

FIFTH REGULAR SESSION

Johnstown, NY

May 13, 2024

Roll Call – Quorum Present

Supervisors: Blackmon, Bradt, Breh, Fagan, Fogarty, Goderie, Groff, Howard, Isabella, Kinowski, Lauria, Orfan, Palcovic, Praught, Roehl, VanValkenburgh, Young

TOTAL: Present: 17 Absent: 3 (Supervisors DiGiacomo, Lehr, Potter)

Chairman Blackmon called the meeting to order at 1:00 p.m. Following the Pledge of Allegiance to the Flag, Chairman Blackmon asked everyone to remain standing for a moment of silence for the upcoming Memorial Day. Chairman Blackmon asked if there was anyone from the public who wished to address the Board.

PUBLIC SPEAKERS

Rene Sanges, East State Street Gloversville: Mr. Sanges stated that he was here to express his concern with Northeast Biochar any proposals that may be coming. He said that he understands it has not gone before the full Board yet, but stressed the negative consequences of that industry - biosolids. Mr. Sanges stated that bringing such a company tour area will be an “economic disaster” and put additional liability on Fulton County. He noted that he has talked with some members of the community and they are very concerned with the idea of the company coming into Fulton County. He queried rhetorically if we wanted to put Fulton County’s future in jeopardy, stating that he believes it is “short-sighted”. Mr. Sanges noted that he would be attending a lot of meetings regarding this issue and voicing his concerns to stop it from being considered.

COMMUNICATIONS

1. Resolution from St. Lawrence County Legislature, dated April 15, 2024
Subj: Resolution Urging the New York State Legislature to Reject Senate Bill S.8461, Known as “The Sporting Range Good Neighbor Act”
2. Resolution from Orleans County Legislature, dated April 24, 2024
Subj: Resolution Approving Support for Rescuing Emergency Medical Services
3. Resolution from Orleans County Legislature, dated April 24, 2024
Subj: Resolution Opposing Senate Bill S4545 and Assembly Bill A3069 that Attempt to Consolidate the 109 Industrial Development Agencies into 10 Regional Industrial Development Agencies
4. Letter from the Commission/CEO of Homes and Community Renewal, dated April 16, 2024
Subj: CDBG Program Award for the Microenterprise Assistance Program, Project #432ME551-24

5. Letter from Assemblyman Matthew Simpson, dated March 7, 2024
Subj: Response to Chairman Blackmon’s letter of concern and Citizens Budget Commission Report
6. Letter from Chief Budget Examiner of NYS, dated February 20, 2024
Subj: Approval of SFY 2024 Raise the Age (RTA) County Plan

LATE COMMUNICATIONS

- L-1 Letter from Assemblyman Matthew Simpson, dated April 17, 2024
Subj: Acknowledging Receipt of (4) Position Resolutions from the Fulton County Board of Supervisors (Restoration of I Love NY Tourism funding; Release of federal eFMAP funds to counties; Requesting reimbursement of mandated DA salaries; Include Sales Tax on all vacation rentals).
- L-2 Press Release from Town of Johnstown, dated May 3, 2024
Subj: “Town of Johnstown seeks input from residents as they apply for NYS funding to update the Comprehensive Plan”.
- L-3 Resolution from Columbia County Board of Supervisors, dated May 8, 2024
Subj: Urging NYS to Enact the Rescue EMS Package of Legislation to Strengthen our Emergency Medical Services
- L-4 Resolution from Cattaraugus County Legislature, dated May 9, 2024
Subj: Urging NYS to Enact the Rescue EMS Package of Legislation to Strengthen our Emergency Medical Services
- L-5 Resolution from Cattaraugus County Legislature, dated May 9, 2024
Subj: Condemning NYS for Including Part O of the Governor’s Article VII Revenue Bill Regarding the Siting of Major Electric Transmission Facilities, known as the “Rapid” Act in 2024 Budget approval.

UPDATES FROM STANDING COMMITTEES

Personnel Committee: Supervisor Fagan noted that negotiations with the Nurses Unit will begin soon.

Public Safety Committee: Supervisor Groff stated the next Public Safety meeting will be held on Tuesday, May 28, 2024 due to Memorial Day.

Public Works Committee: Supervisor Bradt stated that, also due to Memorial Day, the Public Works meeting will be held on Tuesday, May 28, 2024 at 3 p.m.

REPORTS OF SPECIAL COMMITTEES

Fish and Wildlife Board: Supervisor Bradt stated that he had attended a meeting in Warrensburg this month regarding getting permission from landowners to restock fish. He stated that he has been working on the restocking of the Cayadutta Creek in our area.

Inter-County Legislative Committee of the Adirondacks: Supervisor VanValkenburgh noted that a Resolution supported by the Town of Caroga was brought forward and adopted by Inter County asking for support to get more cellular coverage in the Adirondack Park.

Supervisor VanValkenburgh stated that there was also a presentation regarding a feasibility study that was completed for a regional autopsy facility to be built in Warren County. She noted that Dr. Sikirica spoke at the presentation as well, the doctor that performs Fulton County's autopsies. Supervisor VanValkenburgh noted that the facility will cost approximately \$26 million dollars. She stated that they are not asking for money at this point, but support for further evaluation. She stated that hospitals are not doing autopsies and the Coroner is having to travel to where the autopsies can be done. Sometimes that entails bringing a Police Investigator as well.

Soil and Water Conservation District Board: Supervisor Lauria stated that the Soil and water Conservation District Board has met twice this month and the plans for the new building have been put forth. He also noted that sales are down a little this month.

CHAIRMAN'S REPORT

Chairman Blackmon stated that Economic Development Strategy surveys are being sent out and need to be returned by May 19, 2024. It is regarding the future of the economic development in Fulton County over the next five (5) years.

Chairman Blackmon noted that Center for Regional Growth, the Industrial Development Agency and the County Planning Department recently met to discuss the working together on behalf of the county.

Chairman Blackmon explained that a ribbon cutting was held at Fulton-Montgomery Community College (FMCC) for the Cyber Range grand opening. He has invited Dr. Gregory Truckenmiller, President of FMCC to do a short presentation on the new program.

Special Video Presentation: FMCC Cyber Security Curriculum

Dr. Truckenmiller noted that FMCC is working with IBM and Amazon Web Services on the program. He stated that FMCC is the first in the nation to offer a Cyber Range program like this. He noted that it is a two-year program and the students can be hired right out of the program to do cybersecurity. Dr. Truckenmiller shared videos of the Cyber Range and how it prepares students using real world scenarios. He stated that IBM is constantly updating the scenarios and local businesses can also work with the program to prepare for different cybersecurity events.

Supervisor VanValkenburgh inquired about the income of someone graduating from this program. Dr. Truckenmiller stated that the starting salary is around \$65,000.00 to \$70,000.00 but can get as high as \$300,000.00. He noted that to work for companies doing cybersecurity you don't necessarily have to leave Fulton County, you can work from home or for local business as well.

Dr. Truckenmiller noted that applications for the Cyber Range program have doubled. There has been an open house and several school groups have visited. He stated that this is a niche program and the College is looking to attract more students.

Supervisor Roehl asked if there was a limit on the number of students that could be handled in the program. Dr. Truckenmiller stated there are practical limits; however, there is room to expand.

Supervisor Praught expressed his excitement for the new program.

Supervisor Fagan inquired if the facility itself was part of a Capital Project. Dr. Truckenmiller stated that it was not part of a County-funded Capital Project. It was funded by grant money, the FMCC Foundation contributed as well as IBM and Amazon Web Services. Chairman Blackmon noted that Montgomery County provided grant support too.

RESOLUTIONS

No. 197 (Resolution Authorizing Application for 2024-2025 Office of Temporary and Disability Assistance (OTDA) Code Blue Funds): Administrative Officer Jon Stead explained that this went through the Committee on Human Services with the recommendation of applying for \$200,000.00 in Code Blue funding. It then went to the Committee on Finance who recommended the amount be lowered to \$150,000.00. Mr. Stead stated that the Resolution brought forth to the Board of Supervisors has been written at the \$150,000.00 amount. If anyone would like that changed an amendment would need to be requested. No amendment was requested.

No. 222 (Resolution Authorizing Joint Defense Agreement for Litigation Counsel for Tax Foreclosure Surplus Matters): Mr. Stead asked that County Attorney Jason Brott, brief the Board on this litigation. Mr. Brott stated that "Tyler vs. Hennepin County" is a Supreme Court Case from Minnesota that ruled that the County's can no longer retain surplus funds from tax foreclosures. He noted that litigation commenced in New York and per the decision in Minnesota, there is no "look back" period. He stated that some states are looking back seven (7) years and if Fulton County had a look back of just three (3) years it would be a "hefty penny".

Mr. Brott stated that he recommended that the Treasurer hold surplus from the last auction, but any surplus prior to that, the County does not have. He stated that Harris Beach is a qualified law firm that is representing a number of counties on this class action.

Mr. Brott stated that there is a very good defense put together and he thinks that the County will be in a better position under Harris Beach law firm because of its likelihood to proceed through

various levels of federal courts. He also stated that the costs will be shared between all of the counties involved and there is talk that it may go on a per plaintiff basis, and at this point there are 17 counties with Harris Beach.

Mr. Stead noted that Mr. Brott has been meeting weekly with the Harris Beach firm as joint defense counsel.

No. 223 (Resolution Authorizing a Contract with Simmons Hanly Conroy LLC for Legal Services to Join a Class Action Lawsuit Against Pharmaceutical Manufacturers and Pharmacy Benefit Managers Related to Price-Fixing of Insulin Costs): Mr. Brott noted that Simmons Hanly Conroy LLC is the same law firm that represents Fulton County on the Opioid Litigation.

Mr. Brott stated that the County has entered litigation regarding generic drug manufacturers. He noted that Fulton County's exposure is smaller because there is only the Correctional Facility that this pertains to. Mr. Brott stated that there he believes the County is at no risk and he would like to join in if it could bring in money.

Supervisor Lauria stated that the increase in insulin prices upsets him and it is hurting Fulton County.

No. 224 (Resolution Authorizing the Creation of County Email Accounts for Members of the Board of Supervisors who opt for them): Supervisor Young inquired if using private email for work purposes would make it subject to FOIL. Mr. Brott said not so much FOIL, but is discoverable, possibly through litigation.

PROCLAMATION

DECLARING WEEK OF MAY 12-18 OF 2024 AS "POLICE APPRECIATION WEEK IN FULTON COUNTY"

WHEREAS, in 1962, President Kennedy proclaimed May 15 as National Peace Officers Day and the calendar week in which May 15 falls, as National Police Week; and

WHEREAS, our law enforcement agencies play an essential role in safeguarding the rights and freedoms which have been guaranteed by the Constitution to every American citizen; and

WHEREAS, *Police Appreciation Week* acknowledges the critical role law enforcement officers uphold and pays special homage to those law enforcement officers who have lost their lives in the line of duty for the safety and protection of others; and

WHEREAS, our dedicated Police Officers stand watch over our citizens, selflessly risking their lives to protect individuals, families, neighborhoods, and property against crimes; and

WHEREAS, Fulton County Deputy Sheriffs are dedicated employees with a commitment to protect our region's citizens by stepping forward when called; and

WHEREAS, our City and Town Police, State Police, NYS Conservation Police and officers in other agencies all step forward when the call to duty comes; now, therefore be it

RESOLVED, That the Board of Supervisors hereby expresses its appreciation for the essential service, commitment and dedication provided by police officers, supervisory staff and support personnel and salutes the service of law enforcement officers throughout our community and in communities across the nation; and, be it further

RESOLVED, That the Board hereby proclaims May 12-18, 2024 *“Police Appreciation Week in Fulton County”*.

OLD BUSINESS

Supervisor Orfan stated that he had posted something on Facebook about job openings within Fulton County Departments and there was a negative comment regarding County employees not making enough money. He suggested that something be done about it. Supervisor VanValkenburgh stated that retirees of the County are guaranteed a pension in retirement and paychecks each month. People need to consider that government benefits and the state retirement system are very beneficial compensation as well.

NEW BUSINESS

Mr. Stead noted that the Information Technology Department is organizing a seminar meeting for Supervisors to understand the types of cybersecurity threats that are out there and how to protect your municipality. The Information Technology Director will be sending out invitations soon.

Supervisor VanValkenburgh asked what she should bring back about the Regional Forensic Center. She stated that support was requested during the Inter-County meeting.

Mr. Stead stated that a presentation like the one at the Inter-County meeting at a Public Safety Committee meeting or a Board of Supervisors meeting would be appropriate. He noted he had also attended the Inter-County meeting and it was a very extensive presentation. He stated that Warren County did the feasibility study and it was excellent, but it was done on the construction and cost of construction. It didn't get into the employability, Civil Service, etc. yet. Mr. Stead noted that the facility would-be built-in Warren County as a regional facility.

Supervisor VanValkenburgh noted that there is only one pathologist in the area, Dr. Sikirica and a facility like this would retain more forensic pathologists.

Supervisor Praught stated that the facility seems to have a huge cost structure. Chairman Blackmon stated that a lot of hospitals have stopped doing autopsy; however, the County is still required to do them on some cases.

ADJOURNMENT

Upon a motion by Supervisor Orfan, seconded by Supervisor Groff and unanimously carried, the Board adjourned at 2:22 p.m.

Certified by:

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

Resolution No. 180

Supervisor GODERIE offered the following Resolution and moved its adoption:

RESOLUTION APPOINTING ASHLEY CAPOBIANCO TO THE FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD

WHEREAS, a vacancy currently exists on the F-M-S Workforce Development Board; and

WHEREAS, in accordance with federal regulations, the Fulton County Regional Chamber of Commerce and Industry nominated Ms. Ashley Capobianco, Human Resource Generalist at Townsend Leather, to serve as a private sector board member; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Economic Development and Environment, Ashley Capobianco of Gloversville, NY, be and hereby is appointed to the F-M-S Workforce Development Board, as a “Private Sector” representative effective for the balance of the term July 1, 2021 through June 30, 2024; and, be it further

RESOLVED, That Ms. Capobianco is required to complete the Fulton County Board of Ethics Financial Disclosure Statement and 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 Ethics Board, Workforce Development Board, Fulton County Chamber of Commerce, Ashley Capobianco, and Administrative Officer/Clerk of the Board.

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 181

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

RESOLUTION AUTHORIZING ACCEPTANCE OF A 2024 COMMUNITY DEVELOPMENT BLOCK GRANT FROM THE NYS OFFICE OF COMMUNITY RENEWAL TO OPERATE A FULTON COUNTY MICRO-ENTERPRISE GRANT PROGRAM

WHEREAS, Resolution 42 of 2024 authorized a 2024 Community Development Block Grant (CDBG) application to the NYS Office of Community Renewal to Operate a Fulton County Micro-Enterprise Grant Program and set the date of a Public Hearing regarding said application; and

WHEREAS, the CRG proposes to 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 Committees on Economic Development and Environment and Finance, the Chairman of the Board be and hereby is authorized to execute an agreement with 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 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, Planning Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor PRAUGHT and adopted by the following vote:

TOTAL: Ayes: 17 Nays: Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 182

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

RESOLUTION AUTHORIZING A CONTRACT WITH FULTON COUNTY CENTER FOR REGIONAL GROWTH TO ADMINISTER A FULTON COUNTY 2024 MICRO-ENTERPRISE GRANT PROGRAM

WHEREAS, Resolution 42 of 2024 authorized a 2024 Community Development Block Grant (CDBG) application to the NYS Office of Community Renewal to Operate a Fulton County Micro-Enterprise Grant Program and set the date of a Public Hearing regarding said application; and

WHEREAS, the Board of Supervisors has been notified that it has been awarded a 2024 Micro-Enterprise Grant in the amount of \$300,000.00 and elects to make provisions to administer and distribute grant proceeds to benefit area small businesses; and

WHEREAS, the 2024 Micro-Enterprise Grant Program requires an agreement to appoint Fulton County CRG as a sub-recipient and administrator of said grant on behalf of the County of Fulton; and

WHEREAS, under said proposed Agreement, CRG will provide administrative and program delivery services required under the HUD Community Development Block Grant Program on behalf of the County; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Economic Development and Environment, and Finance, the Chairman of the Board be and hereby is authorized to execute an agreement in an amount not to exceed \$40,000.00 between the County and the Fulton County Center for Regional Growth to administer the 2024 Micro-Enterprise Grant Program, including appointing CRG as a sub recipient and administrator as follows:

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

and, be it further

Resolution No. 182 (Continued)

RESOLVED, That certified copies of this Resolution to be forwarded to the County Treasurer, Fulton County Center for Regional Growth, Fulton County Industrial Development Agency, Fulton Montgomery Regional Chamber of Commerce, 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 DiGiacomo, Lehr and Potter)

Resolution No. 183

Supervisor GODERIE offered the following Resolution and moved its adoption:

RESOLUTION DECLARING THE 2024 NEW YORK STATE COMMUNITY
DEVELOPMENT BLOCK GRANT (CDBG) TO OPERATE A MICRO-ENTERPRISE
GRANT PROGRAM A TYPE II ACTION UNDER SEQRA

WHEREAS, by Resolution, dated May 13, 2024, the Board of Supervisors accepted a Community Development Block Grant from the NYS Office of Community Renewal to operate a Fulton County 2024 Micro-Enterprise Grant Program; and

WHEREAS, the Board of Supervisors intends to contract with Fulton County Center for Regional Growth as sub-recipient to administer said program; and

WHEREAS, the Micro-Enterprise Grant program is intended to provide CDBG grants up to \$35,000.00 to small businesses with five or less full-time employees to assist with start-up or expansion costs including purchase of equipment; and

WHEREAS, the purchase of equipment is identified as a Type II Action under 6NYCRR Section 617.5 of the State Environmental Quality Review Act (SEQRA); now, therefore be it

RESOLVED, That the Fulton County Board of Supervisors hereby declares the 2024 New York State Community Development Block Grant (CDBG) to Operate A Micro-Enterprise Grant Program a Type II Action under SEQRA; and, be it further

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 184

Supervisor GODERIE offered the following Resolution and moved its adoption:

RESOLUTION OPPOSING SENATE BILL S4545 AND ASSEMBLY BILL A3069 THAT
PROPOSE TO CONSOLIDATE THE 109 INDIVIDUAL INDUSTRIAL DEVELOPMENT
AGENCIES

WHEREAS, Senator Skoufis has sponsored Senate Bill S4545 and Assemblywoman Wallace has sponsored Assembly Bill A3069 as Acts to amend NYS General Municipal Law in relation to establishing a Regional Industrial Development Agencies and to repeal certain provisions of such law; and

WHEREAS, if passed, the acts would force the Fulton County Industrial Development Agency to disband and be consolidated into a regional Industrial Development Agency encompassing a six (6) County Economic Development Region consisting of Fulton, Montgomery, Herkimer, Oneida, Otsego and Schoharie Counties; and

WHEREAS, The Board of Supervisors strongly opposes said Bills because its provisions would be a serious degradation of Home Rule principles, including the following:

1. A regional IDA would only include a minimal number of representatives from Fulton County.
2. A regional IDA would not be familiar with Fulton County's economic development priorities or its communities' interests.
3. It is vitally important for IDA members to reside in the Community that they serve.

now, therefore be it

RESOLVED, That the Board of Supervisors hereby expresses its strong opposition to Senate Bill S4545 and Assembly Bill A3069 due to the serious negative impacts of its ill-advised provisions; and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, Governor Hochul, Senate Majority Leader Stewart-Cousins, Assembly Speaker Heastie, Senator Walczyk, Assemblyman Smullen, Assemblyman Simpson, Assemblywoman Walsh, Planning Director, Fulton County Industrial Development Agency, Center for Regional Growth, Budget Director/County Auditor, and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 185

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

RESOLUTION AUTHORIZING A CONTRACT WITH ENVIRONMENTAL DESIGN PARTNERSHIP, LLP (EDP) FOR CONSTRUCTION ADMINISTRATION SERVICES FOR THE FULTON COUNTY SEWER DISTRICT NO. 5: NYS ROUTE 30/30A CONSTRUCTION PROJECT

WHEREAS, the 2023 Capital Plan included a NYS Route 30/30A Sewer System Project; and

WHEREAS, Resolution 207 of 2021 authorized an agreement with Environmental Design Partnership, LLC. Partnership (EDP) for Engineering Services for the Fulton County Sewer District No. 5: NYS Route 30/30A Phase I Project (2021 Capital Plan); and

WHEREAS, Resolution 179 of 2023 established Fulton County Sewer District No. 5: NYS Route 30/30A; and

WHEREAS, Resolution 423 of 2023, authorized advertisement for bids for Construction of Sewer Collection System for Fulton County Sewer District No. 5: NYS Route 30/30A-Phase I Project and bids for Forcemain Construction, Pump Station-General Construction and Pump-Station-Electrical were awarded on 11 March 2024(2023 Capital Plan); and

WHEREAS, the Planning Director plans to use the Planning Department Civil Engineer for a major portion of construction monitoring and compliance to promote efficiency and economy; and

WHEREAS, the Planning Director recommends hiring Environmental Design Partnership, LLP. for Construction Administration of the Fulton County Sewer District No. 5: NYS Route 30/30A Construction Project, based upon its proposal for said services in an amount not to exceed \$125,000.00; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the Planning Department and Environmental Design Partnership, LLP. of Clifton Park, New York, to provide Construction Administration Services, in an amount not to exceed \$125,000.00; and, be it further

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

From: A.1000.9950-9000.1000-EXP-Other-Unrestricted
To: H.8020.8197-2100.0960-EXP-Sewer District #5 NYS Route 30/30A
Sum: \$125,000.00

and, be it further

Resolution No. 185 (Continued)

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

Revenue Account:

Increase A.1000.4089-4089-REV-Federal Aid-General Government Aid \$125,000.00

Appropriation Account:

Increase A. 1000.9950-9000.1000-EXP-Other-Unrestricted
(A.0688.2021-Other Liabilities-American Recovery Act) \$125,000.00

and, be it further

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

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 186

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

RESOLUTION AUTHORIZING SUBMISSION OF LOCAL GOVERNMENT EFFICIENCY GRANT FOR PRELIMINARY ENGINEERING AND SURVEY WORK FOR FULTON COUNTY SEWER DISTRICT NO. 2: VAIL MILLS EXTENSION SOUTH

WHEREAS, on April 11, 2024, the New York State Department of State (DOS) announced that it would be accepting applications for Local Government Efficiency Grants (LGE); and

WHEREAS, the Local Government Efficiency Grant program provides funding for eligible projects as follows:

1. Implementation Grants – Up to \$200,000 for each municipality involved up to \$1,000,000 total. (10% cost match).
2. Planning Grants - Up to \$12,500 for each municipality involved up to \$100,000 (50% cost match).

WHEREAS, the Planning Director recommends pursuing grant funding for preliminary engineering and survey work for Fulton County Sewer District No. 2: Vail Mills Extension in a Southernly direction along NYS Route 30 in partnership with the Town of Mayfield and Town of Perth; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Economic Development and Environment, and Finance, the Chairman of the Board be and hereby is authorized to submit an Local Government Efficiency Grant application to the New York State Department of State for a Preliminary Engineering and Survey Work to Fulton County Sewer District No. 2: Vail Mills Extension-South as follows:

- Grant Application of \$75,000.00 with local share 50 percent match.
- Fulton County Match: \$12,500.00
- Town of Mayfield Match: \$12,500.00
- Town of Perth Match: \$12,500.00

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

Resolution No. 186 (Continued)

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 GROFF and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 187

Supervisor GODERIE offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING APPRECIATION DINNER EXPENSES AS PART OF THE 100TH ANNIVERSARY CELEBRATION OF THE NORTHVILLE-LAKE PLACID TRAIL

WHEREAS, Visitors Bureau is sponsoring a 100th Anniversary Celebration of the Northville-Lake Placid Trail (NPT) in Northville May 31, 2024 through June 2, 2024; and

WHEREAS, the Planning Director would like to include an Appreciation Dinner for Adirondack Mountain Club staff, volunteer trail workers, NYS DEC staff and other dignitaries as part of the Celebration festivities; and

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

RESOLVED, That the Planning Director is hereby authorized to expend funds for a 100th Anniversary Celebration of the Northville-Lake Placid Trail (NPT) Appreciation Dinner, at a cost not to exceed \$1,000.00; 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 BREH and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 188

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

RESOLUTION APPROVING RETURN OF UNUSED 2023 NYS TOURISM
MATCHING FUNDS

WHEREAS, Resolution 371 of 2022 created a Visitor’s Bureau Division within the Planning Department to promote tourism and outdoor recreation commencing in 2023; and

WHEREAS, Resolution 30 of 2023 accepted State Matching Funds for 2023 “I Love NY” Tourism Program in the amount of \$49,257.00; and

WHEREAS, due to delays in commencing eligible advertising activities in 2023, \$7,771.13 in “I Love NY” Matching Funds remained unspent at year-end 2023 and must be returned to New York State; now, therefore be it

RESOLVED, That the Planning Director and Treasurer do each and everything necessary to return the amount of \$7,771.13 to the NYS “I Love NY” Program; and, be it further

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

Revenue

Increase A.8020.7020-1113-REV-Tax on Hotel Room Occupancy \$7,772.00

Appropriation

Increase A.8020.7020-4090-EXP-Professional Services \$7,772.00

and, be it further

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

Seconded by Supervisor KINOWSKI and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 189

Supervisor GODERIE offered the following Resolution and moved its adoption:

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

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

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

WHEREAS, certain property owners have requested that certain parcels in the Town of Johnstown, be included in Agricultural District No. 1; now, therefore be it

RESOLVED, That the Board of Supervisors for the County of Fulton will meet at the Board of Supervisors' Chambers in the County Office Building, Johnstown, NY on Monday, June 10, 2024 at 1:30 p.m. for the purpose of holding a public hearing on requests from the following property owners to include the following properties in Fulton County Agricultural District No. 1:

<u>Property Owner</u>	<u>Address</u>	<u>Parcel No.</u>	<u>Total Acres</u>
John Persch	478 County Highway 122	148.-1-2.5 122	24.5
John Persch	478 County Highway 122	148.-2-12	3.8
Norman & Jessica Barbosa	143 Summit View Drive	103.-2-27.111	11.7
Scott & Natalie Davis	NYS Highway 67	174.-1-7	73.8

and, be it further

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

Resolution No. 189 (Continued)

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

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 190

Supervisor GODERIE offered the following Resolution and moved its adoption:

RESOLUTION DECLARING THE FULTON COUNTY BOARD OF SUPERVISORS LEAD AGENCY AND AUTHORIZING THE FILING OF A NEGATIVE DECLARATION UNDER SEQRA RELATED TO ADDING CERTAIN PARCELS IN THE TOWN OF JOHNSTOWN TO FULTON COUNTY AGRICULTURAL DISTRICT NO. 1

WHEREAS, Fulton County must conduct a State Environmental Quality Review Act (SEQRA) review regarding the proposed inclusion of additional properties into Fulton County Agricultural District #1; and

WHEREAS, inasmuch as the inclusion of predominantly viable agricultural land within an existing Agricultural District is a discretionary action of the Board of Supervisors, it is considered an Unlisted Action; and

WHEREAS, the Planning Department has prepared a Short Environmental Assessment Form (EAF) for this proposed action; and

WHEREAS, the lead agency must transmit a copy of the EAF and supporting materials to other Involved Agencies and notify them that Lead Agency must be established within thirty (30) calendar days; now, therefore be it

RESOLVED, That the Board of Supervisors hereby proposes that it serve as Lead Agency for the purpose of issuing a determination of significance under SEQR related to the proposed inclusion of the following properties:

<u>Property Owner</u>	<u>Address</u>	<u>Parcel No.</u>	<u>Total Acres</u>
John Persch	478 County Highway 122	148.-1-2.5 122	24.5
John Persch	478 County Highway 122	148.-2-12	3.8
Norman & Jessica Barbosa	143 Summit View Drive	103.-2-27.111	11.7
Scott & Natalie Davis	NYS Highway 67	174.-1-7	73.8

and, be it further

RESOLVED, That said proposed addition of the specified parcels herein be classified as an Unlisted Action and a Negative Declaration is hereby issued under SEQRA; and, be it further

Resolution No. 190 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Planning Director, Town of Johnstown, NYS Department of Agriculture and Markets, Fulton County Agricultural and Farmland Protection Board, Budget Director/County Auditor, Administrative Officer/Clerk of the Board and to each and every other person, institution or agency which will further the purport of this Resolution.

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 191

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

RESOLUTION AUTHORIZING ACCEPTANCE OF ADDITIONAL NYS DEPARTMENT OF HEALTH COVID-19 VACCINE RESPONSE (CDVAX) GRANT FUNDS (PUBLIC HEALTH DEPARTMENT)

WHEREAS, the NYS Department of Health has approved eligibility to promote and increase COVID-19 vaccine and other vaccine initiatives, increase COVID-19 vaccine administration access and to implement vaccine confidence strategies for COVID-19 and routine vaccinations with said grant; and

WHEREAS, Resolution 61 of 2022 authorized acceptance and use of NYS Department of Health COVID-19 Vaccine Response (CDVAX) Grant in an amount of \$63,080.00; and

WHEREAS, Resolution 182 of 2022 authorized acceptance of NYS Department of Health COVID-19 Vaccine Response (CDVAX) Grant in an amount of \$10,500.00; and

WHEREAS, Resolution 262 of 2022 authorized additional expenditures with NYS Department of Health Covid-19 Vaccine Response (CDVAX) Grant Funds in an amount of \$500.00; and

WHEREAS, Resolution 297 of 2022 authorized acceptance and use of NYS Department of Health COVID-19 Vaccine Response (CDVAX) Grant to purchase an air condition in an amount of \$800.00; and

WHEREAS, Resolution 340 of 2022 authorized acceptance of NYS Department of Health COVID-19 Vaccine Response (CDVAX) Grant to purchase a Zero Pressure Ceiling Unit Monitor and related maintenance services in the amount of \$9,562.00; and

WHEREAS, Resolution 37 of 2023 authorized acceptance of additional NYS Department of Health COVID-19 vaccine response (CDVAX) Grant for Administrative costs for administering the COVID-19 Vaccine and purchasing clinic supplies in the amount of \$4,000.00; and

WHEREAS, Resolution 53 of 2024 authorized acceptance and use of NYS Department of Health COVID-19 Vaccine Response (CDVAX) Grant to purchase equipment, advertising, supplies, promotional items and overtime costs associated with the grant in an amount of \$59,450.00; and

WHEREAS, Resolution 109 of 2024 authorized acceptance and use of NYS Department of Health COVID-19 Vaccine Response (CDVAX) Grant to purchase air purifiers, replacement filters and advertising in an amount of \$27,504.00; and

Resolution No. 191 (Continued)

WHEREAS, The Public Health Director requests authorization to utilize \$9,800.00 of said grant funding to promote and increase COVID-19 vaccine and other vaccine initiatives, increase COVID-19 vaccine administration equity and to implement vaccine confidence strategies for COVID-19 and routine vaccinations; now, therefore be it

RESOLVED, That the Public Health Director be, and hereby is authorized to utilize the funding for said expenses as follows:

- \$5,000 to purchase reusable tote bags with immunization messaging
- \$4,800 to advertise on 48,000 pharmacy bags at Price Chopper and Palmers Pharmacy

and, be it further

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

Revenue

Increase A.4010.4010-2770 - REV- Other Unclassified Revenues \$9,800.00

Appropriation

Increase A.4010.4010-4100 - EXP- Advertising \$4,800.00
Increase A.4010.4010-4530 - EXP- Supplies \$5,000.00

and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 192

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

RESOLUTION AUTHORIZING ACCEPTANCE OF “STRENGTHENING
INFRASTRUCTURE, WORKFORCE AND DATA SYSTEMS” GRANT
(PUBLIC HEALTH DEPARTMENT)

WHEREAS, the Public Health Director has been notified that the Department has been awarded a “Strengthening Infrastructure, Workforce and Data Systems” grant from New York State Department of Health to promote research-related activities in the amount of \$602,222.00; and

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

Keurig Coffee Maker	\$ 300.00
17 Desktop Reference System (10 double sided panels)	1,955.00
17 Wireless keyboard and mouse sets	510.00
Annual subscription to CANVA for Teams (up to 10 people)	875.00
4 Annual subscription to ZOOM	640.00
Contract with McGuinness Software One Time set up license Fee (\$50,000) McGuinness Fee for 5 years contracted service 79,980 - Includes, Preschool package, Monthly Maintenance, Support, CPSE Portal, use of Medicaid Service Bureau	<u>129,980.00</u>
Total: \$134,260.00	

now, therefore be it

RESOLVED, That the Public Health Director be and hereby is authorized to purchase the thie items identified herein with “Strengthening Infrastructure, Workforce and Data Systems” Funds from the New York State Department of Health;

and, be it further

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

Revenue

Increase A.4010.4010-2770 - REV- Other Unclassified Revenues \$134,260.00

Appropriation:

Increase A.4010.4010-4010 – EXP – Equipment – Non-Asset	300.00
Increase A.4010.4010-4130 – EXP – Contractual	\$129,980.00

Increase A.4010.4010-4530 – EXP – Supplies	2,465.00
Increase A.4010.4010-4570 – EXP – Subscriptions	1,515.00

Resolution No. 192 (Continued)

and, be it further

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

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

Seconded by Supervisor KINOWSKI and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 193

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

RESOLUTION ACCEPTING ADDITIONAL OFFICE OF MENTAL HEALTH (OMH) AND OFFICE OF ADDICTIVE SERVICES AND SUPPORTS (OASAS) FUNDS FOR HFM PREVENTION COUNCIL RECOVERY COMMUNITY CENTER

WHEREAS, the NYS Office of Addiction Services and Supports (OASAS) and NYS Office of Mental Health (NYS OMH) have notified the Community Services Director that Fulton County will be receiving an additional \$435,000.00 in funding for 2024; and

WHEREAS, the Community Services Director recommends that said funds be used for operation of the Recovery Community and Outreach Centers (RCOCs) managed by the HFM Prevention Council with the goal of preventing addiction relapse; and

WHEREAS, said “Recovery Community and Outreach Centers” will provide information and non-clinical peer-to-peer support to individuals in recovery and their friends and family; now, therefore be it

RESOLVED, That the Board of Supervisors hereby accepts additional Office of Mental Health (OMH) and NYS Office Addiction Services and Supports (OASAS) grant funds in the amount of \$435,000.00; and, be it further

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

Revenue

Increase A.4310.4230-3486 - REV- State Aid - Narcotics Addiction Control \$435,000.00

Appropriation

Increase A.4310.4230-4130 - EXP- Contractual \$435,000.00

and, be it further

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

Seconded by Supervisor PRAUGHT and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 194

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

RESOLUTION AUTHORIZING PAYMENT TO THE NYS OFFICE OF
MENTAL HEALTH FOR COMMITMENT OF AN ARRESTEE FOR
DECEMBER 27, 2023 THROUGH FEBRUARY 2, 2024

WHEREAS, a Court Order issued by Perth Town Justice McNeil remanded a defendant to the New York State 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 a bill for said defendant's stay December 27, 2023 through February 2, 2024 in the amount of \$57,381.33; 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 \$57,381.33 for the period December 27, 2023 through February 2, 2024; and, be it further

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

From: A.1000.1990-4907 – EXP – Contingent Fund Expense
To: A.4310.4310-4090 - EXP- Professional Services
Sum: \$57,382.00

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, Town of Perth Justice Wayne McNeil, Community Services Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor PRAUGHT and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 195

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

RESOLUTION AUTHORIZING THE COMMISSIONER OF SOCIAL SERVICES TO
PAY CERTAIN PAST DUE BILLS FOR DAY CARE AND FOSTER CARE
(DEPARTMENT OF SOCIAL SERVICES)

WHEREAS, the Commissioner of Social Services is required to pay the cost of day care and foster care secured through various county agencies; and

WHEREAS, due to an oversight during processing certain vendor claims were not paid and are past due, requiring payment via the New World Finance and Administration System; and

WHEREAS, the Commissioner of Social Services requests authorization to make past due payments from the “Programs Accounts” for the following Day Care and Foster Care services via the County’s internal Finance and Administration accounts payable system:

Adirondack Day Care (Day Care)	\$13,830.00
Adirondack Day Care (Foster Care)	25,240.00
Smiling Faces Day Care	1,953.00
YMCA	<u>972.00</u>
Total:	\$41,995.00

now, therefore be it

RESOLVED, That the upon the recommendation of the Committees on Human and Finance, the Board of Supervisors be and hereby authorizes the Commissioner of Social Services to make past due payments from the “Programs Accounts” for Day Care and Foster Care services rendered in accordance with State mandates as identified herein; and, be it further

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

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 196

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

RESOLUTION DELEGATING THE COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH A CHILD DETENTION FACILITY FOR A DIFFICULT PLACEMENT

WHEREAS, the Department of Social Services has been involved with placement of a child for months with no placement found due to the child's difficult characteristics and support needs; and

WHEREAS, the Commissioner of Social Services is has requested delegated authority to contract with a facility for residential placement of the child via emergency purchasing procedures, through consultation and approval of the Administrative Officer/Clerk of the Board; now, therefore be it

RESOLVED, That the Commissioner of Social Services be and hereby is authorized to sign a contract between the Fulton County Department of Social Services and an appropriate agency for residential placement for the child, effective immediately through December 31, 2024, in this instance only; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Social Services Commissioner, Social Services Attorney, 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 DiGiacomo, Lehr and Potter)

Resolution No. 197

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

RESOLUTION AUTHORIZING APPLICATION FOR 2024-2025 OFFICE OF
TEMPORARY AND DISABILITY ASSISTANCE (OTDA) CODE BLUE FUNDS
(SOCIAL SERVICES DEPARTMENT)

WHEREAS, the Social Services Commissioner has been notified of the availability of 2024-2025 Code Blue funds from the NYS Office of Temporary and Disability Assistance (OTDA); and

WHEREAS, the Commissioner of Social Services desires to submit an application to the NYS Office of Temporary and Disability Assistance (OTDA) to offset the costs of housing and transportation provided by DSS to homeless individuals not eligible for DSS standard housing programs; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Human Services and Finance, the Board of Supervisors hereby authorizes application for said 2024-2025 Code Blue Funds from the NYS Office of Temporary and Disability Assistance (OTDA) for the period of October 1, 2024 through September 30, 2025 in an amount not-to-exceed \$150,000.00; and, be it further

RESOLVED, That if said funding is approved, the Commissioner of Social Services shall return to the Board of Supervisors with a detailed plan for use of funding 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, Public Health Director, NYS Department of Health, 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 DiGiacomo, Lehr and Potter)

Resolution No. 198

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

RESOLUTION AUTHORIZING EXTENSION OF TWO CASEWORKER POSITIONS
FOR THE SCHOOL INTERVENTION PARTNERSHIP PROGRAM
(GLOVERSVILLE ENLARGED SCHOOL DISTRICT)

WHEREAS, the Department of Social Services currently provides caseworker services through the School Intervention Partnership Program (SIPP) in the Gloversville Enlarged School District, with the primary purpose of providing early intervention into the lives of at-risk children to prevent entry into foster care; and

WHEREAS, the Committees on Human Services, Personnel and Finance recommend continuing two (2) SIPP Caseworker positions on the condition that the entire "local share" be funded by the host school district; and

WHEREAS, the Board of Supervisors agrees to continue said service, contingent upon the Gloversville Enlarged School District providing the entire local share of associated costs (estimated at 25 percent), with the remaining share (estimated at 75 percent) to be provided from State and Federal reimbursement; now, therefore be it

RESOLVED, That two (2) Caseworker positions (Union Job Group A-17) be and hereby are extended in the Department of Social Services, effective July 1, 2024 through June 30, 2025; and, be it further

RESOLVED, That this Resolution and continuation of said positions are contingent upon the Gloversville School District providing the entire 25 percent local share for both positions; and, be it further

RESOLVED, That said contract/agreement shall be subject to further review by the appropriate committee of this Board of Supervisors in the event of any changes/ reductions to State and/or Federal revenues, in order to make necessary budget adjustments and/or contract amendments; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Social Services Commissioner, Personnel Director, CSEA Local 818, Gloversville Enlarged School District, Budget Director/County Auditor, and Administrative Officer/Clerk of the Board.

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 199

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

RESOLUTION AUTHORIZING BACKFILL OF A CASE SUPERVISOR
GRADE A POSITION WITH A CASE SUPERVISOR GRADE B
(SOCIAL SERVICES DEPARTMENT)

WHEREAS, the Commissioner of Social Services has requested to backfill a Case Supervisor Grade A position with a Case Supervisor Grade B position due to a leave of absence; now, therefore be it

RESOLVED, That the Board of Supervisors hereby authorizes the Personnel Director to temporarily backfill a Case Supervisor Grade A position in the Department of Social Services with a Case Supervisor Grade B effective June 1, 2024 through August 31, 2024 ; and, be it further

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

Seconded by Supervisor PALCOVIC and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 200

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

RESOLUTION SETTING SALARY OF THE DISTRICT ATTORNEY IN ACCORDANCE
WITH NEW YORK STATE MANDATE

WHEREAS, in accordance with Judiciary Law 183-a, the District Attorney of any County, shall receive an annual salary equivalent to that of County Judge in the County in which the District Attorney is elected or appointed; and

WHEREAS, to comply with said State mandate, the 2024 salary of the Fulton County District Attorney must be increased from \$200,400.00 to \$221,100.00 effective April 1, 2024; now, therefore be it

RESOLVED, That the 2024 salary of the District Attorney be, and hereby is, increased to \$221,100.00, retroactively effective April 1, 2024; and, be it further

RESOLVED, That the Personnel Director and District Attorney do each and every other thing possible to further the purport of this resolution; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, District Attorney, 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: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 201

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION WAIVING THE RESIDENCY RULE FOR HIRE OF A LEGAL SECRETARY
POSITION IN THE DISTRICT ATTORNEYS OFFICE

WHEREAS, the District Attorney and the Personnel Director are experiencing difficulty in filling the Legal Secretary position within the District Attorney's Office; and

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

Legal Secretary (District Attorney)

and

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

RESOLVED, That the County "Residency Rule" be and hereby is waived for hire of the following position effective immediately through the next exam holding:

Contiguous Counties:
Legal Secretary

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 202

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

RESOLUTION CREATING A PERSONNEL CLERK POSITION IN THE
PERSONNEL DEPARTMENT (2024)

WHEREAS, the Personnel Director recommends creating an additional Personnel Clerk position in the Personnel Department due to an increasing workload and volume of agencies subject to Civil Service administration; and

WHEREAS, the Committees on Personnel and Finance have reviewed the current department structure and recommend creating an additional Personnel Clerk position in the Personnel Department in this instance; effective July 1, 2024; now, therefore be it

RESOLVED, That one (1) Personnel Clerk position (Non-Union Job Group A/T-1, Pay Rate: \$38,070.00 per year), be and hereby is created effective July 1, 2024; and, be it further

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

From: A.6010.6012-1000 - EXP – Payroll
To: A.1430.1430-1000 - EXP – Payroll
Sum: \$19,200.00

From: A.6010.6012-8000 - EXP – Retirement
To: A.1430.1430-8000 - EXP – Retirement
Sum: \$2,168.00

From: A.6010.6012-8100 - EXP – Social Security
To: A.1430.1430-8100 - EXP – Social Security
Sum: \$1,468.00

From: A.6010.6012-8500 - EXP – Hospital Medical
To: A.1430.1430-8500 - EXP – Hospital Medical
Sum: \$12,218.00

From: A.6010.6012-8600 - EXP – Dental
To: A.1430.1430-8600 - EXP – Dental
Sum: \$695.00

and, be it further

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

Resolution No. 202 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, , Personnel Director, CSEA Local 818, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor KINOWSKI and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 203

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

RESOLUTION AUTHORIZING THE PURCHASE OF EQUIPMENT AND OFFICE SUPPLIES AND AN INCREASE TO THE OVERTIME ACCOUNT WITH NYS DCJS 2023-2024 PRE-TRIAL RELEASE GRANT FUNDS (PROBATION DEPARTMENT)

WHEREAS, Resolution 158 of 2023 approved the transfer of the Fulton County Pre-Trial Release Program from the Citizens in Community Services (CICS) Association to the Probation Department; and

WHEREAS, Resolution 159 of 2024 created a Probation Supervisor Position in the Probation Department to manage Pre-trial Release and coordination of services using 2023-2024 NYS DCJS grant money in an amount not to exceed \$79,744.00; and

WHEREAS, a balance of \$28,899.00 remains available from said grant; and

WHEREAS, the Probation Director has proposed to utilize a portion of said balance to support the Probation Supervisor’s duties and start-up of Pre-trial Release Supervision as follows:

(2) Cell Phones	\$3.98
(2) Cell Phone Services \$420/yearly/each	840.00
(1) Laptop	700.00
(1) Laptop Bag	50.00
(1) Wireless Mouse	20.00
(1) Wireless Keyboard	20.00
(1) Shredder	1,700.00
(1) PC Computer	700.00
(1) Office Chair	168.00
General Office Supplies	2,500.00
Printing	500.00
Overtime Budget	<u>1,000.00</u>
Total:	\$8,201.98

now, therefore be it

RESOLVED, That the Probation Director be and hereby is authorized to purchase the items identified herein for use in the Probation Department to support Pre-trial services in an amount not to exceed \$8,201.98; an, be it further

Resolution No. 203 (Continued)

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

Revenue

Increase A.3140.3140-3310 – REV – State Aid – Probation Services \$8,202.00

Appropriation

Increase A.3140.3140-1100 – EXP – Overtime	\$1,000.00
Increase A.3140.3140-2000 – EXP – Equipment Fixed Asset	3,100.00
Increase A.3140.3140-4010 – EXP – Equipment – Non-Asset	168.00
Increase A.3140.3140-4080 – EXP – Telephone	934.00
Increase A.3140.3140-4530 – EXP – Supplies	2,500.00
Increase A.3140.3140-4560 – EXP – Printing	500.00

and, be it further

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 204

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

RESOLUTION CREATING A LEGAL SECRETARY POSITION IN THE PUBLIC DEFENDER’S OFFICE (2024)

WHEREAS, the Public Defender recommends creating a Legal Secretary position in the Public Defender’s office to handle an increasing workload due to an increase in cases; and

WHEREAS, the Committees on Public Safety, Personnel and Finance have reviewed the current department structure and recommend creating a Legal Secretary position in the Public Defender’s office; now, therefore be it

RESOLVED, That one (1) Legal Secretary position (GEN A-5; Pay Rate: \$39,505.00) be, and hereby is, created in the Public Defender’s Office, effective June 1, 2024; and, be it further

RESOLVED, That this Resolution and continuation of said position is contingent upon funding being received from the NYS Office of Indigent Legal Services providing the entire 100 percent cost of said position; and, be it further

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

Revenue

Increase A.1170.1170-3025 – REV – State Aid – Indigent Legal Services Fund	\$45,069.00
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Appropriation

Increase A.1170.1170-1000 – EXP – Payroll	\$23,045.00
Increase A.1170.1170-8000 – EXP – Retirement	2,605.00
Increase A.1170.1170-8100 – EXP – Social Security	1,764.00
Increase A.1170.1170-8500 – EXP – Hospital Medical	16,844.00
Increase A.1170.1170-8600 – EXP – Dental	811.00

and, be it further

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

Resolution No. 204 (Continued)

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 205

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

RESOLUTION URGING THE STATE OF NEW YORK TO ENACT THE “RESCUE EMS PACKAGE” OF LEGISLATION TO STRENGTHEN LOCAL EMERGENCY MEDICAL SERVICES

WHEREAS, Emergency Medical Service (EMS) is a vital resource, necessary to the health and well-being of communities across New York where there is an ongoing EMS crisis in particularly in funding, staffing, and operation of ambulance response; and

WHEREAS, the State Legislature and Governor have a responsibility to ensure that EMS services are available as an essential service for all residents throughout the state, including rural, suburban and urban areas; and

WHEREAS, an existing “package” of legislative measures termed the “Rescue EMS Package” is pending action during the 2024 legislative session are as follows:

S.4020-C (Mayer) / A.3392 (Otis)

Allows special taxing districts to be created to fund EMS services and will recognize EMS as an essential service and provide reforms to the Emergency Medical Services Council.

S.5000 (May) / A.4077 (Lupardo)

This legislation would remove EMS Services from the real property tax cap, allowing local municipalities to expand and better support their local EMS Services.

S.8486-A (Hichey) / A.9102-! (Kelles)

This legislation authorized Medicaid reimbursement to EMS agencies for providing Treatment in Place (TIP) to a patient at the point of response; as well as Transportation to an Alternate Provider (TAP), getting a patient to the most appropriate health care setting other than a hospital. This is NOT legislation that will supplement any existing medical services provided by nurses or hospital staff.

S.6630 (Mannion) / A.6274 (Barrett)

This legislation allows volunteer firefighters’ and ambulance workers to claim both state income and local property tax credits.

S.7286 (Martinez) / A.7524 (Thiele) (Part CC, S.8309-A)

This legislation increases the volunteer firefighters; and ambulance workers personal income tax credit from \$200.00 to \$800.00 for eligible individuals and from \$400.00 to \$1,600.00 for eligible married joint filers. It also allows volunteer firefighters and ambulance workers to claim both state income and local property tax credits.

S.3223 (Sanders) / A.9237 (Hevesi)

This bill would create a methodology for ambulance reimbursement under Medicaid that more closely approximates the cost of providing the service.

Resolution No. 205 (Continued)

It is unfair to require these ambulance companies to accept Medicaid patients and then not fairly reimburse them for the costs of providing services to these patients.

S.6645 (Comrie) / A.6136 (Eachus)

This requires the Thruway Authority to issue emergency services permits to EMS vehicles as is already done for fire vehicles, which would exempt EMS from being required to pay tolls while transporting patients on the NYS Thruway.

RESOLVED, That the Board of Supervisors hereby urges the New York State Legislature to enact all legislation enumerated within the “Rescue EMS Packer” pending action during the 2024 legislative session as listed herein; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Senator Mark Walczyk, Assemblyman Robert Smullen, Assemblyperson Mary Beth Walsh, Assemblyman Matt Simpson, New State Association of Counties, Fulton County EMS Council, Emergency Management Office, Lake Valley, SAVAC, Johnstown Fire Department, NOVAC, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 206

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

RESOLUTION ACCEPTING INSURANCE RECOVERY AND AUTHORIZING SOLICITING NYS OGS VEHICLE MARKET PLACE BIDS FOR A NEW PATROL SEDAN

WHEREAS, the Sheriff’s Department has been notified that it will receive \$28,518.00 from the New York Municipal Insurance Reciprocal to replace a Sheriff’s Charger Patrol Sedan (Vin. #3356); and

WHEREAS, the Sheriff’s Department requests permission to allow procurement of one (1) Patrol Sedan via the NYS OGS Vehicle Marketplace; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety and Finance the Sheriff’s Department, be and hereby, is approved to solicit bids for of one (1) Patrol Sedan via NYS OGS Vehicle Marketplace under the supervision and advisement of the Purchasing Agent; and, be it further

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

Revenue

Increase A.3110.3110-2680 - REV- Insurance Recoveries \$28,518.00

Appropriation

Increase A.3110.3110-2010 - EXP- Capital Expense \$28,518.00

and, be it further

RESOLVED, That the Sheriff return to the Board of Supervisors to request approval to purchase said replacement Patrol Sedan upon receipt of the additional insurance proceeds; and, be it further

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

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 207

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

RESOLUTION WAIVING THE RESIDENCY RULE FOR THE HIRE OF A SECRETARY
TO THE SHERIFF IN THE SHERIFF'S DEPARTMENT

WHEREAS, Sheriff has requested waiving the County "Residency Rule" for a pending vacancy in the position of Secretary to the Sheriff to allow him to hire his preferred candidate from a contiguous county, if necessary; now, therefore be it

RESOLVED, That the County "Residency Rule" be and hereby is waived for the hire of Secretary to the Sheriff in the Sheriff's Office effective immediately through December 31, 2024; and, be it further

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

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 208

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

**RESOLUTION AUTHORIZING THE PURCHASE OF A NEW TRANSPORT VAN VIA
NYS OGS VEHICLE MARKETPLACE (2024 CAPITAL PLAN)**

WHEREAS, Resolution 137 of 2024 allowed procurement of certain Sheriff's Department vehicles via NYS OGS Vehicle Marketplace on March 15, 2024; and

WHEREAS, the 2024 Capital Plan appropriation for a Transit Van is \$71,000.00; however, the lowest bid came in at \$71,848.23; and

WHEREAS, the Correctional Facility is requesting a transfer of funds into the appropriate accounts to increase the 2024 Capital Plan appropriation to purchase the Transit Van at a cost not to exceed \$71,848.23; now, therefore be it

RESOLVED, That the bid, as submitted via NYS OGS Vehicle Marketplace, for the purchase of one (1) Transit Van for use by the Fulton County Correctional Facility, be and hereby is awarded to Van Bortel Ford Inc. of Rochester, NY, they having provided the lowest bid of \$71,848.23; and, be it further

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

From: A.3110.3150-4530 – EXP - Supplies
To: A.3110.3150-2010 – EXP – Capital Expense
Sum: \$647.00

and, be it further

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 209

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

RESOLUTION WAIVING THE START RATE FOR THE SENIOR ACCOUNT CLERK IN
THE CORRECTIONAL FACILITY

WHEREAS, a Senior Account Clerk recently transferred from the Treasurer's Office to the Sheriff's Department Correctional Facility which was a transfer from the CSEA General Unit collective bargaining unit to the Sheriff's Office Employee Alliance collective bargaining unit; and

WHEREAS, at the time of transfer, said employee was at a permanent pay rate (\$22.38 per hour) above the Start Rate within the Alliance salary schedule (\$19.87 per hour); and

WHEREAS, the Sheriff has requested that the Board of Supervisors waive said Senior Account Clerk Start Rate in this instance to hold the employee harmless from any diminution of salary; and

WHEREAS, the Committees on Public Safety, Personnel and Finance recommend that the Board of Supervisors waive the Start Rate for said Senior Account Clerk in this instance only; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety, Personnel and Finance, the Personnel Director be and hereby is directed move said Senior Account Clerk position the permanent One-year Rate (\$23.37 per hour) as identified in the 2024 Alliance Salary Schedule, in this instance only and shall not set a precedence, effective retroactive to her start date in the Alliance Unit; and, be it further

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

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

Seconded by Supervisor ROEHL and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 210

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

RESOLUTION AUTHORIZING A CONTRACT WITH PASSERO ASSOCIATES FOR ENGINEERING DESIGN AND CONSTRUCTION INSPECTION SERVICES FOR A NEW FUEL FACILITY AT THE FULTON COUNTY AIRPORT (2024 CAPITAL PLAN)

WHEREAS, the 2024 Capital Plan includes a “Fuel Farm – Design and Construction” Project at the Fulton County Airport; and

WHEREAS, Resolution 442 of 2023 authorized acceptance of a NYSDOT Aviation Capital Grant for said Project at the Fulton County Airport in a total amount of \$2,239,960.00 that includes a County share of \$223,996.00 and a state share of \$2,015,964.00; and

WHEREAS, the Planning Director and Committees on Public Works, and Finance recommend contracting with the County’s designated airport engineers Passero Associates based upon its proposal for said work; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an Engineering Design and Construction Inspection Services contract with Passero Associates of Rochester, NY for the Fuel Farm – Design and Construction” Project at the Fulton County Airport, as follows:

Engineering Design:	\$267,266.00
Construction Inspection Services:	<u>140,000.00</u>
Total:	\$407,266.00

and, be it further

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

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

Revenue		
Increase H.8020.5610-3597.0988-REV-State Aid- Airport Fuel Farm (New)		\$2,015,964.00
Appropriation		
Increase H.8020.5610-2100.0988-EXP-Airport Fuel Farm (New)		\$2,015,964.00

and, be it further

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

From: A.1000.9950-9000.1200-EXP-Capital Improvements Reserve
To: H.8020.5610-2100.0988-EXP-Airport Fuel Farm (New)

Sum: \$223,996.00

Resolution No. 210 (Continued)

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

Seconded by Supervisor ISABELLA and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 211

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR WINDOW REPLACEMENT AT THE FT. JOHNSTOWN & OFA BUILDING AND FOR SECURE HANDICAP ENTRY DOOR AT OFA BUILDING (2024 CAPITAL PLAN)

WHEREAS, the 2024 Capital Plan includes a “Window Replacement – (Ft. Johnstown Windows – OFA Windows” Project in the amount of \$61,000.00; and

WHEREAS, the 2024 Capital Plan also includes a “Office for Aging – Secure Handicap Entry Door” Project in the amount of \$35,000.00; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for the Window Replacement at Ft. Johnstown and OFA Project and for the OFA Secure Handicap Entry Door Project (and according to further specifications which may be obtained at the Office of the Purchasing Agent, County Office Building, 223 West Main Street, Room 203, Johnstown, NY 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, County Office Building, Room 203, Johnstown, NY 12095, and received no later than 2:00 p.m., Wednesday, June 12, 2024, at which time and place they will be publicly opened and read; and, be it further

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

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

Seconded by Supervisor GODERIE and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 212

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION ADVERTISING FOR BIDS FROM FULTON COUNTY TOWNS, CITIES
AND VILLAGES FOR A SURPLUS 2002 CATERPILLAR LOADER

WHEREAS, the Highways and Facilities Department inventory includes a 2002 Caterpillar Loader that was recently replaced with a 2024 Hyundai Loader; and

WHEREAS, the 2002 Caterpillar Loader has 4577 hours and has an estimated value of \$30,000.00; and

WHEREAS, the Superintendent of Highways and Facilities recommends offering the 2002 Caterpillar Loader via sealed bid to local municipalities with a minimum bid of \$20,000.00 required; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Public Works, Superintendent of Highways and Facilities be and hereby is authorized to send a request for bids to local municipalities in the County of Fulton for the sale of a surplus 2002 Caterpillar Loader and set the minimum bid at \$20,000.00, returnable to the Purchasing Agent; and, be it further

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

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 213

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

RESOLUTION AWARDING BID FOR THREE RECYCLING TRUCKS FOR USE IN THE SOLID WASTE DEPARTMENT (2024 CAPITAL PLAN)

WHEREAS, the 2024 Capital Plan includes three (3) Recycling Trucks for use at the Solid Waste Department for a total amount of \$1,200,000.00; and

WHEREAS, said Capital Plan truck purchases were predicated on transitioning from rear-load recycling trucks to side-load recycling trucks; and

WHEREAS, Resolution 123 of 2024 authorized advertisement for bids for three (3) Recycling Trucks for use in the Solid Waste Department and one (1) bid was received; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Works and Finance, the net bid, in the following amount, as submitted by Dimmick Group Peterbilt, of Utica, NY for the purchase of three (3) Side-load Recycling Trucks be and hereby is awarded, as reviewed and recommended by the Director of Solid Waste and Fulton County Purchasing Agent; they being the lowest responsible bidder in accordance with Specification No. 2024-86-03, dated March 28, 2024:

Dimmick Group Peterbilt, Utica, NY: \$139,649.00 (\$379,883.00 per Truck)

and, be it further

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 214

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION RESCINDING RESOLUTION 215 OF 2023 THAT AUTHORIZED THE PURCHASE OF A CURBSIDE RECYCLING TRUCK FOR USE IN THE SOLID WASTE DEPARTMENT VIA ONONDAGA COUNTY CONTRACT

WHEREAS, Resolution 215 of 2023 authorized the purchase of a Curbside Recycling Truck for use in the Solid Waste Department via Onondaga County contract in an amount not to exceed \$230,554.33; and

WHEREAS, after said Resolution was approved, the Director of Solid Waste requested a change to transition from rear-load recycling trucks to automated side-load and the Committee on Public Works endorsed said change; and

WHEREAS, the 2024 Capital Plan includes the purchase of three (3) Side-load Recycling Trucks for a total cost not to exceed \$1,200,000.00; now, therefore be it

RESOLVED, That Resolution 215 of 2023, be, and hereby is, rescinded inasmuch as the County will not be purchasing said vehicle; 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: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 215

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND BARTON & LOGUIDICE, P.C. FOR MANDATED SURFACE EMISSIONS MONITORING

WHEREAS, New York State Department of Environmental Conservation (DEC) now requires semi-annual surface emissions monitoring for methane as a new Title V Permit condition at solid waste disposal facilities; and

WHEREAS, this requirement stems from the Title V permit application and renewal process, which is presently handled by Barton and Loguidice Engineers to keep Fulton County in compliance with EPA regulations; 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 Barton and Loguidice Engineers, D.P.C. of Liverpool, NY to perform Surface Emissions Monitoring required in 2024, at a cost not to exceed \$21,500.00; said contract subject to the approval of the County Attorney; and, be it further

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

From: CL.1000.1990-4907-EXP-Contingent Fund Expense
To: CL.8160.8162-4090-EXP-Professional Services
Sum: \$21,500.00

and, be it further

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 216

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

RESOLUTION AUTHORIZING A TRANSFER FOR LANDFILL VIDEO INSPECTION SERVICES IN THE SOLID WASTE DEPARTMENT

WHEREAS, video inspection of the primary and secondary leachate lines are now required biennially in accordance with NYSDEC regulations revision; and

WHEREAS, the Department of Solid Waste budgeted \$10,000.00 for said video inspection in the 2024 Budget; however, current quotes exceed the original estimates of \$25,000.00;

WHEREAS, the Director of Solid Waste requests a transfer from the Solid Waste Contingency Account to cover the additional cost of the required video inspection; now, therefore be it

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

From: CL.1000.1990-4907 - EXP- Contingent Fund Expense

To: CL.8160.8162-4090 - EXP- Professional Services

Sum: \$15,000.00

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 PRAUGHT and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 217

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AMENDING THE GAS ASSIGNMENT CONTRACT AND PROPERTY LEASE BETWEEN THE SOLID WASTE DEPARTMENT AND ARCHAEA ENERGY TO REVISE THE LEASE AREA BOUNDARIES

WHEREAS, Resolution 111 of 2007 authorized Gas Assignment Contract and Property Lease between the Solid Waste Department and Innovative Energy Systems, Inc. (dba Aria Energy) for a ten (10) year contract term that ends June 3, 2020; and

WHEREAS, Resolution 135 of 2020 authorized an extension of a gas assignment contract and property lease between the Solid Waste Department and Aria Energy (now Archaea Energy) for a ten (10) year contract term that ends June 3, 2025; and

WHEREAS, the ongoing Phase VI Expansion includes a new gas flare located adjacent to the LFGTE plant; and

WHEREAS, Archaea Energy has requested that the boundaries of Archaea's leased premises be revised so as not to include the gas flare site; and

WHEREAS, the Solid Waste Director recommends amendment of the Gas Assignment Contract and Property Lease to remove said flare site from the Archaea Energy property lease; now, therefore be it

RESOLVED, That the Chairman of the Board, be, and hereby is authorized to sign an amendment to the Gas Assignment Contract and Property Lease with Archaea Energy, to revise the boundaries of said leased premises; and, be it further

RESOLVED, That said contract amendment 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, Solid Waste Director, Archaea Energy, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 218

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION APPROVING USER AGREEMENTS BETWEEN THE BOARD OF ELECTIONS AND LOCAL SCHOOL DISTRICTS TO USE COUNTY VOTING MACHINES (2024)

WHEREAS, as of January 1, 2016, area school districts must use electronic voting machines to conduct school elections to meet new State mandates for school board elections; and

WHEREAS, Resolution 155 of 2015 authorized a Pilot program with the Greater Johnstown School District for Image Cast Electronic Voting to determine best practices for any other schools that desire to contract with the County for said service; and

WHEREAS, the Board of Supervisors previously approved User Agreements between the Board of Elections and Local School Districts to Use County Voting Machines during 2016 through 2023; and

WHEREAS, the Board of Elections Commissioners and Committee on Finance recommend authorizing User Agreements between the Board of Elections and local school districts to use County-owned electronic voting machines; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign User Agreements between the Board of Elections and local school districts for use of the County voting machines for 2024 school board elections; said agreement subject to approval by the County Attorney; and, be it further

RESOLVED, That said school districts will reimburse the Board of Elections for costs associated with preparation and use of said machines at school district polling sites; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Board of Elections Commissioners, All Local School Districts, H-F-M BOCES Superintendent, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 219

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING PAYMENT OF ONE-TIME TCS TAX COLLECTION
SOFTWARE LICENSE FEES FOR THE TOWNS OF BLEECKER AND BROADALBIN
(2024)

WHEREAS, Resolution 531 of 2019 authorized payment of TCS Tax Collection Software Licensure (Systems East, Inc.) for the Towns of Oppenheim and Ephratah as part of the 2019 Shared Services Plan to encourage consolidation and cooperation for the annual tax collection process; and

WHEREAS, Resolution 462 of 2023 authorized payment of one-time TCS Tax Collection Software License fees for the Towns of Perth, Broadalbin, Stratford and Bleecker in an amount not to exceed \$15,980.00; and

WHEREAS, due to invoicing delays reported by the Treasurer, County payment for the Towns of Bleecker and Broadalbin did not occur in 2023 as planned; and

WHEREAS, the County Treasurer now recommends said payments in 2024 of one-time TCS Tax Collection Software License packages for the Towns of Broadalbin and Bleecker; and

WHEREAS, said software packages would include: TCS software license, installation, on-site training and initial one (1) Year Support and Maintenance contract as follows:

<u>Municipality</u>	<u>County Cost</u>	<u>Ongoing Town Maintenance Expense</u>
Broadalbin 01/2025	\$ 3,995.00	\$599.00 first year, \$895 per year eff.
Bleecker 01/2025	<u>\$ 3,995.00</u>	\$599.00 first year, \$895 per year eff.
	Total: \$7,990.00	

now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the Treasurer’s Office and Systems East, Inc. of Cortland, NY, for implementation of a “Total Collection Solutions” Software System for the Towns of Broadalbin and Bleecker, at a cost not to exceed \$7,990.00 (\$3,995.00 each) to accomplish a Tax Collection Software cooperation project; and, be it further

RESOLVED, That annual costs for ongoing annual Support and Maintenance contracts for said software shall be the responsibility of the respective Towns commencing with the 2024 contract year; and, be it further

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

Resolution No. 219 (Continued)

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

From: A.1325.1325-4090 - EXP- Professional Services

To: A.1325.1325-4130 - EXP- Contractual

Sum: \$7,990.00

and, be it further

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

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 220

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING REPORT OF THE COMMITTEE ON
MORTGAGE TAX DISTRIBUTION

RESOLVED, That the Report of the Committee on Mortgage Tax (Finance) dated May 2, 2024, be adopted as the act and determination of the Board and that the County Treasurer be and hereby is authorized and directed to issue checks payable to the proper village, town or city officers thereto; and, be it further

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 221

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CERTAIN TRANSFERS AND BUDGET AMENDMENTS

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

Personnel

From: A.1010.1010-8000 - EXP – State Retirement	\$452.00	
A.1010.1010-8100 - EXP – Social Security	306.00	
To: A.1010.1345-8000 - EXP – State Retirement		\$452.00
A.1010.1345-8100 - EXP – Social Security		306.00

Corrections

From: A.3110.3150-4530 – EXP – Supplies
To: A.3110.3150-2000 – EXP – Equipment – Fixed Asset
Sum: \$1,005.00
(Vaccine refrigerator replacement – current refrigerator inoperable)

Community Services

From: A.4310.4310-1000 - EXP- Payroll
To: A.4310.4310-4090 - EXP- Professional Services
Sum: \$3,000.00

Solid Waste

From: CL.1000.1990-4907 - EXP- Contingent Fund Expense
To: CL.8160.8162-4929 - EXP- Methane Carbon Credits
Sum: \$15,000.00

Highway

From: DM.5130.5130-4580 – EXP – Gas - Fuel
To: DM.1000.9040-8200 – EXP – Workers Compensation
Sum: \$325.00

and, be it further

Resolution No. 221 (Continued)

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

Sheriff

Revenue

Decrease A.1000.0599-0599 - REV - Appropriated Fund Balance	\$3,232.00
Decrease A.3110.3110-3389 - REV-State Aid - Other Public Safety	1,210.00

Appropriation

Decrease A.3110.3110-2000 - EXP- Equipment - Fixed Asset	\$4,158.00
Decrease A.3110.3110-4010 - EXP- Equipment - Non-Asset	284.00

and, be it further

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

Seconded by Supervisor KINOWSKI and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 222

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING JOINT DEFENSE AGREEMENT FOR LITIGATION COUNSEL FOR TAX FORECLOSURE SURPLUS MATTERS (COUNTY ATTORNEY)

WHEREAS, a Class Action Letter of Engagement relating with Harris Beach Attorneys at Law as litigation counsel for defense of on In Rem Tax Foreclosure Surplus Return lawsuits was approved on April 8, 2024 by the Board of Supervisors and executed; and

WHEREAS, the County Attorney is requesting approval of a formed Joint Defense Agreement for Litigation Counsel for Tax Foreclosure Surplus Matters in connection with said federal court action against the County of Fulton; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the County of Fulton and Harris Beach Attorneys at Law of Pittsford, NY to defend the County in the Tax Foreclosure Surplus litigation at a pro-rated share of the following rates:

Partners:	\$300.00 per hour
Counsel & Associates:	225.00 per hour
Paralegal/Non-attorneys:	125.00 per hour

and, be it further

RESOLVED, That this contract is contingent upon approval of the County Attorney, who shall do each and everything necessary to further the purport of this Resolution; and, be it further

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

From: A.1000.1990-4907 - EXP- Contingent Fund Expense
To: A.1420.1420-4090 - EXP- Professional Services
Sum: \$10,000.00

and, be it further

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisors DiGiacomo, Lehr and Potter)

Resolution No. 223

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT WITH SIMMONS HANLY CONROY LLC
FOR LEGAL SERVICES TO JOIN A CLASS ACTION LAWSUIT AGAINST
PHARMACEUTICAL MANUFACTURERS AND PHARMACY BENEFIT MANAGERS
RELATED TO PRICE-FIXING OF INSULIN COSTS

WHEREAS, Resolution 345 of 2017 authorized a contract with Simmons Hanley Conroy for Legal Services to join a class action lawsuit against pharmaceutical companies to recover costs incurred from the opioid crisis; and

WHEREAS, during the course of the aforementioned opioid litigation, class action legal counsel has observed trends in insulin pricing that indicate that pharmacy benefit managers (PBM's), manufactures and distributors may have participated in price-fixing schemes to dictate pricing increases; and

WHEREAS, there is a growing and serious concern with the rising costs of insulin across the nation; and

WHEREAS, national law firm Simmons Hanly Conroy of New York, New York is the oversight law firm already handling insulin price-fixing litigation on behalf of interested municipalities; and

WHEREAS, the County Attorney recommends that the County of Fulton join said class action lawsuit in an effort to recover costs incurred from increased insulin costs; now, therefore be it

RESOLVED, That upon the recommendation of the County Attorney, and the Committee on Finance, the Chairman of the Board be and hereby is authorized to sign a retainer agreement between the County of Fulton and Simmons Hanly Conroy, LLC of New York, New York, to conduct a joint lawsuit against pharmacy benefit managers, manufacturers distributor's and others; such agreement to include but not limited to the following terms and conditions:

1. Any payments to Simmons Hanly Conroy, LLC shall be based upon a contingency fee not to exceed 33.33 percent of the County's gross share of any recovery.
2. There will be zero cost to Fulton County if there is no settlement or award;

and, be it further

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

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

Resolution No. 223 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, NYS Association of Counties, Simmons Hanly Conroy, LLC, 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 DiGiacomo, Lehr and Potter)

Resolution No. 224

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING THE CREATION OF COUNTY EMAIL ACCOUNTS FOR MEMBERS OF THE BOARD OF SUPERVISORS WHO OPT FOR THEM

WHEREAS, at the April 8, 2024 Board meeting, Supervisors expressed interest in establishing County email accounts for Supervisors' for official County business; and

WHEREAS, the Administrative Officer canvassed Board members and several Supervisors have requested County-issued e-mail accounts; now, therefore be it

RESOLVED, That based upon the recommendation of the Committee on Finance, the Administrative Officer/Clerk of the Board shall coordinate with the Information Technology Director to establish County government email accounts for each Board of Supervisors member who requests one in writing; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, All Supervisors, Information Technology Director, 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: 321 (14) Nays: 69 (3) (Supervisors Blackmon, Groff and Kinowski)
Absent: 139 (3) (Supervisors DiGiacomo, Lehr and Potter)