

## **SEVENTH REGULAR SESSION**

Johnstown, NY

July 13, 2026

Roll Call – Quorum Present

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

TOTAL: Present: 18 Absent: 2 (Supervisors Hernigle and Praught)

Chairman DiGiacomo called the meeting to order at 1:00 p.m. Following the Pledge of Allegiance, Chairman DiGiacomo asked if there was anyone from the public who wished to address the Board. No one came forward.

### **PUBLIC HEARINGS/SCHEDULED SPEAKERS**

- 1:30 P.M. PUBLIC HEARING TO RECEIVE COMMENTS REGARDING THE APPLICATION BY CHRIS RIZZO TRUCKING, INC. TO OPERATE A SOLID WASTE TRANSFER STATION LOCATED AT STATE HIGHWAY 29A, TOWN OF JOHNSTOWN, NY
- 2:00 P.M. PUBLIC HEARING TO RECEIVE COMMENTS REGARDING PROPOSED LOCAL LAW “A” OF 2026 TO ESTABLISH A TRAFFIC DIVERSION PROGRAM IN FULTON COUNTY
- 2:15 P.M. PUBLIC HEARING TO RECEIVE COMMENTS REGARDING REQUESTS TO INCLUDE ADDITIONAL PROPERTY WITHIN THE TOWNS OF BROADALBIN, EPHRATAH, JOHNSTOWN, MAYFIELD, OPPENHEIM AND PERTH IN AGRICULTURAL DISTRICT NO. 1 IN FULTON COUNTY
- 2:30 P.M. PUBLIC HEARING TO RECEIVE COMMENTS REGARDING THE TENTATIVE BUDGET FOR FULTON-MONTGOMERY COMMUNITY COLLEGE AS RELATED TO THE FINANCIAL SHARE AND OBLIGATION OF FULTON COUNTY FOR THE FISCAL YEAR BEGINNING SEPTEMBER 1, 2026, PURSUANT TO CHAPTER 631 OF THE LAWS OF 1965

### **COMMUNICATIONS**

- 1. Letter from Newly Appointed Regional Director Howard of NYS DOT, dated June 11, 2026  
Subj: Introduction letter to Chairman DiGiacomo
- 2. Email and letter from Ian Mumpton, OPRHP Johnson Hall dated July 2, 2026  
Subj: Thanking Fulton County for allowing Johnson Hall to utilize the Historic Courthouse during the 250<sup>th</sup> commemoration of the confiscation of the Hall in May 2026

## **UPDATES FROM STANDING COMMITTEES**

***Personnel Committee:*** Supervisor Isabella stated that the new Personnel Director Z=Kari Goodbread has stepped into the role and seems to be doing really well.

## **REPORTS OF SPECIAL COMMITTEES**

***Inter County Legislative Committee of the Adirondacks:*** Supervisor Potter deferred comments to Administrative Officer Jon Stead. Mr. Stead stated that the Inter-county meeting “went off without a hitch”. He noted that there was a good size briefing from the New York State Association of Counties (NYSAC) regarding the recently adopted State Budget that discussed a number of issues and how certain impacts will affect county budgets. Mr. Stead thanked Fulton-Montgomery Community College (FMCC) for hosting the event at the college.

Chairman DiGiacomo stated that the Cyber Security Lab tour was great and noted that this lab was the first in the country to partner with International Business Machines (IBM), which is a great accomplishment.

***Soil and Water Conservation District:*** Supervisor Goderie stated that its meeting last week was cancelled so he doesn’t have an update.

Chairman DiGiacomo asked if the South Melcher Street building was occupied now. Mr. Goderie stated that they have started moving some things over but they are not operating out of that facility yet. Mr. Stead stated that he visited the building last week and some equipment has been moved in and carpet has been installed.

## **CHAIRMAN’S REPORT**

Chairman DiGiacomo noted that a thank you card was received for the Board of Supervisors from former Supervisor Frank Lauria. He also stated that another thank you card was received from one of the OTB Student Scholarship winners. He noted that he attended the Inter-County meeting in June and expressed that it went well.

## **RESOLUTIONS**

***No. 264 (Resolution Awarding Bid to Steet Toyota for the Lease of one (1) AWD Sedan for use in the Probation Department):*** Supervisor Isabella stated that he will be recusing himself from deliberations on this Resolution because he is an employee of Main Motorcar.

*(Supervisor Isabella left the meeting at 1:14 p.m.)*

Chairman DiGiacomo expressed concerns with the award of the SUV on this Resolution. He stated that the Toyota Camry sedan specifications are almost identical when it comes to the amount of space in each vehicle.

Supervisor DiGiacomo made a motion to amend Resolution 264 to replace the proposed SUV lease Award with an AWD Toyota Camry Sedan at a total monthly cost of \$440.79 for a total 36 month term amount not to exceed \$15,868.44 from Steet Toyota of Johnstown, NY, seconded by Supervisor Fagan and unanimously carried. (Supervisors Hernigle, Isabella and Praught were absent) A final vote on Resolution 264 was then taken and it was approved.

*(Supervisor Isabella re-entered the meeting at 1:23 p.m.)*

**No. 267 (Resolution Authorizing the Purchasing of Certain Equipment Using NYS Department of Health County Emergency Medical Services Support Grant for Use in the Emergency Management Office):** Supervisor VanValkenburgh stated that the language in the second “Whereas” paragraph stated that this is part of expanding the ALS Fly-Car Program even though that was not what was voted on during Committee. She stated that she isn’t necessarily opposed to a Fly-Car program but it is misleading the way the Resolution is written.

Mr. Fogarty expressed that he supports another Fly-Car and that he considered the wording appropriate.

Mr. Stead suggested a simple edit to delete the last portion of the “Whereas” referencing a Fly-Car program.

Supervisor VanValkenburgh made a motion to amend the Resolution to remove the language “to commence the process of establishing an expanded Advanced Life Support (ALS) Fly-Car program in Fulton County” from the second paragraph, seconded by Supervisor Fagan and carried. (Supervisor Fogarty was opposed) (Supervisors Hernigle and Praught were absent) A Final vote on Resolution 267 was then taken and it was approved.

**1:30 P.M. PUBLIC HEARING TO RECEIVE COMMENTS REGARDING THE APPLICATION BY CHRIS RIZZO TRUCKING, INC. TO OPERATE A SOLID WASTE TRANSFER STATION LOCATED AT STATE HIGHWAY 29A, TOWN OF JOHNSTOWN, NY**

Chairman DiGiacomo opened the Public Hearing to receive comments regarding the application by Chris Rizzo Trucking, Inc. to Operate a Solid Waste Transfer Station located at State Highway 29A in the Town of Johnstown, NY at 1:30 p.m.

**Chris Rizzo, Rizzo Trucking, Gloversville:** Mr. Rizzo stated that his company does a lot of hauling in this area and has done everything he can to get this permit process finalized.

Supervisor Clark asked questions about how many miles are traveled per day without the transfer station. Mr. Rizzo stated approximately 250 to 300 miles per day. He stated that with a private transfer station, his business could do one trip per day versus multiple. He stated that the customer service would be better and stated the county wouldn’t lose anything because they are still getting the same amount of trash at the County Landfill.

***TJ Ruane, Whiteman Osterman and Hanna, LLP:*** Attorney Ruane stated that he is here as Chris Rizzo Trucking's attorney. He stated that he sent documents via email this morning to share with the Board of Supervisors and has copies if anyone wants them. He stated that this transfer station would be located on two (2) parcels in the Town of Johnstown. He stated that it is important to recognize that the applicant has sought and received all approvals necessary from other local organizations. He noted that Mr. Rizzo completed the SEQR process and received site plan approval from the Town Planning Board. He stated that the SEQR process determined there wouldn't be any negative impact to the environment or neighboring properties. He stated that getting approval from the Board of Supervisors is the last step in the process as far as local approvals go. He expressed that this is a really good project from an environmental and economic standpoint. He stated that the Rizzo application satisfies all criteria in the law.

Mr. Stead stated that all Supervisors were given the cover letter from Mr. Ruane prior to the start of the meeting.

Chairman DiGiacomo again asked if there were any members of the public who wished to make comments regarding the application by Chris Rizzo Trucking, Inc. to Operate a Solid Waste Transfer Station located at State Highway 29A in the Town of Johnstown, NY. There being no interested speakers, Chairman DiGiacomo closed the Public Hearing at 1:49 p.m.

Chairman DiGiacomo called for a recess until 2:00 p.m.

**2:00 P.M. PUBLIC HEARING TO RECEIVE COMMENTS REGARDING  
PROPOSED LOCAL LAW "A" OF 2026 TO ESTABLISH A TRAFFIC  
DIVERSION PROGRAM IN FULTON COUNTY**

Chairman DiGiacomo opened the Public Hearing for Local Law 1 of 2026 to receive comments regarding proposed Local Law 1 of 2026 to Establish a Traffic Diversion Program in Fulton County at 2:00 p.m.

***Michael Poulin, District Attorney, Fulton County:*** Mr. Poulin stated that if someone gets a vehicle traffic violation, then this Traffic Diversion Program would be a volunteer program where that violator would pay and take a defensive driving course. The money would go to the County and the Town/Village or City where the traffic violation occurred.

Chairman DiGiacomo called for another recess until 2:15 p.m.

*(Supervisor Glenn left the meeting at 2:15 p.m.)*

Chairman DiGiacomo again asked if there were any members of the public who wished to make comments regarding proposed Local Law 1 of 2026 to establish a Traffic Diversion Program in Fulton County. There being no interested speakers, Chairman DiGiacomo closed the Public Hearing at 2:17 p.m.

**2:15 P.M. PUBLIC HEARING TO RECEIVE COMMENTS REGARDING REQUESTS TO INCLUDE ADDITIONAL PROPERTY WITHIN THE TOWNS OF BROADALBIN, EPHRATAH, JOHNSTOWN, MAYFIELD, OPPENHEIM AND PERTH IN AGRICULTURAL DISTRICT NO. 1 IN FULTON COUNTY**

Chairman DiGiacomo opened the Public Hearing to receive comments regarding requests to include additional property within the Towns of Broadalbin, Ephratah, Johnstown, Mayfield, Oppenheim and Perth in Agricultural District No. 1 in Fulton County at 2:18 p.m.

***Jack Putman of Gloversville, NY, Member of Fulton County Agricultural and Farmland Protection Board:*** Mr. Putman stated that the property owners and parcels that were submitted for these additions have been reviewed. He noted that a few owners applied that the Agricultural and Farmland Protection Board “didn’t believe they were producing as they should” so the requests were denied. He expressed that he has been on the Board for 50 years. He stated that he endorsed these additions.

Supervisor Clark asked if one of the parcels has solar fields in the Town of Oppenheim.

During a brief hiatus, Deputy Administrative Officer/Clerk of the Board Beth Lathers provided a detailed listing of the Agricultural District No. 1 parcel additions to Supervisor Clark.

*(Supervisor Glenn re-entered the meeting at 2:26 p.m.)*

Chairman DiGiacomo again asked if there were any members of the public who wished to make comments regarding requests to include additional property within the Towns of Broadalbin, Ephratah, Johnstown, Mayfield, Oppenheim and Perth in Agricultural District No. 1 in Fulton County. There being no interested speakers, Chairman DiGiacomo closed the Public Hearing at 2:26 p.m.

**2:30 P.M. PUBLIC HEARING TO RECEIVE COMMENTS REGARDING THE TENTATIVE BUDGET FOR FULTON-MONTGOMERY COMMUNITY COLLEGE AS RELATED TO THE FINANCIAL SHARE AND OBLIGATION OF FULTON COUNTY FOR THE FISCAL YEAR BEGINNING SEPTEMBER 1, 2026, PURSUANT TO CHAPTER 631 OF THE LAWS OF 1965**

Chairman DiGiacomo opened the Public Hearing to receive comments regarding the Tentative Budget for Fulton-Montgomery Community College as related to the Financial Share and Obligation of Fulton County for the Fiscal Year Beginning September 1, 2026, pursuant to Chapter 631 of the Laws of 1965 at 2:27 p.m.

***Dr. Gregory Truckenmiller, President, FMCC:*** Dr. Truckenmiller noted that the Executive Summary for the 2026-2027 FMCC Budget proposal had been provided to the Supervisors after the Committee on Finance meeting on July 2, 2026. He discussed increased expenses to utilities and computer programs. He noted that this proposal includes four (4) new positions. Dr.

Truckenmiller stated that the College plans on seeing an enrollment increase that is above and beyond the last few years. The State Budget funding was “flat” for community colleges. He advised that tuition prices would be held the same to remain competitive. He noted that the College Fund Balance is very healthy, projected around 52 or 53 percent. He then stated that the College is planning to apply a healthy portion of that, right around \$1.5 million to this proposed budget.

Mr. Stead asked about the “Dual Enrollment Program”. Dr. Truckenmiller stated that school districts can now offer to pay a portion of a student’s tuition. Dr. Truckenmiller stated that there are only two school districts in this area that are not participating. He stated that the school districts can utilize part of the BOCES State Aid to pay the tuition for the student.

Mr. Fagan stated the FMCC proposed budget looks good for the upcoming year. He then asked how the HVAC project is coming along. Dr. Truckenmiller stated that the new rooftop chiller was placed last week and the company is working on the necessary connections now. He then stated that the new boilers are being fabricated and the anticipated delivery should be by end of August which is slightly later than the original estimated date. He expressed that the boilers should still be up and working for this year’s heating season. He stated that the company has completed steam traps, lighting and other small components so far.

Chairman DiGiacomo again asked if there were any members of the public who wished to make comments regarding the Tentative Budget for Fulton-Montgomery Community College as related to the Financial Share and Obligation of Fulton County for the Fiscal Year Beginning September 1, 2026, pursuant to Chapter 631 of the Laws of 1965. There being no interested speakers, Chairman DiGiacomo closed the Public Hearing at 2:39 p.m.

Supervisor Young stated that he is recusing himself from any decision-making on Resolution 298 due to employment at the Fulton-Montgomery Community College.

*(Supervisor Young left the meeting at 2:37 p.m. and returned at 2:39 p.m. following deliberations on Resolution 298)*

## **NEW BUSINESS**

Supervisor Glenn thanked everyone who attended the ribbon cutting for the Caroga Arts Collective Amphitheater in Caroga Lake. He stated that the event was “well attended”. Supervisor Fagan stated that the Collective had a large crowd on Saturday night and stated that the venue is very nice. He then expressed that there is a lot of positive stuff happening in the Town of Caroga. Supervisor Potter presented a USA Bicentennial catalog from 1776-1996. He stated that he will leave it for the Supervisors to review at the next Committee cycle and noted that after the meetings conclude, perhaps this catalog can be donated to the Fulton County Historical Society.

Mr. Stead reminded the Board of Supervisors that Resolution 294 regarding Local Law 2 of 2026 regarding “A Local Law Abolishing the Elected Office of County Treasurer and Creating an Appointed Office of Director of Finance for the County of Fulton” requires a special full Board meeting on July 30, 2026 at 1:00 p.m. (meeting notice)

### **ADJOURNMENT**

Upon a motion by Supervisor Fagan, seconded by Supervisor Bradt and unanimously carried, the Board adjourned at 2:40 p.m.

*Certified by:*

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

**Resolution No. 250**

Supervisor GROFF offered the following Resolution and moved its adoption:

RESOLUTION WAIVING THE “60-MILE RADIUS RULE” FOR THE COUNTY  
HISTORIAN TO ATTEND THE ASSOCIATION OF PUBLIC HISTORIANS OF  
NYS ANNUAL CONFERENCE

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

WHEREAS, the County Historian has requested a waiver of said rule for the Historian to attend the Association of Public Historians of NYS Annual Conference in Utica, NY, September 27, 2026 through September 30, 2026; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Economic Development and Environment and Finance, the “60-mile radius rule” as identified in Resolution 188 of 1992, be and hereby is waived to allow the Historian to attend the Association of Public Historians of NYS Annual Conference in Utica, NY, September 27, 2026 through September 30, 2026 at a cost not to exceed \$703.08; and, be it further

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

From: A.7510.7510-4170 - EXP- Programs  
To: A.7510.7510-4210 - EXP- Training and Conferences  
Sum: \$7.00

and, be it further,

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 251**

Supervisor GROFF offered the following Resolution and moved its adoption:

### **RESOLUTION APPROVING THE CHIEF LOCAL ELECTED OFFICIALS (CLEO) AGREEMENT BETWEEN FULTON, MONTGOMERY, AND SCHOHARIE COUNTIES FOR THE FMS WORKFORCE DEVELOPMENT BOARD (2026-2027)**

WHEREAS, in accordance with the Workforce Investment Act (WIA) of 1998, Fulton, Montgomery and Schoharie Counties entered into an agreement to govern the management structure of the Fulton-Montgomery-Schoharie Workforce Development Board; and

WHEREAS, in 2014, the federal government reorganized its workforce development program via the “Workforce Innovation and Opportunity Act of 2014” (WIOA); and

WHEREAS, the Chief Local Elected Officials (CLEO) agreement authorizes the F-M-S Workforce Development Board to provide planning, guidance, monitoring, support, oversight and regulation to ensure the highest quality workforce development system in accordance with WIOA regulations; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a Chief Local Elected Officials (CLEO) agreement between the County of Fulton, and the Counties of Montgomery and Schoharie to implement requirements of the Workforce Investment Act, effective retroactive to July 1, 2026 through June 30, 2027; 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, Montgomery County Legislature, F-M-S Workforce Development Board, Schoharie County Board of Supervisors, 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 POTTER and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 252**

Supervisor GROFF offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING 2027 COMMUNITY DEVELOPMENT BLOCK GRANT  
APPLICATION TO THE NYS OFFICE OF COMMUNITY RENEWAL TO OPERATE A  
FULTON COUNTY MICRO-ENTERPRISE GRANT PROGRAM AND SETTING DATE OF  
A PUBLIC HEARING REGARDING SAID APPLICATION**

WHEREAS, Fulton County is considering an application for Community Development Block Grant funding under the Housing and Community Development Act of 1974, as amended; and,

WHEREAS, the Center for Regional Growth (CRG) has notified the Board of Supervisors that Community Development Block Grant funding from the NYS Office of Community Renewal will be available to operate Micro-Enterprise grant programs; and

WHEREAS, Resolution 171 of 2026 authorized a 2027 Community Development Block Grant Pre-Application to the NYS Office of Community Renewal to operate a Fulton County Micro-Enterprise Grant Program in an amount of \$300,000.00; and

WHEREAS, the CRG proposes to apply for and administer said grant program on behalf of the County in a grant amount of \$300,000.00; and

WHEREAS, the Micro-Enterprise Grant program is intended to provide grants up to \$35,000.00 to small businesses with five or less full-time employees to assist with start-up or expansion costs; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Economic Development and Environment, the Chairman of the Board be and hereby is authorized to submit an application to the New York State Office of Community Renewal for a Community Development Block Grant (CDBG), in the amount of \$300,000.00 to operate a "Fulton County Micro-Enterprise Grant" program to benefit area businesses; and, be it further

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, August 10, 2026, at 1:30 p.m. for the purpose of holding a public hearing regarding application to the NYS Office of Community Renewal to Operate a Fulton County Micro-Enterprise Grant Program; and, be it further

**Resolution No. 252 (Continued)**

RESOLVED, That the Clerk of the Board of Supervisors give notice of said public hearing on the application to the NYS Office of Community Renewal to Operate a Fulton County Micro-Enterprise Grant Program and that said notice shall be published once in the official newspaper of this County, at least 10 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, Fulton County Center for Regional Growth, Fulton County Industrial Development Agency, Fulton Montgomery Regional Chamber of Commerce, Fulton County Rotary International, City of Gloversville, City of Johnstown, All Towns, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 253**

Supervisors FOGARTY and FAGAN 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 APRIL 2026**

WHEREAS, a Court Order issued by the Johnstown City Court Judge Brett Preston 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, the Director of Community Services has received bills totaling \$29,861.92 for said remandment for the period April 1, 2026 through April 27, 2026; 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 \$29,861.92 for the period April 1, 2026 through April 27, 2026; and, be it further

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

From: A.1000.1990-4907 – EXP – Contingent Fund Expense  
To: A.4310.4310-4090 – EXP – Professional Services  
Sum: \$29,862.00

and, be it further

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 IOELE-DECRISTOFARO and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 254**

Supervisor FOGARTY offered the following Resolution and moved its adoption:

**RESOLUTION APPOINTING ERNEST GAGNON TO THE FULTON COUNTY  
COMMUNITY SERVICES BOARD**

WHEREAS, vacancies exists on the Fulton County Community Services Board due to the retirement of Patrick Dowd and the resignation of Ronald Kilmer; now, therefore be it

RESOLVED, That Ernest Gagnon, of Caroga Lake, NY, be and hereby is appointed to the Fulton County Community Services Board, effective immediately through the balance of the term ending December 31, 2029; and, be it further

RESOLVED, That Mr. Gagnon 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, Ernest Gagnon, Budget Director/County Auditor Administrative Officer/Clerk of the Board.

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 255**

Supervisor FOGARTY offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT WITH PLAY MOVE GROW  
OCCUPATIONAL THERAPY TO PROVIDE PRESCHOOL ED (3-5)  
OCCUPATIONAL THERAPY SERVICES (PUBLIC HEALTH DEPARTMENT)

WHEREAS, Resolution 441 of 2025 authorized contracts between the County of Fulton and independent contractors for Preschool Ed (3-5) Itinerant Related Services in 2026; and

WHEREAS, the Public Health Director recommends adding an additional provider for said services as follows:

| <u>Agency</u>              | <u>Service/Function</u> | <u>2026 Rate(s)</u> | <u>Term</u>           |
|----------------------------|-------------------------|---------------------|-----------------------|
| Play Move Grow             | Occupational Therapy    |                     | \$55perhalf hour/\$65 |
| Immediately-12/31/2026     |                         |                     |                       |
| Occupational Therapy, PLLC |                         | per hour or more    |                       |

and, be it further

RESOLVED, That the Chairman of the Board of Supervisors be and hereby is empowered to sign contract with Play Move Grow Occupational Therapy, PLLC to provide itinerant occupational therapy to Preschool children 3-5 years; and, be it further

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

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)



**Resolution No. 256**

Supervisor FOGARTY offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR CHILDREN WITH  
HANDICAPPING CONDITIONS FOR ROUTE 2 FOR THE 2026-2027  
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, 223 West Main Street, 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, July 29, 2026, 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 BRADT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 257**

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

**RESOLUTION AUTHORIZING ACCEPTANCE OF 2026-2027 EMERGENCY  
PREPAREDNESS GRANT (PUBLIC HEALTH DEPARTMENT)**

WHEREAS, the Fulton County Public Health Director recommends an agreement for acceptance of 2026-2027 Emergency Preparedness grant from the NYS Department of Health; 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 New York State Department of Health to accept an Emergency Preparedness Grant, in an amount of \$52,099.00, for the period July 1, 2026 through June 30, 2027; and, be it further

RESOLVED, That the Public Health Director and Budget Director take whatever action necessary to appropriate said funds within the 2026 County Budget; and, be it further

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

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

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 258**

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

**RESOLUTION ACCEPTING 2026-2027 NYS DEPARTMENT OF HEALTH RABIES  
PREVENTION PROGRAM GRANT (PUBLIC HEALTH DEPARTMENT)**

WHEREAS, the Fulton County Public Health Director recommends acceptance of the 2026-2027 Rabies Prevention Program Grant in the amount of \$6,270.00 from the NYS Department of Health; and

WHEREAS, the Public Health Director requests that a portion of said funds be transferred within Department accounts for proper alignment with expenditures; 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 NYS Department of Health to accept a Rabies Prevention Program Grant, in an amount of \$6,270.00, for the period beginning April 1, 2026 through March 31, 2027; and, be it further

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 259**

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

RESOLUTION AUTHORIZING COOPERATIVE AGREEMENTS BETWEEN THE  
DEPARTMENT OF SOCIAL SERVICES AND THE COUNTY ATTORNEY'S OFFICE  
FOR LEGAL COUNSEL SERVICES

WHEREAS, Resolution 138 of 2026 authorized a temporary cooperative agreement with the County Attorney's Office for legal counsel services at a cost not to exceed \$10,000.00, as necessary, at the discretion of the County Attorney; and

WHEREAS, the State has required three (3) separate cooperative agreements for claiming purposes for said legal services as follows:

| <u>Agreement</u>          | <u>Term</u>      | <u>Maximum Agreement Amount</u> |
|---------------------------|------------------|---------------------------------|
| Non OCFS Legal Services   | 3/30/26-12/31/26 | \$14,559.60                     |
| OCFS Legal Services       | 3/30/26-12/31/26 | \$33,972.40                     |
| Child Support Enforcement | 3/30/26-12/31/26 | \$48,532.00                     |

; now, therefore be it

RESOLVED, That the Chairman of the Board of Supervisors be and hereby is authorized to sign said Cooperative Agreements between the Social Services Department and the Fulton County Attorney's Office to support the legal services needs of the Social Services Department on an as-needed basis, at a cost not to exceed the amounts listed herein, effective retroactive to March 30, 2026 through December 31, 2026; and, be it further

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

Seconded by Supervisor GLENN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 260**

Supervisor FOGARTY offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A CONTRACT WITH CAPTAIN-COMMUNITY HUMAN SERVICES FOR A FAMILY CENTERED CASE MANAGEMENT PROGRAM FOR HOMELESS FAMILIES (SOCIAL SERVICES DEPARTMENT)**

WHEREAS, Family Centered Case Management Services are intended to stabilize households more quickly, reduce repeat crises, improve program compliance, and promote long-term self-sufficiency; and

WHEREAS, the Social Services Commissioner recommends contracting with CAPTAIN-Community Human Services to implement a Family Centered Case Management Program to stabilize housing needs for homeless families; now, therefore be it

RESOLVED, That the Chairman of the Board of Supervisors be and hereby is authorized to sign a contract between the County of Fulton and CAPTAIN-Community Human Services, Gloversville, NY for a Family Centered Case Management Program for homeless families effective immediately through December 31, 2026, at a cost not to exceed \$165,385.00; and, be it further

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

Revenue

Increase A.6010.6109-3609 - REV - State Aid - Family Assistance     \$165,385.00

Appropriation

Increase A.6010.6109-4170 - EXP - Programs     \$165,385.00

and, be it further

RESOLVED, That continuation or renewal of said contract and/or program be contingent upon continued state funding at no additional cost to the County of Fulton; and, be it further

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 261**

Supervisor FOGARTY offered the following Resolution and moved its adoption:

RESOLUTION AMENDING THE CONTRACT WITH CATHOLIC CHARITIES FOR  
RESIDENTIAL DOMESTIC VIOLENCE SERVICES TO REFLECT ACTUAL NOT-TO-  
EXCEED AMOUNT (SOCIAL SERVICES DEPARTMENT)

WHEREAS, Resolution 443 of 2025 authorized a contract between the Fulton County Social Services Department and Catholic Charities of Fulton and Montgomery Counties for 2026 at a “state set rate”; and

WHEREAS, the Social Services Commissioner has requested that said contract with Catholic Charities be increased in order to reflect the actual not-to-exceed amount of \$389,732.40; now, therefore be it

RESOLVED, That upon the recommendation of the Social Services Commissioner and the Committee on Human Services, the Chairman of the Board be and hereby is authorized to sign a contract amendment with Catholic Charities for a contract amount to include the actual not-to-exceed amount, effective immediately through December 31, 2026 as follows:

|                               |                            |
|-------------------------------|----------------------------|
| <u>Original Contract Rate</u> | <u>New Contract Amount</u> |
| “State Set Rate”              | \$389,732.40 (actual)      |

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

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

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 262**

Supervisor ISABELLA offered the following Resolution and moved its adoption:

### **RESOLUTION WAIVING RESIDENCY FOR CASE SUPERVISOR GRADE A IN THE SOCIAL SERVICES DEPARTMENT**

WHEREAS, the Commissioner of Social Services is experiencing difficulty filling the Case Supervisor, Grade A positions in the Social Services Department after extensive recruitment efforts and advertising; now, therefore be it

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

Case Supervisor, Grade A

and

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

RESOLVED, That the County "Residency Rule" be and hereby is waived for hire of the following positions effective immediately through December 31, 2026:

#### Contiguous Counties:

Case Supervisor, Grade A

and, be it further

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

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

Seconded by Supervisor CLARK and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 263**

Supervisor ISABELLA offered the following Resolution and moved its adoption:

**RESOLUTION ADOPTING STANDARD WORKDAY AND RETIREMENT REPORTING**

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 established; now, therefore be it

RESOLVED, That the Board of Supervisors hereby establishes standard workdays for the following appointed officials 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:

**STANDARD WORK DAY AND REPORTING RESOLUTION FOR ELECTED AND APPOINTED OFFICIALS OF FULTON COUNTY – 2026**

BE IT RESOLVED, that the Fulton County Board of Supervisors/Location Code 10017 hereby establish the following standard work days for these titles and will report the officials to the New York State and Local Retirement System based on time keeping system records of their records of activities:

**Resolution No. 263 (Continued)**

| Title                                    | Standard Work Day (hrs/day ) Min 6 Max 8 | Name                   | Tier 1 (Check only if member is in Tier 1) | Current Term Begin – End Dates | Participates in Time Keeping System | Days/ Month (based on ROA) | Not Submitted |
|------------------------------------------|------------------------------------------|------------------------|--------------------------------------------|--------------------------------|-------------------------------------|----------------------------|---------------|
| Supervisor, Town of Broadalbin           | 6                                        | Joseph DiGiacomo       |                                            | 1/1/26 – 12/31/29              | N                                   | 9.31                       |               |
| Supervisor, Town of Oppenheim            | 6                                        | Neil Clark             |                                            | 1/1/26 – 12/31/29              | N                                   | 1.17                       |               |
| Supervisor, City of Johnstown Ward 1     | 6                                        | Jared Goderie          |                                            | 1/1/26 – 12/31/27              | N                                   | 2.53                       |               |
| Supervisor, Town of Bleecker             | 6                                        | David Howard           |                                            | 1/1/26 – 12/31/27              | N                                   | 1.75                       |               |
| Supervisor, City of Gloversville Ward 4  | 6                                        | Charles Potter         |                                            | 1/1/26 – 12/31/27              | N                                   |                            | X             |
| Supervisor, City of Gloversville Ward 6  | 6                                        | James Isabella         |                                            | 1/1/26 – 12/31/27              | N                                   | 1.94                       |               |
| Supervisor, City of Gloversville, Ward 2 | 6                                        | Ryan Hernigle          |                                            | 1/1/26 – 12/31/27              | N                                   |                            | X             |
| Supervisor, City of Johnstown Ward 4     | 6                                        | John Praught           |                                            | 1/1/26 – 12/31/27              | N                                   | 1.11                       |               |
| Supervisor, City of Gloversville Ward 5  | 6                                        | Gregory Young          |                                            | 1/1/26 – 12/31/27              | N                                   | 6.25                       |               |
| Assigned Counsel Administrator           | 6                                        | Christopher Stanyon    |                                            | 1/1/26 – 12/31/27              | N                                   | 12.44                      |               |
| County Clerk                             | 7                                        | Leisa D'Amore          |                                            | 1/1/26 – 12/31/29              | N                                   | 20                         |               |
| County Historian                         | 6                                        | Samantha Hall-Saladino |                                            | 1/1/26 – 12/31/27              | N                                   | 5.89                       |               |
| County Treasurer                         | 7                                        | Heather Scribner       |                                            | 1/1/26 – 12/31/29              | N                                   | 20                         |               |

**Resolution No. 263 (Continued)**

and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Personnel Director, Respective Appointed County Officials, NYS Comptroller, Budget Director/County Auditor, Administrative Officer/Clerk of the Board and to each and every other person, institution or agency who will further the purport of this Resolution.

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 264**

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

### **RESOLUTION AWARDING BID TO STEET TOYOTA FOR THE LEASE OF ONE (1) AWD TOYOTA CAMRY SEDAN FOR USE IN THE PROBATION DEPARTMENT**

WHEREAS, Resolution 182 of 2026 authorized advertisement for bids for one (1) Sport Utility Vehicle (SUV) or one (1) Sedan for use in the Probation Department and two (2) bids were received; now, therefore be it

RESOLVED, That the net bid, as identified below, for a 36-month lease of one (1) AWD Toyota Camry Sedan for use in the Probation Department be and hereby is awarded; they being the lowest responsible bidder in accordance with Specification No. 2026-32-01, dated June 17, 2026:

|                     |                            |             |
|---------------------|----------------------------|-------------|
| Steet Toyota        | One (1) Toyota Camry Sedan | \$15,868.44 |
| Johnstown, New York | (\$440.79 per month)       |             |

and, be it further

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an agreement with said bidder for the lease of said vehicle, effective on or about August 1, 2026 and continuing for 36 months; said agreements 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, Probation, 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: 17 Nays: 0 Absent: 3 (Supervisors Hernigle, Isabella and Praught)

**Resolution No. 265**

Supervisor VANVALKENBURGH offered the following Resolution and moved its adoption:

**RESOLUTION WAIVING THE “60-MILE RADIUS RULE” FOR TWO (2) PROBATION OFFICERS TO ATTEND THE NEW YORK STATE PROBATION OFFICER ASSOCIATION CONFERENCE**

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

WHEREAS, the Probation Director has requested a waiver of said rule for two (2) Probation staff members to attend the 2026 New York State Probation Officer Association (NYSPOA) Conference in Fairfield, New York July 29, 2026 through July 31, 2026; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Public Safety, the “60-mile radius rule” as identified in Resolution 188 of 1992, be and hereby is waived to allow the two (2) Probation staff members to attend the 2026 New York State Probation Officer Association (NYSPOA) Conference in Fairfield, New York July 29, 2026 through July 31, 2026; at a cost not to exceed \$1,042.00; and, be it further

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

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

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 266**

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

RESOLUTION AUTHORIZING APPLICATION FOR A 2025 NYS DIVISION OF  
HOMELAND SECURITY AND EMERGENCY SERVICES GRANT UNDER THE STATE  
HOMELAND SECURITY PROGRAM (SHSP) AND STATE LAW ENFORCEMENT  
TERRORISM PREVENTION PROGRAM (SLETPP)

WHEREAS, Fulton County has been allocated \$21,668.00 in grant funds under the 2025 Emergency Management Performance Grant (EMPG); and

WHEREAS, Fulton County has been notified that it received \$45,544.00 in grant funds from State Homeland Security Program (SHSP) and State Law Enforcement Terrorist Prevention Program (SLETPP) component of the 2025 NYS Homeland Security Program as follows:

|        |             |
|--------|-------------|
| SHSP   | \$29,604.00 |
| SLETPP | \$15,940.00 |

now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to submit an application to the NYS Division of Homeland Security and Emergency Services (DHSES) for 2025 Emergency Management Performance Grant funds, in the amount of \$21,688.00; and, be it further

RESOLVED, That the Chairman of the Board be and hereby is authorized to submit an application to the NYS Division of Homeland Security and Emergency Services (DHSES) State Homeland Security Program (SHSP) and Law Enforcement Terrorist Prevention (SLETPP) component of the 2025 NYS Homeland Security Program in the amount of \$45,544.00; and, be it further

RESOLVED, That the Civil Defense/ Fire Coordinator will return to the Board of Supervisors with a plan to expend said grant proceeds prior to the end of the year; and, be it further

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

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 267**

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

**RESOLUTION AUTHORIZING THE PURCHASE OF CERTAIN EQUIPMENT USING NYS  
DEPARTMENT OF HEALTH COUNTY EMERGENCY MEDICAL SERVICES SUPPORT  
GRANT FOR USE IN THE EMERGENCY MANAGEMENT OFFICE**

WHEREAS, Resolution 274 of 2025 accepted the NYS Department of Health County Emergency Medical Services Support Grant in the amount of \$500,000.00; and

WHEREAS, the Civil Defense Director/Fire Coordinator recommended the purchase of a variety of EMS Operations and Response Supplies and Equipment; and

WHEREAS, the Committee on Public Safety recommends purchasing only a select number of supplies and equipment until a staffing and operations plan is submitted for its review and recommendation; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety and Finance, the Civil Defense Director/Fire Coordinator, be and hereby is, authorized to purchase the supplies and equipment listed herein at a total cost not to exceed \$72,837.92, utilizing the 2025 NYS Department of Health County Emergency Medical Services Support Grant funds as follows:

|                                                |                 |
|------------------------------------------------|-----------------|
| (2) Life Pack 35                               | \$44,726.23     |
| (2) Lucas Device                               | 18,311.69       |
| (4) Extra Life Batteries Pack                  | 2, 300.00       |
| (4) Life Pack 35 and Lucas extended warranties | <u>7,500.00</u> |
|                                                | \$72,837.92     |

; and, be it further

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

**Revenue**

Increase A.3640.4540-3389-REV-State Aid-Other Public Safety      \$72,838.00

**Appropriation**

|                                                          |             |
|----------------------------------------------------------|-------------|
| Increase A.3640.4540-2000 - EXP- Equipment - Fixed Asset | \$70,538.00 |
| Increase A.3640.4540-4010 - EXP- Equipment - Non-Asset   | \$2,300.00  |

**Resolution No. 267 (Continued)**

and, be it further

RESOLVED, That the Civil Defense/Fire Coordinator is hereby directed to carry out said purchases expeditiously and complete all grant requirements in 2026; and, be it further

RESOLVED, the Civil Defense Director/Fire Coordinator shall return to the Board of Supervisors with a detailed plan for use of the additional 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, Civil Defense Director/Fire Coordinator, Sheriff, Budget Director/County Auditor, Administrative Officer/Clerk of the Board.

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 480 (17) Nays: 5 (1) (Supervisor Fogarty)  
Absent: 44 (2) (Supervisors Hernigle and Praught)

## Resolution No. 268

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

### RESOLUTION AUTHORIZING A CONTRACT WITH BEARCOM STONE SECURITY FOR PURCHASE OF A SUSTEMA CONSOLE SYSTEM FOR USE IN THE SHERIFF'S 911 DISPATCH CENTER (2026 CAPITAL PLAN)

WHEREAS, the 2026 Capital Plan identifies a 911 Consoles Project for the Sheriff's Department 911 Dispatch Center in the amount of \$170,000.00; and

WHEREAS, the Sheriff recommends purchase of a Sustema 5-Position Console System with Service Desk for use in the Sheriff's 911 Dispatch Center at a total cost of \$167,113.57, via New York State OGS Contract (PT68710) as follows:

|                                              |                 |
|----------------------------------------------|-----------------|
| Console Furniture & Electrical Accessories   | \$146,433.57    |
| Installation (including removal of existing) | 12,320.00       |
| Shipping & Handling                          | <u>8,360.00</u> |
| Total:                                       | \$167,113.57    |

and, be it further

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

From: A.1000.9950-9000.1400-EXP-E911 Expense  
To: A.3110.3020-2010.1400-EXP-Capital Expense E911  
Sum: \$169,998.00

and, be it further

RESOLVED, That the Chairman of the Board be, and hereby is authorized to sign a contract to purchase a Sustema 5-Position Console System with Service Desk as identified New York State OGS Contract (PT68710) from Bearcom Stone Security, Troy, New York at a bid price not to exceed \$167,113.57; and, be it further

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

Seconded by Supervisor POTTER and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 269**

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

### **RESOLUTION AUTHORIZING REIMBURSEMENT TO THE CITY OF GLOVERSVILLE POLICE DEPARTMENT FOR EXTRADITION OF A DEFENDANT (DISTRICT ATTORNEY)**

WHEREAS, the District Attorney requests reimbursement to the City of Gloversville Police Department for travel and meal expenses for one (1) overnight stay for two (2) Police Officers and travel and meal expenses for one (1) defendant to be extradited from Pittsburgh, Pennsylvania at a cost not to exceed \$550.00; now, therefore be it

RESOLVED, That based upon the recommendation of the Committees on Public Safety and Finance, the Board of Supervisors hereby authorizes reimbursement to the City of Gloversville for said travel and meal expenses incurred for two (2) City of Gloversville Police Officers and one (1) defendant, related to defendant's arrest warrant; and, be it further

RESOLVED, That said reimbursement be charged to account A.1165.1165-4090 - EXP-Professional Services; and, be it further

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

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

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 270**

Supervisors BRADT offered the following Resolution and moved its adoption:

### **RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND ENVIRONMENTAL ATTRIBUTE ADVISORS TO FACILITATE SALE OF CARBON CREDITS FOR 2025**

WHEREAS, the Solid Waste Department has documented landfill gas production since 2007 and sold carbon credits since 2011 through the Chicago Climate Exchange; and

WHEREAS, the Solid Waste Director estimates that landfill carbon credit potential for 2025 are yet to be determined; and

WHEREAS, the Solid Waste Director and Committee on Public Works recommend contracting with Environmental Attribute Advisors to seek carbon credits for Fulton County at a price to be determined; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the Solid Waste Department and Environmental Attribute Advisors, of New York City, NY, to seek carbon credits for the landfill methane gas flare operation and future gas project activities as follows:

- Environmental Attribute Advisors to receive a commission of 10 percent of any determined amount of carbon credits produced in the year 2025.

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

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 271**

Supervisors BRADT offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ADDITIONAL RELATED OEM ENGINE REPAIRS FOR  
THE 2005 VOLVO A25D HAUL TRUCK IN THE SOLID WASTE DEPARTMENT**

WHEREAS, Resolution 156 of 2026 authorized OEM Engine Repair for the 2005 Volvo A25D Haul Truck in the Solid Waste Department in the amount of \$65,381.37; and

WHEREAS, during said engine repair of the 2005 Volvo A25D Haul Truck, additional components requiring repair and replacement in the amount of \$18,800.67 were identified, and the Solid Waste Director recommends repair of said components; now, therefore be it

RESOLVED, That the Board of Supervisors hereby authorizes additional component repair and replacement for a 2005 Volvo A25D Haul Truck in the Solid Waste Department to be completed by Alta Equipment Company, Latham, NY in the amount of \$18,800.67; and, be it further

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

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 272**

Supervisors BRADT offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE PURCHASE OF A COMPRESSOR IN THE  
RECYCLING BUILDING AT THE SOLID WASTE DEPARTMENT**

WHEREAS, the Compressor in the Solid Waste Department Recycling Building used to operate furnaces to heat the buildings in the Solid Waste Complex recently failed; now, therefore be it

RESOLVED, That the Solid Waste Director is hereby authorized to purchase a Compressor for the Recycling Building furnaces; and, be it further

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

Revenue

|                                                |            |
|------------------------------------------------|------------|
| Increase CL.8160.8162-2156-REV-Sale of Methane | \$9,900.00 |
|------------------------------------------------|------------|

Appropriation

|                                                      |            |
|------------------------------------------------------|------------|
| Increase CL.8160.8163-2000-EXP-Equipment-Fixed Asset | \$9,900.00 |
|------------------------------------------------------|------------|

and, be it further

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

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 273**

Supervisors BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING THE PURCHASE OF A SUBMERSIBLE TRASH PUMP  
AND HARD SUCTION LINE FOR SMART WATERS SYSTEM MAINTENANCE  
(PLANNING DEPARTMENT)

WHEREAS, manholes located in the various County water and sewer districts within the SMART WATERS SYSTEM require pumping from time to time to extend the lifeline and efficiency of valve mechanisms; and

WHEREAS, the Planning Director and Committee on Public Works recommend the purchase of a Two (2) Inch Submersible Trash Pump and Two (2) Inch Hard Suction Line to allow for County staff to efficiently pump said manholes; now, therefore be it

RESOLVED, That the Planning Director is hereby authorized to purchase a Two (2) Inch Submersible Trash Pump and Two (2) Inch Hard Suction Line for utilization within the County's water and sewer districts; and, be it further

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

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

From: G-0878.8114-Sewer District No 4 Hales Mills-Capital Reserve  
To: G-0909-Unreserved Fund Balance  
Sum: \$2,000.00

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

|                                                     |            |
|-----------------------------------------------------|------------|
| Revenue                                             |            |
| Increase G.1000.0511-0511-REV-Appropriated Reserve  | \$2,000.00 |
| Appropriation                                       |            |
| Increase G.8110.8114-2000-EXP-Equipment-Fixed Asset | \$2,000.00 |

**Resolution No. 273 (Continued)**

and, be it further

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

Seconded by Supervisor CLARK and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 274**

Supervisors BRADT offered the following Resolution and moved its adoption:

**RESOLUTION AMENDING THE TOWN OF CAROGA PLANNING SERVICES  
CONTRACT TO PROVIDE ADDITIONAL SERVICES IN 2026**

WHEREAS, Resolution 453 of 2026 authorized agreements with various municipalities/affiliations to provide planning services for 2026; and

WHEREAS, the Town of Caroga was awarded a Smart Growth Comprehensive Planning Grant and asked the County Planning Department to provide consulting services to update the Town's Comprehensive Plan; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to execute an amendment to the 2026 Planning Services Agreement with the Town of Caroga as follows:

| <u>Original Contract Amount</u> | <u>Increase</u> | <u>New Contract Amount</u> |
|---------------------------------|-----------------|----------------------------|
| \$1,500.00                      | \$7,347.00      | \$8,847.00                 |

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

|                                                         |            |
|---------------------------------------------------------|------------|
| Decrease A.1000.0599-0599-REV-Appropriated Fund Balance | \$7,347.00 |
|---------------------------------------------------------|------------|

Appropriation

|                                                                  |            |
|------------------------------------------------------------------|------------|
| Increase A.8020.8020-2210-REV-General Services Other Governments | \$7,347.00 |
|------------------------------------------------------------------|------------|

and, be it further

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## Resolution No. 275

Supervisors BRADT offered the following Resolution and moved its adoption:

### RESOLUTION ACCEPTING FEDERAL AVIATION ADMINISTRATION (FAA) GRANT FOR THE SNOW REMOVAL EQUIPMENT (SRE) BUILDING CONSTRUCTION PROJECT AT THE FULTON COUNTY AIRPORT (2026 CAPITAL PLAN)

WHEREAS, the 2026 Capital Plan includes a Snow Removal Equipment (SRE) Building Construction Project at the Fulton County Airport; and

WHEREAS, Fulton County has received a grant from the Federal Aviation Administration (FAA) to pay 95 percent of the allowable costs incurred in accomplishing the following project for the Fulton County Airport:

- Snow Removal Equipment Building – Construction  
and

WHEREAS, Fulton County has committed funds for the local share of the project cost and funding shares for project costs are as follows:

|                 |                                |
|-----------------|--------------------------------|
| Federal Share : | \$1,496,885.00 (95 percent)    |
| State Share :   | 39,392.00 (2.5 percent)        |
| Fulton County:  | <u>39,393.00</u> (2.5 percent) |
|                 | \$1,575,670.00                 |

now, therefore be it

RESOLVED, That the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a Grant Agreement with the Federal Aviation Administration for the Snow Removal Equipment Building Project at the Fulton County Airport including all the necessary documents on behalf of Fulton County; and, be it further

RESOLVED, That a certified copy of this Resolution be filed with the NYS Commissioner of Transportation by attaching it to any necessary documents in connection with the project; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Federal Aviation Administration, Planning Director, Superintendent of Highways and Facilities, Fulton County Airport Fixed Base Operator, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GODERIE and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 276**

Supervisors BRADT offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING NYS DEPARTMENT OF TRANSPORTATION (DOT)  
FUNDING FOR THE SNOW REMOVAL EQUIPMENT (SRE) BUILDING  
CONSTRUCTION PROJECT AT THE FULTON COUNTY AIRPORT  
(2026 CAPITAL PLAN)

WHEREAS, the 2026 Capital Plan includes a Snow Removal Equipment (SRE) Building Construction Project at the Fulton County Airport; and

WHEREAS, by Resolution, dated July 13, 2026, the Board of Supervisors accepted FAA Grant Funding for the Snow Removal Equipment (SRE) Building Construction Project in an amount of \$1,496,885.00; and

WHEREAS, Fulton County has received a grant from NYS Department of Transportation to pay 2.5 percent of the allowable costs incurred in accomplishing the Snow Removal Equipment (SRE) Building Construction Project at the Fulton County Airport; and

WHEREAS, Fulton County has committed funds for the local share of the project cost and funding shares for project costs are as follows:

|                |                                  |
|----------------|----------------------------------|
| Federal Share: | \$1,496,885.00 (95 percent)      |
| State Share:   | \$39,392.00 (2.5 percent)        |
| Fulton County: | <u>\$39,393.00</u> (2.5 percent) |
|                | \$1,575,670.00                   |

now, therefore be it

RESOLVED, That the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an Agreement with NYSDOT for financial assistance for the Snow Removal Equipment (SRE) Building Construction Project at the Fulton County Airport including all the necessary documents on behalf of Fulton County; and, be it further

RESOLVED, That a certified copy of this Resolution be filed with the NYS Commissioner of Transportation by attaching it to any necessary documents in connection with the project; and, be it further

**Resolution No. 276 (Continued)**

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Federal Aviation Administration, Planning Director, Superintendent of Highways and Facilities, Fulton County Airport Fixed Base Operator, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 277**

Supervisors BRADT offered the following Resolution and moved its adoption:

**RESOLUTION ACCEPTING FEDERAL AVIATION ADMINISTRATION (FAA) FUNDING  
FOR THE RECONSTRUCTION OF WILDLIFE PERIMETER FENCE PROJECT AT THE  
FULTON COUNTY AIRPORT (2026 CAPITAL PLAN)**

WHEREAS, Resolution 197 of 2026 authorized application to the Federal Aviation Administration (FAA) for the Reconstruction of Wildlife Perimeter Fence Construction Project at the Fulton County Airport as part of the 2026 Capital Plan; and

WHEREAS, Fulton County has received a grant from the Federal Aviation Administration (FAA) to pay 93.5 percent of the allowable costs incurred in accomplishing the following project for the Fulton County Airport:

- Reconstruction of Perimeter Fence-Construction Project

now, therefore be it

WHEREAS, Fulton County has committed funds for the local share of the project cost and funding shares for project costs are as follows:

|                 |                               |
|-----------------|-------------------------------|
| Federal Share : | \$1,742,089.00 (93.5 percent) |
| State Share :   | 45,060.00 (2.5 percent)       |
| Fulton County:  | <u>74,861.00</u> (4 percent)  |
|                 | \$1,862,010.00                |

and,

WHEREAS, the Fulton County share for this project reflects a \$29,000.00 recapture provision related to a prior project; now, therefore be it

RESOLVED, That the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a Grant Agreement with the Federal Aviation Administration for the Reconstruction of Wildlife Perimeter Fence- Construction Project at the Fulton County Airport including all the necessary documents on behalf of Fulton County; and, be it further

RESOLVED, That a certified copy of this Resolution be filed with the NYS Commissioner of Transportation by attaching it to any necessary documents in connection with the project; and, be it further

**Resolution No. 277 (Continued)**

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Federal Aviation Administration, Planning Director, Superintendent of Highways and Facilities, Fulton County Airport Fixed Base Operator, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## Resolution No. 278

Supervisors BRADT offered the following Resolution and moved its adoption:

### RESOLUTION ACCEPTING NYS DEPARTMENT OF TRANSPORTATION (DOT) FUNDING FOR THE RECONSTRUCTION OF WILDLIFE PERIMETER FENCE PROJECT AT THE FULTON COUNTY AIRPORT (2026 CAPITAL PLAN)

WHEREAS, Resolution 197 of 2026 authorized application to the Federal Aviation Administration (FAA) for the Reconstruction of Wildlife Perimeter Fence-Construction Project at the Fulton County Airport as part of the 2026 Capital Plan; and

WHEREAS, Resolution 151 of 2026 authorized a contract with MRB Group for an Independent Fee Estimate (IFE) of Passero Associates Construction Management Services contract for the Reconstruction of Wildlife Perimeter Construction Project at the Fulton County Airport in an amount of \$1,710.00; and

WHEREAS, Proposed Resolution 29 of 2026 accepted FAA Grant Funding for the Reconstruction of Wildlife Perimeter Construction Project in an amount of \$1,742,089.00; and

WHEREAS, Fulton County has received a grant from NYS Department of Transportation to pay 2.5 percent of the allowable costs incurred in accomplishing the Reconstruction of Wildlife Perimeter Fence Construction Project at the Fulton County Airport; and

WHEREAS, Fulton County has committed funds for the local share of the project cost and funding shares for project costs are as follows:

|                 |                               |
|-----------------|-------------------------------|
| Federal Share : | \$1,742,089.00 (93.5 percent) |
| State Share :   | 45,060.00 (2.5 percent)       |
| Fulton County:  | <u>74,861.00</u> (4 percent)  |
|                 | \$1,862,010.00                |

and,

WHEREAS, the Fulton County share for this project reflects a \$29,000.00 recapture provision related to a prior project; now, therefore be it

RESOLVED, That the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an Agreement with NYSDOT for financial assistance for the Reconstruction of Wildlife Perimeter Fence Construction Project at the Fulton County Airport including all the necessary documents on behalf of Fulton County; and, be it further

RESOLVED, That a certified copy of this Resolution be filed with the NYS Commissioner of Transportation by attaching it to any necessary documents in connection with the project; and, be it further

**Resolution No. 278 (Continued)**

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Federal Aviation Administration, Planning Director, Superintendent of Highways and Facilities, Fulton County Airport Fixed Base Operator, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 279**

Supervisors BRADT offered the following Resolution and moved its adoption:

### **RESOLUTION AWARDING GENERAL CONTRACT TO G.B. HASTIE FENCE FOR THE RECONSTRUCTION OF WILDLIFE PERIMETER FENCE PROJECT AT THE FULTON COUNTY AIRPORT (2026 CAPITAL PLAN)**

WHEREAS, the 2026 Capital Plan includes a Reconstruction of Wildlife Perimeter Fence – Construction Project at the Fulton County Airport for a total cost of \$1,500,000.00; and

WHEREAS, five (5) bids were received for the Reconstruction Wildlife Perimeter Fence – Construction Project at the Fulton County Airport; and

WHEREAS, Resolution 197 of 2026 authorized application to the Federal Aviation Administration (FAA) for the Reconstruction of Wildlife Perimeter Fence-Construction Project at the Fulton County Airport as part of the 2026 Capital Plan; and

WHEREAS, Airport consulting engineers Passero Associates, the Planning Director, Purchasing Agent and the Committees on Public Works and Finance recommend that a contract be awarded to low bidder G.B. Hastie Fence for the Reconstruction of Wildlife Perimeter Fence Construction Project at the Fulton County Airport; now, therefore be it

RESOLVED, That the net bid in the amount of \$1,622,300.00, as submitted by G. Hastie Fence., of Agawam, MA for the Parallel Taxiway Rehabilitation – Construction Project at the Fulton County Airport, be and hereby is awarded; they being the lowest responsible bidder in accordance with project specifications; and, be it further

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

From: A-0883.0800 – Capital Improvements Reserve  
To: A-0909 – Unreserved Fund Balance  
Sum: \$29,102.00

From: A.1000.9950-9000.1200 – EXP – Capital Improvements Expense  
To: H.8020.5610-2100.0994 – EXP – Airport Reconstruct Perimeter Fence  
Sum: \$29,102.00

and, be it further

**Resolution No. 279 (Continued)**

Revenues

Increase A.1000.0511-0511 – REV – Appropriated Reserves \$ 29,102.00

Increase H.8020.5610-3597.0994 – REV – State Aid – Airport  
Reconstruct Perimeter Fence 40,558.00

Increase H.8020.5610-4592.0994 – REV – Federal Aid – Airport  
Reconstruct Perimeter Fence 1,516,851.00

Appropriations

Increase A.1000.9950-9000.1200 – EXP – Capital Improvements Expense \$ 29,102.00

Increase H.8020.5610-2100.0994 – EXP – Airport Reconstruct Perimeter  
Fence 1,557,409.00

and, be it further

RESOLVED, That this Resolution is contingent upon final approval by the FAA and NYS Department of Transportation for their shares of said project cost; and, be it further

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

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 280**

Supervisors BRADT offered the following Resolution and moved its adoption:

### **RESOLUTION AUTHORIZING A REQUEST FOR QUALIFICATIONS FOR A FEDERAL AVIATION ADMINISTRATION (FAA) CERTIFIED AIRPORT CONSULTANT FOR 2027-2031**

WHEREAS, Resolution 160 of 2017 approved Passero Associates as the Federal Aviation Administration Certified Airport Consultant for the Fulton County Airport; and

WHEREAS, Resolution 318 of 2021 approved Passero Associates as the Federal Aviation Administration Certified Airport Consultant for the Fulton County Airport

WHEREAS, Fulton County annually submits an Airport Capital Improvement Plan to the federal Aviation Administration (FAA) that outlines projects it would like to undertake during the ensuing 5-year period; and

WHEREAS, the FAA requires the utilization of a FAA-certified airport engineer; and

WHEREAS, FAA Advisory Circular 150/5100-14E allows municipalities to select airport project consultant contracts for a 5-year period through a Request for Qualifications process as an alternative to seeking annual contracts; now therefore be it

RESOLVED, That the Planning Director be and hereby is authorized and directed to distribute a Request for Qualifications (RFQ) to FAA-certified airport engineers for potential Fulton County Airport projects for a 5-year time period at the Fulton County Airport; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities, Planning Director, Fixed Base Operator and Administrative Officer/Purchasing Agent.

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 281**

Supervisor BRADT offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING CERTAIN REPAIRS TO WASTEWATER PUMP STATIONS WITHIN FULTON COUNTY SEWER DISTRICT NO. 5: NYS ROUTE 30/30A (SMARTWATERS)**

WHEREAS, in conjunction with start-up operations for Fulton County Sewer District No.5, it was necessary to repair five (5) wastewater pump stations located in the Village of Mayfield that lies within Fulton County Sewer District No. 5: Route 30/30A; now, therefore be it

RESOLVED, That the Planning Director, be and hereby is authorized to pay for certain repairs to five (5) wastewater pump stations within the Village of Mayfield in the amount of \$20,130.50; and, be it further

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

From: A.1000.1990-4907 - EXP- Contingent Fund Expense  
To: A.8020.8110-4030 - EXP- Repairs  
Sum: \$20,131.00

and, be it further

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 282**

Supervisor BRADT offered the following Resolution and moved its adoption:

### **RESOLUTION DESIGNATING COUNTY ROADS FOR SNOW AND ICE CONTROL DURING WINTER OF 2026-2027**

WHEREAS, Section 129 of the Highway Law provides that the Board of Supervisors of any county may annually appropriate and expend such sums as it deems proper and necessary for removal of snow, the control of ice and the erection and removal of snow fencing on county roads of the county; and

WHEREAS, Section 129 of the Highway Law further provides that said Board of Supervisors shall designate the county roads from which snow is to be removed, under the direction of the County Superintendent of Highways; now, therefore be it

RESOLVED, That the county roads, as described and attached hereto, be and they hereby are designated as County Roads from which snow shall be removed by the Fulton County Superintendent of Highways, upon which he shall cause to be created and removed the necessary snow fence or other structures to prevent the drifting of snow upon these roads and necessary sanding and ice control; and the entire cost of the work shall be a charge against Fulton County; and, be it further

RESOLVED, That the plowing of these roads is contingent upon the cooperation of the property owners abutting these roads, who must allow the free use of their land by the Fulton County Superintendent of Highways; should any property owner(s) refuse to allow the free use of their lands for the purpose of erection and removal of snow fencing, such action shall be just cause for the Fulton County Superintendent of Highways to refuse to remove snow from the county road upon which this permission is denied; and, be it further

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

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 282 (Continued)**

COUNTY ROADS FOR FULTON COUNTY  
DESIGNATED FOR SNOW AND ICE CONTROL  
DURING WINTER OF 2026/2027

| <u>Rd. No.</u> |                                                            | <u>Length</u> |
|----------------|------------------------------------------------------------|---------------|
| 101            | St. Rte. 29A westerly to Co. Rd. 131                       | 1.76          |
| 102            | Phelps St.-G'ville City Line northeasterly to St. Rte. 30A |               |
|                | (2.12 Tn. Johnstown; 1.32 Tn. Mayfield)                    | 3.44          |
| 103            | St. Rte. 67 southeasterly to Montgomery Co. Line           | 0.56          |
| 104            | St. Rte. 29A southerly to Co. Rd. 119                      | 2.35          |
| 105            | St. Rte. 920J westerly to Gloversville City Line           | 0.27          |
| 106            | St. Rte. 29 southeasterly to St. Rte. 30                   |               |
|                | (2.83 Tn. Mayfield; 1.42 Tn. Perth)                        | 4.25          |
| 107            | Johnstown City Line easterly to Co. Rd. 132                |               |
|                | (3.23 Tn. Johnstown; 6.46 Tn. Perth; 4.87 Tn. Broadalbin)  | 14.56         |
| 108            | St. Rte. 331 westerly to Herkimer Co. Line                 | 3.77          |
| 109            | Co. Rd. 110 southerly to Saratoga Co. Line                 |               |
|                | (0.24Tn. Northampton; 1.43 Tn. Broadalbin)                 | 1.67          |
| 110            | Broadalbin Village Line northerly to Saratoga Co. Line     |               |
|                | (6.59 Tn. Broadalbin; 0.95 Tn. Northampton)                | 7.54          |
| 111            | St. Rte. 29A northerly to Kasson Drive                     | 1.37          |
| 112            | St. Rte. 29A easterly to St. Rte. 309                      |               |
|                | (2.15 Tn. Caroga; 6.62 Tn. Bleecker)                       | 8.77          |
| 113            | Northville Village limits to Saratoga Co. Line             | 1.46          |
| 114            | St. Rte. 29 southerly to Montgomery Co. Line               | 2.81          |
| 116            | St. Rte. southerly to Sammons ville                        | 4.37          |
| 116A           | Montgomery Co. Line northerly to Co. Rd. 116 intersection  | 0.56          |
| 117            | Road into Tryon Technology Park                            | 1.29          |

**Resolution No. 282 (Continued)**

|      |                                                                                           |       |
|------|-------------------------------------------------------------------------------------------|-------|
| 119  | St. Rte. 29 northwesterly to Herkimer Co. Line<br>(5.00 Tn. Ephratah; 6.56 Tn. Stratford) | 11.56 |
| 120  | Co. Rd. 108 to Dolgeville Village limits                                                  | 2.55  |
| 121  | Gloversville City Line to Co. Rd. 122                                                     | 0.51  |
| 122  | Johnstown City Line northeasterly to Co. Rd. 102                                          | 5.42  |
| 123  | St. Rte. 30 northeasterly to Co. Rd. 152<br>(4.28 Tn. Mayfield, 1.91 Tn. Northampton)     | 6.19  |
| 125  | Co. Rd. 112 to Hamilton Co. Line                                                          | 7.38  |
| 126  | Co. Rd. 155 to Montgomery Co. Line<br>(3.19 Tn. Broadalbin; 2.41 Tn. Perth)               | 5.59  |
| 130  | St. Rte. 30 to St. Rte. 30                                                                | 0.52  |
| 131  | St. Rte. 29 northerly to Co. Rd. 101                                                      | 2.06  |
| 131A | Johnstown City Line westerly to Co. Rd. 131 intersection                                  | 1.58  |
| 132  | Co. Rd. 107 southerly to Montgomery Co. Line                                              | 3.02  |
| 137  | St. Rte. 29A to Cape Horn Rd.                                                             | 3.76  |
| 138  | Co. Rd. 110 southerly to St. Rte. 29                                                      | 4.61  |
| 140  | St. Rte. 10 to Montgomery Co. Line                                                        | 2.52  |
| 142  | Co. Rd. 107 southerly to Montgomery Co. Line                                              | 2.61  |
| 142A | St. Rte. 67 northeasterly to Co. Rd. 142 intersection                                     | 0.97  |
| 143  | Northville Village Limits to Hamilton Co. Line                                            | 1.56  |
| 145  | Co. Rd. 112 northerly to Barlow Rd.                                                       | 1.31  |
| 146  | Co. Rd. 102 northeasterly to St. Rte. 30<br>(1.67 Tn. Mayfield; 1.75 Tn. J'town)          | 3.42  |
| 148  | Johnstown City Line southerly to Montgomery Co. Line                                      | 0.64  |
| 149  | Co. Rd. 113 northerly to Northville Village limits                                        | 1.16  |
| 150  | Co. Rd. 108 easterly to St. Rte. 331                                                      | 1.15  |

**Resolution No. 282 (Continued)**

|     |                                                                                                                                   |             |
|-----|-----------------------------------------------------------------------------------------------------------------------------------|-------------|
| 151 | St. Rte. 29 south to Co. Rd. 108                                                                                                  | 2.18        |
| 152 | St. Rte. 30 northerly to St. Rte. 920H                                                                                            | 3.02        |
| 153 | Airport Rd.-St. Rte. 67 northerly                                                                                                 | 0.32        |
| 154 | G'ville City Line easterly to St. Rte. 30A & St. Rte. 349<br>northeasterly to St. Rte. 30A (0.65 Tn. J'town; 0.81 Tn.<br>M'field) | 1.49        |
| 155 | St. Rte. 29 easterly to St. Rte. 30 easterly to St. Rte. 29<br><br>(0.02 Tn. Broadalbin; 1.29 Tn. Mayfield)                       | 1.31        |
| 156 | St. Rte. 67 northerly to St. Rte. 29                                                                                              | 1.28        |
| 157 | St. Rte. 349 northerly to Co. Rd. 154                                                                                             | 0.87        |
| 158 | St. Rte. 29 southerly to Co. Rd. 107<br><br>(0.32 Tn. Mayfield; 1.38 Tn. Perth)                                                   | <u>1.70</u> |

## Resolution No. 283

Supervisor BRADT offered the following Resolution and moved its adoption:

### RESOLUTION AUTHORIZING 2026-2027 AGREEMENTS FOR SNOW AND ICE CONTROL ON CERTAIN DESIGNATED COUNTY ROADS

RESOLVED, That the Chairman of the Board of Supervisors and the County Highway Superintendent are hereby empowered and directed to enter a written agreement with the following towns in Fulton County for snow and ice control on certain designated County roads during the season of 2026-2027, at a cost of \$6,200.00 per mile:

| <u>Town</u> | <u>Mileage</u> | <u>Cost</u>                              |
|-------------|----------------|------------------------------------------|
| Bleecker    | 2.11           | \$13,082.00 (includes plowing Tower Rd.) |
| Caroga      | 5.13           | \$31,806.00                              |
| Johnstown   | 6.68           | \$41,416.00                              |
| Mayfield    | 5.95           | \$36,890.00                              |
| Northampton | 9.63           | \$59,706.00                              |
| Perth       | 3.02           | \$18,724.00                              |
| Stratford   | <u>13.91</u>   | <u>\$86,242.00</u>                       |
| TOTALS      | 46.43          | \$287,866.00                             |

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 IOELE-DECRISTOFARO and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 284**

Supervisor BRADT offered the following Resolution and moved its adoption:

### **RESOLUTION AUTHORIZING A CONTRACT WITH THE TOWN OF BLEECKER FOR 2026-2027 FOR WINTER MAINTENANCE OF THE COMMUNICATIONS TOWER ROAD**

WHEREAS, the County Highway Department is responsible for plowing and sanding the road leading to the Fulton County Communications Tower to provide access during winter months; said road being approximately 0.80 miles long; and

WHEREAS, the Town of Bleecker already plows the road connecting to the County's portion of said road; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract with the Town of Bleecker to maintain the road leading to the Communications Tower during the winter months during 2026-2027, at a cost not to exceed \$4,960.00 (pro-rated from \$6,200.00 per mile); said contract 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, Town of Bleecker, Budget Director/County Auditor and Administrative Officer/ Clerk of the Board.

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 285**

Supervisor BRADT offered the following Resolution and moved its adoption:

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

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

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

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

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

RESOLVED, That the Chairman of the Board be and hereby is authorized and directed to sign an Agreement with the City of Johnstown to provide snow and ice control during future winter seasons (2026-2027) for County Road 148 from the Johnstown City line (Glebe Street) to the Montgomery County line and for Maple Avenue from North Perry Street to the Johnstown City line as summarized herein; and, be it further

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

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 286**

Supervisor BRADT offered the following Resolution and moved its adoption:

**RESOLUTION APPROPRIATING ADDITIONAL STATE REVENUE FOR CERTAIN  
COUNTY ROAD PROJECTS FOR THE HIGHWAYS AND FACILITIES DEPARTMENT**

WHEREAS, the New York State Department of Transportation (NYSDOT) notified the Highways and Facilities Department that it would receive the following funding for 2026:

|                          |                     |
|--------------------------|---------------------|
| PAVE NY:                 | \$348,221.22        |
| Extreme Winter Recovery: | \$212,998.24        |
| Pave Our Potholes:       | <u>\$232,147.48</u> |
| Total:                   | \$793,366.94        |

and,

WHEREAS, the 2026 Highway Department Budget currently contains \$1,798,884.00 in Consolidated Local Street and Highway Improvement Program (CHIPS) funds; and

WHEREAS, PAVE NY and Extreme Winter Recovery revenue was included in the 2026 Budget, Pave Our Potholes funding was not anticipated; and

WHEREAS, the Superintendent of Highways and Facilities now recommends amending the 2026 Budget to reflect the revised revenue projects for the aforementioned state aide; now, therefore be it

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

|                                                                       |              |
|-----------------------------------------------------------------------|--------------|
| Revenue                                                               |              |
| Decrease D.5010.5112-3501 - REV- State Aid - Consolidated Highway Aid | \$ 55,251.00 |
| Increase D.5010.5112-3589 - REV- State Aid – Other Transportation     | \$227,251.00 |

|                                                               |              |
|---------------------------------------------------------------|--------------|
| Appropriation                                                 |              |
| Increase D.5010.5112-4132.0123 - EXP- Road Construction – 123 | \$152,000.00 |
| Increase D.5010.5112-4132.0154 - EXP- Road Construction – 154 | 20,000.00    |

and, be it further

**Resolution No. 286 (Continued)**

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 POTTER and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 287**

Supervisor BRADT offered the following Resolution and moved its adoption:

**RESOLUTION AWARDING BID TO NICHOLAS HEATING & COOLING FOR  
PURCHASE AND INSTALLATION OF TWO (2) AC ROOFTOP UNITS AT THE SOCIAL  
SERVICES DEPARTMENT (2026 CAPITAL PLAN)**

WHEREAS, the 2026 Capital Plan includes a “DSS - (2) HVAC Rooftop Units” Project in an amount of \$42,000.00 at the Social Services Department; and

WHEREAS, Resolution 195 of 2026 authorized advertisement for bids for said project and five (5) bids were received; now, therefore be it

RESOLVED, That upon the recommendation of the Superintendent of Highways and Facilities and Committee on Public Works, the net bid in the amount of \$42,341.00, as submitted by Nicholas Heating and Cooling of Johnstown, NY for purchase and installation of two (2) Air Conditioning (AC) Rooftop Units at the Social Services Department building be, and hereby is awarded, they being the lowest responsible bidder in accordance with project specifications; and, be it further

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

From: A.1620.1629-4180 - EXP- Renovations  
To: A.1620.1629-2010 - EXP- Capital Expense  
Sum: \$341.00

and, be it further

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

Seconded by Supervisor GODERIE and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 288**

Supervisor BRADT offered the following Resolution and moved its adoption:

### **RESOLUTION REJECTING ALL BIDS FOR OFFICE FOR AGING PARKING LOT PAVING PROJECT AND AUTHORIZING REBIDDING (2026 CAPITAL PLAN)**

WHEREAS, Resolution 194 of 2026 authorized advertisement for bids for Hot Mix Paving for the Office for Aging Parking Lot project; and

WHEREAS, the Purchasing Agent recommends that all bids be rejected and that Hot Mix Paving be re-bid with modified specifications; now, therefore be it

RESOLVED, That all bids opened on June 17, 2026 for Hot Mix Paving at the Office for Aging Parking Lot, be and hereby are rejected; and, be it further

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids from vendors for hot mix paving at the Office for Aging Parking Lot (and according to further specifications which may be obtained at the Office of the Purchasing Agent, County 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, 223 West Main Street, Room 203, Johnstown, NY 12095, no later than 2:00 p.m., Wednesday, August 5, 2026, 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, All Bidders, Budget Director/County Auditor and Administrative Officer/Purchasing Agent.

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 289**

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING WRITE-OFF OF DELINQUENT TAXES ON COUNTY-  
OWNED PROPERTY LOCATED ON BELLEN ROAD IN THE  
VILLAGE OF BROADALBIN

WHEREAS, the Committee on Finance recommends that vacant parcels SBL 152.7-5-3 and 152.7-5-4 located on Bellen Road in the Village of Broadalbin be removed from the Real Property Tax Foreclosure Auction and retain them for potential County use; now, therefore be it

RESOLVED, That the County Treasurer be and hereby is authorized and directed to write-off all delinquent taxes on the following property as uncollectible:

| <u>Address</u>               | <u>Delinquent Taxes</u> |
|------------------------------|-------------------------|
| Bellen Road (SBL# 152.7-5-3) | \$573.48                |
| Bellen Road (SBL# 152.7-5-4) | \$573.48                |

and, be it further

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

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

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## Resolution No. 290

Supervisor FAGAN offered the following Resolution and moved its adoption:

### RESOLUTION ACTIVATING THE ASSISTANT COUNTY ATTORNEY AS A FULL-TIME POSITION IN THE COUNTY ATTORNEY'S OFFICE

WHEREAS, Resolution 168 of 2025 restructured the County Attorney's Office from Part-time to Full-time and appointed Jason Brott to Full-time County Attorney effective September 1, 2025; and

WHEREAS, said Resolution also placed a "One-dollar Hold" on the position of Assistant County Attorney (Part-time) effective September 1, 2025; and

WHEREAS, for several months, the Social Services Department has been attempting to fill the vacancy in the position of Social Services Attorney, but the position remains vacant; and

WHEREAS, the County Attorney, Social Services Commissioner and Administrative Officer recommend activating the Assistant County Attorney as a Full-time position in the County Attorney's Office with the primary assignment being to handle Social Services legal services under the direction of the County Attorney; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Finance, the Part-time Assistant County Attorney position (2026 Base Salary: \$46,480.00) in the County Attorney's Office be, and hereby is, activated as a Full-time Position (2026 Base Salary: \$125,000.00) effective August 1, 2026; and, be it further

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

|                                          |             |             |
|------------------------------------------|-------------|-------------|
| From: A.6010.6010-1000 - EXP- Payroll    | \$71,394.00 |             |
| To: A.1420.1420-1000 - EXP- Payroll      |             | \$52,888.00 |
| A.1420.1420-8000 - EXP- State Retirement |             | 7,299.00    |
| A.1420.1420-8100 - EXP- Social Security  |             | 4,046.00    |
| A.1420.1420-8500 - EXP- Hospital Medical |             | 6,556.00    |
| A.1420.1420-8600 - EXP- Dental           |             | 605.00      |

and, be it further

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

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 291**

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION TO RE-CONVEY IN REM TAX DEED PARCEL TO PRIOR OWNER  
PURSUANT TO NYS REAL PROPERTY TAX LAW**

WHEREAS, property owners James Nolan and Jazmyn Calhoun purchased 205 Bellen Road, Broadalbin, NY from Federal Home Loan Mortgage Corp. and said property is comprised of two parcels with two separate SBL numbers; and

WHEREAS, parcel 152.7-5-1 was removed from the 2023 tax sale auction based upon deed and title concerns obtained prior to auction and is now owned by the County of Fulton pursuant to a tax foreclosure deed dated May 24, 2023; and

WHEREAS, tax bills and In Rem Foreclosure papers for the subject parcel were erroneously sent to Federal Home Loan Mortgage Corp and not to the property owners; and

WHEREAS, the County Attorney now recommends the County of Fulton convey title to subject parcel back to Mr. Nolan and Ms. Calhoun pursuant to Real Property Tax Law 1136(4)(a); now, therefore be it

RESOLVED, That upon the recommendation of the County Attorney and Committee on Finance, the County Treasurer is hereby directed to re-convey title to parcel 152.7-5-1 back to James Nolan and Jazmyn Calhoun pursuant to Real Property Tax Law 1136(4)(a); and, be it further

RESOLVED, That the County Treasurer, County Attorney and Real Property Tax Services Agency 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 Attorney, Real Property Tax Services Agency Director, James Nolan, Jazmyn Calhoun, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 292**

Supervisor FAGAN offered the following Resolution and moved its adoption:

### **RESOLUTION APPROVING CANCELLATION OF DELINQUENT TAXES PURSUANT TO NYS REAL PROPERTY TAX LAW**

WHEREAS, County tax records reflect that SBL 68.-1-1.1 shows 2021 County Tax Arrears owed by David F. Jung in the base amount of \$1,023.17, plus interest; and

WHEREAS, County Attorney research shows that subdivisions and mergers involving said parcel resulted in changes to the parcel's status identifying it as new parcel SBL 68.-1-1.111; and

WHEREAS, on October 14, 2020, SBL 68.-1-1.111 was combined by Mr. Jung, pursuant to an Adirondack Park Agency (APA) determination, with other properties owned by Mr. Jung, resulting in the creation of a new SBL 67.8-1-20.5; and

WHEREAS, as a result of the foregoing subdivisions and merger, SBL 68.-1-1.1 ceased to exist as a taxable parcel prior to the levy of the 2021 County Tax Roll and all subsequent tax bills related to the combined parcel have been paid in full; and

WHEREAS, notwithstanding the foregoing, a 2021 County Tax Bill was thereafter issued against said non-existent parcel; and

WHEREAS, the County Attorney has reviewed the matter and recommends that the Board of Supervisors, pursuant to Real Property Tax Law § 1138, cancel the delinquent tax on SBL 68.-1-1.1, as there is no practical method to enforce collection of said delinquent tax against a parcel that no longer exists; now, therefore be it

RESOLVED, That the Board of Supervisors of the County of Fulton hereby determines, pursuant to Real Property Tax Law § 1138, that there is no practical method to enforce collection of the 2021 delinquent County tax assessed against SBL 68.-1-1.1 in the base amount of \$1,023.17, with all accrued interest and penalties thereon, are hereby cancelled; and be it further

RESOLVED, That the County Treasurer 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, Real Property Tax Services Agency Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 293**

Supervisor FAGAN offered the following Resolution and moved its adoption:

### **RESOLUTION AWARDING BID TO NICHOLAS HEATING & COOLING FOR PURCHASE AND INSTALLATION OF A BOILER AT THE COUNTY OFFICE BUILDING (2026 CAPITAL PLAN)**

WHEREAS, an insurance reimbursement was received in an amount of \$34,250.00 for said boiler;  
and

WHEREAS, Resolution 196 of 2026 authorized advertisement for bids for a County Office Building Boiler Replacement Project and two (2) bids were received; and

WHEREAS, the Superintendent of Highways and Facilities and Committee on Finance recommends amending the 2026 Capital Plan to include the purchase of a new boiler for the County Office Building; now, therefore be it

RESOLVED That upon the recommendation of the Superintendent of Highways and Facilities and Committees on Finance, the net bid in the amount of \$23,165.00, as submitted by Nicholas Heating and Cooling of Johnstown, NY for Boiler Replacement at the County Office building be, and hereby is awarded, they being the lowest responsible bidder in accordance with project specifications; and, be it further

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

#### Revenue

|                                                       |             |
|-------------------------------------------------------|-------------|
| Increase A.1620.1620-2680 - REV- Insurance Recoveries | \$34,250.00 |
|-------------------------------------------------------|-------------|

#### Appropriation

|                                                  |             |
|--------------------------------------------------|-------------|
| Increase A.1620.1620-2010 - EXP- Capital Expense | \$34,250.00 |
|--------------------------------------------------|-------------|

and, be it further

RESOLVED, That the 2026 Capital Plan be and hereby is amended to include the purchase of a new boiler at a cost of \$23,165.00; and, be it further

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

Seconded by Supervisor BLACKMON and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## **Resolution No. 294**

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION SETTING THE DATE FOR A PUBLIC HEARING REGARDING LOCAL LAW 2 OF 2026 “A LOCAL LAW ABOLISHING THE ELECTED OFFICE OF COUNTY TREASURER AND CREATING AN APPOINTED OFFICE OF DIRECTOR OF FINANCE FOR THE COUNTY OF FULTON”

WHEREAS, the Committee on Finance have proposed “Local Law 2 of 2026 “A Local Law Abolishing the Elected Office of County Treasurer and Creating an Appointed Office of Director of Finance for the County of Fulton”; now, therefore be it

RESOLVED, That a Board of Supervisors meeting including a public hearing, shall be held for said proposed Local Law 2 for the year 2026 by the Fulton County Board of Supervisors, on Thursday, July 30, 2026, at 1:00 p.m., in the Supervisors' Chambers, County Office Building, Johnstown, NY, and at least seven days' notice (excluding Sundays) of such public hearing be given by the Clerk of the Board by duly posting upon the bulletin boards of the Fulton County Office Building, Johnstown, NY, and by publication at least once in the official Fulton County newspaper; and, be it further

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 442 (16) Nays: 43 (2) (Supervisors Clark and Young)  
Absent: 44 (2) (Supervisors Hernigle and Praught)

## COUNTY OF FULTON

### LOCAL LAW 2 of the Year 2026

#### **“A LOCAL LAW ABOLISHING THE ELECTED OFFICE OF COUNTY TREASURER AND CREATING AN APPOINTIVE OFFICE OF DIRECTOR OF FINANCE FOR THE COUNTY OF FULTON”**

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

#### **SECTION 1: Purpose**

- A. The County of Fulton is being increasingly required to administer various programs which are either unfunded or not adequately funded by the State and Federal governments. Such mandates, together with the revenue constraints of the County, require the best financial administration possible.
- B. It is the desire of the Fulton County Board of Supervisors, in its continuing efforts to upgrade the administration of County government, to ensure the effective management of the fiscal responsibilities of the County of Fulton.
- C. The Fulton County Board of Supervisors finds that, through a more efficient administration of the various fiscal affairs of Fulton County, the County Board of Supervisors will be able to provide for better direction, control and coordination of Fulton County governmental finances. Further, the timely reporting of the County's fiscal position, statements of expenses and revenues, and cash flow will provide for improved day-to-day handling and management of the County's fiscal affairs.
- D. It is the intention of the Fulton County Board of Supervisors, through the enactment hereof, to provide for professional qualifications, education and professional background.
- E. It is the further intent of the Fulton County Board of Supervisors, through the enactment hereof, to provide for the creation and appointment of a Director of Finance as the County's professional Chief Fiscal Officer, having the professional qualifications, education and professional background necessary for the position; and abolishing the elective Office of County Treasurer.
- F. The Director of Finance would have the ultimate responsibility of the financial management activities of the County, including, but not limited to, the administration, collection and enforcement of real property taxes, including foreclosures and administration of estates; and other related duties as prescribed by *NY Laws CNT Chapter 11, Article 13 §550*. The Director of Finance is responsible for directing and maintaining the financial records of the County in the manner prescribed by the Office of the New York State Comptroller, as well as ensuring these record keeping activities are carried out ethically and in accordance with all applicable laws, rules, and regulations in accordance with accepted governmental accounting standards. The position also monitors and controls the fiscal operations of County departments and agencies through the analysis of required fiscal reports.
- G. It is the further intent of the Fulton County Board of Supervisors to provide for the transfer of all of the duties of the Treasurer to the position of Director of Finance. Said duties to include, but not limited to the duties of a public administrator. (*NY Laws CNT Chapter 1, Article 13 §550; NY Laws CNT §§201; 2115(3); Surrogate's Court Procedures Act (SCPA) §§1219; 2307*) By a mandatory referendum in accordance with *Municipal Home Rule, §10*, it is the intent to eliminate the elected Office of County Treasurer and transfer the duties of Treasurer to the Director of Finance after a referendum conducted in all respects under the provision of *Municipal Home Rule Law, §23*.

- H. It is not the purpose or intent of the Fulton County Board of Supervisors, in the adoption of this local law, to curtail, diminish, transfer or divest the Fulton County Board of Supervisors of any of its functions, powers or duties.

## **SECTION 2. Abolishing the elective Office of County Treasurer**

The elected position of County Treasurer, as provided in §400, *subparagraph 1 of the County Law* is abolished effective December 31, 2026.

## **SECTION 3. Creating the appointive Office of Director of Finance for the County of Fulton**

Effective January 1, 2027, there shall be a Director of Finance for the County of Fulton, who shall be appointed on the basis of their professional, educational and administrative qualifications; the Director of Finance shall be appointed by the Fulton County Board of Supervisors pursuant to standard policy regarding appointment of department heads. The County Treasurer in office at the time the elected position of County Treasurer is abolished, shall continue to perform the treasurer duties, unless a vacancy otherwise occurs, until the expiration of the term for which they were elected County Treasurer.

## **SECTION 4. Appointment, Distinguishing Features of the Office, Term of Office**

- A. There shall be an appointed Director of Finance for the County of Fulton who shall be directly responsible to the Board of Supervisors, through the County Administrative Officer, with the Fulton County Board of Supervisors retaining the final administrative authority. The position of Director of Finance for the County of Fulton shall be unclassified for Civil Service purposes.
- B. The work involves the responsibility for fiscal management activities, directing and maintaining the financial records of the County in the manner prescribed by the New York State Department of Audit and Control, as well as, insuring these record keeping activities are carried out in accordance with all applicable laws and regulations governing local government.
- C. The Director of Finance shall exercise direct supervision over the fiscal operations of County departments and agencies. Typical work activities shall include but not be limited to:
- a. Maintains custody of all Fulton County funds, manages all investments and maintains all financial records and accounts of all units of County government charged with duties relating to funds of the County;
  - b. Provides and keeps a record keeping system showing all appropriations, funds and expenditures, together with the name of the claimant and amounts;
  - c. Keeps a separate account of each County department and special funds; (i.e. Court Trust and Agency, etc.)
  - d. Administer the County occupancy tax program, ensuring that all occupancy taxes are collected and are remitted to and received by the County.
  - e. Conducts the sale of bonds and notes and keeps a record of all bonded indebtedness and other loans;
  - f. Collects and remits various local and State taxes;
  - g. Reconciles bank statements;
  - h. Submits statement of County finance to the Fulton County Board of Supervisors and County Administrator in a timely fashion at least monthly or as otherwise requested or directed;

- i. Prescribes approved methods and forms for financial accounting and record keeping and provides oversight to all County offices;
  - j. Certifies the availability of funds for all contracts, purchase orders and other financial obligations incurred by the County;
  - k. Provides for a system of encumbrances and maintains records;
  - l. Prepares Department of Finance's proposed annual budget;
  - m. Advises Fulton County Board of Supervisors on fiscal matters;
  - n. Reviews and approves State and Federal aid claims;
  - o. Prepare the annual financial report for the NYS Comptroller
  - p. Responsible for preparation of the independent audited financial statements, participating in the timely review of the results of said audit and the preparation of any corrective action plan with the Finance Committee, and reports progress on corrective action to the Finance Committee.
- D. The Director of Finance for Fulton County shall be appointed for a term of office of two (2) years. Thereafter, the Director of Finance shall be appointed by the Board of Supervisor on or after January 1 of an even numbered calendar year for a two (2) year term from and including January 1 of said even numbered calendar year and ending on December 31 of the following odd numbered calendar year.
- E. The Director of Finance shall have the authority to appoint a Deputy Director of Finance and any other department employees, subject to the appropriation of any such position(s) by the Board of Supervisors.

## **SECTION 5. Qualifications**

- A. At the time of appointment, the Director of Finance shall have the following training and/or experience:
- a. Graduation from a regionally accredited college or university, or one accredited by the New York State Board of Regents to grant degrees, with a Master's Degree in Accounting, Public Administration or Business Administration or a related field, which must have included or been supplemented by at least twelve credits in accounting AND two (2) years of paid full-time supervisory experience in preparing and maintaining financial accounts and records; OR
  - b. Graduation from a regionally accredited college or university, or one accredited by the New York State Board of Regents to grant degrees, with a Bachelor's Degree in Accounting, Public Administration or Business Administration or a related field which, must have included or been supplemented by at least twelve credits in accounting AND four (4) years of paid full-time supervisory experience in preparing and maintaining financial accounts and records, two (2) years of which shall be in governmental accounting; OR
  - c. Graduation from a regionally accredited college or university, or on accredited by the new York State Board of Regents to grant two year degrees, with an Associate's Degree in Accounting, Public Administration or Business Administration or a related field which, must have included or been supplemented by at least twelve credits in accounting AND six (6) years of paid full-time supervisory experience in preparing and maintaining financial accounts and records, two (2) years of which shall be in governmental accounting; OR
  - d. An equivalent combination of training and experience as defined by the limits of a, b, c above.
  - e. The Director of Finance for Fulton County shall be appointed on the basis of these and such other qualifications as may be required for the responsibilities of the Office.
- B. The appointee's domicile need not be in Fulton County at the time of appointment but shall become so within ninety (90) days of the appointment and remain so during the term of office. Failure to be domiciled or to remain so in Fulton County as stated herein shall be cause for dismissal by the Fulton County Board of Supervisors without other or further notice.

## **SECTION 6. Salary**

The Director of Finance for Fulton County shall receive an annual salary to be fixed by the Fulton County Board of Supervisors.

## **SECTION 7. Powers and Duties**

- A. Any and all powers and duties of an elected Office of County Treasurer, through the enactment hereof, transfer to the Director of Finance.
- B. It is not the purpose or intent of the Fulton County Board of Supervisors, in the adoption of this local law, to curtail, diminish, transfer or divest the Fulton County Board of Supervisors of any of its functions, powers or duties.
- C. The Director of Finance shall perform all the duties now and hereafter conferred or imposed upon the Office by law and directed by the Fulton County Board of Supervisors and shall have all the powers and perform all the duties necessarily implied or incidental thereto.
- D. The Director of Finance shall, before entering upon the duties of the Office, take the constitutional Oath of Office and execute to the County and comply with the requirement for an official undertaking as provided in *§11 of the Public Officers Law*.

## **SECTION 8. Acting Director of Finance**

In the event of a vacancy in the Office of the Director of Finance or inability of the incumbent to perform and exercise the powers and duties of the Director of Finance, the Deputy Director of Finance, if any, may continue to act as Director of Finance or another qualified County officer may be appointed Acting Director of Finance by the Fulton County Board of Supervisors provided there is no incompatibility of office under the law.

## **SECTION 9. No Divestiture of Power and Duties of the Board of Supervisors**

Nothing contained in this local law shall operate or be construed to divest the Fulton County Board of Supervisors of any of its functions, powers and duties.

## **SECTION 10. Severability of Provisions**

If any clause, sentence, paragraph, subdivision, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment, decree, or order shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which such judgment, decree or order have been rendered.

## **SECTION 11. Construction of Local Law**

- A. This law shall be liberally construed to effectuate the purposes thereof and to provide an appointive Director of Finance in compliance with the requirements of law.
- B. It is intended that through this law all duties associated with the elective Office of County Treasurer be transferred to the appointive Director of Finance.

## **SECTION 12. Conflict with Previous Local Laws and Resolutions**

In the event of a conflict or inconsistency between this local law and any previous local laws or resolution of the Fulton County Board of Supervisors, this local law shall govern.

## **SECTION 13. Referendum**

- A. The local law shall be placed on the ballot for the election to be held on November 3, 2026.
- B. The form of the proposition shall be as follows: “Shall the elective Office of County Treasurer be abolished and the appointive Office of Director of Finance be created in Fulton County as approved by the Fulton County Board of Supervisors in Local Law No. 2 of 2026?”

## **SECTION 14. Effective Date**

- A. This local law shall take effect when all applicable statutory requirements for its passage and adoption have been complied with fully; and  
This local law shall take effect when it has been duly filed in the Office of the Secretary of State and as provided by this local law.

## **Resolution No. 295**

Supervisor FAGAN offered the following Resolution and moved its adoption:

### **RESOLUTION AUTHORIZING DISPOSAL OF CERTAIN SURPLUS EQUIPMENT**

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

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

#### Solid Waste

1 – Refrigerator GE (6570)

#### Facilities

1 – Two Seat Bench (1889)

#### Office for Aging

1 – AV Cabinet (7440)

1 – TV & Remote (6892)

1 – Deskjet Printer (7736)

1 – Projector (6210)

1 – Latitude Laptop (5251)

1 – Panasonic DVR (No Number)

1 – Epsun Projector (No Number)

1 – 2 Keyboards (No Number)

1 – Dell Computer Speakers (No Number)

#### Community Services

2 – Chairs (1880, 4665)

1 – Fax Machine (7069)

#### Correctional Facility

1 – Edlund Electric Can Opener (8533)

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. 295 (Continued)**

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

## Resolution No. 296

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:

#### County Treasurer

From: A.1325.1325-1000 - EXP- Payroll  
To: A.1325.1325-1100 - EXP- Overtime  
Sum: \$621.00

#### County Attorney

From: A.1000.1990-4907 - EXP- Contingent Fund Expense  
To: A.1420.1420-4090 - EXP- Professional Services  
Sum: \$25,000.00

#### Facilities

|                                                        |             |             |
|--------------------------------------------------------|-------------|-------------|
| From: A.1000.1990-4907 - EXP- Contingent Fund Expense  | \$59,900.00 |             |
| To: A.1620.1621-4150.1000 - EXP – Utilities – Electric |             | \$ 7,000.00 |
| A.1620.1622-4150.1000 - EXP – Utilities – Electric     |             | 1,000.00    |
| A.1620.1623-4150.1000 - EXP – Utilities – Electric     |             | 100.00      |
| A.1620.1624-4150.1000 - EXP – Utilities – Electric     |             | 40,000.00   |
| A.1620.1625-4150.1000 - EXP – Utilities – Electric     |             | 500.00      |
| A.1620.1628-4150.1000 - EXP – Utilities – Electric     |             | 1,500.00    |
| A.1620.1630-4150.1000 - EXP – Utilities – Electric     |             | 9,000.00    |
| A.1620.1631-4150.1000 - EXP – Utilities – Electric     |             | 100.00      |
| A.1620.1632-4150.1000 - EXP – Utilities – Electric     |             | 500.00      |
| A.1620.5610-4150.1000 - EXP – Utilities – Electric     |             | 200.00      |

#### Social Services

From: A.6010.6123-4170 - EXP- Programs  
To: A.6010.6142-4170 - EXP- Programs  
Sum: \$140,000.00

#### Highway

From: D.5010.5110-1000.1102 - EXP - Payroll Highway Crews  
To: D.5010.3310-1000 - EXP - Payroll  
Sum: \$1,431.00

From: D.5010.5110-4620 - EXP - Road Maintenance  
To: D.5010.5010-4130 - EXP - Contractual  
Sum: \$750.00

and, be it further

**Resolution No. 296 (Continued)**

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

County Treasurer

Decrease A.1000.0599-0599 - REV - Appropriated Fund Balance \$23,928.00

## Revenue

Increase A.1000.1116-1116 - REV - Tax on Adult Use Cannabis \$23,928.00

Sheriff

Increase A.1000.0599-0599 - REV - Appropriated Fund Balance \$ 1,500.00

## Appropriation

Increase A.3110.3110-4130 - EXP- Contractual \$ 1,500.00

Social Services

Decrease A.1000.0599-0599 - REV - Appropriated Fund Balance \$16,437.00

## Revenue

Increase A.6010.6055-3655 - REV- State Aid- Day Care \$765,231.00

Increase A.6010.6109-4615 - REV- Federal Aid -DSS – 16,437.00

Flexible Fund for Family Assistance

## Appropriation

Increase A.6010.6055-4170 - EXP- Programs \$765,231.00

Solid Waste

## Revenue

Increase CL.8160.8162-2156 - REV- Sale of Methane \$50,000.00

## Appropriation

Increase CL.8160.8162-4540 - EXP- Vehicle Maintenance \$50,000.00

Sewer

Increase G.1000.0599-0599 – REV – Appropriated Fund Balance \$ 2,050.00

## Appropriation

Increase G.8110.8113-4150.1000 - EXP – Utilities – Electric \$1,300.00

Increase G.8110.8114-4150.1000 - EXP – Utilities – Electric 750.00

and, be it further

**Resolution No. 296 (Continued)**

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

Seconded by Supervisor HOWARD and adopted by the following vote:

TOTAL: Ayes: 18 Nays: 0 Absent: 2 (Supervisors Hernigle and Praught)

**Resolution No. 297**

Supervisor VANVALKENBURGH offered the following Resolution and moved its adoption:

**RESOLUTION ADOPTING LOCAL LAW 1 OF 2026 TO ESTABLISH A TRAFFIC  
DIVERSION PROGRAM IN FULTON COUNTY**

WHEREAS, proposed Local Law 1 of 2026 entitled, “A LOCAL LAW TO ESTABLISH A TRAFFIC DIVERSION PROGRAM IN FULTON COUNTY” has laid upon the desks of the Board of Supervisors for the required period; and

WHEREAS, a public hearing was held on July 13, 2026, after due posting thereof and everyone who wanted to speak was heard; now, therefore be it

RESOLVED, That Local Law 1, as attached hereto, and made a part hereof, be and hereby is approved; and, be it further

RESOLVED, That the Clerk of the Board is directed to number said local law for appropriate recording and filing purposes; and, be it further

RESOLVED, That the Chairman of the Board of Supervisors and County Attorney be authorized and empowered to do each and every other thing necessary to further the purport of this Resolution; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, NYS Secretary of State, Fulton County Code Book, District Attorney, 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 FOGARTY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Glenn, Hernigle and Praught)

## **COUNTY OF FULTON**

### **LOCAL LAW NO. 1 OF YEAR 2026**

#### **“FULTON COUNTY TRAFFIC DIVERSION PROGRAM LOCAL LAW”**

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

#### **SECTION 1 PURPOSE AND INTENT**

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

#### **SECTION 2. ESTABLISHMENT OF THE TRAFFIC DIVERSION PROGRAM**

- A. In order to effectuate the orderly administration of government, maintain order and protect the safety, health and well-being of persons and property, especially as concerns public roadways, within the County of Fulton, this body finds and determines that it is in the best interest of the County of Fulton to establish a Traffic Diversion Program (“Program”) and the same is hereby established.
- B. The District Attorney be and is hereby authorized, pursuant to the home rule authority granted to the County of Fulton under Municipal Home Rule Law 10 and section 700(1) of the New York State County Law, to establish written guidelines for the Traffic Diversion Program to address (i)

eligibility for participation in the Program; (ii) the application process for eligible persons to participate in the Program; and (iii) the education contents of the program.

- C. The District Attorney's Office is authorized to administer all non-financial aspects of the Traffic Diversion Program to effectuate this law's intent and purpose except as otherwise authorized or required herein.
- D. The District Attorney's Office shall maintain Traffic Diversion Program records in accordance with New York State County Law 700(7).
- E. The Fulton County Treasurer is authorized to accept all financial payments, as set forth herein, for individuals deemed eligible by the District Attorney's Office to participate in the Traffic Diversion Program.
- F. Any disbursements by the County Treasurer of such financial payments made pursuant to this local law, including but not limited to, disbursements to county departments and offices and/or to other municipalities shall be as authorized by resolution(s) of the Fulton County Board of Supervisors.

### **SECTION 3. PROGRAM ADMINISTRATION**

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

### **SECTION 4. ADMINISTRATIVE FEE**

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

## **SECTION 5 FEE DISBURSEMENT**

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

## **SECTION 6. APPLICABILITY**

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

## **SECTION 7 SEVERABILITY**

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

## **SECTION 8. REVERSE PREEMPTION**

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

## **SECTION 9. ADMINISTRATIVE LIABILITY**

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

## **SECTION 10. SEQRA DETERMINATION**

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

## **SECTION 11. EFFECTIVE DATE**

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

## **Resolution No. 298**

Supervisor FAGAN offered the following Resolution and moved its adoption:

### **RESOLUTION ADOPTING 2026-2027 FMCC BUDGET**

WHEREAS, the Fulton-Montgomery Community College Board of Trustees has presented the sponsoring counties with a 2026-2027 budget request, proposing a total FMCC budget of \$17,991,689.00; and

WHEREAS, a public hearing related to the adoption of said FMCC Budget was held on July 13, 2026 and everyone who wanted to speak was heard; now, therefore be it

RESOLVED, That the several amounts reflecting the share to be appropriated by Fulton County be and the same hereby are appropriated for the objects and purposes specified below, to become effective September 1, 2026:

|                                       |                      |
|---------------------------------------|----------------------|
| Fulton County Sponsor Share :         | \$ 1,645,821.00      |
| Revenues and Montgomery County Share: | <u>16,345,868.00</u> |
| Total FMCC Operating Budget           | \$17,991,689.00      |

and, be it further

RESOLVED, That the share and obligation of the County of Fulton shall be included in the Fulton County Budget for 2027, as provided for in Section 6304 of the Education Law of the State of New York; and, be it further

RESOLVED, That the Board of Supervisors hereby directs the FMCC Board of Trustees to prepare a final 2026-2027 College budget in accordance with the sums appropriated herein; and, be it further

RESOLVED, That this Resolution is contingent upon adoption of a similar resolution by the Montgomery County Legislature; and, be it further

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

Seconded by Supervisor GODERIE and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors Hernigle, Praught and Young)