

TENTH REGULAR SESSION

Johnstown, NY

October 11, 2022

Roll Call – Quorum Present

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

TOTAL: Present: 19 Absent: 1 (Supervisor Callery)

Chairman Fagan called the meeting to order at 1:00 p.m. Following the Pledge of Allegiance to the flag, Chairman Fagan then asked for a moment of silence in memory of Supervisor Jack Callery’s mother-in-law, Mary Hart, who passed away last week.

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

PUBLIC SPEAKERS

Mark Kilmer, President, Fulton-Montgomery Regional Chamber of Commerce, 2 N. Main Gloversville, NY: Mr. Kilmer stated that he is here representing the Chamber of Commerce Board of Directors. He stated that he is very disappointed with the Board of Supervisors. He stated that he won’t bore with repeating specific data, but the Chamber of Commerce is highly successful in promoting tourism. He stated that someone could just look at the numbers and understand that success. He asked, “How can it be true that there is a lack of attention when you consider the fact that tourism spending in Fulton County increased from \$50.5 million per year in 2014 to \$72.4 million in 2021, a 42 percent increase?”. He also expressed that the Chamber has done pretty well for both counties. He stated that the finely tuned marketing program with signature events and other support by the Chamber has been great for business. He also expressed that vibrant marketing is important and stated that the Chamber uses knowledge gained over approximately 40 years. He stated that the Chamber has many resources that it uses to be successful and that it has great relationships with its member businesses. Mr. Kilmer stated that the Chamber has experienced staff who work closely with businesses in Fulton County. He also stated that the current Tourism Director receives much necessary assistance that the Chamber doesn’t charge back the County. Mr. Kilmer then stated that the Chamber has worked efficiently and productively without involving politics. Mr. Kilmer queried rhetorically why the Chamber wasn’t involved in the conversations leading up to this decision or asked for his input. He stated that, in light of critical institutions and businesses in our area continuing to struggle in this post-COVID period, is this really the time to “reinvent the wheel”? He stated that he would ask the Board of Supervisors to consider the editorial boards of the Daily Gazette, who voiced to continue with the Chamber of Commerce contract.

Matt Sherman, Stump City Brewing, LLC, 521 W. Fulton Street, Gloversville, NY: Mr. Sherman stated that he started Stump City Brewing in 2016 with a one-barrel system, which is 31 gallons. He then stated that within a year-and-a-half it grew to having a five (5) barrel system and upgraded again one year after that. He stated that since the inception in 2016, the Chamber

of Commerce has always been there for the business, including the assistance from the Chamber of Commerce's Tourism Department. Mr. Sherman then stated that Stump City Brewing also works with the 44 Lakes Beverage Trail. He stated that earlier he attempted to work with Mitch Rogers, owner of Rogers Cideryard in hopes of creating a similar trail but they didn't have the time or resources to create it. He stated that with the help of Tourism Director Anne Boles and the Chamber of Commerce, there is now six (6) or seven (7) craft beverages available on the trail now. Mr. Sherman expressed that with the potential separation between the County and the Chamber of Commerce, he is afraid that connection would be lost. He also stated that he has had a lot of discussion with the Chamber and Tourism Department to get customers to visit from outside of the county and expressed that with all of their hard work, it has improved the sales. Mr. Sherman then stated that there is an upcoming movie next year, that will bring a lot of publicity to the community. He expressed excitement and noted that Stump City Brewing will be included in that film which is "huge marketing" for his business. Mr. Sherman also stated that promotional events and having the ability to work with his competitors to help grow all local businesses is great. He stated that he loves the direction Fulton County is going in and expressed that the County wouldn't be going in this direction, if it wasn't for the help of the Chamber of Commerce. He then noted that he has plans to grow his business again in approximately three (3) years to open a production facility. He thanked the Board of Supervisors for its time.

Timothy Rizzo, 272 County Highway 107, Johnstown, NY: Mr. Rizzo stated that he is here as a Councilman for Town of Johnstown. He stated at its last meeting the Town Board discussed the County separating from the Chamber of Commerce and the Tourism Program. He stated that the Chamber of Commerce does functions and provides services for local businesses. He then expressed that during the most recent Town Board meeting, it appeared that the majority of the Board was not in favor of this plan for the County to separate from the Chamber of Commerce Tourism Department. He stated that he has fought with the County in the past about a County-wide "IT" system and in the end, he asked a question regarding liability coverage for County-wide "IT" systems and then the County didn't move forward. He then stated that he asks that the Board of Supervisors table this idea.

Vic Lange, CDL Associates Insurance Agency LLC, Northville, NY: Mr. Lange stated that CDL Associates Insurance Agency, LLC has multiple locations in New York, which includes two (2) in Fulton County. He stated that he managed to expand to its second location within a couple of years. He stated that CDL Associates Insurance Agency LLC writes business insurance in 43 states. He also stated that in the time he has known the Chamber of Commerce and since becoming a member of the Chamber, he used its services and has been fortunate to grow and rely on the people coming into town from outside of the area. He stated that tourists are coming here and it's nice that the Chamber is able to bring people into the County and expressed that it has a great track record. He expressed that ending the contract with the Chamber of Commerce to provide Tourism services would scratch the growth that has been done so far and stated that it "doesn't make sense".

Marty Callahan, 26 Averill Street, St. Johnsville, NY: Mr. Callahan stated that he was the immediate past Chair of the Fulton-Montgomery Regional Chamber of Commerce Board of Directors. Mr. Callahan expressed that he "strongly feels" that tourism dollars provided by the Board of Supervisors is a wise investment to the Tourism Department and it ought to be

commended. He expressed that the funding for the Tourism program has positively influenced businesses in Fulton County. He stated that he encourages the Board of Supervisors to vote “no” or table the Resolution to review it further.

Joyce Royal, 309 Progress Road, Gloversville, NY: Ms. Royal stated that she has been a member of the Chamber of Commerce for 40 years. She stated that, as a local realtor, she is involved in tourism and promoting homeowners and property owners in Fulton County. She stated that, finally, after two (2) years of the COVID pandemic, people can sell their homes and get the equity. She stated that she has been receiving phone calls from residents of Florida who are interested in moving back home. She also stated that, in lieu of new people moving into the area, she has spear headed with the Chamber of Commerce for the last 20 years regarding a Fulton County “clean-up day”. She stated that “you never get a second chance to make a good first impression”. She stated that she lives in Town of Mayfield and the Chamber of Commerce has helped her tremendously. She stated that she has been in real estate for 40 years and has seen what the Chamber has done for the County. She stated that the Chamber affects the real estate market because it promotes tourism in the area, which makes people want to move here and get out of the big cities and be in an area where they feel safe. She also expressed that “44Lakes.com” is great for the area and that the Board of Supervisors should be giving more support and money to the Tourism Program. She stated that she asks everyone to vote “no” and rethink this. She expressed that “if its working great now, let’s move forward and get past COVID”.

Mary Ellen Charles, ADK Realty, 2144 State Highway 10, Caroga Lake, NY: Ms. Charles stated that the Board of Supervisors should think this over much more and say “no” to separating from the Chamber of Commerce. She expressed that “it makes zero sense to de-funk this program”. She stated that the Chamber of Commerce has helped her business tremendously by promoting her business and getting more people up to Caroga Lake. She expressed that she advises so many people to visit “44lakes.com”. She expressed that the County’s website hasn’t been updated in a long time and it makes it difficult to find information for people outside of the county. She expressed that eliminating the Tourism contract “doesn’t make much sense” and that it seems like it is going to cost twice as much if the County creates a Tourism Department. She stated that the County has a lot of other issues, such as drug problems and asked why money isn’t going to police or the DARE Community. She expressed that you “don’t break what’s not broken”. She stated that the Board of Supervisors should table the item and get more businesses involved in the discussion.

Barbara Hemstreet, State Highway 29, Johnstown, NY: Ms. Hemstreet stated that when she first saw the article regarding the Chamber of Commerce Tourism Program in the newspaper, it was surprising to her. She stated that apparently Mr. Kilmer wasn’t involved in the concerns the County had. She also stated that this seems to be a communication issue between the County and the Chamber of Commerce. She stated that there has been a lot of good support for the Chamber today and doesn’t see any sense financially or otherwise to create a parallel tourism agency. She stated that someone on the Board of Supervisors should be serving as a liaison to the Chamber of Commerce. She also expressed that the County shouldn’t burden taxpayers with unnecessary costs.

COMMUNICATIONS

1. Resolution from Columbia County Board of Supervisors dated 15 September 2022
Subj: A Resolution Opposing the Recently Enacted NYS Senate Bill S.51001 & NYS Assembly Bill A.41001 Regulating Legally Authorized Concealed Carry Gun Permits and Banning Concealed Carry in Public as Being an Unconstitutional Attack Upon the Rights of Law-Abiding Citizens
2. Resolution from Cayuga County Legislature dated 24 August 2022
Subj: Resolution Opposing Recently Enacted New York State Legislation Regulating Legally Authorized Concealed Carry Gun Permits and Banning Concealed Carry in Public Places as Being an Unconstitutional Attack Upon the Rights of Law-Abiding Citizens
3. Resolution from Niagara County Legislature dated 13 September 2022
Subj: A resolution in Opposition to New York State Actions Restricting 2nd Amendment Rights
4. Resolution from Oswego County Legislature
Subj: Resolution in Opposition to New York State Actions Restricting 2nd Amendment Rights

UPDATES FROM STANDING COMMITTEES

Public Safety Committee: Supervisor Greene stated that one of the late Resolutions includes amending the 2022 Capital Plan to authorize the purchase of two (2) Dodge Charger patrol vehicles and remove two (2) patrol vehicles from the 2023 Capital Plan.

REPORTS OF SPECIAL COMMITTEES

Soil and Water Conservation District: Supervisor Goderie stated that the end of the year is approaching, and pipe sales are still strong. He stated that fabric sales surpassed last year. He advised that Soil and Water is trying to get projects wrapped up before the snow flies. He stated that the next meeting on October 18, 2022 will be at Rogers Cideryard to honor Richard Hart.

CHAIRMAN'S REPORT

Chairman Fagan stated that the Board of Supervisors budget process is in full swing and there will be another budget review meeting this week.

He also stated that the New York State Assembly Committee on Environmental Conservation sent a letter addressed to "Chairman of the Board Richard Smullen". Chairman Fagan then advised that Mr. Smullen hasn't been Chairman since the 1990's, so that demonstrates the efficiency of state government.

RESOLUTIONS (TITLES ATTACHED)

No. 371 (Resolution Creating A Visitors Bureau Division within the Planning Department to Promote Tourism and Outdoor Recreation (2023)): Supervisor Young stated that after hearing from the public, the Board of Supervisors should take a pause and revisit conversations with the Chamber of Commerce. Mr. Young expressed concerns with the costs of taking it in-house and stated that this Board has worked diligently to "get out" of non-essential government services, such as the infirmary, mental health clinics and janitorial services. He stated that a new government office seems to be going in the wrong direction.

Supervisor Lauria stated that, as the liaison to the Chamber of Commerce, he notices how hard the Chamber has worked. He stated that the Chamber of Commerce has worked above and beyond doing what it can do. He expressed that the Chamber has a beautiful tourism program and just held a great Outdoor Adventure Day a few weeks ago. Mr. Lauria stated that the Board needs to sit down with the Chamber of Commerce and discuss how to move forward. He also stated that no one on the Board of Supervisors talked to him about going in-house and as a liaison to the Chamber. He also stated that one particular person advised him that a Request for Proposals (RFP) was sent out to another local organization and that slighted the Chamber. Mr. Lauria expressed that he would like to see this topic talked out before deciding.

Supervisor Van Genderen expressed that as a member of this Board, the County getting into its own Tourism department is not "our destiny". He stated that he doesn't agree with increasing the budget to accommodate a Tourism program.

Supervisor Born expressed that since the County closed the infirmary, she has never received such backlash as she has now. She stated that she did a lot of soul searching and has known about the Chamber of Commerce since she was a child. She stated that if the County felt that the Tourism Program wasn't being properly run, then it should have come forward long before this to get things straightened out. She also stated that no one has called her in favor on this topic. She stated that the Board and the Chamber of Commerce need to sit down and rethink this.

Supervisor Young also stated that the Chamber has a staff of eight or nine people that are answering calls on a daily basis. He stated that last week's Outdoor Adventure Day was a great success. He expressed that great partnerships between businesses, education and county government is valuable.

Supervisor Horton stated that first, he would like to say that the Chamber of Commerce has done a great job for the Town of Caroga. He stated it has helped with the Bike trail also. He expressed that he doesn't look at this action as being "anti-chamber or doing a poor job". He advised that this proposal is not brand new and stated that the Board has deliberated over this and it became more in the forefront about a year ago. He also noted that there have been discussions with the Chamber of Commerce and the Board has seriously looked at all options. He stated that it wouldn't have made sense to get into a dialogue until the Board knew what direction it wanted to go in. He commended the Chamber of Commerce for its work and expressed that this is not a severance, it's "a different focus". Mr. Horton stated that this Board decided years ago that Tourism is important for this area and it wants the taxpayers focus to be on the revenue that a County Tourism Department will generate. He stated that if the County creates this Tourism Bureau, it will know where the dollars are being spent.

Supervisor Lauria stated that Gloversville is going strong right now and more stores are coming in. He expressed that it would be devastating if the Chamber of Commerce had to fold or lay off many of its employees because of this. He also expressed that it would be detrimental to the City of Gloversville.

No. 385 (Resolution Authorizing the Sheriff to take Steps to Comply with Domestic Terrorism Prevention Grant Requirements): Chairman Fagan asked if revenue would come from Hamilton County in this joint effort. Mr. Stead stated "yes".

No. 395 (Resolution Setting the Date for a Public Hearing Regarding the 2023-2025 Capital Plan): Mr. Stead asked Budget Director/County Auditor Cowan to address the changes that were made to this plan at the Capital Project meeting on Thursday, October 6. Ms. Cowan stated that there is a Resolution on today's late agenda to amend the 2022 Capital Plan to authorize the purchase of two (2) Dodge Charger patrol vehicles and remove two (2) Dodge Charger patrol vehicles from the 2023 Capital Plan. She noted that labor of the upfit will remain in the 2023 budget. She also stated that there was an evidence locker in the 2023 requested budget from the Sheriff, but since its over \$10,000.00, it rises to capital project requirements. She also stated that there was a change to the amount of the building addition for the Solid Waste Department.

A motion was offered by Supervisor Howard, seconded by Supervisor Bradt and unanimously carried, to waive the rules of order to take action on Late Resolutions 398 and 399.

No. 399 (Resolution Amending the 2022 Capital Plan to Include the Purchase of two Patrol Sedans for use in the Sheriff's Department): Mr. Stead provided an update on the costs for the purchase of the two (2) Dodge Charger sedans. He also stated that it would be approximately just under \$37,000.00 per vehicle. Mr. Stead advised that, as directed by the Committees, advancing this purchase of two (2) patrol sedans is contingent upon removing two (2) patrol sedans from the 2023 Capital Plan.

PROCLAMATIONS

DECLARING OCTOBER 2022 “DOMESTIC VIOLENCE AWARENESS MONTH
IN FULTON COUNTY”

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 2022 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.

ADJOURNMENT

Upon a motion by Supervisor Bradt, seconded by Supervisor Kinowski and unanimously carried, the Board adjourned at 2:15 p.m.

Certified by:

Officer/ DATE

Jon R. Stead, Administrative

Clerk of the Board

Resolution No. 369

Supervisor ARGOTSINGER offered the following Resolution and moved its adoption:

RESOLUTION APPOINTING THE CHAIRMAN OF THE BOARD AS CERTIFYING OFFICER FOR THE NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) REVIEW PROCESS FOR THE 2022 CDBG AGREEMENT WITH THE NYS OFFICE OF COMMUNITY RENEWAL (U.S. CARES ACT)

WHEREAS, the Board of Supervisors has initiated the various steps to accept a CDBG Grant from the NYS Office of Community Renewal to operate and administer a 2022 Small Business Assistance Program (U.S. CARES Act); and

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

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

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

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 370

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

RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF ADDITIONAL
CDBG-CV GRANT FUNDS FROM THE NYS OFFICE OF COMMUNITY RENEWAL
(U.S. CARES ACT)

WHEREAS, Resolution 167 of 2021 authorized a Community Development Block Grant Application to the NYS Office of Community Renewal (NYSOCR) in an amount up to \$500,000.00 to operate a Fulton County Small Business Assistance Grant Program and Setting Date of a Public Hearing regarding said application (U.S. CARES Act); and

WHEREAS, by letter dated September 9, 2021 from the NYS Office of Community Renewal, the County was advised that said grant application was approved; and

WHEREAS, Resolution 301 of 2021 authorized a 2021 Community Development Block Grant Agreement with the NYS Office of Community Renewal to Operate the Fulton County Small Business Assistance Program; and

WHEREAS, Resolution 302 of 2021 authorized a contract with the Fulton County Center for Regional Growth to administer the 2021 Fulton County Small Business Assistance Program; and

WHEREAS, Resolution 137 of 2022 authorized Extension No. 1 of said 2021 Community Development Block Grant Agreement with the NYS Office of Community Renewal to operate the Fulton County Small Business Assistance Program (U.S. Care Act); and

WHEREAS, the Fulton County Center for Regional Growth has now requested consideration for additional funding for the Fulton County CDBG-CV program in the form of Extension No. 2 from the NYS Office of Community Renewal inasmuch as the following two (2) thresholds have again been met:

- 1) That 100% of current grant funds have been obligated to specific businesses by having approved and submitted 1-6B forms.
- 2) At least 30% of current grant funds have been expended.

now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Economic Development and Environment, and Finance, the Chairman of the Board be and hereby is authorized to apply for, and execute a grant agreement in the amount of \$500,000.00 between the Fulton County and the NYS Office of Community Renewal to accept the Community Development Block Grant, as Extension No. 2 of the existing 2021 Small Business Assistance Program, including appointing CRG to continue as a sub recipient and administrator as follows:

Resolution No. 370 (Continued)

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

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

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

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 371

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

RESOLUTION CREATING A VISITORS BUREAU DIVISION WITHIN THE PLANNING DEPARTMENT TO PROMOTE TOURISM AND OUTDOOR RECREATION (2023)

WHEREAS, in 2021, the Committee on Economic Development and Environment and the Board of Supervisors discussed options for administering the County’s Tourism Promotion in a format different from contracting with the Fulton-Montgomery Regional Chamber of Commerce; and

WHEREAS, in August 2022, after discussing alternate ways to operate the Program, the Committees on Economic Development and Environment, and Finance endorsed the concept of creating a new Visitors Bureau division within the Planning Department to administer Tourism promotion as an in-house effort; and

WHEREAS, the methodology for transition from the Chamber contract approach to create a Visitors Bureau, would include creation of a new Tourism Coordinator position; and

WHEREAS, projections from budget trends over the past several years indicate that the new program can be fully funded by utilizing annual Occupancy Tax revenue; and

WHEREAS, the full Board of Supervisors unanimously endorsed this concept by motion at its meeting on 12 September 2022; now, therefore be it

RESOLVED, That the Board of Supervisors hereby establishes a Fulton County Visitors’ Bureau as a new division within the Planning Department to coordinate and manage Tourism Promotion; and, be it further

RESOLVED, That the Budget Director and Planning Director be and hereby are directed to prepare an appropriate budget, including revenues and appropriations, for said Visitors’ Bureau effective January 1, 2023; and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 375 (14) Nays: 155 (5) (Supervisors Born, Lauria, Potter, Van Genderen and Young) Absent: 21 (1) (Supervisor Callery)

Resolution No. 372

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

RESOLUTION CREATING A TOURISM COORDINATOR POSITION IN THE
PLANNING DEPARTMENT (2023)

WHEREAS, in 2021, the Committee on Economic Development and Environment and the Board of Supervisors discussed options for administering the County's Tourism Promotion in a format different from contracting with the Fulton-Montgomery Regional Chamber of Commerce; and

WHEREAS, in August 2022, after discussing alternate ways to operate the Program, the Committees on Economic Development and Environment, and Finance endorsed the concept of creating a new Visitors Bureau division within the Planning Department to administer Tourism promotion as an in-house effort; and

WHEREAS, the methodology for transition from the Chamber contract approach to create a Visitors Bureau includes creation of a new Tourism Coordinator position; now, therefore be it

RESOLVED, That one (1) Tourism Coordinator position (Non-Union A/T-4, start rate: \$52,700.00 per year; Permanent one-year rate: \$62,000.00 per year) be and hereby is created in the Planning Department, effective January 1, 2023; and, be it further

RESOLVED, That the Start Rate for said position be, and hereby is, waived in this instance, so as to facilitate consideration of the current contracted Tourism Director as a candidate and to promote a successful transition; and, be it further

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 375 (14) Nays: 155 (5) (Supervisors Born, Lauria, Potter, Van Genderen and Young) Absent: 21 (1) (Supervisor Callery)

Resolution No. 373

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

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

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

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

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

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

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

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

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

WHEREAS, Resolution 295 of 2022 authorized payment of a bill for \$44,153.61 for said remandment for the period of May 2022; and

WHEREAS, Resolution 338 of 2022 authorized payment of a bill for \$42,729.30 for said remandment for the period of June 2022; and

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

WHEREAS, to date, invoices resulting from said County Judge and Surrogate commitment and enumerated herein, total \$326,492.37; now, therefore be it

RESOLVED, That the Board of Supervisors be and hereby authorizes Court Commitment payment for an individual at the NYS Office of Mental Health Central New York Forensic Unit for an amount not to exceed \$44,153.61 for the month of July 2022; and, be it further

Resolution No. 373 (Continued)

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

From: A.1000.1990-4907 – EXP – Contingent Fund Expense
To: A.4310.4310-4090 – EXP – Professional Services
Sum: \$44,154.00

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

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

Seconded by Supervisor BOWMAN and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 374

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

**RESOLUTION APPOINTING PATRICK DOWD TO THE FULTON COUNTY
COMMUNITY SERVICES BOARD**

WHEREAS, vacancies exists on the Fulton County Community Services Board; now, therefore be it

RESOLVED, That Patrick Dowd, of Gloversville, NY, be and hereby is reappointed to the Fulton County Community Services Board, effective immediately through the balance of the term ending December 31, 2023; and, be it further

RESOLVED, That Mr. Dowd is 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

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 375

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

RESOLUTION AMENDING A CONTRACT WITH VISITING NURSES HOME CARE TO INCREASE HOURLY RATES IN 2022 (OFFICE FOR AGING)

WHEREAS, Resolution 428 of 2021 authorized a contract with Visiting Nurses Home Care for EISEP Program-Personal Care Aides and Respite Services at a cost of \$24.00 per hour; and

WHEREAS, due to an increase in minimum wage and support aide retention, the Office for Aging Director has requested that said contract rate with Visiting Nurses Home Care be increased to \$26.50 per hour; now, therefore be it

RESOLVED, That upon the recommendation of the Office for Aging Director and the Committee on Human Services, the Chairman of the Board be and hereby is authorized to sign a Contract Amendment with Visiting Nurses' Home Care for a contract amount increase, effective October 12, 2022 as follows:

| <u>Original Contract Rate</u> | <u>Amendment</u> | <u>New Contract Rate</u> |
|-------------------------------|------------------|--------------------------|
| \$24.00 per hour | Increase \$2.50 | \$26.50 per hour |

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

RESOLVED, That said cost be a charge against A.7610.7610-4170 - EXP- Programs; 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, Office for Aging Director, Visiting Nurses' Home Care, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 376

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

RESOLUTION AMENDING A CONTRACT WITH TOP QUALITY HOME CARE TO INCREASE HOURLY RATES IN 2022 (OFFICE FOR AGING)

WHEREAS, Resolution 428 of 2021 authorized a contract with Top Quality Home Care for EISEP Program-Personal Care Aides and Respite Services at a cost of \$25.00 per hour; and

WHEREAS, due to an increase in minimum wage and support aide retention, the Office for Aging Director has requested that said contract rate with Top Quality Home Care be increased to \$27.50 per hour; now, therefore be it

RESOLVED, That upon the recommendation of the Office for Aging Director and the Committee on Human Services, the Chairman of the Board be and hereby is authorized to sign a Contract Amendment with Top Quality Home Care for a contract amount increase, effective October 12, 2022 as follows:

| <u>Original Contract Rate</u> | <u>Amendment</u> | <u>New Contract Rate</u> |
|-------------------------------|------------------|--------------------------|
| \$25.00 per hour | Increase \$2.50 | \$27.50 per hour |

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

RESOLVED, That said cost be a charge against A.7610.7610-4170 - EXP- Programs; 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, Office for Aging Director, Top Quality Home Care, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 377

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

**RESOLUTION RECLASSIFYING A PUBLIC HEATH NURSE POSITION TO A
COMMUNITY HEALTH NURSE IN THE PUBLIC HEALTH DEPARTMENT**

WHEREAS, due to lack of interest in the Public Health Nurse position and to promote efficient operation of the Department, the Public Health Director recommends reclassification of a Public Health Nurse position to a Community Health Nurse position; and

WHEREAS, based upon the Job Duties Statement prepared by the Public Health Director, the Personnel Director recommends reclassification to Community Health Nurse; now, therefore be it

RESOLVED, That upon the recommendation of the Public Health Director, and Committees on Human Services and Personnel, effective October 11, 2022, one (1) Public Health Nurse position (Union Job Group RN- 9, \$62,354.00: Less than 1 year experience, \$67,786.00: More than 1 year experience) be and hereby is reclassified to Community Health Nurse (Union Job Group RN – 1, \$53,100.00: Less than 1 year experience, \$62,354.00: More than 1 year experience) in the Public Health Department; and, be it further

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

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 378

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

RESOLUTION AUTHORIZING LOCAL TRANSPORTATION AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND LOCAL SCHOOL DISTRICTS FOR STUDENTS IN FOSTER CARE (“EVERY STUDENT SUCCEEDS ACT”)

WHEREAS, the Commissioner of Social Services requests execution of an “Every Student Succeeds Act” (ESSA) Memorandum of Understanding between the Social Services Department and each School District in Fulton County (or other mandated school District) to safeguard foster children’s educational success by promoting a foster child’s attendance in their District of origin where necessary; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an “Every Student Succeeds Act” (ESSA) Memorandum of Understanding between the Social Services Department and each School District (or other mandated school District) to provide mandated transportation of children in foster care effective upon execution through December 31, 2022; said agreement subject to the approval of the County Attorney; and, be it further

RESOLVED, That the Commissioner of Social Services 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, Commissioner of Social Services, each and every Fulton County School District (or other mandated school district), 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 BOWMAN and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 379

Supervisor HORTON AND HOWARD offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING AN AMERICAN RESCUE PLAN ACT (ARPA) ADULT PROTECTIVE SERVICES GRANT INSTALLMENT 2 TO PURCHASE CERTAIN IMMEDIATE NEEDS ITEMS FOR ADULTS (SOCIAL SERVICES DEPARTMENT)

WHEREAS, Resolution 343 of 2022 awarded the Department of Social Services an American Rescue Plan Act (ARPA) Protective Services Grant in the amount of \$17,108.00 for certain purchases from August 1, 2021 through May 31, 2023; and

WHEREAS, the Department of Social Services was awarded a second allocation for an American Rescue Plan Act (ARPA) Protective Services Grant in the amount of \$30,516.00; and

WHEREAS, the Commissioner plans to allocate \$5,516.00 within the 2022 County Budget and the balance of \$25,000.00 allocated in the 2023 County Budget; and

WHEREAS, the Administration for Community Living-Adult Protective Services Grant funds are allocated to “enhance, improve and expand the ability of Adult Protective Services to investigate allegations of abuse, neglect and exploitation”, and

WHEREAS, the Commissioner of Social Services must submit a plan to receive State approval on certain purchases from August 1, 2022 through September 31, 2024; and

WHEREAS, the Committee on Human Services has determined that the Commissioner of Social Services should use said funds to provide immediate needs for adults served in the Social Services Department within the following categories:

- Improve identification and investigation of vulnerable adults \$ 4,000.00
- Enhance services to Adult Protective recipients using technology \$ 4,563.00
- Enhance protective and residential services in least restrictive placement \$19,000.00
- Assist youth aging out of foster care/child welfare \$ 2,000.00
- Promote awareness of Protective Services availability \$ 953.00
- \$30,516.00

now, therefore be it

RESOLVED, That the Administration for Community Living-Adult Protective Services Grant funds be utilized to provide immediate needs for adults served in the Social Services Department in an amount not to exceed \$30,516.00; and, be it further

Resolution No. 379 (Continued)

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

Revenue:

Increase A.6010.6010-4610 - REV- Federal Aid - DSS - Administration \$5,516.00

Appropriation:

Increase A.6010.6010-1100-EXP-Overtime \$2,000.00

Increase A.6010.6010-4170 - EXP- Programs \$3,516.00

and, be it further

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

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 380

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION ADOPTING 2020 STANDARD WORKDAY AND RETIREMENT REPORTING FOR SUPERVISOR MICHAEL BOWMAN

WHEREAS, in 2010 the NYS Retirement System changed the reporting requirements for elected and appointed officials who are members of the Retirement System; and

WHEREAS, the Board of Supervisors must adopt a standard workday and retirement reporting credit for said elected and appointed officials after the first 180 days of taking office or whenever a newly elected or appointed office is establishes; and

WHEREAS, Certified Resolutions were previously passed, posted on Fulton County’s website and filed with the NYS Retirement System, there were clerical errors on the 2020 data submitted for Supervisor Michael Bowman; now, therefore be it

RESOLVED, That the Board of Supervisors hereby established standard workdays for Supervisor Michael Bowman and will report the days worked to the New York State and Local Employees’ Retirement System, based on the record of activities maintained and submitted by the officials to the Fulton County Personnel Director, as follows:

| Title | Standard Work Day (Hrs/day) Min 6 hrs Max 8 hrs | Name | Tier 1 (Check only if member is in Tier 1) | Current Term Begin & End Dates (mm/dd/yy - mm/dd/yy) | Participates in Employer's Time Keeping System (Y/N) (Y/N - If Y, do not complete the last 2 columns) | Days/Month (based on Record of Activities) | Not Submitted (Check box only if official did not submit their ROA) |
|--------------------------------------|-------------------------------------------------------|----------------|--------------------------------------------|------------------------------------------------------|-------------------------------------------------------------------------------------------------------|--------------------------------------------|---------------------------------------------------------------------|
| Elected Officials | | | | | | | |
| Supervisor, City of Johnstown Ward 4 | 6 | Michael Bowman | | 1/1/20 - 12/31/21 | N | 2.32 | |

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

Resolution No. 380 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the county Treasurer, Personnel Director, Respective Appointed County Officials, NYS Comptroller, Budget Director/County Auditor, Administrative Officer/Blerk of the Board.

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 508 (18) Nays: 0 Abstentions: 22 (1) (Supervisor Bowman)
Absent: 21 (1) (Supervisor Callery)

Resolution No. 381

Supervisor CALLERY offered the following Resolution and moved its adoption:

RESOLUTION ADOPTING 2022 STANDARD WORKDAY AND RETIREMENT REPORTING FOR SUPERVISOR MICHAEL BOWMAN

WHEREAS, in 2010 the NYS Retirement System changed the reporting requirements for elected and appointed officials who are members of the Retirement System; and

WHEREAS, the Board of Supervisors must adopt a standard workday and retirement reporting credit for said elected and appointed officials after the first 180 days of taking office or whenever a newly elected or appointed office is establishes; and

WHEREAS, Certified Resolutions were previously passed, posted on Fulton County’s website and filed with the NYS Retirement System, there were clerical errors on the 2022 data submitted for Supervisor Michael Bowman; now, therefore be it

RESOLVED, That the Board of Supervisors hereby established standard workdays for Supervisor Michael Bowman and will report the days worked to the New York State and Local Employees’ Retirement System, based on the record of activities maintained and submitted by the officials to the Fulton County Personnel Director, as follows:

| Title | Standard Work Day (Hrs/day) Min 6 hrs Max 8 hrs | Name | Tier 1 (Check only if member is in Tier 1) | Current Term Begin & End Dates (mm/dd/yy - mm/dd/yy) | Participates in Employer's Time Keeping System (Y/N) (Y/N - If Y, do not complete the last 2 columns) | Days/Month (based on Record of Activities) | Not Submitted (Check box only if official did not submit their ROA) |
|--------------------------------------|-------------------------------------------------------|----------------|--------------------------------------------|------------------------------------------------------|-------------------------------------------------------------------------------------------------------|--------------------------------------------|---------------------------------------------------------------------|
| Elected Officials | | | | | | | |
| Supervisor, City of Johnstown Ward 4 | 6 | Michael Bowman | | 1/1/22 - 12/31/23 | N | 6.12 | |

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

Resolution No. 381 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the county Treasurer, Personnel Director, Respective Appointed County Officials, NYS Comptroller, Budget Director/County Auditor, Administrative Officer/Blerk of the Board.

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 508 (18) Nays: 0 Abstentions: 22 (1) (Supervisor Bowman)
Absent: 21 (1) (Supervisor Callery)

Resolution No. 382

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

RESOLUTION OBJECTING TO NEW YORK STATE OFFICIALS RECENT LEGISLATION THAT RESTRICTS CITIZENS' SECOND AMENDMENT RIGHTS

WHEREAS, The NYS Legislature recently enacted Senate Bill S.51001 and Assembly Bill A.41001, which makes obtaining and retaining a concealed carry gun permit an overly lengthy and burdensome process, including requiring citizens to divulge their social media accounts; and

WHEREAS, The law, signed by Governor Kathy Hochul, also makes it a felony for any individual who has a valid concealed carry permit to bring a handgun into any New York State park, house of worship, restaurants, and many other areas where residents, businesses and municipalities operate, live, work, socialize, worship and pay taxes; and

WHEREAS, The law is bad public policy in that it creates "gun free zones" that are even more susceptible to heinous attacks by criminals; and

WHEREAS, The law is an obvious violation of the Second Amendment to the U.S. Constitution which guarantees a law-abiding citizen's right to bear arms; and

WHEREAS, The law was a hasty and reckless response to the U.S. Supreme Court's recent decision *New York State Rifle and Pistol Association, Inc. v. Bruen*; and

WHEREAS, said law was expedited with poor and confusing language that could make felons of law-abiding gun owners traveling or working within the Adirondack Park; now, therefore be it

RESOLVED, The Board of Supervisors hereby objects to this new law (S.51001/A.41001) and demands the immediate repeal of the provision relative to the prohibition of concealed carry pistol permit holders being subject to a felony if a firearm is brought to commonly traveled areas such as state parks, houses of worship and restaurants' and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the county Treasurer, Fulton County Attorney, New York State Governor Kathy Hochul, Senator James Tedisco, All Counties in New York State, New York State Association of Counties, Adirondack Park Local Government Review Board, Inter County Legislative Committee of the Adirondacks, Assemblyman Robert Smullen, Budget Director/County Auditor, Administrative Officer/Blerk of the Board and all others deemed necessary.

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 383

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

RESOLUTION RE-ALLOCATING 2020 NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES GRANT FUNDS (EMERGENCY MANAGEMENT OFFICE)

WHEREAS, Resolution 83 of 2022 re-appropriated 2020 NYS Homeland Security Program Grant funds and NYS Law Enforcement Terrorism Prevention Program funds and authorized certain purchases for use in the Emergency Management Office and Sheriff's Department; and

WHEREAS, The remaining funds appropriated from said Resolution 83 of 2022 in an amount of \$11,120.00 remain available as they were not able to be spent on the originally specified items per DHSES rules; now, therefore be it

RESOLVED, That upon the recommendation of the Civil Defense Director and Committees on Public Safety and Finance, the Civil Defense Director be and hereby is authorized to expend 2020 NYS Homeland Security Grant Funds to purchase the items identified below as follows:

| | |
|-------------------------------------------|-----------------|
| Barracuda Web Security Gateway | \$ 8,584.00 |
| Computer Equipment/Tablet for EMO Vehicle | <u>2,536.00</u> |
| Total: | \$ 11,120.00 |

and, be it further

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

| | |
|-----------------------------------------------------|-------------|
| From: A.3640.3645-2010 - EXP- Capital Expense | \$11,120.00 |
| To: A.3640.3645-2000 - EXP- Equipment - Fixed Asset | \$ 7,060.00 |
| A.3640.3645-4570 - EXP- Subscriptions | \$ 4,060.00 |

and, be it further

RESOLVED, That the Civil Defense Director is hereby directed to carry out said purchases expeditiously and complete all grant requirements in 2022; and, be it further

RESOLVED, That the Civil Defense 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, Civil Defense Director, Budget Director/County Auditor, Administrative Officer/Clerk of the Board.

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 384

Supervisor GREENE offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR FOODSTUFFS FOR
USE IN THE CORRECTIONAL FACILITY FOR 2023

RESOLVED, That the Fulton County Purchasing Agent be and hereby is authorized to advertise for sealed bids for foodstuffs for the Fulton County Correctional Facility on a periodic basis for the year 2023, in accordance with bidding requirements and at dates and times to be determined by said Purchasing Agent; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Sheriff, Correctional Facility and Administrative Officer/Purchasing Agent.

Seconded by Supervisor HORTON and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 385

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

**RESOLUTION AUTHORIZING THE SHERIFF TO TAKE STEPS TO COMPLY WITH
DOMESTIC TERRORISM PREVENTION GRANT REQUIREMENTS**

WHEREAS, in accordance with Governor Kathy Hochul’s Executive Order 18 of 2022, every county in New York state was mandated to prepare a Domestic Terrorism Prevention Plan “... to identify and confront threats of domestic terrorism”; and

WHEREAS, Resolution 368 of 2022 designated the Fulton County Sheriff as lead agency for implementation of a Domestic Terrorism Prevention Plan; and

WHEREAS, the Domestic Terrorism Prevention Plan must be submitted to the NYS Division of Homeland Security and Emergency Services’ Office of Counterterrorism on or before December 31, 2022; now, therefore be it

RESOLVED, That based upon the recommendation of the Committees on Public Safety and Finance, the Board of Supervisors, be and hereby, authorizes the Sheriff work jointly with the Hamilton County Sheriff and related agencies for submission in Fulton County’s Domestic Terrorism Prevention Plan and for the Draft final Plan to be submitted to the Board of Supervisors for approval prior to final submission to the State in accordance with NYS Domestic Terrorism Prevention Grant requirements; and, be it further

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 386

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

RESOLUTION AMENDING THE CONTRACT WITH EASTERN MEDICAL SUPPORT TO PROVIDE ADDITIONAL MEDICAL SERVICES FOR A MEDICATION-ASSISTED TREATMENT (MAT) PROGRAM IN 2022

WHEREAS, Resolution 440 of 2021 authorized a contract with Eastern Medical Support to be a medical service provider in Fulton County Sheriff’s Department, Corrections Division in an amount of \$246,026.00; and

WHEREAS, due to New York State mandate, Fulton County must provide Medicated-Assisted Treatment (MAT) to incarcerated individuals; and

WHEREAS, The Correctional Facility Administrator recommends a contract amendment with Eastern Medical Support to provide necessary medical services for said mandated Medication-Assisted Treatment program for substance abuse in the amount of \$26,693.00 for the balance of 2022; now, therefore be it

RESOLVED, That upon the recommendation of the Sheriff and the Committee on Public Safety, the Chairman of the Board be and hereby is authorized to sign a Contract Amendment with Eastern Medical Support for a contract amount increase as follows:

| | | |
|--------------------------|------------------|----------------------------|
| <u>Original Contract</u> | <u>Amendment</u> | <u>New Contract Amount</u> |
| \$246,026.00 | \$26,693.00 | \$272,719.00 |

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, Sheriff, Eastern Medical Support, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BORN and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 387

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

RESOLUTION AUTHORIZING A CONTRACT WITH AUCTIONS INTERNATIONAL CORPORATION FOR SALE OF SURPLUS VEHICLES AND EQUIPMENT IN THE SOLID WASTE DEPARTMENT

WHEREAS, the Director of Solid Waste has recommended a contract with Auctions International Corporation to sell surplus items 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:

| Year | Equipment Name | Mileage | Estimated Value |
|------|---------------------------------------------------|---------------|-----------------|
| 2004 | *Chevy S-10 | 112,386 | \$250 |
| 2009 | Zero turn mower Gravely | 1,183.1 hours | \$150 |
| 1974 | *Decontamination Trailer - 32-ft Rusk box trailer | N/A | \$5,000 |
| 1969 | Road Grader | 5,737 hours | \$2,000 |

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, Director of Solid Waste, Auctions International Corporation, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WILSON and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 388

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

**RESOLUTION AUTHORIZING THE WRITE-OFF OF CERTAIN BAD DEBT
(SIMCO LEATHER) IN THE SOLID WASTE DEPARTMENT FOR 2022**

WHEREAS, the Solid Waste Department has carried a non-payment of Tip Fees from by Simco Leather since March; and

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

RESOLVED, That upon the recommendation of the County Attorney, the Board of Supervisors hereby authorizes the write-off of bad debt for Simco Leather of Johnstown, NY as uncollectible for the year 2022 in an amount of \$213.00; and, be it further

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

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 389

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT BETWEEN
FULTON COUNTY AND THE FULTON COUNTY INDUSTRIAL DEVELOPMENT
AGENCY ACCEPTING TRYON TECHNOLOGY PARK SEWER INFRASTRUCTURE AND
ASSOCIATED REAL PROPERTY WITHIN FULTON COUNTY SEWER DISTRICT
NO. 4: HALES MILLS

WHEREAS, Resolution 155 of 2022 established Fulton County Sewer District No. 4: Hales Mills including Extension #1; and

WHEREAS, Resolution 191 of 2022 approved the Final Order to establishing Fulton County Sewer District No. 4: Hales Mills including Extension #1; and

WHEREAS, to facilitate development of the Tryon Technology Park for economic development purposes, the Park's real property and utilities infrastructure are owned by the Fulton County Industrial Development Agency; and

WHEREAS, the Planning Director recommends that the Board of Supervisors, acting in its capacity as the Fulton County Water and Sewer Agency, accept ownership of the sewer infrastructure at the Tryon Technology Park as identified on the plan identified as "Sanitary Sewer Map and Phases" including Park sewer mains, sewer manholes, sewer pump station and backup generator to the pump station as reviewed in the Committee on Public Works and placed on file in the Board of Supervisors Office and Planning Department; now, therefore be it

RESOLVED, That based upon the recommendation of the Committee on Public Works, the Chairman of the Board, be and hereby is, authorized to sign an Inter-municipal Agreement, deeds and other associated documentation between the County of Fulton and the Fulton County Industrial Development Agency accepting the transfer of ownership of the Tryon Technology Park Sewer Infrastructure and associated real property for use by Fulton County Sewer District No. 4: Hales Mills; subject to approval of the County Attorney; and, be it further

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

Seconded by Supervisor GREENE and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 390

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING NYS BOARD OF ELECTIONS ABSENTEE BALLOT
PRE-PAID POSTAGE GRANT (BOARD OF ELECTIONS)

WHEREAS, the Board of Elections Commissioners have requested permission to apply for and accept a 2021-2022 NYS Board of Elections Absentee Ballot Pre-Paid Postage Grant, in the amount of \$19,042.53; and

WHEREAS, said Absentee Ballot Pre-Paid Postage Grant was created by the State of New York to reimburse county Boards of Elections for expenses related to pre-paid postage; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to submit an application for, and authorize acceptance of a NYS Board of Elections Absentee Ballot Pre-Paid Postage Grant, in an amount of \$19,042.53, to be used for reimbursement of actual expenses related to pre-paid postage incurred in the County Board of Elections Office; and, be it further

RESOLVED, That said application and this resolution be contingent upon there being no local match for said grant application; and, be it further

RESOLVED, That the Board of Elections Commissioners are directed to return to the Board of Supervisors with a plan to appropriate the \$19,042.53 in grant proceeds once said grant is awarded; and, be it further

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 391

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION REPLENISHING THE 2022 CONTINGENT FUND

WHEREAS, large unanticipated expenses relating to payments to the NYS Office of Mental Health for Court Commitment of an individual have occurred during 2022 leading to a depletion of the Contingent Fund; and

WHEREAS, the Budget Director/County Auditor and Committee on Finance recommend replenishing the 2022 Contingent Fund to cover unanticipated expenses during the remainder of 2022; now, therefore be it

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

Decrease A.1000.0599-0599 - REV - Appropriated Fund Balance \$432,879.00

Revenue

Increase A.1000.1051-1051 – REV - Gain from Sales of Tax \$592,879.00
Acquired Property

Appropriation

Increase A.1000.1990-4907 - EXP- Contingent Fund Expense \$160,000.00

and, be it further

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 392

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING AN INTER-MUNICIPAL AGREEMENT WITH THE
NYS DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY SERVICES
(DHSES) FOR ENDPOINT CYBER SECURITY SERVICES
(INFORMATION TECHNOLOGY DEPARTMENT)

WHEREAS, the Information Technology Director recommends an Inter-municipal Agreement with the NYS Department of Homeland Security and Emergency Services for Endpoint Cyber Security Services; now, therefore be it

RESOLVED, That based upon the recommendation of the Committee on Finance, the Chairman of the Board, be and hereby, is authorized to sign an Inter-municipal Agreement, between the County of Fulton and the NYS Department of Homeland Security and Emergency Services (DHSES) to obtain Endpoint Cyber Security Services, effective immediately for a three-year term, at no cost to the County; subject to 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, NYS Department of Homeland Security and Emergency Services, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BOWMAN and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 393

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT WITH AUCTIONS INTERNATIONAL CORPORATION FOR SALE OF SURPLUS COMPUTER EQUIPMENT IN THE INFORMATION TECHNOLOGY DEPARTMENT

WHEREAS, the Information Technology Director has recommended a contract with Auctions International Corporation to sell surplus computer equipment 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 computer equipment, with compensation equaling a Buyer’s Premium of 10 percent as follows:

| <u>Asset #</u> | <u>Description</u> |
|----------------|----------------------------|
| 5475 | Miralite Satelite Receiver |
| 7023 | Dell Latitude 520 |
| 7024 | Dell Latitude 520 |
| 7265 | Dell Axim X50 |
| 7363 | Dell Axim X50 |
| 7364 | Dell Axim X50 |
| 7428 | Dell Latitude D510 |
| 7539 | Dell Latitude D520 |
| 7849 | Dell Latitude D630 |
| 7876 | Dell Latitude D630 |
| 7877 | Dell Latitude D630 |
| 8147 | Dell Latitude D630 |
| 8167 | Cisco Catalyst 3560 |
| 8386 | Dell Latitude E6400 |
| 8448 | Dell Latitude E6400 |
| 8449 | Cisco Catalyst 2960G |
| 9049 | Dell Optiplex 990 |
| 9050 | Dell Optiplex 990 |
| 9052 | Dell Optiplex 990 |
| 9055 | Dell Optiplex 990 |
| 9057 | Dell Optiplex 990 |
| 9059 | Dell Optiplex 990 |
| 9061 | Dell Optiplex 990 |

Resolution No. 393 (Continued)

| | |
|-------|-------------------------------------|
| 9066 | Dell Optiplex 990 |
| 9067 | Dell Optiplex 990 |
| 9234 | HP Compaq Elite 8300 |
| 9241 | HP Compaq Elite 8300 |
| 9249 | HP Compaq Elite 8300 |
| 9400 | HP Probook 6470B |
| 9557 | HP EliteDesk 800 G1 |
| 9560 | HP EliteDesk 800 G1 |
| 9565 | HP EliteDesk 800 G1 |
| 9567 | HP EliteDesk 800 G1 |
| 9568 | HP EliteDesk 800 G1 |
| 9570 | HP EliteDesk 800 G1 |
| 9573 | HP EliteDesk 800 G1 |
| 9576 | HP EliteDesk 800 G1 |
| 9579 | HP EliteDesk 800 G1 |
| 9598 | HP EliteDesk 800 G1 |
| 9599 | HP EliteDesk 800 G1 |
| 9606 | HP EliteDesk 800 G1 |
| 9622 | HP EliteDesk 800 G1 |
| 9667 | Tricaster |
| 9668 | Control Surface |
| 10003 | HP Z440 Workstation s/n 2UA63028FN |
| 10004 | HP Z440 Workstation s/n 2UA63028FP |
| 10005 | HP Z440 Workstation s/n 2UA63028FQ |
| | Alpha Telecom s/n 032905000 |
| | Atlas 550 |
| | Averkey 500 Pro s/n 060373020 |
| | Cisco 2600 Router s/n JMX0644L3TV |
| | Cisco Catalyst 2950 s/n FHK0635Y1FT |
| | Cisco Catalyst 2950 s/n FHK0635Z05Z |
| | Epson Scanner s/n MLZW030705 |
| | Epson Scanner s/n MLZW035784 |
| | HP JetDirect s/n SG74224055 |
| | HP Procurve 2524 s/n SG321NV1A2 |
| | Multivision Processor s/n 329858 |
| | Multivision Processor s/n 330669 |
| | Okidata Printer S/N 47AY3076409K |
| | Okidata Printer S/N AE95006159B0 |
| | USR Modem s/n 328CB199PT5J |

and, be it further

Resolution No. 393 (Continued)

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

RESOLVED, That the Information Technology Director is hereby directed to return to the Finance Committee to dispose of any surplus computer equipment that does not sell at auction; and, be it further

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

Seconded by Supervisor HORTON and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 394

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AMENDING RESOLUTION 362 OF 2022 TO CORRECT
BUDGET AMENDMENT

WHEREAS, Resolution 362 of 2022 authorized a municipal Snow and Ice Agreement between the County of Fulton and NYS Department of Transportation for Snow and Ice Control on State Route 331 in the Town of Oppenheim including a corresponding Budget amendment; and

WHEREAS, the County Treasurer was determined that said Budget Amendment accounts are not feasible due to being inactive; and

WHEREAS, the Budget Director/County Auditor recommends amending Resolution 362 of 2022 to correct the budget amendment; now, therefore be it

RESOLVED, That upon the recommendation of the Budget Director/County Auditor and Committee on Finance, Resolution 362 of 2022, be and hereby, is amended to correct the budget amendment; and, be it further

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

Revenue

Increase D.5010.5142-3589 – REV – State Aid – Other Transportation \$10,000.00

Appropriation

Increase D.1000.0990-0990 – EXP – Unappropriated Revenues \$10,000.00

and, be it further

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

Seconded by Supervisor WILSON and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 395

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION SETTING THE DATE FOR A PUBLIC HEARING REGARDING THE
2023-2025 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 14, 2022, at 1:30 p.m. for the purpose of holding a public hearing on the proposed 2023-2025 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 2023-2025 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 BREH and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

2023-2025 CAPITAL PLAN

| DEPARTMENT / PROJECT | 2023 | | 2024 | | 2025 | | Fulton County Share 3 Year Total |
|---------------------------------------------------|---------------------|---------------------|-------------------|--------------------|---------------------|---------------------|----------------------------------|
| | Total Cost | Offsetting Revenue | Total Cost | Offsetting Revenue | Total Cost | Offsetting Revenue | |
| District Attorney - 1165 | | | | | | | |
| Surveillance & Intelligence Upgrade Project | \$ 90,000 | \$ - | \$ 90,000 | \$ - | \$ - | \$ - | \$ 90,000 |
| Total | \$ 90,000 | \$ - | \$ 90,000 | \$ - | \$ - | \$ - | \$ 90,000 |
| Board of Elections - 1450 | | | | | | | |
| Voter Registration Software | \$ 21,703 | \$ 20,617 | \$ 1,086 | \$ - | \$ 450,000 | \$ - | \$ - |
| Voting Machines | \$ 21,703 | \$ 20,617 | \$ 1,086 | \$ - | \$ 450,000 | \$ - | \$ - |
| Total | \$ 43,406 | \$ 41,234 | \$ 2,172 | \$ - | \$ 900,000 | \$ - | \$ 451,086 |
| Facilities - 1620 | | | | | | | |
| Security Window Replacement - Jail | \$ 70,000 | \$ - | \$ 70,000 | \$ - | \$ - | \$ - | \$ - |
| Countertop Replacement - County Clerk's Office | \$ - | \$ - | \$ 40,000 | \$ - | \$ - | \$ - | \$ - |
| Fuel Pumps - Complex 1 | \$ - | \$ - | \$ 600,000 | \$ - | \$ - | \$ - | \$ - |
| Roof Replacement - Fire Training Center | \$ - | \$ - | \$ 26,000 | \$ - | \$ - | \$ - | \$ - |
| Roof Replacement - Complex 1 | \$ - | \$ - | \$ - | \$ - | \$ 140,000 | \$ - | \$ 140,000 |
| HVAC Roof Replacements | \$ - | \$ - | \$ - | \$ - | \$ 100,000 | \$ - | \$ 100,000 |
| Window Replacement - Fort Johnstown | \$ - | \$ - | \$ - | \$ - | \$ 55,000 | \$ - | \$ 55,000 |
| Equipment: | | | | | | | |
| Compact Utility Tractor | \$ 38,000 | \$ - | \$ 38,000 | \$ - | \$ - | \$ - | \$ - |
| Truck - 3/4 Ton Extended Cab w/Plow | \$ 55,000 | \$ - | \$ 55,000 | \$ - | \$ - | \$ - | \$ - |
| Total | \$ 93,000 | \$ - | \$ 93,000 | \$ - | \$ 666,000 | \$ - | \$ 295,000 |
| Information Technology - 1680 | | | | | | | |
| Network Infrastructure Update | \$ 190,000 | \$ - | \$ 190,000 | \$ - | \$ - | \$ - | \$ - |
| PC Upgrade Project | \$ 45,500 | \$ - | \$ 45,500 | \$ - | \$ 35,000 | \$ - | \$ 35,000 |
| Storage Area Network (SAN) Upgrade | \$ 60,000 | \$ - | \$ 60,000 | \$ - | \$ - | \$ - | \$ - |
| Server Software Upgrade | \$ 25,200 | \$ - | \$ 25,200 | \$ - | \$ - | \$ - | \$ - |
| Pistol Permit Software Replacement | \$ 60,000 | \$ - | \$ 60,000 | \$ - | \$ - | \$ - | \$ - |
| Server Hardware Update | \$ - | \$ - | \$ - | \$ - | \$ 80,000 | \$ - | \$ 80,000 |
| Pictometry Overflight | \$ 380,700 | \$ - | \$ 380,700 | \$ - | \$ 115,000 | \$ - | \$ 115,000 |
| Total | \$ 761,400 | \$ - | \$ 761,400 | \$ - | \$ 200,000 | \$ - | \$ 295,000 |
| FMCC - 2497 | | | | | | | |
| Replace Original NCC Fire Alarm Monitor | \$ 50,000 | \$ 37,500 | \$ 12,500 | \$ - | \$ - | \$ - | \$ - |
| Bid Design and Specs - Campus Paving | \$ 70,000 | \$ 52,500 | \$ 17,500 | \$ - | \$ - | \$ - | \$ - |
| Exterior LED Lighting Replacement | \$ 71,242 | \$ 53,432 | \$ 17,811 | \$ - | \$ - | \$ - | \$ - |
| Student Computer Replacement | \$ 407,840 | \$ 305,880 | \$ 101,960 | \$ - | \$ - | \$ - | \$ - |
| Star Tread Replacement | \$ 35,000 | \$ 26,250 | \$ 8,750 | \$ - | \$ - | \$ - | \$ - |
| Wireless Network Upgrades | \$ 137,408 | \$ 103,056 | \$ 34,352 | \$ - | \$ - | \$ - | \$ - |
| Core Network Upgrades | \$ 228,510 | \$ 171,383 | \$ 57,128 | \$ - | \$ 1,000,000 | \$ 750,000 | \$ 250,000 |
| Campus Wide Paving - Phase 1 | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - |
| Campus Wide Paving - Phase 2 | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - |
| Roof Replacement - Phase 1 | \$ 1,000,000 | \$ 750,000 | \$ 250,000 | \$ - | \$ 1,000,000 | \$ 750,000 | \$ 250,000 |
| Total | \$ 2,670,000 | \$ 1,950,000 | \$ 720,000 | \$ - | \$ 2,000,000 | \$ 1,500,000 | \$ 750,000 |
| Sheriff - 3110 | | | | | | | |
| Equipment: | | | | | | | |
| Commercial Clothes Washer - Jail | \$ 16,000 | \$ - | \$ 16,000 | \$ - | \$ - | \$ - | \$ - |
| Vehicle - Charger - Corrections | \$ 48,500 | \$ - | \$ 48,500 | \$ - | \$ - | \$ - | \$ - |
| Vehicle Tablet/Computer Upgrades | \$ 56,000 | \$ - | \$ 56,000 | \$ - | \$ - | \$ - | \$ - |
| Uplift Install - Labor (2) Chargers - Road Patrol | \$ 8,000 | \$ - | \$ 8,000 | \$ - | \$ - | \$ - | \$ - |
| Evidence Locker | \$ 12,000 | \$ - | \$ 12,000 | \$ - | \$ - | \$ - | \$ - |
| Vehicle - Charger w/upflt - Road Patrol | \$ 55,750 | \$ - | \$ 55,750 | \$ - | \$ 65,000 | \$ - | \$ 70,000 |
| Vehicle - Charger w/upflt - Road Patrol | \$ - | \$ - | \$ - | \$ - | \$ 65,000 | \$ - | \$ 70,000 |
| Vehicle - Charger w/upflt - Road Patrol | \$ - | \$ - | \$ - | \$ - | \$ 65,000 | \$ - | \$ 70,000 |

2023-2025 CAPITAL PLAN

| DEPARTMENT / PROJECT | 2023 | | 2024 | | 2025 | | Fulton County Share 3 Year Total |
|----------------------------------------------------------------------------------------------|---------------|--------------------|--------------|--------------------|--------------|--------------------|----------------------------------|
| | Total Cost | Offsetting Revenue | Total Cost | Offsetting Revenue | Total Cost | Offsetting Revenue | |
| Vehicle - Tahoe w/lift - Road Patrol | | | | | | | |
| Total | \$ 196,250 | \$ - | \$ 196,250 | \$ - | \$ 78,000 | \$ 78,000 | \$ 78,000 |
| Emergency Management - 3640 | | | | | | | |
| Facilities: | | | | | | | |
| Pole Barn - Design/Construction | \$ 60,000 | | \$ 60,000 | | | | |
| Equipment: | | | | | | | |
| Truck - 1/2 Ton, 4x4 Pickup w/lift | \$ 65,000 | \$ 25,500 | \$ 39,500 | | | | |
| Total | \$ 125,000 | \$ 25,500 | \$ 99,500 | \$ - | \$ - | \$ - | \$ 99,500 |
| Weights & Measures - 6610 | | | | | | | |
| Equipment: | | | | | | | |
| Seraphin Volumetric Calibration Trailer | \$ 38,445 | | \$ 38,445 | | | | |
| Total | \$ 38,445 | \$ - | \$ 38,445 | \$ - | \$ - | \$ - | \$ 38,445 |
| Planning - 8020 | | | | | | | |
| Facilities: | | | | | | | |
| Fulton County Agricultural Development & Farmland Protection Plan - Update | \$ 100,000 | \$ 50,000 | \$ 50,000 | | | | |
| Fulton County Airport - Parallel Taxiway Rehabilitation - Construction | | | | | \$ 1,500,000 | \$ 1,425,000 | \$ 75,000 |
| Equipment: | | | | | | | |
| Fulton County Airport - Snow Removal Equipment | | | | | \$ 600,000 | \$ 570,000 | \$ 30,000 |
| Fulton County Airport - Fuel Farm | | | | | \$ 2,100,000 | \$ 1,995,000 | \$ 105,000 |
| Subtotal | \$ 100,000 | \$ 50,000 | \$ 50,000 | \$ - | \$ 1,416,300 | \$ 1,274,670 | \$ 141,630 |
| Economic Development: | | | | | | | |
| "SMART WATERS" - Fulton County Sewer District No. 5: NYS Route 30/30A Construction - Phase 1 | \$ 8,000,000 | \$ 8,000,000 | \$ - | | | | |
| "SMART WATERS" - Fulton County Sewer District No. 5: NYS Route 30/30A Survey - Phase 2 & 3 | \$ 55,000 | \$ 11,000 | \$ 44,000 | | | | |
| Great Sacandaga Lake Museum - Construction - Phase 2 | | | | | \$ 800,000 | \$ 800,000 | \$ - |
| "SMART WATERS" - Fulton County Sewer District No. 5: NYS Route 30/30A - Extension 1 | | | | | \$ 1,000,000 | \$ 1,000,000 | \$ - |
| Fulton County Vision 2026 Development Strategy Update | | | | | \$ 75,000 | \$ 15,000 | \$ 60,000 |
| "SMART WATERS" - Fulton County Sewer District No. 5: NYS Route 30/30A - Extension 2 | \$ 8,055,000 | \$ 8,011,000 | \$ 44,000 | | \$ 1,875,000 | \$ 815,000 | \$ 1,060,000 |
| Subtotal | \$ 8,155,000 | \$ 8,061,000 | \$ 94,000 | \$ 3,975,000 | \$ 2,810,000 | \$ 1,165,000 | \$ 1,141,630 |
| Total | \$ 10,170,098 | \$ 8,857,117 | \$ 1,312,981 | \$ 6,479,000 | \$ 4,099,300 | \$ 2,024,670 | \$ 2,074,630 |
| General Fund Total | | | | | | | \$ 6,306,611 |
| Highway - D/DM | | | | | | | |
| County Roads: | | | | | | | |
| Paving - CR 110, Town of Broadalbin | \$ 500,000 | \$ 500,000 | \$ - | | | | |
| Paving - CR 107, Town of Johnstown | \$ 925,000 | \$ 925,000 | \$ - | | | | |
| Paving - CR 123, Town of Northampton | \$ 290,000 | \$ 37,000 | \$ 253,000 | | | | |
| Paving - CR 104, Town of Stratford | \$ 365,000 | \$ - | \$ 365,000 | | | | |
| Paving - CR 154, Town of Johnstown | | | | | \$ 250,000 | \$ 250,000 | \$ - |
| Paving - CR 122 & CR 102, Town of Johnstown | | | | | \$ 550,000 | \$ 550,000 | \$ - |
| Paving - CR 152, Town of Northampton | | | | | \$ 100,000 | \$ 100,000 | \$ - |
| Paving - CR 130, Town of Northampton | | | | | \$ 80,000 | \$ 80,000 | \$ - |
| Paving - CR 109, Town of Broadalbin/Northampton | | | | | \$ 260,000 | \$ 260,000 | \$ - |
| Paving - CR 108, Town of Oppenheim | | | | | \$ 490,000 | \$ 222,000 | \$ 268,000 |

2023-2025 CAPITAL PLAN

| DEPARTMENT / PROJECT | 2023 | | | 2024 | | | 2025 | | | Fulton County Share 3 Year Total |
|-------------------------------------------------|---------------|--------------------|---------------------|--------------|--------------------|---------------------|--------------|--------------------|---------------------|----------------------------------|
| | Total Cost | Offsetting Revenue | Fulton County Share | Total Cost | Offsetting Revenue | Fulton County Share | Total Cost | Offsetting Revenue | Fulton County Share | |
| Paving - CR 145, Town of Blecker | | | | | | | \$ 210,000 | \$ 210,000 | \$ - | |
| Paving - CR 110, Town of Broadalbin/Northampton | | | | | | | \$ 700,000 | \$ 460,000 | \$ 220,000 | |
| Paving - CR 111, Town of Caroga | | | | | | | \$ 210,000 | \$ 210,000 | \$ - | |
| Paving - CR 112, Town of Blecker | | | | | | | \$ 450,000 | \$ 450,000 | \$ - | |
| Subtotal | \$ 2,080,000 | \$ 1,462,000 | \$ 618,000 | \$ 1,730,000 | \$ 1,462,000 | \$ 268,000 | \$ 1,570,000 | \$ 1,350,000 | \$ 220,000 | |
| Equipment: | | | | | | | | | | |
| Rubber Tire Excavator | \$ 300,000 | | \$ 300,000 | | | | | | | |
| Truck - Ford F450 Dump | \$ 65,000 | | \$ 65,000 | | | | | | | |
| Truck - Ford F150, 4x4 | \$ 45,000 | | \$ 45,000 | | | | | | | |
| 6 Wheel Dump Truck | | | | \$ 208,000 | | \$ 208,000 | | | | |
| Tandem Dump Truck w/Plow | | | | | | | \$ 290,000 | | \$ 290,000 | |
| Subtotal | \$ 410,000 | \$ - | \$ 410,000 | \$ 208,000 | \$ - | \$ 208,000 | \$ 290,000 | \$ - | \$ 290,000 | |
| Highway Total | \$ 2,490,000 | \$ 1,462,000 | \$ 1,028,000 | \$ 1,938,000 | \$ 1,462,000 | \$ 476,000 | \$ 1,860,000 | \$ 1,350,000 | \$ 510,000 | |
| Solid Waste - CL | | | | | | | | | | |
| Facilities: | | | | | | | | | | |
| Landfill Expansion - Construction | \$ 3,750,000 | | \$ 3,750,000 | | | | | | | |
| Building Addition - Construction | \$ 1,175,000 | | \$ 1,175,000 | | | | | | | |
| Broadalbin Transfer Station Improvements | \$ 50,000 | | \$ 50,000 | | | | | | | |
| Paving - Oppenheim Transfer Station | \$ 50,000 | | \$ 50,000 | | | | | | | |
| Subtotal | \$ 5,025,000 | \$ - | \$ 5,025,000 | \$ - | \$ - | \$ - | \$ - | \$ - | \$ 5,025,000 | |
| Equipment: | | | | | | | | | | |
| Bulldozer | \$ 500,000 | | \$ 500,000 | | | | | | | |
| Ejection Trailer | \$ 115,000 | | \$ 115,000 | | | | \$ 550,000 | \$ - | \$ 550,000 | |
| Recycling Truck | \$ 230,000 | | \$ 230,000 | \$ 250,000 | | \$ 250,000 | | | | |
| Routing Software | \$ 27,000 | | \$ 27,000 | | | | | | | |
| Motor Replacement Broadalbin TS | \$ 25,000 | | \$ 25,000 | | | | | | | |
| Service Truck Box | \$ 28,000 | | \$ 28,000 | | | | | | | |
| Litter Fencing | \$ 50,000 | | \$ 50,000 | | | | | | | |
| 40 Cubic Yard Open Top Container | \$ 22,000 | | \$ 22,000 | | | | | | | |
| Tractor Truck | | | | \$ 225,000 | | \$ 225,000 | | | | |
| 30 Cubic Yard Open Top Container | | | | \$ 20,000 | | \$ 20,000 | | | | |
| Roll Off Truck | | | | | | | \$ 275,000 | \$ - | \$ 275,000 | |
| Subtotal | \$ 997,000 | \$ - | \$ 997,000 | \$ 495,000 | \$ - | \$ 495,000 | \$ 825,000 | \$ - | \$ 825,000 | |
| Solid Waste Total | \$ 6,022,000 | \$ - | \$ 6,022,000 | \$ 495,000 | \$ - | \$ 495,000 | \$ 825,000 | \$ - | \$ 825,000 | |
| GRAND TOTAL: | \$ 18,682,098 | \$ 10,319,117 | \$ 8,362,981 | \$ 8,912,000 | \$ 5,022,000 | \$ 3,890,000 | \$ 6,784,300 | \$ 3,374,670 | \$ 15,662,611 | |

Resolution No. 396

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING DISPOSAL OF CERTAIN SURPLUS EQUIPMENT

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

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

Emergency Management:

- 1 – 4 Drawer File Cabinet (1721)
- 1 – 4 Drawer File Cabinet (1720)
- 1 – 4 Drawer File Cabinet (0403)
- 1 – Motorola Monitor 2 Pager (2097)
- 1 – Carbon Monoxide Meter (5324)
- 1 – Motorola MT1000 Portable Radio (0170)
- 1 – Motorola MT1000 Portable Radio (0171)
- 1 – Motorola MT1000 Portable Radio (0172)
- 1 – Motorola Modem 100 (1737)
- 1 – Motorola T1604 (1739)

Informational Technology:

- 1 – Toshiba T4500C (2629)
- 1 – Dell Latitude CPX (5252)
- 1 – APC Smart-UPS 1000 (5649)
- 1 – APC Smart-UPS 2200 (5844)
- 1 – APC Smart-UPS 2200 (5845)
- 1 – APC Smart-UPS 1000 (5894)
- 1 – Dell Inspiron 2650 (6192)
- 1 – HP Deskjet 6122 (6207)
- 1 – Dell Inspiron 5150 (6449)
- 1 – Dell PowerEdge 1600SC (6564)
- 1 – Dell Dimension 3100 (6835)
- 1 – Dell Optiplex G620 (7145)
- 1 – Gateway E4610D (7153)
- 1 – Dell Inspiron 1150 (7262)
- 1 – Dell Inspiron 1150 (7263)
- 1 – HP Proliant ML350 (7729)
- 1 – HP Proliant DL120 G5 (7882)
- 1 – HP Proliant DL120 G5 (7883)
- 1 – Dell Optiplex 755 (7980)
- 1 – Dell Optiplex 755 (7985)

Resolution No. 396 (Continued)

- 1 – Dell Optiplex 755 (8000)
- 1 – Dell Optiplex 760 (8261)
- 1 – HP Proliant ML150 (8360)
- 1 – Dell Latitude E6400 (8447)
- 1 – Dell Optiplex 760 (8518)
- 1 – HP Prolinat DL120 G6 (8641)
- 1 – Dell Optiplex 390 (8811)
- 1 – HP Compaq Elite 8300 s/n 2UA31008LV (9232)
- 1 – HP EliteDesk 800 G1 s/n 2UA4170SMT (9582)
- 1 – HP EliteDesk 800 G1 (9590)
- 1 – HP EliteDesk 800 G1 (9616)
- 1 – HP Officejet Pro X476 (9678)
- 1 – HP Officejet Pro X476 (9724)
- 1 – HP Officejet Pro X476 (9727)
- 1 – HP EliteDesk 800 G2 (10014)
- 1 – HP EliteDesk 800 G2 (10026)
- 1 – HP EliteDesk 800 G2 (10035)
- 1 – HP EliteDesk 800 G2 (10041)
- 1 – HP EliteDesk 800 G2 (10043)
- 1 – APC Smart-UPS 1000 (No Number)
- 1 – Dell Inspiron 6000 s/n 38LGN81 (No Number)
- 1 – Dell Inspiron 600M s/n 5RPB831 (No Number)
- 1 – Dell Inspiron 6400 s/n HBQH1B1 (No Number)
- 1 – HP LaserJet Pro MFP M521 s/n CNCKK64F9T (No Number)
- 1 – HP Officejet Pro X476 s/n SG44BGK0DK (No Number)
- 1 – HP Proliant DL120 G5 s/n USE134N595 (No Number)
- 1 – HP Proliant DL120 G5 s/n USE231AVSK (No Number)
- 1 – TV Cart (No Number)

Highway & Facilities:

- 1 – Husqvarna 394 XP Chainsaw #12 (4780)
- 1 – 10000 BTU AC (5334)
- 1 – GE 10000 BTU AC (6351)
- 1 – 12000 BTU AC (6090)
- 1 – Frigidaire 10000 BTU AC (6953)

and, be it further

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

Resolution No. 396 (Continued)

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

Seconded by Supervisor HORTON and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 397

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CERTAIN TRANSFERS AND BUDGET AMENDMENTS

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

Coroner

| | | |
|------------------------------------------------|------------|------------|
| From: A.1185.1185-4530 – EXP – Supplies | \$1,000.00 | |
| A.1185.1185-4090 – EXP – Professional Services | 4,000.00 | |
| To: A.1185.1185-4130 – EXP – Contractual | | \$5,000.00 |

Personnel

| | |
|-----------------------------------------------|--|
| From: A.1340.1340-1000 – EXP – Payroll | |
| To: A.1340.1340-8500 – EXP – Hospital Medical | |
| Sum: \$15,200.00 | |

County Clerk

| | |
|-----------------------------------------|--|
| From: A.1410.1460-4530 – EXP – Supplies | |
| To: A.1410.1410-4530 – EXP – Supplies | |
| Sum: \$700.00 | |

Facilities

| | |
|--------------------------------------------|--|
| From: A.1620.1620-4180 – EXP – Renovations | |
| To: A.1620.1624-4030 – EXP – Repairs | |
| Sum: \$2,000.00 | |

Information Technology

| | |
|-------------------------------------------------------|--|
| From: A.1000.1990-4907 - EXP- Contingent Fund Expense | |
| To: A.1680.1670-4070 – EXP – Postage | |
| Sum: \$10,000.00 | |

Sheriff

| | |
|-------------------------------------------|--|
| From: A.3110.3110-1000 – EXP – Payroll | |
| To: A.3110.3110-1110 – EXP – Supplemental | |
| Sum: \$15,000.00 | |

| | |
|---------------------------------------------|--|
| From: A.3110.3113-1110 – EXP – Supplemental | |
| To: A.3110.3113-1100 – EXP – Overtime | |
| Sum: \$8,000.00 | |

| | |
|----------------------------------------|--|
| From: A.3110.3150-1000 – EXP – Payroll | |
| To: A.3110.3150-4530 – EXP – Supplies | |
| Sum: \$150,000.00 | |

Resolution No. 397 (Continued)

Social Services

From: A.6010.6014-1000 - EXP – Payroll
To: A.6010.6018-1100 – EXP – Overtime
Sum: \$4,500.00

and, be it further

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

Information Technology

Revenue

Increase A.1680.1680-2228 – REV – Data Processing, Other Governments \$1,500.00

Appropriation

Increase A.1680.1680-4010 – EXP – Equipment – Non-Asset \$1,500.00

Highway

Revenue

Increase D.5010.5142-3715 - REV- State Aid - Tourism Promotion \$1,544.00

Appropriation

Increase D.5010.5142-4130 – EXP – Contractual \$1,544.00

and, be it further

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

Seconded by Supervisor WILSON and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 398

Supervisor HORTON offered the following Resolution and moved its adoption:

RESOLUTION IN MEMORY OF FORMER SUPERVISOR STEPHEN L. BARKER

WHEREAS, former Supervisor Stephen L. Barker, passed away on Monday, September 12, 2022; and

WHEREAS, the people of Fulton County and the Town of Caroga were saddened by the loss of a good friend, mentor, dedicated public servant and consummate entrepreneur; and

WHEREAS, Mr. Barker served the people of Fulton County as a member of this Board of Supervisors from 2001 to 2007, serving as Chairman of the Board in his final years of service; and

WHEREAS, Steve served as President of the Board of Education for the Wheelerville Union Free School District; and

WHEREAS, Steve will be remembered as someone who utilized quick wit and impactful sarcasm to make his point during debate on the important measures of the day; now, therefore be it

RESOLVED, That the Board of Supervisors hereby joins with all the people of Fulton County to posthumously express its gratitude to Mr. Stephen L. Barker, for this dedicated public service; and, be it further

RESOLVED, That the Board of Supervisors hereby conveys its expression of deepest sympathy to his entire family, including his wife Carol, his children Ian and daughter Ali and grandchildren; and, be it further

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

Seconded by SILENT STANDING and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)

Resolution No. 399

Supervisor GREENE offered the following Resolution and moved its adoption:

RESOLUTION AMENDING THE 2022 CAPITAL PLAN TO INCLUDE THE PURCHASE OF TWO PATROL SEDANS FOR USE IN THE SHERIFF’S DEPARTMENT

WHEREAS, the Sheriff’s Department was recently informed that two (2) of its current patrol vehicles have reached the end of their useful life and have been removed from service; and

WHEREAS, the Sheriff has now requested to purchase two (2) patrol sedans, originally requested for 2023, in 2022 to expedite receipt of said sedans by the beginning of 2023; and

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

RESOLVED, That the 2022 Capital Plan be and hereby is amended to include the purchase of two (2) Dodge Charger patrol sedans with upfit equipment for use in the Sheriff’s Department at a total cost not to exceed as follows:

| | |
|----------------------------------|--------------------|
| New Charger Sedan Patrol Vehicle | \$37,000.00 |
| New Charger Sedan Patrol Vehicle | \$37,000.00 |
| All Upfit Equipment | <u>\$24,000.00</u> |
| | \$98,000.00 |

and, be it further

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

Increase A.1000.0599-0599 – REV – Appropriated Fund Balance \$98,000.00

Appropriation

Increase A.3110.3110-2010 – EXP – Capital Expense \$98,000.00

and, be it further

RESOLVED, That advancing this purchase, be and hereby is approved, contingent upon removal of the same vehicles from the proposed 2023 Capital Plan; 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

Resolution No. 399 (Continued)

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 BOWMAN and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Callery)