submit such revised Five-Year Airport Capital Improvement Plan for the Fulton County Airport to the Federal Aviation Administration, NYS Department of Transportation and to each and every other person, agency or institution that will further the purport of this Resolution; and, be it further

Resolution No. 336 (continued)

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)

Resolution No. 337

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING APPLICATION TO THE NEW YORK STATE
DEPARTMENT OF TRANSPORTATION FOR AN AVIATION CAPITAL GRANT TO
COMPLETE CERTAIN RENOVATION PROJECTS AT THE FULTON COUNTY AIRPORT

WHEREAS, the New York State Department of Transportation has announced applications for grants under the 2015 Aviation Capital Grant Program are now being accepted; and

WHEREAS, the Aviation Capital Grant Program provides up to 90 percent funding for eligible projects that will have a service life of at least 10 years; and

WHEREAS, needed renovations to the Restaurant Building, such as a new roof, new boiler, insulate building, new hot water heater and other miscellaneous work, as well as a new airport sign could also qualify for grant funding which would result in a savings for the County; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Buildings and Grounds/Highway, the Chairman of the Board be and hereby is authorized to submit an Aviation Capital Grant application to the New York State Department of Transportation for equipment upgrades and/or structural renovations in the Restaurant Building, as follows:

NYS Aviation Capital Grant	\$15,000.00
County Local Share (10%)	<u>1,500.00</u>
	\$16,600.00

and, be it further

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

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

Seconded by Supervisor CHRISTOPHER and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)

Resolution No. 338

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE DEPARTMENT OF HIGHWAYS AND FACILITIES AND CONSTELLATION NEW ENERGY FOR THE PURCHASE OF ELECTRICITY VIA H-F-M BOCES CONSORTIUM

WHEREAS, Fulton County has participated in an energy pricing consortium, through H-F-M BOCES, for purchase of electricity for County office buildings since 2009; and

WHEREAS, on behalf of said Consortium, Upstate Utilities solicited quotes from electricity suppliers and has determined that Constellation New Energy could provide the greatest discount for the purchase of electricity; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign contracts with Constellation New Energy, of Chicago, IL, via energy broker Upstate Utilities and Consultants, Inc., for the purchase of electricity for certain County Office Buildings, effective July 1, 2015 through July 31, 2018, at the following fixed price:

\$0.06657000 per kwh

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

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities, Constellation New Energy, Upstate Utilities, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron, Kinowski, and Waldron)

Resolution No. 339

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING RECIPROCAL AGREEMENT BETWEEN THE
DEPARTMENT OF HIGHWAYS AND FACILITIES AND THE CITY OF JOHNSTOWN
FOR SNOW AND ICE CONTROL ON COUNTY ROAD 148 AND MAPLE AVENUE**

WHEREAS, the County of Fulton owns and is responsible for the snow and ice control of County Road 148 from the Johnstown City line (Glebe Street) to the Montgomery County line; and

WHEREAS, the City of Johnstown owns and is responsible for the snow and ice control of Maple Avenue from North Perry Street to the Johnstown City line; and

WHEREAS, the Superintendent of Highways and Facilities and the Johnstown City Engineer have discussed sharing services for plowing during future winter seasons; and

WHEREAS, the City of Johnstown has agreed to provide snow and ice control on County Road 148 from the Johnstown City line (Glebe Street) to the Montgomery County line in exchange for the County providing snow and ice control of Maple Avenue from North Perry Street to the Johnstown City line; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized and directed to sign an Agreement with the City of Johnstown to provide snow and ice control during future winter seasons for County Road 148 from the Johnstown City line (Glebe Street) to the Montgomery County line and for Maple Avenue from North Perry Street to the Johnstown City line as summarized herein; and, be it further

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

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

Seconded by Supervisor CALLERY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)

Resolution No. 340

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

RESOLUTION AUTHORIZING A MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY AND ENER-G-ROTORS FOR A WASTE HEAT ELECTRICAL GENERATION PILOT PROJECT AT THE SOLID WASTE DEPARTMENT

WHEREAS, The Director of Solid Waste and Ener-G-Rotors proposed that the Fulton County Gas-to-Electric-Plant located at the Department of Solid Waste become a pilot project location to generate electricity from waste heat, via funding from the NYS Energy Research and Development Authority, and

WHEREAS, Ener-G-Rotors will provide equipment to harness the low-grade waste heat from the Gas-to-Electric-Plant's engines, convert it to electricity for sale, thereby generating revenue for the County; and

WHEREAS, as an additional component of said project, a piping system will be installed to circulate heated water to the on-site water tower, to prevent freezing in the winter, and

WHEREAS, because said project will be a NYSERDA Demonstration Site for this type of technology, there will be no cost to the County; and

WHEREAS, at the conclusion of a one-year trial period, Ener-G-Rotors, Inc. will either sell the associated waste heat capture system equipment to the County for \$1.00 or remove if it desired, now, therefore be it

RESOLVED, that the Chairman of the Board be, and hereby is, authorized to sign a Memorandum of Agreement with Ener-G-Rotors of Rotterdam, NY for the installation and operation of a Waste Heat Electrical Generation Pilot Project at the Solid Waste Department; stipulated upon there being no cost to the County of Fulton; and, be it further

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

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron, Kinowski, and Waldron)

Resolution No. 341

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

RESOLUTION AWARDING BID FOR RECEIVER CONTAINERS FOR USE IN THE SOLID WASTE DEPARTMENT (2015 CAPITAL PLAN)

WHEREAS, the 2015 Capital Plan includes five (5) new Receiver Roll-Off Containers for use in the Solid Waste Department; and

WHEREAS, Resolution 272 of 2015 authorized advertisement for bids for said Receiver Roll-Off Containers and two (2) bids were received; and

WHEREAS, the Director of Solid Waste, Purchasing Agent and the Committees on Economic Development and Environment, and Finance recommend that the bid be awarded to Wastequip, for five (5) Receiver Roll-Off Containers, at a cost not to exceed \$50,950.00 as follows:

	<u>Cost Each</u>	<u>Extended Cost</u>
(3) 40 Yard Containers	\$9,550.00	\$28,650.00
(2) 56 Yard Containers	\$11,150.00	<u>\$22,300.00</u>
		\$50,950.00

now, therefore be it

RESOLVED, That the net bid in the amount of \$50,950.00, as submitted by Wastequip of Statesville, NC for five (5) Receiver Roll-Off Containers identified above be and hereby is awarded; they being the lowest responsible bidder in accordance with project specifications; and, be it further

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

From: CL.0883 Equipment Reserve
To: CL.0909 Unreserved Fund Balance
Sum: \$50,950.00

Budget Amendment
Increase CL.0511 Appropriated Reserves \$950.00

Appropriated
Increase CL.8160.8163.2010 EXP-Capital Expense \$950.00

and, be it further

Resolution No. 341 (Continued)

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)

Resolution No. 342

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

RESOLUTION AUTHORIZING CONTRACT WITH WEX FLEET FUEL CARD PROGRAM FOR USE IN THE SOLID WASTE DEPARTMENT

WHEREAS, Solid Waste Department employees routinely travel long distances outside of the County on Department business; and

WHEREAS, the Solid Waste Director requested to contract with WEX Fleet Card program via NYS OGS Contract to provide credit card service to facilitate fuel purchasing when out of the area on County business, such as pick up of government surplus items and deliver/ pick up of goods outside of Fulton County; and

WHEREAS, the WEX Fleet Card program includes substantial internal control features including authorization controls, purchase-level controls and purchase alert notifications on all transactions; now, therefore be it

RESOLVED, That upon the recommendation of the Solid Waste Director, Committees on Economic Development and Environment, and Finance, the Chairman of the Board be and hereby is authorized to sign a contract with WEX Financial Services Corporation for a WEX Fleet Fuel Card Program via NYS OGS Contract PS65802 for use by Solid Waste Department employees on County business; and, be it further

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

RESOLVED, That said fuel card shall only be used for out-of-area travel or emergency fueling situations when using the County fuel depot is not feasible; and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron, Kinowski, and Waldron)

Resolution No. 343

Supervisor POTTER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE COUNTY OF FULTON AND ADIRONDACK SIGN COMPANY FOR PURCHASE AND INSTALLATION OF A PRIMARY SIGN AT THE TRYON TECHNOLOGY PARK – JUMP START FULTON COUNTY: TRYON MARKETING PLAN (2015 CAPITAL PLAN)

WHEREAS, the 2015 Capital Plan includes \$50,000.00 for a Jumpstart Fulton County: Tryon Marketing Project; and

WHEREAS, a Request for Proposals (RFP) was distributed to twelve (12) sign companies for design, construction and installation of a new primary entrance sign to the Tryon Technology Park and one (1) proposal was received; and

WHEREAS, the Director of Planning, Purchasing Agent and the Committees on Economic Development and Environment, and Finance recommend that a contract be awarded to Adirondack Sign Company, Saratoga Springs, NY for design, construction and installation of a new primary entrance sign to the Tryon Technology Park including the following components:

- Sign Unit (2 sided, approximately 4' x 15')
- LED Lighting System (internal with auto shut-off)
- Logo Design (by Shannon Rose Design)
- Concrete Foundation, Pedestal and Landscaping (by Krempa Landscaping, Johnstown, NY)

WHEREAS, Resolution 166 of 2015 allocated \$5,000.00 of Project funds for MV500 regional marketing through Upstate Revitalization Initiative participation;

WHEREAS, as part of the Tryon Marketing Plan, additional advertising and public relations efforts will commence soon to advance recruitment of new business;

now, therefore be it

RESOLVED, That the net proposal not to exceed \$30,000.00 as submitted by Adirondack Sign Company of Saratoga Springs, NY for design, construction and installation of a new Primary Entrance Sign to the Tryon Technology Park be and hereby is awarded; they being the only proposer in accordance with project specifications; and, be it further

RESOLVED, That the Fulton County Industrial Agency (IDA) will partner with Fulton County on said project and pay 50 percent of the final cost of said sign, and, be it further

Resolution No. 343 (Continued)

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

From: A.9950.9950-9000-TRANSFER TO CAPITAL PROJECTS

To: H.8020.6450-2100.0665-EXP: JUMP START TRYON MARKETING

Sum: \$45,000.00

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

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 455 (16) Nays: 25 (1) (Supervisor Young)

Absent: 71 (3) (Supervisors Gendron, Kinowski, and Waldron)

Resolution No. 344

Supervisor POTTER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE COUNTY OF FULTON AND SHANNON-ROSE DESIGN TO PREPARE A PRIMARY FULTON COUNTY BRAND AND LOGO – JUMP START FULTON COUNTY: IMPLEMENT REGIONAL BRAND (2015 CAPITAL PLAN)

WHEREAS, the 2015 Capital Plan includes \$40,000.00 for “Jump Start Fulton County: Implement Regional Brand”; and

WHEREAS, Resolution 166 of 2015 allocated \$5,000.00 of these funds for MV500 regional marketing through Upstate Revitalization Initiative participation;

WHEREAS, the main component of said Regional Branding Project, contracting with North Star Destination Strategies to create a two-county Regional Brand has been completed; and

WHEREAS, the final component in the project is to proceed with design and graphics work to create a primary brand and logo specific to Fulton County for local project marketing; and

WHEREAS, the Director of Planning, Purchasing Agent and the Committees on Economic Development and Environment, and Finance recommend that a contract be awarded to Shannon-Rose Design for preparation and graphic design development of a primary county brand and logo at a cost not to exceed \$4,983.00; now, therefore be it

RESOLVED, That the net proposal in the amount of \$4,983.00 as submitted by Shannon-Rose Design of Saratoga, NY for preparation and graphic design development of a primary County Brand and Logo be and hereby is awarded; and, be it further

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

From: A.9950.9950-9000 TRANSFER TO CAPITAL PROJECTS
To: H.8020.6497-2100.0770 REGIONAL BRAND (NEW)
Sum: \$35,000.00

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 296 (10) Nays: 184 (7) (Supervisors Born, Callery, Greene, Johnson, MacVean, Ottuso Young) Absent: 71 (3) (Supervisors Gendron, Kinowski, and Waldron)

Resolution No. 345

Supervisor BORN offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING 2015-2016 COST-OF-LIVING ADJUSTMENT FUNDS FOR CERTAIN PUBLIC HEALTH GRANTS

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

WHEREAS, Resolution 36 of 2015 accepted Immunization Grant funds from the NYS Department of Health (2015-2016), in an amount not to exceed \$30,000.00; and

WHEREAS, Resolution 393 of 2014 accepted Special Health Care Needs funds from the NYS Department of Health (2014-2017), in the amount of \$54,231.00; and

WHEREAS, Resolution 87 of 2015 accepted Rabies Prevention Grant Funds from the NYS Department of Health (2015-2016), in the amount of \$6,126.54; and

WHEREAS, Resolution 322 of 2014 accepted a Lead Grant for Lead Poisoning Prevention Grant Funds from the NYS Department of Health (2014-2015) in the amount of \$46,348.00; now, therefore be it

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

Immunization Grant Fund 2015-2016	\$2,406.00
Children with Special Health Care Needs 2013-2014	1,450.00
Rabies Prevention 2014-2015	491.00
Childhood Lead Poisoning Prevention Program	3,717.00

and, be it further

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron, Kinowski, and Waldron)

Resolution No. 346

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

RESOLUTION ABOLISHING CERTAIN POSITIONS IN THE
DEPARTMENT OF SOCIAL SERVICES

WHEREAS, a Senior Social Services Investigator position was being held in the 2015 Social Services budget with the understanding that when said position became unencumbered it would be abolished; and

WHEREAS, the Commissioner of Social Services has proposed to abolish one (1) Social Welfare Examiner position as part of the ongoing restructuring within the Social Services Department related to the State takeover of the administration of the Medicaid program; and

WHEREAS, the Committees on Human Services, Personnel and Finance have reviewed these vacancies, and for reasons of economy and efficiency, recommend their abolition in order to achieve cost savings in the 2016 County Budget; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Human Services, Personnel and Finance, the following positions be and hereby are abolished, effective January 1, 2016:

Senior Social Services Investigator
Social Welfare Examiner

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, Social Services Commissioner, Personnel Director, CSEA Local 818, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)

Resolution No. 347

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

RESOLUTION AUTHORIZING PURCHASE OF VARIOUS EQUIPMENT FOR USE IN THE CIVIL DEFENSE/FIRE COORDINATOR’S OFFICE WITH 2015 STATE HOMELAND SECURITY PROGRAM FUNDS

WHEREAS, Resolution 178 of 2015 authorized Application and Acceptance of 2015 Homeland Security Program Grant in the amount of \$63,750.00 for the Civil Defense/Fire Coordinator’s Office; and

WHEREAS, the Civil Defense/Fire Coordinator requests that said funds be used to purchase items listed in the NYS Critical Capability’s Document as part of the application package; and

WHEREAS, all items/projects were approved for reimbursement by the Division of Homeland Security and Emergency Services; now, therefore be it

RESOLVED, That the Civil Defense Director/Fire Coordinator be and hereby is authorized to purchase the following items listed below with 2015 Homeland Security and Emergency Services Program grant funds, in an amount not to exceed \$63,750.00:

Command Console	\$ 3,000.00
P-25 Compatible Radios	9,327.00
Antennas/ Power Supplies	1,434.00
Installation	1,520.00
CCTV System	16,125.00
2-AEDs/with alarmed cabinets	4,600.00
Backfill/OT for Training	1,000.00
Instructional Fees	500.00
Smart Board Projector/Cabling and Related Components	2,222.00
Installation	1,200.00
Video Display Monitors	1,750.00
Printer/Copier/Scanner/Fax-Desktop Computer	1,200.00
Personal Protective Equipment-Coat	2,690.00
Personal Protective Equipment-Pants	2,590.00
Lettering	500.00
Gloves/Hoods/Safety Glasses	1,620.00
Disaster Recovery Server	<u>12,472.00</u>
Total	\$ 63,750.00

and, be it further

Resolution No. 347 (Continued)

RESOLVED, That the 2015 Adopted Budget be and hereby is amended, as follows:

Revenue Account:

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

Appropriation Account:

Increase A.3640.3645-2840 EXP SHSP-Equipment \$62,250.00

Increase A.3640.3645-4840 EXP SHSP-Contractual 1,500.00

and, be it further

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

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)

Resolution No. 349

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

RESOLUTION AUTHORIZING PURCHASE OF A PRINTER AND FILE CABINETS
FOR USE IN THE DISTRICT ATTORNEY’S OFFICE WITH
CRIME FORFEITURE PROCEEDS

WHEREAS, the District Attorney has requested to use crime forfeiture proceeds to purchase a Color Copy Printer and (19) Four-Drawer Legal File Cabinets; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety and Finance, the District Attorney be and hereby is authorized to purchase equipment for the District Attorney’s Office utilizing Crime Forfeiture proceeds, as follows:

<u>Item</u>	<u>Cost</u>
(1) Color Copy Printer	\$ 225.00
(19) Four Drawer Legal File Cabinets	5,700.00

and, be it further

RESOLVED, That the 2015 Adopted Budget be and hereby is amended, as follows:

Revenue Account:

Increase A.1165.3197-2626 REV-Forfeiture of Crime Proceeds-Restricted \$5,925.00

Appropriation Account:

Increase A.1165-3197.2000 EXP – Equipment-Fixed Asset \$5,925.00

and, be it further

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

Seconded by Supervisor HANDY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)

Resolution No. 350

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

RESOLUTION CREATING A TEMPORARY PART TIME LAW INTERN POSITION IN
THE DISTRICT ATTORNEY'S OFFICE

WHEREAS, the District Attorney has requested that a part-time Law Intern position be created in the District Attorney's Office to complete appeals that the Office has received; and

WHEREAS, instead of out-sourcing the appeals to a contracted attorney, the District Attorney has requested the creation of a temporary part-time Law Intern position (up to 19 hours per week), effective immediately through March 31, 2016; now, therefore be it

RESOLVED, That a Temporary Part-Time Law Intern position be and hereby is created, at a rate of \$22.00 per hour, (Non-union, part-time salary structure), effective immediately through March 31, 2016; and be it further

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

From: A.1165.1165-4090 EXP-Professional Services
To: A.1165.1165-1000 EXP-Payroll
Sum: \$4,500.00

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)

Resolution No. 351

Supervisor GROFF offered the following Resolution and moved its adoption:

RESOLUTION EXTENDING CONTRACT WITH UNITED UNIFORM COMPANY FOR UNIFORMS IN THE SHERIFF'S DEPARTMENT (2016)

WHEREAS, Resolution 361 of 2013 awarded a bid for the Purchase of Uniforms and Accessories for use in the Sheriff's Department and Correctional Facility; and

WHEREAS, the bid specifications specified a two-year contract term with a one-year renewal option; now, therefore be it

RESOLVED, That upon the recommendation of the Sheriff and the Public Safety Committee, the Chairman of the Board be and hereby is authorized to sign an amendment to extend the contract with United Uniforms, Inc., of, Buffalo, NY, for uniforms and accessories for use in the Sheriff's Department at unit prices specified in the original bid, effective January 1 through December 31, 2016, and 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 said cost be a charge against applicable Sheriff's Department accounts; and, be it further

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

Seconded by Supervisor JOHNSON and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron, Kinowski, and Waldron)

Resolution No. 352

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

RESOLUTION AUTHORIZING PURCHASE OF PORTABLE RADIOS AND USB
AIRTIME CARDS WITH 2014 SHSP/LETPP GRANT FUNDS
IN THE SHERIFF’S DEPARTMENT

WHEREAS, Resolution 174 of 2014 authorized Application and Acceptance of 2014 Homeland Security Program Grant funds for a Law Enforcement Terrorism Prevention Program (LETPP) for the Sheriff’s Department in the amount of \$20,000.00; now, therefore be it

RESOLVED, That upon the recommendation of the Sheriff and Committees on Public Safety and Finance, the Sheriff be and hereby is authorized to expend 2014 LETPP Grant funds to purchase items identified herein, in approximate amounts as follows:

(11) Portable Radios (P-25) (\$908.42 each)	\$11,000.00
USB Air Time Card Subscriptions	9,000.00

and, be it further

RESOLVED, That the 2015 Adopted Budget be and hereby is amended, as follows:

Revenue Account:

Increase A.3110.3645-3306.0003 REV-Sheriff-SLETPP	\$20,000.00
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Appropriation Account:

Increase A.3110.3645-2820 EXP-SLETPP-Equipment	\$11,000.00
Increase A.3110.3645-4820 EXP-SLETPP-Contractual	9,000.00

and, be it further

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

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

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)

Resolution No. 353

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

RESOLUTION AUTHORIZING PURCHASE OF PORTABLE RADIOS AND USB AIRTIME CARDS WITH 2015 SHSP/LETPP GRANT FUNDS

WHEREAS, Resolution 178 of 2015 authorized Application and Acceptance of 2015 Homeland Security Program Grant funds for a Law Enforcement Terrorism Prevention Program (LETPP) for the Sheriff’s Department in the amount of \$21,250.00; now, therefore be it

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

(12) Portable Radios (P-25) (\$908.42 each)	\$12,000.00
USB Air Time Card Subscriptions	9,250.00

and, be it further

RESOLVED, That the 2015 Adopted Budget be and hereby is amended, as follows:

Revenue Account:

Increase A.3110.3645-3306.0003 REV-Sheriff-SLETPP	\$21,250.00
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Appropriation Account:

Increase A.3110.3645-2820 EXP-SLETPP-Equipment	\$12,000.00
Increase A.3110.3645-4820 EXP-SLETPP-Contractual	9,250.00

and, be it further

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

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

Seconded by Supervisor POTTER and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron, Kinowski, and Waldron)

Resolution No. 354

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

RESOLUTION AUTHORIZING THE IMPLEMENTATION OF “PROJECT LIFESAVER”
IN THE SHERIFF’S DEPARTMENT

WHEREAS, the “Project Lifesaver” Program uses personalized radio transmitters on individuals with Alzheimer’s, Dementia, Autism, Down Syndrome or other cognitive conditions that may cause an individual to wander; and

WHEREAS, the transmitters assist caregivers and local emergency responders in locating missing persons; and

WHEREAS, the “Project Lifesaver” Program is a new pilot program with the following provisions being required/administered by the Sheriff’s Department:

1. All participants will need to complete a Permit/Agreement for Project Lifesaver to enroll in the program. Agreement is attached for review along with Client Profile questionnaire and the Fulton County Sheriff’s Office Project Lifesaver Caregiver Instructions.
2. A \$100 refundable deposit is required prior to the transmitter being placed on the client. The deposit will be refunded upon the return of the transmitter in working condition.
3. Responsible parties must acknowledge instruction on proper use and maintenance of equipment and conduct daily checks of equipment.
4. Responsible parties must acknowledge receipt of Education packet outlining responsibilities.
5. Sheriff’s office will perform bi-monthly (60 days) maintenance for equipment to insure proper function of the equipment and responsible party must agree to allow required measures for equipment performance.
6. Failure to agree to above-mentioned stipulations may result in termination of this Permit/Agreement.

now, therefore be it

RESOLVED, That upon the recommendation of the Sheriff, the Board of Supervisors hereby authorizes the Sheriff to implement “Project Lifesaver” to assist in the rescue of missing persons; and, be it further

Resolution No. 354 (Continued)

RESOLVED, That in accordance with the Sheriff's commitments to establish this new program, the Department will operate the program through donations and other fund raising; 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 JOHNSON and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)

Resolution No. 355

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION DENYING APPLICATION FOR REFUND OF REAL PROPERTY TAXES IN THE TOWN OF EPHRATAH (KURZ)

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

WHEREAS, the Real Property Tax Director determined that the application should be denied because an exemption application for the “Enhanced STAR Program” was not filed by the deadline; now, therefore be it

RESOLVED, That the Application for Refund of Real Property Taxes for the year 2015 as submitted by Ina Kurz for tax parcel 130.-1-57 be and hereby is denied inasmuch as the property owner failed to renew an Enhanced STAR exemption for the 2015 Assessment Roll, in accordance with RPTL §425(9-b) (b); and, be it further

RESOLVED, That the Director of Real Property Tax Services Agency be and hereby is directed to do each and every other thing necessary to further the purport of this Resolution; and, be it further,

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron, Kinowski, and Waldron)

Resolution No. 356

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

**RESOLUTION SETTING DATE OF PUBLIC HEARING ON PROPOSED
2016-2018 CAPITAL PLAN**

RESOLVED, That the Board of Supervisors for the County of Fulton will meet at the Board of Supervisors' Chambers in the County Office Building, Johnstown, NY, on Monday, November 9, 2015, at 1:30 p.m. for the purpose of holding a public hearing on the proposed 2016 - 2018 Capital Plan for Fulton County; and, be it further

RESOLVED, That the Clerk of the Board of Supervisors give notice of said public hearing on said proposed 2016 - 2018 Capital Plan for Fulton County and that said notice shall be published once in the official newspaper of this County, at least five (5) days prior to the date of said public hearing; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, All Affected Departments, Planning Director, Budget Director/County Auditor, Administrative Officer/Clerk of the Board and to each and every other person, institution or agency which will further the purport of this Resolution.

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)

Resolution No. 357

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING DISPOSAL OF CERTAIN SURPLUS EQUIPMENT

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

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

Treasurer:

Black Metal Desk (0005)

Social Services:

Filing Cabinet (4 drawer) (0002714)

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron, Kinowski, and Waldron)

Resolution No. 358

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CERTAIN TRANSFERS AND BUDGET AMENDMENTS

General Fund:

From:	A.1010.1991.4908 – EXP – Wage Raise	\$312,752.00	
To:	A.1010.1010-1000 - EXP - Payroll – BOS		\$ 5,608.00
	A.1165.1165-1000 - EXP - Payroll – DA		10,781.00
	A.1170.1170-1000 - EXP - Payroll - Pub Def		9,671.00
	A.1325.1325-1000 - EXP - Payroll - Co Treasurer		11,076.00
	A.1340.1340-1000 - EXP - Payroll - Budget Office		3,189.00
	A.1355.1355-1000 - EXP - Payroll - R/P Tax Svcs		6,530.00
	A.1410.1410-1000 - EXP - Payroll - Co Clerk		14,839.00
	A.1420.1420-1000 - EXP - Payroll - Co Attorney		2,451.00
	A.1430.1430-1000 - EXP - Payroll - Personnel ADM		8,407.00
	A.1450.1450-1000 - EXP - Payroll - Bd of Elections		4,834.00
	A.1620.1620-1000 - EXP - Payroll - Co Offices & Buildings		18,365.00
	A.1680.1670-1000 - EXP - Payroll - Printing Dept		1,097.00
	A.1680.1671-1000 - EXP - Payroll - Mail Svcs		1,097.00
	A.1680.1680-1000 - EXP - Payroll - Info Svcs		6,324.00
	A.3110.3110-1000 - EXP - Payroll - Sheriff Dept		6,911.00
	A.3110.3150-1000 - EXP - Payroll – Jail		3,276.00
	A.3140.3140-1000 - EXP - Payroll – Probation		13,617.00
	A.3640.3640-1000 - EXP - Payroll - Civil Def		1,822.00
	A.4010.4010-1000 - EXP - Payroll - Pub Health		15,628.00
	A.4310.4310-1000 - EXP - Payroll - Mental Health		5,066.00
	A.6010.6010-1000 - EXP - Payroll - DSS – ADM		8,592.00
	A.6010.6011-1000 - EXP - Payroll - DSS - Financial Assistance		53,410.00
	A.6010.6012-1000 - EXP - Payroll - DSS - Services Unit		52,658.00
	A.6010.6014-1000 - EXP - Payroll - DSS - Information Systems		4,385.00
	A.6010.6015-1000 - EXP - Payroll - DSS - Staff Development		1,121.00
	A.6010.6017-1000 - EXP - Payroll - DSS - Support Collection/IV-D		11,766.00
	A.6010.6018-1000 - EXP - Payroll - DSS - Financial Mgmt		6,890.00
	A.6510.6510-1000 - EXP - Payroll - Veterans Svc		1,832.00
	A.6610.6610-1000 - EXP - Payroll - Weights & Measures		679.00
	A.7510.7510-1000 - EXP - Payroll - Co Historian		232.00
	A.7610.7610-1000 - EXP - Payroll – OFA		14,342.00
	A.8020.8020-1000 - EXP - Payroll - Planning Dept		6,256.00

Public Health:

From:	A.4010.2960.4090 EXP Professional Services	\$22,500.00	
To:	A.4010.4059-4920 EXP EI (0-3) Itinerant Services		\$22,500.00

Resolution No. 358 (Continued)

Facilities:

From: A.1620.1625-4590 – EXP – Supplies \$ 133.00
To: A.1620.1625.4150-1200 – EXP – Utilities – Water – Sewer \$133.00

Veterans:

From: A.6510.6510-1000 -EXP-Payroll \$ 580.00
To: A.6510.6510-4200-EXP –Miscellaneous \$580.00

Workers Compensation:

From: MS.9040.1720-4130 – EXP – Contractual \$ 200.00
To: MS.9040.1710-4530 – EXP – Supplies \$200.00

Public Health:

Revenue:

Increase A.4010.4059-3449 REV- State Aid-Early Intervention \$21,500.00

Appropriation:

Increase A.4010.4059-4920 EXP EI (0-3) Itinerant Services \$21,500.00

Social Services:

Revenue:

Increase A.6010.6010-2680 REV Insurance Recoveries \$156.00

Appropriation:

Increase A.6010.6010-4540 DSS- EXP Auto Supplies \$156.00

Solid Waste:

Revenue:

Increase CL 0599 – Appropriated Fund Balance \$48,822.00

Appropriation:

Increase CL.8160.8160-1000 - EXP - Payroll - Solid Waste ADM \$ 3,562.00
Increase CL.8160.8161-1000 - EXP - Payroll - Solid Waste TR/HL 6,678.00
Increase CL.8160.8162-1000 - EXP - Payroll - Cent Landfill Operations 15,803.00
Increase CL.8160.8163-1000 - EXP - Payroll – Recycling 22,779.00

County Road:

Revenue:

Increase D 0599 – Appropriated Fund Balance \$22,213.00

Appropriation:

Increase D.5010.5010-1000 - EXP - Payroll - Highway Adm \$ 6,615.00
Increase D.5010.5110-1102 - EXP - Payroll - Maint - Highway Crews 15,508.00

Resolution No. 358 (Continued)

Road Fund:

From: D.5010.5110-1000.1102 - EXP- Payroll - Highway Crews

To: D.5010.5142-1100 - EXP- Overtime

Sum: \$12,000.00

Revenue:

Increase DM 0599 – Appropriated Fund Balance \$6,712.00

Appropriation:

Increase DM.5130.5130-1102 - EXP - Payroll - Rd Machinery - Highway Crews \$6,712.00

and, be it further

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

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)

Resolution No. 359

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING AGREEMENT WITH THE NEW YORK STATE
DEPARTMENT OF TRANSPORTATION ACCEPTING THE AVIATION CAPITAL
PROJECT AGREEMENT (AIRPORT MASTER PLAN)

WHEREAS, Fulton County has received a grant from the Federal Aviation Administration to pay 90 percent of the allowable costs incurred in accomplishing the following project for the Fulton County Airport:

Update Airport Master Plan Study, with a A-GIS Component; Preparation
of a Pavement Evaluation Plan
FAA AIP Project No. 3-36-0049-019-2015

WHEREAS, the New York State Department of Transportation is offering a matching grant to the federal grant for 50 percent of the non-federal share of eligible costs; and

WHEREAS, Fulton County has committed funds for the local share of project costs. Funding share for project costs are as follows:

Federal	\$224,821.00
State	12,490.00
Local	<u>12,490.00</u>
Total Project Cost	\$249,801.00

now, therefore be it

RESOLVED, That Fulton County enter into an agreement with the State of New York for financial assistance for the project described above for Fulton County Airport; and, be it further

RESOLVED, That the Chairman of the Board of Supervisors be authorized to execute all necessary documents on behalf of Fulton County with NYS in connection with the project; and, be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary documents in connection with the project; and, be it further

Resolution No. 359 (Continued)

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)

Resolution No. 360

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING REFUND OF BID DEPOSIT FOR CERTAIN
FORECLOSURE AUCTION PROPERTY

WHEREAS, a public auction for sale of County-owned property was held on Wednesday, June 17, 2015; and

WHEREAS, the Auction brochure listed Parcel No. 78.-2-21, in the Town of Oppenheim, as having a mobile home on the parcel when that was not the case; and

WHEREAS, the listed mobile home was actually located on an adjacent parcel, not the subject auction parcel; and

WHEREAS, the successful bidder commenced eviction proceedings to remove the mobile home's tenants and subsequently hired a surveyor to determine correct property lines and discovered the error; and

WHEREAS, the bidder has requested that he be refunded his bid deposit of \$8,140.00 and released from the sale contract, plus be refunded eviction notice costs (\$550.00) and survey costs (\$350.00); and

WHEREAS, the County Treasurer recommends that the bidder be released from the sale contract and that his bid deposit be returned, but exclude refunding other costs incurred at the buyer's risk; now, therefore be it

RESOLVED, That the Board of Supervisors hereby authorizes a withdrawal from the sale agreement by Tucker Lansburg for tax-foreclosed property (SBL 78.-2-21) in the Town of Oppenheim; and, be it further

RESOLVED, That the County Treasurer be and hereby is authorized to reacquire title to said parcel and to refund the bidder's down payment amount of \$8,140.00; and, be it further

RESOLVED, That the County Treasurer is also directed to reimburse the bidder's incurred expenses related to the error in the amount of \$500.00 for eviction costs and surveying fees in the amount of \$350.00; and, be it further

Resolution No. 360 (Continued)

RESOLVED, That said parcel SBL 78.-2-21, be offered for sale in the upcoming October 2015 Haroff On-Line Auction; and, be it further

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

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Gendron,
Kinowski, and Waldron)