

FOURTH REGULAR SESSION

Johnstown, NY

April 8, 2024

Roll Call – Quorum Present

Supervisors: Blackmon, Bradt, Breh, DiGiacomo, Fagan, Fogarty, Goderie, Groff, Isabella, Lauria, Lehr, Orfan, Palcovic, Praught, Roehl, VanValkenburgh

TOTAL: Present: 16 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Chairman Blackmon called the meeting to order at 1:01 p.m. Following the Pledge of Allegiance to the Flag, Chairman Blackmon asked if there was anyone from the public who wished to address the Board. No one came forward.

COMMUNICATIONS

1. Notice of Intent Letter from Fulton County Senior Planner dated 12 March 2024
Subj: Town of Johnstown Planning Board to serve as Lead Agency for the Tryon Enterprises project to subdivide 588 County Highway 142.
2. Notice of Intent Letter from Fulton County Senior Planner dated 12 March 2024
Subj: Town of Johnstown Planning Board to serve as Lead Agency for the Chris Rizzo Trucking Inc. Special Use Permit for a Transfer Station at 1511 and 1499 State Highway 29A

REPORTS

- A. 2023 Annual Report for the Fulton County Industrial Development Agency [Priority Reading Rack]

REPORTS OF SPECIAL COMMITTEES

Region 5 Land Acquisition Advisory Committee: Supervisor Lehr stated that the Open Space Advisory Committee is taking precedence over the Region 5 Land Acquisition Advisory Committee at this time while Open Space Plan review is underway.

CHAIRMAN'S REPORT

Chairman Blackmon stated that there will be a breakfast meeting and tour for Supervisors at Fulton-Montgomery Community College on Wednesday, April 17, 2024 and noted that it will begin at the Allen House. He stated that he and his wife will be sponsoring the breakfast portion of the meeting from Vintage Café. Chairman Blackmon then stated that he attended a kick-off meeting on March 22 for the new Economic Development Strategy. There would be more updates throughout the year regarding the MRB Group project. Chairman Blackmon stated that he attended the March 26 SUNY FMCC/UAlbany Dual Admission and Ribbon Cutting event that will offer 20 different programs to FMCC Students.

He also stated that he stopped at Vail Mills Visitors Center and spoke with Tourism Coordinator Carla Kolbe who informed him that the Parkhurst Field has a full-page article in the New York Mets 2024 Yearbook. He also stated that Ms. Kolbe provided handouts to tourists regarding solar eclipse information and times.

RESOLUTIONS

No. 152 (Resolution Authorizing Purchase of a 2023 Dodge Charger for use in the Fulton County Sheriff's Department (2024 Capital Plan)): Supervisor Isabella stated that he is an employee of Main Motor Car and expressed that he would be abstaining from voting on this Resolution.

No. 173 (Resolution Authorizing Meal Expenses for the Spring Cybersecurity Capability Workshop in the Information Technology Department and Emergency Management Office (2024)): Mr. Stead stated that Information Technology Director Perry Lovell will be sending out information to Towns and other local municipalities and expressed that this will be a good meeting for local officials to attend.

Upon a motion by Supervisor Fagan, seconded by Supervisor Lauria and unanimously carried, the Board entered into Executive Session at 1:33 p.m. to discuss pending litigation.

Upon a motion by Supervisor Groff, seconded by Supervisor Fagan and unanimously carried, the Board re-entered Regular Session at 2:10 p.m.

Mr. Stead stated that during today's Executive Session the County discussed joining a class action settlement to proceed with Harris Beach Attorneys at Law for In Rem Tax Foreclosure defense.

Supervisor Fagan made a motion to approve a Class Action Letter of Engagement relating to defense of In Rem Tax Foreclosure Surplus Return lawsuits with Harris Beach Attorneys at Law for Litigation Counsel, to be executed by the County Attorney, seconded by Supervisor Goderie and unanimously carried.

PROCLAMATIONS

HONORING EMERGENCY SERVICES DISPATCHER WAYNE WEAVER AND HIS SERVICE TO THE FULTON COUNTY SHERIFF'S DEPARTMENT

WHEREAS, Emergency Services Dispatcher Wayne Weaver passed away on February 19, 2024; and

WHEREAS, the people of Fulton County were saddened by the loss of a good friend, and dedicated public servant; and

WHEREAS, Mr. Weaver served the people of Fulton County as an Emergency Dispatcher for 30 years since February 4, 1994, having helped establish Fulton County's first consolidated Dispatch Center to serve all units within the County; and

WHEREAS, Wayne was a Veteran of the U.S. Air Force and was honorably discharged on August 25, 1988; and

WHEREAS, Mr. Weaver was also a past Fire Chief and member of the Hilltop Fire Department; 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 Wayne Weaver for his dedicated public services; and, be it further

RESOLVED, That the Board of Supervisors hereby conveys its expression of deepest sympathy to his entire family, including his wife Robin, their son Jabin and his family.

Sheriff Giardino thanked the Board of Supervisors for this proclamation. He stated that Wayne's wife, Robin, is overwhelmed by this recognition. He stated that Wayne kept everyone in the office going and was always striving to make the work environment the best he could for all Emergency Services Dispatchers.

OLD BUSINESS

Mr. Brott stated that there are about seven (7) Supervisors that have not filled out the Financial Disclosure Forms and asked them to get those completed as soon as possible. He stated that if they needed another copy, he could get them that as well.

NEW BUSINESS

Supervisor Orfan expressed that he wants a County government provided email and Supervisor Praught agreed that would be a good idea for supervisors who wanted one. Mr. Stead stated that could be referred to the Finance Committee and discussed with the Information Technology Director for logistics and approval of it. Mr. Stead stated he would investigate the necessary steps and report back to that Committee.

ADJOURNMENT

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

Certified by:

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

Resolution No. 142

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

RESOLUTION CALLING FOR THE RESTORATION OF FUNDING FOR THE TOURISM MATCHING GRANTS PROGRAM IN THE SFY 2025 STATE BUDGET

WHEREAS, the Tourism Matching Grants Program is a state-funded assistance program used by county and regional Tourism Promotion Agencies (TPAs), which are charged with researching, advertising, and marketing New York's top tourism destinations; and

WHEREAS, the statewide Tourism Matching Grants Program in 2021 was funded at \$3.8 million and has since decreased regularly; and

WHEREAS, Tourism is the main economic driver for many upstate communities and counties rely on State funding to supplement their efforts; and

WHEREAS, the SFY 2025 Executive Budget decreases funding for the Tourism Matching Grants Program from \$3.45 million to \$2.45 million; and

WHEREAS, the Committees on Economic Development & Environment, and Finance recommend restoration of funding for the Tourism Matching Grants Program in the SFY 2025 State Budget; now, therefore be it

RESOLVED, That the Board of Supervisors hereby urges Governor Kathy Hochul and the New York State Legislature to restore funding for the statewide Tourism Matching Grants Program to a minimum of \$3.45 million in the final SFY 2025 State Budget; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Senator Mark Walczyk, Assemblyman Robert Smullen, Assemblywoman Mary Beth Walsh, Assemblyman Matt Simpson, Commissioner of Empire State Development, Planning Director, Tourism Coordinator and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 143

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

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO THE CONTRACT WITH ENVIRONMENTAL DESIGN PARTNERSHIP (EDP) TO INCREASE TOTAL CONTRACT AMOUNT FOR PHASE II & III SURVEYS FOR FULTON COUNTY SEWER DISTRICT NO. 5: NYS ROUTE 30/30A PROJECT (2023 CAPITAL PLAN)

WHEREAS, the Fulton County 2023 Capital Plan included a \$55,000.00 appropriation for survey work on Phase II and III of Fulton County Sewer District No. 5: NYS Route 30/30A as a component of the County’s SMART Waters Initiative; and

WHEREAS, Resolution 240 of 2023 authorized a contract with Environmental Design Partnership (EDP) to perform Phase II and III surveys for Fulton County Sewer District No. 5: NYS Route 30/30A for an amount not to exceed \$55,000.00 with additional required work tasks; and

WHEREAS, there is a remaining balance of \$4,832.00 of uncommitted funds for said project; and

WHEREAS, the Planning Director now recommends Change Order No. 1 to the contract with EDP to increase the total contract amount by \$5,738.48 due to EDP exceeding the initial survey budget of \$55,000.00; now therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign Change Order No. 1 to the contract between Fulton County and Environmental Design Partnership of Clifton Park, New York, to provide survey services for Phases II and III of the “SMART WATERS: - Fulton County Sewer District No. 5: NYS Route 30/30A – Survey – Phase 2 & 3” as follows;

Original Contract Amount:	\$55,000.00
Change Order No. 1	<u>5,738.48</u>
Revised Contract Amount	\$60,738.48

and, be it further

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

From: A.1000.1990-4907 - EXP- Contingent Fund Expense
To: A.1000.9950-9000.1000 - EXP- Other - Unrestricted
Sum: \$907.00

From: A.1000.9950-9000.1000 - EXP- Other - Unrestricted
To: H.8020.8197-2100.0960 - EXP - Sewer District #5 NYS Route 30/30A
Sum: \$907.00

and, be it further

Resolution No. 143 (Continued)

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

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 144

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

RESOLUTION CALLING ON THE GOVERNOR TO COMPLETE ENHANCED FEDERAL MEDICAL ASSISTANCE PERCENTAGE RECONCILIATIONS THAT ARE YEARS OVERDUE AND PROVIDE A FULL ACCOUNTING OF FUNDS OWED TO COUNTIES

WHEREAS, the funding to support the Medicaid program is provided by a combination of federal, state and local resources; and

WHEREAS, the State mandates New York's counties and New York City to contribute \$7.6 billion annually to pay for the federal and state defined and controlled program; and

WHEREAS, under the Affordable Care Act during the COVID-era, the federal government provided an Enhanced Federal Medical Assistance Percentage (eFMAP) share, which saved New York State billions of dollars; and

WHEREAS, the State has utilized a methodology that provided 80 percent of these estimated federal savings to counties in the year the costs accrue, followed by a reconciliation in the following year of the remaining 20 percent; and

WHEREAS, the State's failure to reconcile eFMAP funds has required counties to commit funds locally to make up for the loss of federal funds, causing local taxes to increase and local services to be scaled back or eliminated; now, therefore be it

RESOLVED, That the Board of Supervisors hereby urges Governor Kathy Hochul to complete said unfinished eFMAP reconciliations immediately and provide counties and New York City a full accounting of federal funds owed and to take immediate steps to release the funds to localities; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Assemblyman Robert Smullen, Assemblywoman Mary Beth Walsh, Assemblyman Matt Simpson, Senator Charles Schumer, Senator Kirsten Gillibrand, Congresswoman Elise Stefanik Commissioner of Social Services and Administrative Officer/Clerk of the Board.

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 145

Supervisor FOGARTY offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS TO TRANSPORT
A CHILD TO NEW MEADOW
(CHILDREN WITH HANDICAPPING CONDITIONS PROGRAM, 2023-2024)

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids from contractors for the Children with Handicapping Conditions Transportation Program (Whispering Pines Pre-School Program) (and according to further specifications which may be obtained at the office of the Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY, 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY, 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, April 24, 2024 at which time and place they will be publicly opened and read; and, be it further

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

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

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 146

Supervisor FOGARTY offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR CHILDREN WITH
HANDICAPPING CONDITIONS 2024-2025 TRANSPORTATION PROGRAM**

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids from contractors for the Children with Handicapping Conditions Transportation Program (and according to further specifications which may be obtained at the office of the Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY, 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY, 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, May 22, 2024 at which time and place they will be publicly opened and read; and, be it further

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

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 147

Supervisor FOGARTY offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING 2024-2025 IMMUNIZATION GRANT FUNDS FROM THE
NYS DEPARTMENT OF HEALTH (PUBLIC HEALTH DEPARTMENT)

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

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an agreement between the Public Health Department and the NYS Department of Health for Immunization Action Plan grant funds, in an amount not to exceed \$31,050.00, for the period April 1, 2024 through March 31, 2025; said agreement subject to the approval of the County Attorney; and, be it further

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

Seconded by Supervisor PRAUGHT and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 148

Supervisor FOGARTY offered the following Resolution and moved its adoption:

RESOLUTION AMENDING THE FULTON COUNTY BLOODBORNE PATHOGEN PREVENTION POLICY

WHEREAS, Resolution No. 35 of 1991 adopted the Fulton County Bloodborne Pathogen Policy; now, therefore be it

RESOLVED, That the Fulton County Bloodborne Pathogen Policy be and hereby is amended to update the following as placed on file in the Public Health Department and the Board of Supervisors Office:

- Throughout policy, removed old Attachment 10 and 10A, Informed Consent/Info release post exposure HCW and Informed Consent to HIV test (06/05). Both are no longer required in New York State. The rest of the attachment numbers were brought up and now end at 21 instead of 22.
- On page 4, added the form for the county employee to complete when requesting or declining the Hep B vaccine is Attachment #5.
- On page 4, added “The Department will contact Fulton County Public Health (FCPH) to schedule an appointment for the new employee” that is at risk “for a bloodborne illness on a FCPH scheduled clinic day, either the 2nd or 4th Tuesday of each month. There will be no charge to the employee for the vaccination, however, FCPH will bill the employee’s department.”
- On page 5, updated Exposure Control Plan to take out job classifications that are no longer in place such as dentist, dental hygienist and tasks such as tooth extraction and tooth cleaning.
- On page 6, added “If soap and water are not available, use hand sanitizer.
- On page 9, added “FCPH may also provide a training program, which may be recorded.”
- On page 10, added “The employee’s department shall receive the training record to include with the employee’s personnel file” and took out that the employee will receive a yellow copy of the form.
- On page 11, added “If the employee agrees, immunizations are entered into NYSIIS, a system that can be reviewed by the employee’s primary care provider.”

Resolution No. 148 (Continued)

- On page 11, removed that FCPH can test the source individual.
- On page 12, removed the paragraph “FCPH record will contain the results of examinations, medical testing or follow up procedures if performed by FCPH as ordered by the health care professional providing a post-exposure medical evaluation.
- Attachment #1 was replaced with the most updated information.
- Attachment #6, Hepatitis B Vaccine Information Statement from the CDC has been updated with the most recent information.
- Attachment #7, New York State Confidentiality Law and HIV: Public Health Law, Article 27-F has been updated with the most recent information.
- Attachment #10, formerly #11, Authorization for Release of Health Information and Confidential HIV-Related Information has been updated with the most recent information New York State Department of Health.
- Attachment #12 Local Services has been revised to include area code for phone numbers and took out agencies or phone numbers that no longer have a role in services.
- Attachment #17 removed yellow and pink copies and removed “orders for testing or vaccine administration may be given to the Fulton County Public Health if employee so wishes.”

and, be it further

RESOLVED, That all other terms and aspects of said Policy shall remain in full force and effect; and, be it further

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 149

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

RESOLUTION AUTHORIZING CONTINUATION OF DAYCARE PAYMENTS IN THE
DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Department of Social Services 2024 Budget includes \$450,000.00 for daycare subsidy payments for the period of January through April; and

WHEREAS, the Commissioner of Social Services has requested authorization to continue daycare payments through June 2024 pending official notification of NYS Child Care Bureau and Child Care Block Grant allocation in an approximate amount of \$700,000.00; now, therefore be it

RESOLVED, That the Social Services Commissioner is authorized to continue payments for daycare services to clients through June of 2024 in the projected amount of \$250,000.00, using Family Assistance Program funds until the additional NYS Child Care Bureau and Child Care Block Grant is received; and, be it further

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

From: A.6010.6109-4170 - EXP- Programs
To: A.6010.6055-4170 - EXP- Programs
Sum: \$250,000.00

and, be it further

RESOLVED, That the Commissioner of Social Services will return to the Board of Supervisors once the additional NYS Child Care Bureau and Child Care Block Grant is received to replenish said Family Assistance Program accounts; and, be it further

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 150

Supervisor FOGARTY offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING MEAL EXPENSES FOR THE 2024 FOSTER PARENT
RECOGNITION DINNER (SOCIAL SERVICES DEPARTMENT)

WHEREAS, the Department of Social Services has historically sponsored a recognition dinner for foster parents during “Foster Care Recognition Month”; and

WHEREAS, in accordance with Section 15.03 of the Purchasing and Audit Guidelines, scheduled meetings of community events that include meals require prior approval by the Board of Supervisors; now, therefore be it

RESOLVED, That the Commissioner of Social Services is hereby authorized to expend funds for the 2024 Foster Parent Recognition Dinner, at a cost not to exceed \$1,200.00, subject to said costs being in accordance with State and/or Federal agency guidelines; and, be it further

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

Seconded by Supervisor GODERIE and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 151

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

RESOLUTION CALLING ON THE STATE OF NEW YORK TO FULLY REIMBURSE
COUNTIES FOR DISTRICT ATTORNEY SALARY INCREASES THAT ARE SET AND
CONTROLLED BY THE STATE

WHEREAS, on December 4, 2023, the New York State Commission on Legislative, Judicial, and Executive Compensation voted to recommend a 10 percent increase in state judge salaries in 2024; and

WHEREAS, it is anticipated that on April 1, 2024 the State Legislature will approve the Commission's recommendation and increase state court judge's salaries at \$210,900.00 to \$232,600.00; and

WHEREAS, New York State Judiciary Law Section 183-a links judicial salaries to county District Attorney salaries, requiring them to be equal to or higher than the state judges within their county; and

WHEREAS, historically, the State fully funded all District Attorney salary increases imposed on counties to offset said mandates; now, therefore be it

RESOLVED, That the Fulton County Board of Supervisor hereby urges the State of New York to fully fund this mandated salary increase as part of the SFY 2025 Budget, including a one-time amount for the retroactive salary increase that has not been funded to date; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Senator Mark Walczyk, Assemblyman Robert Smullen, Assemblywoman Mary Beth Walsh, Assemblyman Matt Simpson, District Attorney and Administrative Officer/Clerk of the Board.

Seconded by Supervisor DIGIACOMO and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 152

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

RESOLUTION AUTHORIZING PURCHASE OF A 2023 DODGE CHARGER FOR USE IN THE FULTON COUNTY SHERIFF'S DEPARTMENT (2024 CAPITAL PLAN)

WHEREAS, the 2024 Capital Plan identifies a Charger with Partial Upfit for use in the Sheriff's Department at a cost of \$47,000.00; and

WHEREAS, the Sheriff solicited bids for said vehicle through the NYS Office of General Services Vehicle Marketplace process; and

WHEREAS, said Vehicle Marketplace process has resulted in an available low bid for a 2023 Dodge Charger Police Pursuit Vehicle (PPV) in an amount of \$36,697.05 from Main Motor car; and

RESOLVED, That the Sheriff be and hereby is authorized to purchase a 2023 Dodge Charger PPV from Main Motorcar, Johnstown, NY, at a bid price not exceed \$36,697.05, subject to approval by the Purchasing Agent; and, be it further

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

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

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 428 (15) Nays: 0 Abstentions: 26 (1) (Supervisor Isabella)
Absent: 75 (4) (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 153

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

RESOLUTION AUTHORIZING A CONTRACT WITH BLACK CREEK INTEGRATED SYSTEMS CORP. FOR THE SECURITY SYSTEM REPLACEMENT/UPGRADE PROJECT FOR THE FULTON COUNTY CORRECTIONAL FACILITY (2024 CAPITAL PLAN)

WHEREAS, the 2024 Capital Plan includes a Security System Replacement/Upgrade Project at the Fulton County Correctional Facility in an amount of \$925,000.00; and

WHEREAS, the Sheriff requests a contract with Black Creek Integrated Systems Corp. for the Security System Replacement/Upgrade Project at the Correctional Facility based upon its proposal dated January 25, 2024; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract with Black Creek Integrated Systems Corp. of Irondale, Alabama, for a Security System Replacement/Upgrade Project at the Fulton County Correctional Facility in accordance with its proposal, dated January 25, 2024; in an amount not to exceed \$911,114.00; and, be it further

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

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

From: A.1000.9950-9000.1200 – EXP - Capital Improvements Expense

To: H.3110.3150-2100.0986 - EXP - Security System Replacement/Upgrade (NEW)

Sum: \$925,000.00

and, be it further

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

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 154

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

RESOLUTION AUTHORIZING APPLICATION FOR 2023-2024 PUBLIC SAFETY ANSWERING POINTS (PSAP) OPERATIONS GRANT FROM NYS DHSES (SHERIFF)

WHEREAS, the Sheriff has been notified of the availability of a 2023-2024 Public Safety Answering Points Operations Grant from the NYS Department of Homeland Security to make investments in new functionality and/or technology to improve emergency dispatch systems; and

WHEREAS, the Sheriff desires to submit an application to the New York State Department of Homeland Security and Emergency Services for a 2023-2024 PSAP Operations Grant to fund personnel services and benefits for the Communications Division; and

WHEREAS, the range of past grant allocations has been between \$150,000.00 and \$200,000.00 for said purposes; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety and Finance, the Board of Supervisors hereby authorizes application for said 2023-2024 Public Safety Answering Points (PSAP) Operations Grant to the New York State Department of Homeland Security and Emergency Services for the period of October 1, 2023, through September 30, 2024; and, be it further

RESOLVED, That if said grant application is approved, the Sheriff shall return to the Board of Supervisors with a detailed plan for use of the grant funds and proceeding shall be subject to the Board of Supervisors approval by Resolution; and, be it further

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

Seconded by Supervisor ROEHL and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 155

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

**RESOLUTION AWARDING BIDS FOR FOODSTUFF AND OTHER SUPPLIES FOR USE
IN THE FULTON COUNTY CORRECTIONAL FACILITY**

RESOLVED, That bids, as submitted and placed on file in the Office of the Purchasing Agent, for the purchase of foodstuffs and other supplies for use by the Fulton County Correctional Facility, effective May 1, 2024 through August 31, 2024, be and hereby are awarded to vendors as follows:

<u>Vendor</u> <u>Estimate</u>	<u>Items</u>	<u>Total</u>	<u>Bid</u>
Ginsberg's Foods Hudson, NY	Refrigerated Foods/Dry Goods	\$50,864.50	
Ginsberg's Foods Hudson, NY	Frozen Goods	\$25,249.20	
Bimbo Bakeries Albany, NY	Bread and Rolls	\$ 4,423.00	

and, be it further

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 156

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

RESOLUTION AUTHORIZING THE EMS COORDINATOR TO ENROLL AND ATTEND THE EMT-CRITICAL CARE TO PARAMEDIC BRIDGE PROGRAM

WHEREAS, as of July 2027, the New York State Department of Health will no longer be recognizing EMS personnel that are trained to the EMT-Critical Care (EMT-CC) Level and the EMT-CC curriculum will sunset on that date; and

WHEREAS, the EMS Coordinator in the Emergency Management Office currently possess certification at the EMT-CC level and must obtain additional training to achieve EMT-Paramedic (EMT-P) in accordance with said new regulations; and

WHEREAS, subsequent to find completion of said “Bridge” course, the County may apply for partial reimbursement of related costs in the amount of \$1,500.00; and

WHEREAS, the Civil Defense Director/Fire Coordinator recommends that the current EMS Coordinator attend a NYS “Bridge” course to obtain EMT-P level certification at a total cost as follows:

Class Cost:	\$2,200.00
Books/Materials	<u>1,900.00</u>
Total	\$4,100.00

now, therefore be it

RESOLVED, That upon the recommendation of the Civil Defense Director/Fire Coordinator and Committees on Public Safety and Finance, the EMS Coordinator be and hereby authorized to attend the New York State Department of Health approved “Bridge” course April 18, 2024 to July 30, 2025 through Northwell Health of Utica, NY to transition from EMT-Critical Care to EMT-Paramedic at a cost not to exceed \$4,100.00; and, be it further

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

From: A.3640.3410-4210 - EXP- Training and Conferences	\$1,000.00	
A.3640.3640-4210 - EXP- Training and Conferences	1,900.00	
To: A.3640.4540-4210 - EXP- Training and Conferences		\$2,900.00

and, be it further

Resolution No. 156 (Continued)

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 157

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

RESOLUTION AMENDING THE 2024 CAPITAL PLAN TO ESTABLISH A
POLE BARN DESIGN AND CONSTRUCTION PROJECT AT THE
EMERGENCY MANAGEMENT OFFICE

WHEREAS, the 2023 Capital Plan included a Pole Barn – Design/Construction Project for an amount not to exceed \$60,000.00; however, said project did not commence in 2023; and

WHEREAS, upon the recommendation of the Committee on Finance, the Pole Barn – Design/Construction Project was postponed for future consideration by the Board of Supervisors; and

WHEREAS, the Civil Defense Director/Fire Coordinator has requested to establish said Pole Barn – Design/Construction Project in an amount not to exceed \$60,000.00; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety and Finance, the 2024 Capital Plan is hereby amended to include said Pole Barn – Design/Construction Project; and, be it further

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

From: A.1000.9950-9000.1000 - EXP- Other - Unrestricted
To: H.3640.3997-2100.0987 - EXP - EMO Pole Barn (NEW)
Sum: \$60,000.00

and, be it further

RESOLVED, That the 2024 Adopted Budget be and hereby is amended as follows:

Revenue

Increase A.1000.0599-0599 - REV - Appropriated Fund Balance \$60,000.00

Appropriation

Increase A.1000.9950-9000.1000 - EXP- Other - Unrestricted \$60,000.00

and, be it further

Resolution No. 157 (Continued)

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 158

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

RESOLUTION APPROVING THE TRANSFER OF THE FULTON COUNTY PRE-TRIAL
RELEASE PROGRAM FROM THE CITIZENS IN COMMUNITY SERVICES (CICS)
ASSOCIATION TO THE PROBATION DEPARTMENT

WHEREAS, the Board of Supervisors has identified “Alternatives to Incarceration” as an important “Core Program”; and

WHEREAS, the Fulton County Probation Department has contracted with Citizens in Community Services (CICS) Association to administer the Pre-Trial Release Program since the inception of the program in June 1990; and

WHEREAS, the Probation Director requests authorization to begin working with CICS to transition administration of the Pre-Trial Release program into the Probation Department, effective June 1, 2025; and

WHEREAS, during the ensuing transition period, CICS will work with the Probation Department under its certification until the Probation Department becomes certified to administer said program; and

WHEREAS, Resolution 142 of 2023 accepted 2022-2023 NYS DCJS Grant for Pre-Trial Release Services (Fulton County Alternatives to Incarceration Program) for the Probation Department in the amount of \$108,496.00 to fund improvements and expansion of Pre-Trial Release in response to recent State mandates; now, therefore be it

RESOLVED, That upon the recommendation of the Probation Director and Committees on Public Safety and Finance, the Probation Director be and hereby is authorized to commence the assumption of the Fulton County Pre-Trial Release Program from the Citizens in Community Services Association to the Probation Department and is authorized to utilize the NYS DCJS CICS grant in an amount not to exceed \$108,643.00; and, be it further

RESOLVED, That the Citizens in Community Services Association is be and hereby authorized to train the Fulton County Probation Department on said aspects of the Pre-Trial Release Program; and, be it further

Resolution No. 158 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Citizens in Community Services, Administrative Judge for the Fourth Judicial District, Probation Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor ROEHL and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 159

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

RESOLUTION CREATING A PROBATION SUPERVISOR POSITION IN THE
PROBATION DEPARTMENT TO MANAGE PRE-TRIAL RELEASE AND
COORDINATION OF SERVICES

WHEREAS, Resolution 158 of 2024 approved the transfer of the Fulton County Pre-Trial Release Program from the Citizens in Community Services (CICS) Association to the Probation Department; and

WHEREAS, the Probation Director recommends creating a full-time Probation Supervisor position to supervise the State-mandated Pre-Trial Release program, including its transition from the non-profit Citizens in Community Services (CICS) contractor now used by the County and to supervise the coordination of other Probation services being carried out by officers within the Department; and

WHEREAS, Resolution 142 of 2023 accepted 2022-2023 NYS DCJS Grant for Pre-Trial Release Services (Fulton County Alternatives to Incarceration Program) for the Probation Department in the amount of \$108,496.00; and

WHEREAS, the Probation Director recommends re-appropriating said DCJS grant in a prorated amount of \$79,744.00 to create said position effective May 1, 2024; and

WHEREAS, creating the Supervisor position would also make the Department fully compliant with the NYS Standard Specifications for Professional Probation Positions, Title 9 NYCRR Appendix H-10, and assist in the merger of the Pre-Trial Release program; and

WHEREAS, the Committees on Public Safety, Personnel and Finance have reviewed the current department structure and recommend creating a Probation Supervisor position to coordinate services in the Probation Department in this instance to manage the Pre-Trial Release Program; now, therefore be it

RESOLVED, That one (1) full-time Probation Supervisor position (Non-Union Job Group P/S-7, 2024 Base Salary \$75,114.00), be and hereby is created, in the Probation Department, effective May 1, 2024; and, be it further

RESOLVED, That the Probation Director will return to the Board of Supervisors at the end of the 2024 fiscal year to review said position and report regarding the availability of continuing grant proceeds; and, be it further

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

Resolution No. 159 (Continued)

RESOLVED, That the 2024 Adopted Budget be and hereby is amended as follows:

Revenue

Increase A.3140.3140-3310 - REV- State Aid - Probation Services \$79,744.00

Appropriation

Increase A.3140.3140-1000 - EXP- Payroll	\$50,076.00
Increase A.3140.3140-8000 - EXP- State Retirement	5,659.00
Increase A.3140.3140-8100 - EXP- Social Security	3,831.00
Increase A.3140.3140-8500 - EXP- Hospital Medical	19,251.00
Increase A.3140.3140-8600 - EXP- Dental	927.00

and, be it further

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 160

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

RESOLUTION AWARDING BIDS FOR VARIOUS HIGHWAY CONSTRUCTION MATERIALS FOR USE IN THE DEPARTMENT OF HIGHWAYS AND FACILITIES (2024)

WHEREAS, Resolution 86 of 2024 authorized advertisement for bids for various highway construction materials for use in the Department of Highways and Facilities, for the period May 1, 2024 through April 30, 2025, and said bids were opened on March 6, 13 and 14, 2024, respectively; now, therefore be it

RESOLVED, That bids for various Construction Materials and Lubricants for use by the Fulton County Highway Department, as placed on file in the Purchasing Office and identified by specification number below, be and hereby are accepted and awarded, and that the County, towns and villages in Fulton County may purchase the materials needed (when appropriate) from the plant whose bid price, plus hauling cost, indicates that the supplies will be delivered to the job site at the lowest price:

- D 3310.1** **Acrylic Water Borne Pavement Markings**
Seneca Pavement Marking, Horseheads, N.Y.
- D 5110.1** **Bridge Repair**
R & B Construction, LLC, Amsterdam, NY
- D 5110.2** **Pneumatically Projected Concrete**
R & B Construction, LLC, Amsterdam, NY
- D 5110.3** **Ready Mix Concrete**
Millers Ready-Mix Concrete and Block, Mayfield, NY
- D 5110.4** **Plant Mixed Patching Material**
Cushing Stone Co., Inc., Amsterdam, NY; Heidelberg, Nedrow, NY;
Palette Stone Corp., Wilton, NY
- D 5110.5** **Corrugated Metal & Polyethylene Pipe**
Advanced Drainage Systems, Inc., Hilliard, Ohio: Town & County
Bridge & Rail, Inc., Albany, NY;
- D 5110.6** **Guide Railing**
Town & County Bridge & Rail, Inc., Albany, NY
- D 5112.1** **Coarse Aggregates – Crushed Stone/Crushed Gravel**
Carver Sand & Gravel LLC, Coeymans, NY; Carnsville Block Co., Inc.
Amsterdam, NY; Cushing Stone Co., Inc., Amsterdam, NY; Adirondack
Natural Resources, LLC, Duanesburg, NY; Heidelberg Materials
Northeast NY LLC, Nedrow NY; Infinity Aggregates LLC.,
Wilton, NY; Jointa Lime Co., Wilton, NY; Rifenburg Construction, Inc.,
Troy, NY; Callanan Industries, Inc., Albany, NY

Resolution No. 160 (Continued)

- D 5112.2** **Asphalt Concrete**
Callanan Industries, Inc., Albany, NY; Cushing Stone Co, Inc.,
Amsterdam, NY; Empire Paving, Duanesburg, NY; Heidelberg,
Nedrow, NY; Palette Stone, Wilton, NY; Jointa Lime, Wilton, NY
- D 5112.3** **Hot Mix Paving CR 154** - \$85.39 per ton, 9.5 F3 Top Course
Empire Paving, Schenectady, NY
- D 5112.3** **Hot Mix Paving CR 122 & 102** - \$81.82 per ton, 9.5 F3 Top Course
Empire Paving, Schenectady, NY
- D 5112.3** **Hot Mix Paving CR 152 & 130** - \$89.48 per ton
9.5 F3 Top Course Empire Paving, Schenectady, NY **D 5112.3**
Hot Mix Paving CR 109 - \$83.73 per ton 9.5 F3 Top Course
Empire Paving, Schenectady, NY
- D 5112.3** **Hot Mix Paving CR 108** - \$83.00 per ton 9.5 F3 Top Course
Heidelberg Materials NE, NY, LLC, Jamesville, NY
- D 5112.4** **Cold In-Place Recycling Type I**
Peckham Road Corp, Hudson Falls, NY
- D 5112.5** **Cold Planing**
Jointa Lime Company, Wilton, NY
- D 5112.6** **In Place Road Base Stabilization**
Peckham Road Corp., Hudson Falls, NY
- D 5112.7** **Cold In-Place Recycling – Hammermill Method**
No BIDS
- D 5112.8** **Hot In-Place Asphalt Recycling**
Highway Rehabilitation Corp, Brewster, NY
- D 5142.1** **Abrasives Snow & Ice Control**
Carver Sand & Gravel, LLC, Coeymans, NY; Adirondack Natural
Resources, Duanesburg, NY; Furman Aggregates, Gloversville, NY;
Rifenburg, Troy, NY; Heidelberg Materials Northeast –NY, LLC,
Nedrow, NY;
- DM 5130.1** **Lubricants**
RH Crown Co., Inc., Johnstown, NY;

and be it further

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

Seconded by Supervisor PRAUGHT and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 161

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

**RESOLUTION AWARDING BID FOR VEGETATION CONTROL FOR USE IN THE
HIGHWAYS AND FACILITIES DEPARTMENT (2024)**

WHEREAS, Resolution 86 of 2024 authorized advertisement for bids for Vegetation Control for use in the Department of Highways and Facilities, for the period May 1, 2024 through April 30, 2025, and said bid was opened on March 6, 2024; and

WHEREAS, said bid specifications included one (1) full week of additional spraying for Vegetation Control; and

WHEREAS, the Superintendent of Highways and Facilities requests transferring funds to complete one (1) full week of additional spraying; now, therefore be it

RESOLVED, That said bid for Vegetation Control for use by the Fulton County Highway Department, as placed on file in the Purchasing Office and identified by specification number below, be and hereby are accepted and awarded, and that the County, towns and villages in Fulton County may purchase the materials needed (when appropriate) from the plant whose bid price, plus hauling cost, indicates that the supplies will be delivered to the job site at the lowest price:

D 5110.7

Vegetation Control

Allen Chase Enterprise, Inc., Oswego, NY

and be it further

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

From: D.5010.5110-4620-EXP-Road Maintenance

To: D.5010.5110-4130-EXP-Contractual

Sum: \$13,825.00

and, be it further

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

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 162

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

RESOLUTION AUTHORIZING AGREEMENTS BETWEEN THE DEPARTMENT OF HIGHWAYS AND FACILITIES AND CERTAIN TOWN HIGHWAY DEPARTMENTS FOR MOWING OF COUNTY RIGHTS-OF WAY (2024)

WHEREAS, the County of Fulton owns and is responsible for the maintenance of County Roads and attending rights-of-away which require mowing; and

WHEREAS, the Superintendent has proposed to offer a contract to all Towns to accomplish roadside mowing of county highways within each jurisdiction; and

WHEREAS, the Committees on Public Works and Finance recommend offering contracts to each Town at a rate of \$425.00 per mile during 2024; now, therefore be it

RESOLVED, That the Superintendent of Highways and Facilities be and hereby is, authorized to offer such contracts as follows:

<u>Town</u>	<u>Mileage</u>	<u>Cost</u>
Ephratah	7.52	\$ 3,196.00
Caroga Lake	7.28	\$ 3,094.00
Johnstown	31.99	\$13,595.75
Northampton	<u>10.82</u>	<u>\$ 4,598.50</u>
TOTALS	57.61	\$24,484.25

and, be it further

RESOLVED, That the Chairman of the Board be and hereby is authorized and directed to sign contracts with agreeable towns to provide mowing services to the County of Fulton on the rights-of-way for the above designated County roads as needed during 2024; and, be it further

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

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

Seconded by Supervisor DIGIACOMO and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 163

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

**RESOLUTION ESTABLISHING ACCOUNT FOR THE FIRE TRAINING BURN BUILDING
STAIR PROJECT (2024 CAPITAL PLAN)**

WHEREAS, the 2024 Capital Plan identified a “Fire Training Burn Building Stair” Project at the Fire Training Burn Building in the amount of \$30,000.00; now, therefore be it

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

From: A.1000.9950-9000.1200-EXP-Capital Improvements Expense
To: A.1620.1623-2010.1200-EXP-Capital Improvements Expense
Sum: \$30,000.00

and, be it further

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

Seconded by Supervisor LEHR and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 164

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR COMPLEX 1 – ROOF REPLACEMENT PROJECT (2024 CAPITAL PLAN)

WHEREAS, the 2024 Capital Plan includes a Roof Replacement project at Complex I in the amount of \$250,000.00; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for the replacement of the roof at Complex I (and according to further specifications which may be obtained at the Office of the Purchasing Agent, County Office Building, 223 West Main Street, Room 203, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, County Office Building, Room 203, Johnstown, NY 12095, and received no later than 2:00 p.m., Wednesday, May 15, 2024, at which time and place they will be publicly opened and read; and, be it further

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

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 165

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR HVAC ROOF TOP
UNIT REPLACEMENT PROJECT AT COMPLEX I AND COUNTY OFFICE BUILDING
(2024 CAPITAL PLAN)

WHEREAS, the 2024 Capital Plan includes a HVAC Unit Replacement project at Complex I and County Office Building in the amount of \$100,000.00; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for the HVAC Unit Replacement project at Complex I and County Office Building (and according to further specifications which may be obtained at the Office of the Purchasing Agent, County Office Building, 223 West Main Street, Room 203, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, County Office Building, Room 203, Johnstown, NY 12095, and received no later than 2:00 p.m., Wednesday, May 15, 2024, at which time and place they will be publicly opened and read; and, be it further

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

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

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 166

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR COUNTY CLERK-SOLID SURFACE COUNTERTOP REPLACEMENT (2024 CAPITAL PLAN)

WHEREAS, the 2024 Capital Plan includes a Solid Surface Countertop Replacement project at the County Clerk's Office in the amount of \$40,000.00; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for the replacement of Solid Surface Countertops at the County Clerk's Office (and according to further specifications which may be obtained at the Office of the Purchasing Agent, County Office Building, 223 West Main Street, Room 203, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, County Office Building, Room 203, Johnstown, NY 12095, and received no later than 2:00 p.m., Wednesday, May 15, 2024, at which time and place they will be publicly opened and read; and, be it further

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

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

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 167

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

RESOLUTION AWARDING BID TO COBLESKILL STONE PRODUCTS FOR PAVING OF THE OPPENHEIM TRANSFER STATION (2024 CAPITAL PLAN)

WHEREAS, the 2024 Capital Plan includes a Hot Mix Paving Project at the Oppenheim Transfer Station in the amount of \$60,000.00;

WHEREAS, Resolution 79 of 2024 authorized Advertisement for Bids for Hot Mix Paving at the Oppenheim Transfer Station and five (5) bids were received; now, therefore be it

RESOLVED, That upon the recommendation of the Solid Waste Director and Committees on Public Works and Finance, the bid as submitted by Cobleskill Stone Products, Cobleskill, New York, for paving of the Oppenheim Transfer Station project, be and hereby is awarded as follows:

Cobleskill Stone Products	\$ 32,246.25
(Cobleskill, New York)	

they being the only bidder in accordance with project specifications; and, be it further

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 168

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING GRANT APPLICATION FOR A MUNICIPAL WASTE
REDUCTION/RECYCLING EQUIPMENT AND FACILITIES GRANT (SOLID WASTE
DEPARTMENT)

WHEREAS, the State of New York provides financial aid for municipal waste reduction and municipal recycling projects; and

WHEREAS, the County of Fulton, herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid; now, therefore be it

RESOLVED,

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized;
2. That the Chairman of the Board of Supervisors is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE;
3. That the MUNICIPALITY agrees that it will fund its portion of the cost of said Municipal Waste Reduction and Recycling Project.
4. That this resolution shall take effect immediately;

and, be it further

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

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 169

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

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR ONE (1) JOHN DEERE-COMPATIBLE BULLDOZER ENGINE (2024 CAPITAL PLAN)

WHEREAS, Resolution 80 of 2024 authorized Advertisement for Bids for a Bulldozer Powertrain Rebuild for use in the Solid Waste Department and one bid was received; and

WHEREAS, the Solid Waste Director recommends rejecting said bid due to the excessive cost of the bid, and has recommended to go out to bid for a new Dozer Engine only for in-house installation at this time; now, therefore be it

RESOLVED, That the bid submitted by United Construction & Forestry be and hereby is rejected; and, be it further

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for one (1) John Deere-Compatible Bulldozer Engine for use in the Solid Waste Department (and according to further specifications which may be obtained at the Office of the Purchasing Agent, County Office Building, 223 West Main Street, Room 203, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, County Office Building, 223 West Main Street, Room 203, Johnstown, NY 12095, and received no later than 2:00 p.m., Wednesday, May 15, 2024, at which time and place they will be publicly opened and read; and, be it further

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

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

Seconded by Supervisor GODERIE and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 170

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

RESOLUTION AUTHORIZING THE FULTON COUNTY DEMOLITION TEAM TO
DEMOLISH A BUILDING FOR THE FULTON COUNTY SOIL AND WATER
CONSERVATION DISTRICT'S SOUTH MELCHER STREET PROJECT

WHEREAS, Resolution 234 of 2000 supported the concept of a "Municipal Demolition Team" in Fulton County, comprised of County manpower and equipment and manpower and equipment from municipal forces, when feasible; and

WHEREAS, Resolution 49 of 2001 formally established a Municipal Demolition Team, with basic operating guidelines identified in the "Municipal Demolition Team Proposal", dated February 12, 2001; and

WHEREAS, Resolution 264 of 2023 authorized reduced tipping fee rate for the Fulton County Soil and Water Conservation District's 174-188 South Melcher Street project in conjunction with the District's and Board of Supervisors' joint effort to site a new Soil and Water Conservation District headquarters; and

WHEREAS, the Fulton County Soil and Water Conservation District has requested that the County's Municipal Demolition Team demolish a dilapidated house located at 174 South Melcher Street, in the Town of Johnstown; now, therefore be it

RESOLVED, That the Solid Waste Director is hereby authorized to mobilize the County Demolition Team to raze a structure owned by the Fulton County Soil and Water Conservation District, located at 174 South Melcher Street in the Town of Johnstown; and, be it further

RESOLVED, That all environmental concerns, approvals, disposal fee, and/or permits required shall be the responsibility of the Fulton County Soil and Water Conservation District; and, be it further

RESOLVED, That said project shall be completed in the most efficient and cost-effective manner possible, in accordance with the Municipal Demolition Team Proposal approved by the Board of Supervisors on February 12, 2001; and, be it further

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

Resolution No. 170 (Continued)

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 171

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING USE OF NYS BOARD OF ELECTIONS ABSENTEE
BALLOT PREPAID POSTAGE GRANT FOR THE PURCHASE OF CERTAIN SUPPLIES
FOR USE IN THE BOARD OF ELECTIONS OFFICE

WHEREAS, Resolution 341 of 2023 authorized application and acceptance of the amended NYS Board of Elections Absentee Ballot Prepaid Postage Grant in an amount of \$38,085.06; and

WHEREAS, during 2023 the Board of Elections utilized \$2,271.43 on prepaid postage and envelopes using said grant funds; and

WHEREAS, the Board of Elections Commissioners now requests re-appropriating remaining funds in the amount of \$35,813.63 for prepaid postage and other supplies for use in the Board of Elections; now, therefore be it

RESOLVED, That the 2024 Adopted Budget be and hereby is amended as follows:

Revenue

Increase A.1450.1450-3080 - REV- State Aid - Board of Elections	\$35,814.00
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Appropriation

Increase A.1450.1450-4070 – EXP – Postage	\$ 30,000.00
Increase A.1450.1450-4530 – EXP- Supplies	\$ 5,814.00

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 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 VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 172

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING USE OF NYS BOARD OF ELECTIONS TECHNOLOGY
INNOVATIONS AND ELECTION RESOURCE (TIER) GRANT FOR THE VOTING
MACHINE REPLACEMENT PROJECT (2024 CAPITAL PLAN)

WHEREAS, Resolution 246 of 2021 authorized application and acceptance of the NYS Board of Elections Technology Innovation and Election Resource (TIER) Grant for 2021-2023 in the amount of \$51,049.30; and

WHEREAS, Resolution 98 of 2022 re-appropriated NYS Board of Elections Technology Innovation and Election Resource (TIER) Grant in the amount of \$51,049.30 into the 2022 County Budget; and

WHEREAS, Resolution 342 of 2023 authorized application and acceptance of the amended Technology Innovation and Election Resource (TIER) Grant for expenses related to software, technology and equipment upgrades in the amount of an additional \$52,314.15; and

WHEREAS, the Board of Election Commissioners did not expend any of said grant funds by the end of 2023 and are now requesting to utilize the 2021-2023 TIER Grant for a Voting Machine Replacement project in the amount of \$103,363.45; and

WHEREAS, the 2024 Capital Plan includes a “Voting Machine Replacement” Project in an amount not to exceed \$354,908.00, including utilization of said grant funds in the amount of \$52,314.15 and Capital Equipment Reserve Funds in the amount of \$278,958.00; and

WHEREAS, the Commissioners and the Committee on Finance now recommend re-appropriating the remaining \$51,049.30 of said grant into the “Voting Machine Replacement” project and replenish the Capital Equipment Reserve fund; now, therefore be it

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

From: H.1450.1450-2100.0985 – EXP – Voting Machine Replacement
To: A.1000.9950-9000.1100 – EXP – Capital Equipment Expense
Sum: \$51,050.00

and, be it further

Resolution No. 172 (Continued)

RESOLVED, That the 2024 Adopted Budget be and hereby is amended as follows:

Revenue

Increase H.1450.1450-3097.0985 – REV – State Aid – Voting Machine Replacement \$51,050.00

Appropriation

Increase H.1450.1450-2100.0985 – EXP – Voting Machine Replacement \$51,050.00

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 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 PRAUGHT and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 173

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING MEAL EXPENSES FOR THE SPRING CYBERSECURITY
CAPABILITY WORKSHOP IN THE INFORMATION TECHNOLOGY DEPARTMENT
AND EMERGENCY MANAGEMENT OFFICE (2024)**

WHEREAS, the Information Technology Director and Civil Defense Director/Fire Coordinator will sponsor the Spring Cybersecurity Capability Workshop to familiarize local government officials with the impacts of potential cyber events, which include plans for light meals, light refreshments and room rental; and

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

WHEREAS, in accordance with such policy, the Information Technology Director has submitted a request to hold a scheduled event for a Cybersecurity Capability Workshop on June 13, 2024; now, therefore be it

RESOLVED, That the Information Technology Director is hereby authorized to include light meals (breakfast and lunch), light refreshments and room rental, if necessary, as part of planning for 2024 Spring Cybersecurity Capability Workshop, subject to said costs being in accordance with State and/or Federal agency guidelines; and, be it further

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

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 174

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION RE-APPROPRIATING CERTAIN 2023 FUNDS INTO THE 2024 BUDGET
FOR THE PURCHASE OF TYLER PUBLIC SAFETY SUPPORT SERVICES IN THE
INFORMATION TECHNOLOGY DEPARTMENT**

WHEREAS, Resolution 267 of 2023 authorized a maintenance agreement with Tyler Technologies for 2023-2024 County ERP System Maintenance at a cost not to exceed \$46,916.05; and

WHEREAS, the Information Technology Director did not expend 2023 funds by the end of 2023 and is now requesting certain funds be re-appropriated into the 2024 Budget for the purchase of Tyler Public Safety Support Services in an amount of \$44,900.00; now, therefore be it

RESOLVED, That the 2024 Adopted Budget be and hereby is amended, as follows:

Revenue

Increase A.1000.0599-0599 – REV – Appropriated Fund Balance \$44,900.00

Appropriation

Increase A.1680.1680-4130 – EXP – Contractual \$44,900.00

and, be it further

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 175

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT WITH JAMES HILLMAN, JR. TO
PROVIDE DATABASE MONITORING SERVICES IN THE
INFORMATION TECHNOLOGY DEPARTMENT

WHEREAS, James Hillman, Jr. submitted retirement from his position as Database Administrator effective May 2, 2024; and

WHEREAS, to assist in the transition to a new Database Administrator, James Hillman, Jr. has offered to be available to provide Database Monitoring services to the Information Technology Department on an as-needed consultant basis; and

WHEREAS, the Information Technology Director and Committees on Personnel and Finance recommend contracting with James Hillman, Jr. to provide Database Monitoring services on a temporary basis to assist the Information Technology Department until the vacancy is filled; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract with James Hillman, Jr. of Mayfield, New York for Database Monitoring Services, effective May 3, 2024 through December 31, 2024, at a rate of \$55.00 per hour (all inclusive), not to exceed 20 hours per week, at a total cost not to exceed \$33,000.00; said contract subject to the approval of the County Attorney; and, be it further

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

From: A.1680.1680-1000 – EXP – Payroll
To: A.1680.1680-4130 – EXP – Contractual
Sum: \$20,000.00

and, be it further

RESOLVED, That the Information Technology Director will return to the Board of Supervisors to request additional funds, if necessary; and, be it further

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 176

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION SUPPORTING PROPOSALS TO MODERNIZE STATE SALES TAX LAWS TO INCLUDE THE VACATION RENTAL INDUSTRY AND TO ENSURE THESE CHANGES ARE APPROPRIATELY TAILORED FOR THE NEEDS OF LOCALITIES

WHEREAS, electronic commerce continues to be one of the fastest growing retail sectors over the past two decades and many states have realized their tax systems need to be updated to accommodate the new types of retail activity; and

WHEREAS, currently, many small short-term vacation rental operators are not collecting Sales Tax and/or remitting Sales Tax to the State or local jurisdictions; and

WHEREAS, online platforms that facilitate vacation rentals are in need of modernization and simplification to ease the burden on small vendors, ensure taxes owed are collected and remitted to the state and local governments; and

WHEREAS, Governor Hochul's SFY 2024-25 Executive Budget proposes to update Sales Tax laws to define marketplace providers that facilitate vacation rentals (such as Airbnb and Vrbo, among others) as persons required to collect tax on such sales; and

WHEREAS, Modernizing this section of Sales Tax law could provide approximately \$16 million in additional Sales Tax for all NYS counties (\$6 million for counties and \$10 million for NYC); now, therefore be it

RESOLVED, That the Board of Supervisors be and hereby supports the New York State SFY 2025 budget proposal to modernize State Sales Tax laws to include the vacation rental industry and to ensure these changes are appropriately tailored for the needs of localities; and, be it further

RESOLVED, That copies of this Resolution be forwarded to the County Treasurer, Governor Kathy Hochul, Assembly Speaker Carl E. Heastie, Senate Majority Leader Andrea Stewart-Cousins, Assemblyman Robert Smullen, Assemblyman Matthew Simpson, Assemblywoman Mary Beth Walsh, Senator Mark Walczyk, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor DIGIACOMO and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 177

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING DISPOSAL OF CERTAIN SURPLUS EQUIPMENT

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

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

Public Defender:

- 1 – HP Office Jet x476dn (9719)
- 1 – Work Center Xerox Copier (9946)
- 1 – Steel Cabinet (1841)
- 1 – Back Chair (No Number)

Social Services:

- 1 – Canon IRADV6055 Copier (8912)

Planning:

- 1 – Wooden Desk (905)

and, be it further

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

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 178

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CERTAIN TRANSFERS AND BUDGET AMENDMENTS

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

Social Services

From: A.6010.6017-1000 - EXP- Payroll
To: A.6010.6010-1100 - EXP- Overtime
Sum: \$4,500.00

and, be it further

RESOLVED, That the 2024 Adopted Budget be and hereby is amended as follows:

Sheriff's Department

Revenue

Increase A.3110.3110-2680 – REV - Insurance Recoveries	\$8,868.00
Increase A.3110.3110-2770 – REV – Other Unclassified Revenues	\$ 645.00

Appropriation

Increase A.3110.3110-4210 – EXP – Training and Conferences	\$ 645.00
Increase A.3110.3110-4540 – EXP - Vehicle Maintenance	\$8,868.00

and, be it further

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

Resolution No. 179

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING LEGAL SETTLEMENT OF
“RAIELLO VERSUS COUNTY OF FULTON”

WHEREAS, the New York Municipal Insurance Reciprocal (NYMIR) assigned Roemer, Wallens, Gold & Mineaux, LLP as legal counsel to represent Fulton County in the matter of EEOC “Raiello vs. County of Fulton”; and

WHEREAS, legal counsel has notified the County that a settlement has been reached through mediation; now, therefore be it

RESOLVED, That the Chairman of the Board be, and hereby is, authorized to execute a Settlement Agreement and Release in regard to “Raiello vs. County of Fulton”, wherein NYMIR will settle the claim in the amount of \$20,000.00, subject to payment by the County of its \$10,000.00 insurance deductible; and, be it further

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

From: CL.1000.1990-4907 - EXP- Contingent Fund Expense
To: CL.8160.8160-4090 - EXP- Professional Services
Sum: \$10,000.00

RESOLVED, That said Settlement Agreement and Release shall be executed with the advice and consent of the County Attorney; and, be it further

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 16 Nays: 0 Absent: 4 (Supervisors Howard, Kinowski, Potter and Young)

