

SEVENTH REGULAR SESSION

Johnstown, NY

July 8, 2024

Roll Call – Quorum Present

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

TOTAL: Present: 17 Absent: 3 (Supervisor Goderie, Lehr, Praught)

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

PUBLIC HEARINGS/SCHEDULED SPEAKERS

1:30 P.M. PUBLIC HEARING REGARDING THE POSSIBLE SUBMISSION OF ONE OR MORE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATIONS FOR THE 2024 PROGRAM YEAR

COMMUNICATIONS

L-1 Letter from Young/Sommer, LLC, dated July 3, 2024.
Subj: Notice to interested parties that Foothills Solar, LLC has filed additional information responding to the Office of Renewable Energy Siting (ORES) Notice of Incomplete Application dated February 5, 2024

ANNOUNCEMENT OF 2024 OTB SCHOLARSHIP ESSAY WINNERS

1ST Place: Tara B. Sweeney Johnstown HS
2nd Place: Jake Ringer Johnstown HS
3rd Place: Caroline Krempa Johnstown HS

Administrative Officer Jon Stead stated that the scholarship winners could not attend today’s meeting due to prior engagements. He noted that all of the essays submitted this year were exceptionally well-written.

UPDATES FROM STANDING COMMITTEES

Personnel Committee: Supervisor Fagan stated that a tentative agreement has been reached with the CSEA Nurses Unit and he expects it will come to the full Board next month.

REPORTS OF SPECIAL COMMITTEES

Adirondack Government Committee: Supervisor Fogarty noted that he attended the meeting last month for the Adirondack Local Government Review Board. He stated that he had the minutes from the meeting sent to all the Supervisors because he felt it was very informative.

Inter-County Legislative Committee of the Adirondacks: Supervisor VanValkenburgh gave a NYSAC update from the last Inter-County Legislative Committee of the Adirondacks meeting. She stated that it was said that the NYS Tax Cap will be a true two (2) percent for the coming year. The short-term rental sales tax bill (S885G/A413C) has not been signed by the Governor yet.. Supervisor VanValkenburgh then noted that the fall NYSAC Conference will be held in Monticello, NY on September 9, 2024 through September 11, 2024. She stated that the Judiciary Security Act will be effective July 19, 2024, where any state, county or local judge can now make a request for personal information to be redacted from the web, such as tax information including real estate. Supervisor VanValkenburgh also stated that the Procurement regulations for “piggybacking” has been extended for three (3) years and that NYSAC is looking to send a letter to slow down new OSHA requirements for volunteer firefighters.

Soil and Water Conservation District Board: Supervisor Lauria stated that Soil and Water Conservation District Board met on June 11, 2024. He noted that next year’s budget is in process. He stated the Perry’s “Day on the Farm” will be on August 18, 2024 and it should be a great day. Supervisor Lauria stated that the concrete and electric is complete for the new SWCD pole barn. He also stated that the Chicken BBQ will be held tomorrow, July 9, 2024, following the 9:00 a.m. meeting and all Supervisors are invited to attend.

CHAIRMAN’S REPORT

Chairman Blackmon stated that he was happy to see nine (9) Supervisors attended the recent Cybersecurity Capability Workshop and that it was a fascinating class. Chairman Blackmon stated that on June 17, 2024 he attended the opening of the new Northville Volunteer Firehouse. He also attended the Traffic Safety Board dinner and the airport tour where helicopter rides were given. He stated that he attended the Pine Lake Lodge ribbon-cutting. It was turned into a bed and breakfast that accommodates up to 14 people. Chairman Blackmon then stated that he attended the FMCC Trustees meeting and a meeting of the Great Sacandaga Lake Discovery Center Advisory Committee held at the Northville Town Hall.

Chairman Blackmon went on to note that he attended the Economic Development Strategy Update Steering Committee meeting and they have narrowed priorities down to five (5) projects each for Economic Development, Housing Promotion and Tourism. He stated that the report should be out by November.

He stated that he attended a meeting with the Industrial Development Agency, Center for Regional Growth, the Chamber of Commerce and the Planning Department regarding an interactive website and other collaboration ideas.

RESOLUTIONS (TITLES ATTACHED)

Mr. Stead complimented the Board Office staff, Briana Chittenden and Justine Lewis for their fine work in the Office while the Deputy Administrative Officer has been out on maternity leave. They have done an excellent job preparing for the last two (2) Board Meetings.

Resolution No. 277 (Resolution Creating a Second Elections Clerk (BOE)-Republican Position to Facilitate a Training Period in the Board of Elections Office): Supervisor Potter stated that it is imperative that the word get out regarding the Elections Clerk (BOE)-Republican position because the current Clerk is on track to retire in September. He stated that it will be a busy election season and hands-on training would be great for a new Clerk.

Resolution No. 280 (Resolution Authorizing a Contract with Perry Lovell to Complete Certain Strategic Planning Projects for the Fulton County Information Technology Department): Mr. Stead stated that project number five (5) that is listed on the Resolution has been talked about for a few years now and this will allow for each City, Town and Village to complete a security review for IT issues. He noted that more information will be sent out regarding this in the coming months.

PUBLIC HEARING REGARDING THE POSSIBLE SUBMISSION OF ONE OR MORE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATIONS FOR THE 2024 PROGRAM YEAR:

Chairman Blackmon opened the Public Hearing to receive comments the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2024 program year at 1:30 p.m. No one came forward to address the Board and the Chairman stated that he would keep the Public Hearing open until later in the meeting.

Resolution No. 281 (Resolution Authorizing Renewal of Specific Excess Liability Insurance Policy via Marshall and Sterling Upstate Inc. for 2024-2025 (Workers Compensation Plan)): Mr. Stead stated that the Finance Committee completed a review of the Workers Compensation Plan Budget for next year and that the Apportionment Resolution for the plan would be coming to the Board soon. He noted that it looks to be about the same chargeback level as last year with no major changes.

Resolution No. 283 (Resolution Authorizing County Participation in the Legal Defense of an Assessment Reduction Action by Patti's Greenhouses in the Town of Mayfield): Mr. Stead noted that the Requested Assessment Reduction amount needs to be changed from \$150,000.00 to \$150,026.00. Supervisor DiGiacomo stated that the policy for the County to participate in legal defense of real property tax assessments has not been updated since 2013 and it should be updated regarding monetary thresholds. He inquired about how to get that process started to update the policy. Mr. Stead stated that this can be discussed at the next Finance Committee meeting.

Resolution No. 35 (Resolution Setting Date of Public Hearing Regarding 2024-2025 FMCC Budget): Supervisor Young announced that he would Recuse himself from this decision and Abstain from voting on this proposed Resolution due to his current employment by FMCC.

(Supervisor Young left the meeting at 1:36 p.m.)

Mr. Stead noted that the FMCC Budget Proposal was given to all the Supervisors in their mail boxes for review. He stated that the proposal includes a \$50,000.00 increase from both Fulton and Montgomery Counties and the Committee on Finance will be reviewing it at its next meeting.

(Supervisor Young re-entered the meeting at 1:37 p.m.)

Resolution No. 287 (Resolution Approving 2023-2024 Chief Local Elected Officials (Cleo) Agreement Between Fulton, Montgomery and Schoharie counties for Sponsorship and Operation of the F-M-S Workforce Development Board): Mr. Stead noted that this Resolution did go through the regular Committee process; however, it was left off of the Board Agenda in error, so there is no need to waive the rules at this time.

Chairman Blackmon again asked if there were any members of the public who wished to make comments regarding the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2024 program year. There being no interested speakers, Chairman Blackmon closed the Public Hearing at 1:40 p.m.

ADJOURNMENT

Upon a motion by Supervisor Fogarty, seconded by Supervisor Breh and unanimously carried, the Board adjourned at 1:40 p.m.

Certified by:

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

Resolution No. 250

Supervisor KINOWSKI offered the following Resolution and moved its adoption:

RESOLUTION APPOINTING CHAIRMAN OF THE BOARD AS CERTIFYING OFFICER
FOR THE NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) REVIEW PROCESS
FOR THE 2024 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AGREEMENT
WITH THE NYS OFFICE OF COMMUNITY RENEWAL TO OPERATE A FULTON
COUNTY MICRO-ENTERPRISE GRANT PROGRAM

WHEREAS, the Board of Supervisors has initiated the various steps to accept a CDBG Grant from the NYS Office of Community Renewal to operate a Fulton County Micro-Enterprise Grant Program; and

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

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

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

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

Seconded by Supervisor POTTER and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 251

Supervisor KINOWSKI and HOWARD offered the following Resolution and moved its adoption:

RESOLUTION EXTENDING CONTRACT WITH PHINNEY DESIGN GROUP TO PROVIDE PHASE 3 AND 4 ARCHITECTURAL SERVICES FOR THE GREAT SACANDAGA LAKE DISCOVERY CENTER PROJECT (2022 CAPITAL PLAN)

WHEREAS, Resolution 202 of 2021 accepted American Rescue Plan Funds (Coronavirus State and Local Fiscal Recovery Funds) from the U.S. Department of Treasury in the amount of \$10,369,022.00; and

WHEREAS, Resolution 260 of 2021 endorsed *Destination: Fulton County, A Strategic Plan For American Rescue Plan Funds*; and

WHEREAS, Resolution 253 of 2022 authorized a contract with Environmental Design Partnership, LLP. for Civil Site Engineering Services for the Great Sacandaga Lake Museum Project (*Destination: Fulton County, 2022 Capital Plan*)

WHEREAS Resolution 254 of 2022 authorized a Request for Qualifications from architectural design firms for project planning services for the Great Sacandaga Lake Museum Project (*Destination: Fulton County 2022 Capital Plan*); and

WHEREAS, Resolution 400 of 2022 authorized a contract with Phinney Design Group to provide Architectural Services for Phase 1 and Phase 2 of the Great Sacandaga Lake Museum and Visitor Center Project (2022 Capital Plan); and

WHEREAS, the Planning Director received a proposed fees schedule from Phinney Design Group, LLP., Saratoga Springs, NY for Phase 3 and Phase 4 Architectural Design Services for the Great Sacandaga Lake Discovery Center Project; 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 extend said contract with Phinney Design Group, LLP, Saratoga Springs, NY, to provide Phase 3 and Phase 4 Architectural Design Services for the Great Sacandaga Lake Discovery Center Project at not to exceed costs as follows:

Phase 3-Design Development	\$100,700.00
Phase 4- Construction Documents	201,400.00

and, be it further

RESOLVED, That said contract be charged to account H.8020.7450-2100.0961-EXP-Great Sacandaga Lake Museum; and, be it further

Resolution No. 251 (Continued)

RESOLVED, That the Planning Director be, and hereby is, directed to 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, Planning Director, Phinney Design Group, LLP., Environmental Design Partnership, LLP., 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 252

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

RESOLUTION AUTHORIZING A GRANT AGREEMENT WITH GLOVERSVILLE LITTLE LEAGUE BASEBALL TO PROVIDE YOUTH SPORTS TEAMS PROGRAM FUNDS

WHEREAS, the New York State Office of Children and Family Services allocated funding for Youth Sports Teams for the year 2024; and

WHEREAS, the OFA Director has recommended utilizing said NYS OCFS funds to support Gloversville Little League Baseball 2024 Youth Sports Team Programming; and

WHEREAS, the Fulton County Office for Aging 2024 Budget includes funding for Youth Sports Teams; now therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a grant agreement between the Fulton County Office for Aging and Gloversville Little League Baseball in the amount of \$25,879.00 for the period July 1, 2024 through December 31, 2024; and, be it further

RESOLVED, That said funds be utilized as follows:

- Infrastructure Improvements
- Gear and Uniforms
- Scholarships
- Consumable Supplies
- Umpires

and,

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, NYS Office for Aging, Gloversville Little League Baseball, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 253

Supervisor FOGARTY offered the following Resolution and moved its adoption:

RESOLUTION CALLING ON MEMBERS OF THE NYS SENATE AND ASSEMBLY TO REFORM THE STATE'S COMPETENCY RESTORATION PROCESS BY PASSING S.1874 (BROUK) / A.5064 (GUNTER)

WHEREAS, section § 730 of the Criminal Procedure Law (CPL) provides that defendants charged with felonies who are mentally ill and/or developmentally disabled and who are determined by a court to be unable to understand the charges against them or participate in their own defense (often called "730's") are sent to New York State-operated forensic hospitals solely for the purpose of trying to restore them to competency to stand trial; and

WHEREAS, the origin of CPL § 730 dates back over five decades to the laws of 1970, and parts of it have been declared to be unconstitutional; and

WHEREAS, competency restoration provides necessary medications but primarily provides services such as courtroom training to familiarize the defendant with courtroom procedures so they can participate in their trial; and

WHEREAS, many judges incorrectly believe that by ordering a 730 commitment, they are helping the mentally ill or developmentally disabled person get treatment; and

WHEREAS, in the cases for which restoration is appropriate, most defendants can generally be restored within 90-150 days; and

WHEREAS, there are also numerous situations where defendants have been kept in restoration for periods of three, six, or even 10 years; and

WHEREAS, these lengthy confinements have been declared to be unconstitutional by the U.S. Supreme Court as shown in the case of Jackson v. Indiana (1972), which provides that states may not indefinitely confine criminal defendants solely on the basis of incompetence to stand trial; and

WHEREAS, the Office of Mental Health (OMH) has diverged from agreements with the county mental health commissioners/directors of community services to provide specific and timely information on the clients/defendants ordered to restoration; and

WHEREAS, the SFY 2020-21 budget required counties to pay 100 percent of the OMH State Operations costs for individuals receiving court-ordered mental health competency restoration services at State-operated Forensic Psychiatric Centers; and

WHEREAS, as the full payors of these services, the commissioners must have timely access to any pertinent client information as deemed necessary to effectively manage their responsibilities under the Mental Hygiene Law; and

Resolution No. 253 (Continued)

WHEREAS, the county cost of these services can reach more than \$1,300.00 per day and current statute does not require a timeline be established for when a defendant is unable to be restored; and

WHEREAS, Fulton County has experienced restoration costs for one defendant that exceeded \$400,000.00; and

WHEREAS, in New York State, counties, through the county tax levy, already bear an overwhelming portion of the financial burden for supporting individuals suffering from serious mental illness, and the requirement to assume 100% of 730.20 competency restoration costs has taken away millions of dollars from critical behavioral health programming in the community; and

WHEREAS, given the advances in the behavioral health and the modernization of the criminal justice system, it is time for the State to reform the statutory authority governing competency restoration to ensure that only individuals who are appropriate subjects of 730 court orders are sent for restoration in accordance with the current state of these two systems; and

WHEREAS, Bills S.1874 (Brouk)/A.5063 (Gunther), seek to address the reforms necessary to update the archaic requirements of current statute; now, therefore be it

RESOLVED, That the Board of Supervisors hereby demands CPL § 730.20 be reformed to establish specific criteria for 730 examiners, streamlining the process to establish equity across the system, and that the psychiatrist or psychologist conducting the psychiatric exam tell the court whether or not there is a reasonable chance of restoration, thereby granting the court an opportunity to allow diversion to mental health treatment; and, be it further

RESOLVED, That the Board also demands that NYS OMH follow its agreements with the county mental health commissioners/directors of community services to provide specific and timely information on any clients/defendants ordered to restoration; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Community Services Director, Senator Mark Walczyk, Assemblyman Robert Smullen, Assemblyman Matt Simpson, Assemblywoman Mary Beth Walsh, Judge Michael Smrtic, Judge Chad Brown, Judge J. Gerard McAuliffe, All Town Justices, District Attorney, Public Defender, Assigned Counsel Administrator, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 254

Supervisor FOGARTY offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS TO TRANSPORT A CHILD
TO CLOVERPATCH PRE-SCHOOL
(CHILDREN WITH HANDICAPPING CONDITIONS PROGRAM, 2024-2025)

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids from contractors for the Children with Handicapping Conditions Transportation Program (CloverPatch Program) (and according to further specifications which may be obtained at the office of the Purchasing Agent, Supervisors' Chambers, 223 West Main Street, Room 203, County Building, Johnstown, NY, 12095, during usual business hours); and, be it further

RESOLVED, That such sealed bids must be addressed to Jon R. Stead, Purchasing Agent, Supervisors' Chambers, 223 West Main Street, Room 203, County Building, Johnstown, NY, 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, July 24, 2024, at which time and place they will be publicly opened and read; and, be it further

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

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 255

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

RESOLUTION ACCEPTING NYS DEPARTMENT OF HEALTH PERFORMANCE
INCENTIVE YEAR 11 AWARD FUNDS FOR PURCHASE OF CERTAIN PROMOTIONAL
SUPPLIES FOR USE IN THE PUBLIC HEALTH DEPARTMENT

WHEREAS, the Public Health Director has been notified that the Department has been awarded a Performance Incentive Award to promote public health services under Article 6 of Public Health Law in the amount of \$14,599.00; and

WHEREAS, the Public Health Director requests that said funds be used to purchase preventive advertising and promotional materials for use in the Public Health Department; now, therefore be it

RESOLVED, That the Public Health Director be and hereby is authorized to purchase the following with Performance Incentive Award Funds from the New York State Department of Health:

Tick Kits	\$5,330.00
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and, be it further

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

Revenue:

Increase A.4010.4010-2770-Other Unclassified Revenues	\$5,330.00
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Appropriation:

Increase A.4010.4010-4530-EXP-Supplies	\$5,330.00
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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 VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 256

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

**RESOLUTION ACCEPTING NYS CHILD CARE BLOCK GRANT
(FAMILY ASSISTANCE) FOR USE IN THE SOCIAL SERVICES DEPARTMENT**

WHEREAS, Resolution 149 of 2024 included a transfer of funds from Family Assistance accounts to cover a shortfall while awaiting a Child Care Block Grant for Day Services; and

WHEREAS, the Commissioner now reports that said Child Care Block Grant funds have been received; and

WHEREAS, the Social Services Commissioner recommends acceptance of additional 2023-2024 NYS Child Care Block Grant Funds (Family Assistance) available from the State of New York; now, therefore be it

WHEREAS, the Commissioner recommends a budget amendment to replenish funds back to Family Assistance accounts; now, therefore be it

RESOLVED, That additional NYS Child Care Block Grant Funds (Day Care), in an amount of \$790,598.00, be, and hereby are, accepted; and, be it further

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

Revenue:

Increase A.6010.6055-3655 - REV- State Aid-Day Care	\$540,590.00
Increase A.6010.6140-3640-REV-State Aid-Safety Net Assistance	72,500.00

Appropriation:

Increase A.6010.6055-4170 - EXP-Programs	\$540,590.00
Increase A.6010.6140-4170 - EXP-Programs	72,500.00

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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 257

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

RESOLUTION CREATING A CASE SUPERVISOR GRADE B POSITION AND PLACING
A “ONE-DOLLAR HOLD” ON A CASE SUPERVISOR, GRADE A POSITION
(DEPARTMENT OF SOCIAL SERVICES)

WHEREAS, there is a vacancy in the position of Case Supervisor, Grade A in the Department of Social Services; however, no current employees meet the minimum qualifications for promotion to the position

WHEREAS, given the forgoing, the Commissioner of Social Services has requested the creation of an additional Case Supervisor, Grade B position, and placing a “one-dollar hold” on a Case Supervisor, Grade A until future candidates achieve the necessary qualifications for promotion; and

WHEREAS, the Committees on Human Services, Personnel and Finance have reviewed the current department structure and recommend creating an additional Case Supervisor, Grade B position to complete necessary department work in this instance; now, therefore be it

RESOLVED, That a Case Supervisor, Grade B position (Gen P-5, \$30.23 per hour), be and hereby is created and the vacant Case Supervisor, Grade A position (Gen P-6, \$32.64 per hour) in the Social Services Department, be and hereby is placed on “hold” in the budget at \$1.00 effective September 1, 2024; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Commissioner of Social Services, Personnel Director, Payroll Division, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 258

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

RESOLUTION AUTHORIZING A HALF DAY DEPARTMENT CLOSURE FOR A DEPARTMENT-WIDE TRAINING SESSION IN THE SOCIAL SERVICES DEPARTMENT

WHEREAS, The Commissioner of Social Services desires to meet with the entire Department of Social Services staff to conduct training and familiarization with other local service providers and agencies; and

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

WHEREAS, light meals, light refreshments and room rental will be covered within the existing training contract with Fulton-Montgomery Community College at no cost to the County of Fulton; now, therefore be it

RESOLVED, That the Commissioner of Social Services is hereby authorized to conduct morning closure of the Department and to include light meals, light refreshments and room rental, if necessary, as part of planning for the aforementioned event, subject to said costs being in accordance with State and/or Federal agency guidelines and at no cost to the County of Fulton; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, DSS Commissioner, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 259

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A CONTRACT RENEWAL WITH CSEA EMPLOYEE
BENEFIT FUND FOR THE SUNRISE DENTAL PLAN**

WHEREAS, the CSEA General Unit collective bargaining agreement expired on December 31, 2022; and

WHEREAS, the CSEA Employee Benefit Fund for the Sunrise Dental Plan runs currently for the duration of the collective bargaining agreement; and

WHEREAS, the County previously entered into a contract with CSEA Employee Benefit Fund for dental coverage through December 31, 2017, at a cost of \$89.50 per month per employee; and

WHEREAS, the CSEA Employee Benefit Fund has notified the County that the monthly premiums for said dental plan will increase as follows:

January 1, 2018 - June 30, 2018	\$89.50 per month per employee
July 1, 2018 - June 30, 2019	\$91.29 per month per employee
July 1, 2019 - June 30, 2020	\$93.12 per month per employee
July 1, 2020 - December 31, 2020	\$93.12 per month per employee
January 1, 2021 - June 30, 2021	\$97.78 per month per employee
July 1, 2021 - June 30, 2022	\$105.60 per month per employee
July 1, 2022 - June 30, 2023	\$114.05 per month per employee
from July 1, 2023 - December 31, 2023	\$115.19 per month per employee
January 1, 2024 - June 30, 2024	\$115.19 per month per employee
July 1, 2024 - June 30, 2025 \$116.34	\$116.34 per month per employee
July 1, 2025 - June 30, 2026 \$117.50	\$117.50 per month per employee
July 1, 2026 - December 31, 2026 \$119.85	\$119.85 per month per employee

and, be it further

RESOLVED, That upon the recommendation of the Committees on Personnel and Finance, the Board of Supervisors hereby acknowledges the premiums specified herein for the CSEA Employee Benefit Fund Sunrise Dental Plan for County employees; and, be it further

Resolution No. 259 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Personnel Director, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 260

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

RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF INDIGENT
LEGAL SERVICES GRANT FOR CASELOAD REDUCTION, QUALITY IMPROVEMENT
AND COUNSEL AT FIRST APPEARANCE FOR THE
PERIOD APRIL 1, 2024 - MARCH 31, 2027 (PUBLIC DEFENDER)

WHEREAS, following the landmark “Hurrell-Harring” legal settlement by the State of New York, the NYS Indigent Legal Services Commission (ILS) has embarked on a set of measures to bring each County into compliance with the court-ordered settlement guidelines; and

WHEREAS, the Public Defender has submitted a proposed grant budget to the NYS Office of Indigent Legal Services and has been notified that Fulton County has been awarded grant allocations for Caseload Reduction, Quality Improvement and Counsel at First Appearance for the period April 1, 2024 through March 31, 2027 as follows:

	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
Public Defender’s Office	\$1,005,673.27	\$1,005,673.27	\$1,005,673.27
Assigned Counsel Administrator’s Office	<u>\$ 545,521.63</u>	<u>\$ 545,521.63</u>	<u>\$ 545,521.63</u>
TOTALS	\$1,551,194.90	\$1,551,194.90	\$1,551,194.90

RESOLVED, That the Chairman of the Board be, and hereby is, authorized to execute a Grant Agreement with the NYS Indigent Legal Services Commission to accept said Grant for Caseload Reduction, Quality Improvement and Counsel at First Appearance in the amount of \$4,653,584.70 (\$1,551,194.90 per year) as identified herein for the three-year period April 1, 2024 through March 31, 2027; now, therefore be it

RESOLVED, That said 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 revenues, in order to make necessary budget amendments and/or contract amendments; and, be it further

RESOLVED, That the Public Defender and Assigned Counselor Administrator do each and everything necessary to further the purport of this Resolution; and, be it further

Resolution No. 260 (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 YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 261

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

RESOLUTION AUTHORIZING A REQUEST FOR PROPOSALS FOR A CORRECTIONAL FACILITY COMPREHENSIVE MEDICAL SERVICES PROVIDER (CORRECTIONAL FACILITY)

WHEREAS, the Sheriff recommends a Request for Proposals (RFP) be issued for a new Comprehensive Medical Services Provider for the Correctional Facility; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized to issue a Request for Proposals for a new Comprehensive Medical Services Provider for the Correctional Facility, specifications for which may be obtained at the Office of the Purchasing Agent, 223 West Main Street, Room 203, County Building, Johnstown, NY, 12095 during usual business hours; and, be it further

RESOLVED, That such proposals must be addressed to Jon R. Stead, Purchasing Agent no later than 2:00 p.m., Wednesday, August 14, 2024, at which time and place they will be publicly opened and read; and, be it further

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

Seconded by Supervisor DIGIACOMO and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 262

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

RESOLUTION ACCEPTING FEDERAL AVIATION ADMINISTRATION (FAA) GRANT
FUNDING FOR WILDLIFE HAZARDS ASSESSMENT PROJECT AT THE
FULTON COUNTY AIRPORT

WHEREAS, Resolution 88 of 2024 authorized application to the Federal Aviation Administration (FAA) for a Wildlife Hazards Assessment at the Fulton County Airport; and

WHEREAS, Resolution 89 of 2024 authorized a contract with Loomacres Wildlife Management to perform a Wildlife Hazard Site Visit (WHSV) at the Fulton County Airport; and

WHEREAS, by letter dated 17 June 2024, Fulton County was notified that the President signed the FAA Reauthorization Act of 2024, providing necessary FAA funding to said project; and

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

Wildlife Hazards Assessment Project

and

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

Federal Share :	\$87,066.00 (90 percent)
State Share :	4,837.00 (5 percent)
Fulton County:	<u>4,838.00</u> (5 percent)
	\$96,741.00

now, therefore be it

RESOLVED, That the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an Agreement with the FAA and State of New York for financial assistance for the Wildlife Hazards Assessment Project at the Fulton County Airport including all the necessary documents on behalf of Fulton County; and, be it further

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

Resolution No. 262 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Federal Aviation Administration, Planning Director, Fulton County Airport Fixed Base Operator, Superintendent of Highways and Facilities, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 263

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

RESOLUTION ACCEPTING FEDERAL AVIATION ADMINISTRATION (FAA) GRANT FUNDING FOR SNOW REMOVAL EQUIPMENT (SRE) BUILDING DESIGN PROJECT AT THE FULTON COUNTY AIRPORT (2024 CAPITAL PLAN)

WHEREAS, Resolution 87 of 2024 authorized application to the Federal Aviation Administration (FAA) for the Snow Removal Equipment (SRE) Building Design Project at the Fulton County Airport; and

WHEREAS, by letter dated 17 June 2024, Fulton County was notified that the President signed the FAA Reauthorization Act of 2024, providing necessary FAA funding to said project; and

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

Snow Removal Equipment (SRE) Building Design Project

and

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

Federal Share :	\$90,000.00 (90 percent)
State Share :	5,000.00 (5 percent)
Fulton County:	<u>5,000.00</u> (5 percent)
	\$100,000.00

now, therefore be it

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

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

Resolution No. 263 (Continued)

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

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 264

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

RESOLUTION ACCEPTING FEDERAL AVIATION ADMINISTRATION (FAA) GRANT FUNDING FOR THE PARALLEL TAXIWAY REHABILITATION CONSTRUCTION PROJECT AT THE FULTON COUNTY AIRPORT (2024 CAPITAL PLAN)

WHEREAS, Resolution 413 of 2023 authorized pre-application to the Federal Aviation Administration (FAA) for the Parallel Taxiway Rehabilitation Project at the Fulton County Airport as part of the 2024 Capital Plan; and

WHEREAS, by letter dated 17 June 2024, Fulton County was notified that the President signed the FAA Reauthorization Act of 2024, providing necessary FAA funding to said project; and

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

- Parallel Taxiway Rehabilitation Project – Construction

and

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

Federal Share :	\$761,040.00 (90 percent)
State Share :	42,280.00 (5 percent)
Fulton County:	<u>42,280.00</u> (5 percent)
	\$845,600.00

and

WHEREAS, said project involves the following components:

• Construction: A. Colarusso & Sons (Resolution 130 of 2024)	\$673,100.00
• Construction Management: Passero Associates (Resolution 132 of 2024)	160,750.00
• Independent Fee Estimate: C & S Companies (Resolution 133 of 2024)	1,750.00
• Administration by Fulton County	<u>10,000.00</u>
	\$845,600.00

now, therefore be it

Resolution No. 264 (Continued)

RESOLVED, That the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an Agreement with the State of New York for financial assistance for the Parallel Taxiway Rehabilitation Project at the Fulton County Airport including all the necessary documents on behalf of Fulton County; and, be it further

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

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 265

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION DESIGNATING COUNTY ROADS FOR SNOW AND ICE CONTROL
DURING WINTER OF 2024-2025

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

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

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

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

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

COUNTY ROADS OF FULTON COUNTY DESGNATED
FOR
SNOW AND ICE CONTROL DURING WINTER OF
2024/2025

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

		0.56
117	Road into Tryon Technology Park	1.29
119	St. Rte. 29 northwesterly to Herkimer Co. Line	
	(5.00 Tn. Ephratah; 6.56 Tn. Stratford)	11.56
120	Co. Rd. 108 to Dolgeville Village limits	2.55
121	Gloversville City Line to Co. Rd. 122	0.51
122	Johnstown City Line northeasterly to Co. Rd. 102	5.42
123	St. Rte. 30 northeasterly to Co. Rd. 152	
	(4.28 Tn. Mayfield, 1.91 Tn. Northampton)	6.19
125	Co. Rd. 112 to Hamilton Co. Line	7.38
126	Co. Rd. 155 to Montgomery Co. Line	
	(3.19 Tn. Broadalbin; 2.41 Tn. Perth)	5.59
130	St. Rte. 30 to St. Rte. 30	0.52
131	St. Rte. 29 northerly to Co. Rd. 101	2.06
131A	Johnstown City Line westerly to Co. Rd. 131 intersection	1.58
132	Co. Rd. 107 southerly to Montgomery Co. Line	3.02
137	St. Rte. 29A to Cape Horn Rd.	3.76
138	Co. Rd. 110 southerly to St. Rte. 29	4.61
140	St. Rte. 10 to Montgomery Co. Line	2.52
142	Co. Rd. 107 southerly to Montgomery Co. Line	2.61
142A	St. Rte. 67 northeasterly to Co. Rd. 142 intersection	0.97
143	Northville Village Limits to Hamilton Co. Line	1.56
145	Co. Rd. 112 northerly to Barlow Rd.	1.31
146	Co. Rd. 102 northeasterly to St. Rte. 30	
	(1.67 Tn. Mayfield; 1.75 Tn. J'town)	3.42
148	Johnstown City Line southerly to Montgomery Co. Line	

		0.64
149	Co. Rd. 113 northerly to Northville Village limits	1.16
150	Co. Rd. 108 easterly to St. Rte. 331	1.15
151	St. Rte. 29 south to Co. Rd. 108	2.18
152	St. Rte. 30 northerly to St. Rte. 920H	3.02
153	Airport Rd.-St. Rte. 67 northerly	0.32
154	G'ville City Line easterly to St. Rte. 30A & St. Rte. 349	
	northeasterly to St. Rte. 30A (0.65 Tn. J'town; 0.81 Tn. M'field)	1.49
155	St. Rte. 29 easterly to St. Rte. 30 easterly to St. Rte. 29	
	(0.02 Tn. Broadalbin; 1.29 Tn. Mayfield)	1.31
156	St. Rte. 67 northerly to St. Rte. 29	1.28
157	St. Rte. 349 northerly to Co. Rd. 154	0.87
158	St. Rte. 29 southerly to Co. Rd. 107	
	(0.32 Tn. Mayfield; 1.38 Tn. Perth)	<u>1.70</u>
	TOTAL	143.06

Resolution No. 266

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING 2024-2025 AGREEMENTS FOR SNOW AND ICE
CONTROL ON CERTAIN DESIGNATED COUNTY ROADS

RESOLVED, That the Chairman of the Board of Supervisors and the County Highway Superintendent are hereby empowered and directed to enter a written agreement with the following towns in Fulton County for snow and ice control on certain designated County roads during the season of 2023-2024, at a cost of \$5,500.00 per mile:

<u>Town</u>	<u>Mileage</u>	<u>Cost</u>
Bleecker	2.11	\$11,605.00 (includes plowing Tower Rd.)
Caroga	5.13	\$28,215.00
Ephratah	7.52	\$41,360.00
Johnstown	6.68	\$36,740.00
Mayfield	5.95	\$32,725.00
Northampton	9.63	\$52,965.00
Perth	3.02	\$16,610.00
Stratford	<u>8.91</u>	<u>\$49,005.00</u>
TOTALS	48.95	\$269,225.00

and, be it further

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

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 267

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

**RESOLUTION AUTHORIZING A CONTRACT WITH THE TOWN OF BLEECKER FOR
2024-2025 WINTER MAINTENANCE OF THE COMMUNICATIONS TOWER ROAD**

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

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

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract with the Town of Bleecker to maintain the road leading to the Communications Tower during the winter months, at a cost not to exceed \$4,400.00 (pro-rated from \$5,500.00 per mile); said contract subject to the approval of the County Attorney; and, be it further

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

Seconded by Supervisor KINOWSKI and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 268

Supervisor BRADT offered the following Resolution and moved its adoption:

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

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

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

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

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

RESOLVED, That the Chairman of the Board be and hereby is authorized and directed to sign an Agreement with the City of Johnstown to provide snow and ice control during future winter seasons (2024-2025) for County Road 148 from the Johnstown City line (Glebe Street) to the Montgomery County line and for Maple Avenue from North Perry Street to the Johnstown City line as summarized herein; and, be it further

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

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

Seconded by Supervisor ROEHL and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 269

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

**RESOLUTION AUTHORIZING A CONTRACT WITH BELL ENGINEERING FOR
ENGINEERING SERVICES TO DESIGN A BRIDGE SUPERSTRUCTURE REPLACEMENT
ON VOORHEES ROAD IN THE TOWN OF OPPENHEIM**

WHEREAS, the Superintendent of Highways and Facilities has proposed replacement of the Voorhees Road Bridge superstructure in the Town of Oppenheim in 2025; and

WHEREAS, the Superintendent of Highways and Facilities solicited a quote from Bell Engineering for engineering services to design said repairs; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between Fulton County and Bell Engineering of Albany, New York, to provide engineering services to design a superstructure replacement of Voorhees Road Bridge in the Town of Oppenheim, in an amount not to exceed \$15,000.00; and, be it further

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

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

From: D.5010.5120-4030 – EXP – Repairs
To: D.5010.5120-4090 – EXP – Professional Services
Sum: \$15,000.00

and, be it further

RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways & Facilities, Bell Engineering, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 270

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

RESOLUTION ESTABLISHING ACCOUNTS FOR THE FIRE TRAINING ROOF
REPLACEMENT PROJECT (2024 CAPITAL PLAN)

WHEREAS, the 2024 Capital Plan identified a “Fire Training – Classroom Building – Roof Replacement” Project at the Fire Training Center in the amount of \$26,000.00; now, therefore be it

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

From: A.1000.9950-9000.1200 - EXP - Capital Improvements Expense
To: A.1620.1623-2010.1200 - EXP - Capital Improvements Expense
Sum: \$20,675.00

and, be it further

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 271

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

RESOLUTION AWARDING BID FOR WINDOW REPLACEMENT AND SECURE
HANDICAP ENTRY DOOR AT THE FOR JOHNSTOWN AND OFFICE FOR AGING
BUILDING (2024 CAPITAL PLAN)

WHEREAS, the 2024 Capital Plan identified a Window Replacement – Ft. Johnstown and OFA Project in an amount of \$61,000.00 and a Secure Handicap Entry Door at the OFA building in the amount of \$35,000.00; and

WHEREAS, Resolution 211 of 2024 authorized advertisement for bids as one specification for both projects and two (2) bids were received; and

WHEREAS, the lowest responsible bid exceeded the original Capital Plan project estimate of \$96,000.00 by \$6,130.00 now, therefore be it

RESOLVED, That upon the recommendation of the Superintendent of Highways and Facilities and Committee on Public Works, the net bid in the amount of \$102,130.00, as submitted by Thomas C. Neri Inc., Johnstown, NY for the Window Replacement Project at the Fort Johnstown and Office for Aging buildings and the Secure Handicap Entry Door at the Office for Aging building be, and hereby is awarded, they being the lowest responsible bidder in accordance with project specifications; and, be it further

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

From:	A.1000.9950-9000.1200 - EXP - Capital Improvements Expense	\$102,130.00
To:	A.1620.1622-2010.1200 - EXP - Capital Improvements Expense	\$44,000.00
	A.1620.1628-2010.1200 - EXP - Capital Improvements Expense	58,130.00

and, be it further

RESOLVED, That the 2024 Capital Plan be amended to reflect said project amount at \$102,130.00; and, be it further

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

Seconded by Supervisor ISABELLA and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 272

Supervisor BRADT offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A CONTRACT WITH AUCTIONS INTERNATIONAL TO
SELL CERTAIN SURPLUS EQUIPMENT IN THE HIGHWAYS AND FACILITIES
DEPARTMENT**

WHEREAS, the Superintendent of Highways and Facilities has recommended a contract with Auctions International Corporation to sell surplus vehicles on behalf of the County; and

WHEREAS, there is no cost to the County to utilize Auctions International Corporation because it charges purchasers a “buyer premium” added to the bid price; now, therefore be it

RESOLVED, That the Superintendent be and hereby is authorized and directed to contract with Auctions International Corporation, of East Aurora, NY, to sell surplus vehicles, with compensation equaling a Buyer’s Premium of 10 percent as follows:

Year	Vehicle	Mileage/Hours	VIN /Serial Number	Estimated Value
1990	Gradall G-660e	2738 hours	0169426G016518	\$ 5,000.00
1999	International Dump	104,791 miles	1HTGBAAR6XH226568	\$ 7,000.00
2004	Ford F350 Dump	129,123 miles	1FDSF31L24EC65279	\$ 5,000.00
2011	Dodge RAM 1500	206,688 miles	3D7JV1EP4BG531840	\$ 500.00
	Milton Cat 75KVA Generator			\$ 4,500.00
	Kohler 25RZGB Generator (for parts)		2228921	\$ 1,000.00
1996	Cross Country Trailer		1C9FS1218T14316E4	\$ 500.00
	(2) Goodyear Tires 445/65/22.5 (Off Road Use only)			\$ 200.00 each
	(1) Firestone Tire 11L15 (Off Road Use only)			\$ 100.00
	(2) Goodyear Tires 11L16 (Off Road Use only)			\$ 150.00 each
	(2) Speedways Tires 11L15 SL (Off Road Use only)			\$ 100.00 each
	(1) Deestone Tire 9.5-16.5 (Off Road Use only)			\$ 200.00

and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, Superintendent of Highways and Facilities, Auctions International Corporation, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 273

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

RESOLUTION ACCEPTING THE OFFER FROM THE TOWN OF CAROGA FOR A 2002 CATERPILLAR FRONTEND LOADER (HIGHWAYS AND FACILITIES DEPARTMENT)

WHEREAS, the Superintendent of Highways and Facilities recommends selling a 2002 Caterpillar Frontend Loader in the Highways and Facilities Department; and

WHEREAS, the Committee on Public Works authorized the Superintendent of Highways and Facilities to solicit offers from Fulton County municipalities for the purchase of said Caterpillar Frontend Loader; and

WHEREAS, one (1) offer was received from the Town of Caroga; and

WHEREAS, the Superintendent of Highways and Facilities and Purchasing Agent recommend awarding bid to Town of Caroga as the highest offer for said truck; now, therefore be it

RESOLVED, That the Board of Supervisors hereby declares said 2002 Caterpillar Frontend Loader (VIN# 0938GE9HS01091X) surplus for County purposes; and, be it further

RESOLVED, That the net bid, in an amount of \$29,800.00, as submitted by Town of Caroga, Johnstown, NY for the purchase of a 2002 Caterpillar Frontend Loader from the Highways and Facilities Department be and hereby is awarded; they having provided the best offer; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities, Town of Caroga, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 274

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING EXTENSION OF CYBERSECURITY REMEDIATION
GRANT IN THE BOARD OF ELECTIONS

WHEREAS, Resolution 151 of 2021 authorized application and acceptance of NYS Board of Elections Cyber-Security Remediation Grant for use in Board of Elections; and

WHEREAS, Resolution 97 of 2022 re-appropriated Cyber-Security Remediation Grant Funds into the 2022 County Budget in an amount of \$32,602.00; and

WHEREAS, a balance of \$39,002.45 remains unspent from said grant allocated to Fulton County; and

WHEREAS, the State Board of Elections has extended the contract expiration period from January 1, 2024 through March 31, 2025; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract extension with the State Board of Elections for a NYS Board of Elections Cyber-Security Remediation Grant effective through March 31, 2025; all other terms and aspects of said contract shall remain in full force and effect; and be, it further

RESOLVED, That the Elections Commissioners shall return to the Board of supervisor with a plan for expenditure of said grant funds; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, NYS Board of Elections, Board of Elections Commissioners, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 275

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF A NYS
BOARD OF ELECTIONS ABSENTEE BALLOT PREPAID POSTAGE GRANT
(BOARD OF ELECTIONS)

WHEREAS, Resolution 390 of 2022 accepted NYS Board of Elections Absentee Ballot Pre-Paid Postage Grant for use in Board of Elections in an amount of \$19,042.53

WHEREAS, Resolution 341 of 2023 authorized application and acceptance of the amended NYS Board of Elections Absentee Ballot Prepaid Postage Grant for use in Board of Elections in an amount of \$19,085.06; and

WHEREAS, the Board of Election Commissioners were unable to expend all funds within 2023, leaving an unspent balance in the amount of \$863.63; and

WHEREAS, the Board of Elections has been notified that said grant availability was extended through March 31, 2025; now, therefore be it

RESOLVED, That upon the recommendation of the Board of Election Commissioners and Committee on Finance, the Commissioners be and hereby are authorized to expend 2023 NYS Board of Elections Absentee Ballot Pre-Paid Postage Grant funds to purchase postage; and be, it further

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

Revenue

Increase A.1450.1450-3080 - REV- State Aid - Board of Elections \$864.00

Appropriation

Increase A.1450.1450-4070 - EXP - Postage \$864.00

and be, it further

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 276

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING DISABLING AND DISPOSAL OF 30 OBSOLETE VOTING MACHINES FROM THE BOARD OF ELECTIONS OFFICE

WHEREAS, Board of Elections has purchased 27 new voting machines and the Elections Commissioners have now requested to disable and dispose of the obsolete voting machines being phased out in accordance with regulations promulgated by the NYS Board of Elections; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Finance, the Board of Election Commissioners be and hereby are authorized to disable and dispose of the following County surplus equipment, in accordance with the Fulton County Purchasing and Audit Guidelines:

Ballot Marking Devices (Voting Machines)	
Property ID Number	Serial Number
7830	1827969600180030
7831	1807969600190030
7832	1827969600200030
7833	1827969600210030
7834	1827969600220030
7835	1827969600230030
7836	1827969600240030
7837 and 9300 (1 tag on scanner/1 on cabinet)	1827969600250030
9302	18313278-0001-0001
7867	1827969600030030
7841	1827969600290030
7768	1827969600020030
9301	1827969600010030
7842	1827969600300030
7816	1827969600040030
7817	1827969600050030
7818	1827969600060030
7819	1827969600070030
7820	1827969600080030
7821	1827969600090030
7822	1827969600100030
7823	1827969600110030
7824	1827969600120030
7825	1827969600130030
7826	1827969600140030
7827	1827969600150030
7828	1827969600160030
7829 and 7760 (1 tag on scanner/1 on cabinet)	1827969600170030

and, be it further

Resolution No. 276 (Continued)

RESOLVED, That the Superintendent of Highways and Facilities is hereby authorized to assist the Elections Commissioners in the process to mechanically disable said 30 Voting Machines being removed from the County inventory; and, be it further

RESOLVED, That the Board of Elections Commissioners, Superintendent of Highways and Facilities, and County Treasurer do each and every thing necessary to further the purport of this Resolution; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities, Solid Waste Director, Board of Elections Commissioners, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 277

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION CREATING A SECOND ELECTIONS CLERK (BOE)-REPUBLICAN
POSITION TO FACILITATE A TRAINING PERIOD IN THE
BOARD OF ELECTIONS OFFICE

WHEREAS, the Clerk (BOE)-Republican in the Board of Elections is planning to retire on or about September 2024; and

WHEREAS, the Commissioners of Board of Elections recommends creating a full-time second Elections Clerk (BOE)-Republican position to facilitate a training period before the retirement of the incumbent Elections Clerk (BOE)-Republican to prepare for the general elections and presidential election, effective immediately; and

WHEREAS, said transition plan includes abolition of the incumbent’s Clerk (BOE)position upon its vacancy via the retirement; and

WHEREAS, the Committees on Personnel and Finance have reviewed the current department structure and recommend creating an Elections Clerk (BOE)-Republican position in the Board of Elections Office to facilitate the training period in this instance; now, therefore be it

RESOLVED, That there be, and hereby is, created one (1) Elections Clerk (BOE)-Republican position (Non-union A/T-1, \$38,070.00 per year) commencing on or about August 2, 2024 to facilitate the new hire being trained; and, be it further

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

Revenue	
Increase A.1450.1450-3080 - REV - State Aid - Board of Elections	\$7,518.00
Appropriation	
Increase A.1450.1450-1000 - EXP - Payroll	\$4,410.00
Increase A.1450.1450-8000 - EXP - State Retirement	828.00
Increase A.1450.1450-8100 - EXP - Social Security	528.00
Increase A.1450.1450-8500 - EXP - Hospital Medical	1,512.00
Increase A.1450.1450-8600 - EXP - Dental	240.00

and, be it further

RESOLVED, That effective upon the next vacancy of said existing Clerk (BOE)-Republican, it shall be automatically abolished, and, be it further

RESOLVED, That the Personnel Director and Board of Elections Commissioners do each and everything necessary to further the purport of this Resolution; and, be it further

Resolution No. 277 (Continued)

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

Seconded by Supervisor DIGIACOMO and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 278

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION INCREASING AMOUNT FOR THE CENTRAL UNINTERRUPTED POWER SUPPLY (UPS) FOR DATA CENTER (2024 CAPITAL PLAN)

WHEREAS, the 2024 Capital Plan includes a Central Uninterrupted Power (UPS) for Data Center Project for the Information Technology Department in the amount of \$60,000.00; and

WHEREAS, quotations for said project have increased since they were originally obtained in fall of 2023; and

WHEREAS, the Information Technology Director requests an additional \$8,000.00 to complete said UPS Project in 2024 due to an increase in installation and battery costs, bringing the total project cost to \$67,779.00; now, therefore be it

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

From: A-0881-County Clerk Technology Improvement Reserve
To: A-0909-Unreserved Fund Balance
Sum: \$8,000.00

and, be it further

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

Revenue:

Increase A.1000.0511-0511 - REV - Appropriated Reserves \$8,000.00

Appropriation

Increase A.1680.1680-2010.1300 - EXP- Technology Improvement Expense \$8,000.00

and, be it further

RESOLVED, That the 2024 Capital Plan, be and hereby is, amended to reflect said project at the revised amount of \$68,000.00; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, IT Director, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 279

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT WITH FIRSTLIGHT FOR DEDICATED DATA/INTERNET SERVICES FOR COUNTY DEPARTMENTS (INFORMATION TECHNOLOGY DEPARTMENT)

WHEREAS, Fulton County government’s existing data/internet circuit via Firstlight Corporation provides 250 MegaBytes; and

WHEREAS, the Information Technology Director recommends a new contract with FirstLight for a County Internet Circuit to provide a 500 MegaBytes circuit; now, therefore be it

RESOLVED, That the Chairman of the Board of Supervisors be and hereby is authorized to sign a contract to provide 500 MegaByte Internet Service to the County of Fulton, with FirstLight, of Albany, NY as follows:

<u>Rate</u>	<u>Term</u>	<u>Total Cost</u>	<u>Contract Period</u>
\$1,013.00 per month	36 Months	\$36,468.00	March 1, 2024 – February 29, 2024

and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Information Technology Director, FirstLight, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 280

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT WITH PERRY LOVELL TO COMPLETE CERTAIN STRATEGIC PLANNING PROJECTS FOR THE FULTON COUNTY INFORMATION TECHNOLOGY DEPARTMENT

WHEREAS, Perry Lovell retired from his position as Information Technology Director, effective July 5, 2024; and

WHEREAS, the incoming Director of Information Technology has solicited a proposal from Mr. Lovell to complete several strategic planning projects for the Fulton County Information Technology Department on a consultant basis; and

WHEREAS, the incoming Information Technology Director and Committee on Finance recommend contracting with Perry Lovell to complete a specific list of strategic planning projects to advance information technology security for the County and its operations as follows:

1. Information Security Policy	\$10,000.00
2. Incident Response Plan	5,000.00
3. County Continuity of Operations Plan	16,000.00
4. Disaster Recovery Plan	13,000.00
5. Municipal Security Review*	11,800.00

now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract with Perry Lovell of Johnstown, New York for Information Technology Consulting to complete the specific projects enumerated herein, effective July 8, 2024 through December 31, 2025, at a total cost not to exceed \$55,800.00; said contract subject to the approval of the County Attorney; and, be it further

RESOLVED, That said “Municipal Security Review*” project shall be offered as a service to local Cities, Towns and Villages at their option with the cost for each charged back to each municipality on a pro-rated basis; and, be it further

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

From: A.1680.1680-1000 - EXP - Payroll	\$11,700.00	
A.1680.1680-2000 - EXP - Equipment - Fixed Asset	10,000.00	
To: A.1680.1680-4130 - EXP - Contractual		\$21,700.00

and, be it further

Resolution No. 280 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Personnel Director, Information Technology Director, Perry Lovell, All Cities, Towns and Villages, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 281

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING RENEWAL OF SPECIFIC EXCESS LIABILITY
INSURANCE POLICY VIA MARSHALL AND STERLING UPSTATE INC. FOR 2024-2025
(WORKERS COMPENSATION PLAN)

WHEREAS, the County of Fulton holds certain specialized liability and property insurance through private insurance carriers; and

WHEREAS, the County also insures certain risks related to the County-wide cooperative Workers Compensation Self-Insurance Program on behalf of all Plan participants; now, therefore be it

RESOLVED, That the County’s Specific Excess Employers Liability Insurance Policy be renewed, effective September 1, 2024 through August 31, 2025 with Marshall and Sterling Upstate Inc., of Johnstown, NY, at an annual estimated premium of \$13,542.00; and, be it further

RESOLVED, That said policy includes the following terms:

Employers Liability:	\$475,000.00 per occurrence
Self-Insured Retention:	25,000.00 each occurrence

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Marshall and Sterling Upstate Inc., Workers Compensation Program, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 282

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN FIRMS FOR TITLE SEARCH SERVICES (COUNTY TREASURER)

WHEREAS, the County Treasurer solicited proposals from qualified firms to conduct Title Search Services and obtained from KCS Land Research Corporation and Independent Title Agency; and

WHEREAS, thorough Title Search Services are a necessary component of the annual In rem tax foreclosure and enforcement process; now, therefore be it

RESOLVED, That upon the recommendation of the County Treasurer and Committee on Finance, the Chairman of the Board be and hereby is authorized to sign contracts with the following title search companies:

KCS Land Research Corporation (9 Mohawk Place, Amsterdam, NY)
Independent Title Agency (1001 James Street, Syracuse, NY)

effective April 1, 2024 through March 31, 2025, at the following rates:

\$175.00 per parcel for Base search, including bankruptcy search
50.00 per parcel for Search Update

and, be it further

RESOLVED, That said contract awards be and hereby are contingent upon each abstract company submitting a Certificate of Insurance for professional liability insurance naming the County as an additional insured for the entire period of the contract work; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Clerk, KCS Land Research Corporation, Independent Title Agency, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 283

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING COUNTY PARTICIPATION IN THE LEGAL DEFENSE OF AN ASSESSMENT REDUCTION ACTION BY PATTI'S GREENHOUSES IN THE TOWN OF MAYFIELD

WHEREAS, Resolution 293 of 2013 established a policy for County participation in the legal defense of real property tax assessments; and

WHEREAS, said policy specifies that the County will consider participation in the defense of challenges to real property tax assessments under the following conditions:

1. The legal challenge is made to an assessment for a tax parcel or combination of tax parcels with an aggregate full market value of \$500,000.00 or more;
2. Taxing jurisdictions other than the County with interests in the challenged assessment participate meaningfully in the legal defense of the assessment;
3. The County's participation does not exceed an amount or to an extent that represents its proportional interest as reflected by the full value tax rate; and
4. The Board determines that participation is in the best interests of the County and affirmatively acts by resolution to participate.

and

WHEREAS, the County Treasurer recommends County participation in the legal defense of the following assessment reduction actions that meet the above criteria:

Town of Mayfield
3842-3844 State Highway 30, Amsterdam, NY (SBL 152.-5-28)
(Requested assessment reduction) \$240,500.00 to \$150,026.00

now, therefore be it

RESOLVED, That the County Treasurer and County Attorney be and hereby are directed to assist the Town of Mayfield Attorney, as well as the respective school districts in the legal defense of these assessment reduction actions; and, be it further

Resolution No. 283 (Continued)

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, Real Property Director, Town of Mayfield, Mayfield Town Assessor, Broadalbin-Perth Central School, Budget Director/County Auditor and Administrative Officer/Clerk of the Board and to each and every other person, agency or institution who may further the purport of this Resolution.

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 284

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION SETTING DATE OF PUBLIC HEARING REGARDING 2024-2025 FMCC
BUDGET

RESOLVED, That the Board of Supervisors for the County of Fulton will meet at the Board of Supervisors' Chambers in the County Building, Johnstown, New York, on Monday, August 12, 2023, 1:30 p.m. for the purpose of holding a public hearing on the Tentative Budget for Fulton-Montgomery Community College as related to the financial share and obligation of Fulton County for the fiscal year beginning September 1, 2024, pursuant to Chapter 631 of the Laws of 1965; and, be it further

RESOLVED, That the Administrative Officer/Clerk of the Board of Supervisors be and hereby is directed to give notice of said public hearing on such tentative budget pursuant to and in accordance with Section 359 of the County Law, and that said notice shall be published once in the official newspaper of this County at least five days prior to date of said public hearing; and, be it further

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 398 (16) Nays: 0 Absent: 106 (3) (Supervisor Goderie, Lehr, Praught)
Abstention: 25 (1) (Supervisor Young)

Resolution No. 285

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CERTAIN TRANSFERS AND BUDGET AMENDMENTS

Personnel / Sheriff's Department

From: A.1000.1990-4907 - EXP - Contingent Fund Expense	\$138,800.00	
To: A.3110.3113-1000 - EXP - Payroll		\$115,000.00
A.3110.3113-8000 - EXP - State Retirement		15,000.00
A.3110.3113-8100 - EXP - Social Security		8,800.00
From: A.1000.1990-4907 - EXP - Contingent Fund Expense	\$510,000.00	
To: A.3110.3150-1000 - EXP - Payroll		\$410,000.00
A.3110.3150-8000 - EXP - State Retirement		68,000.00
A.3110.3150-8100 - EXP - Social Security		32,000.00

Treasurer

From: A.1325.1325-1000 - EXP - Payroll	
To: A.1325.1325-1100 - EXP - Overtime	
Sum: \$10,000.00	

Facilities

From: A.1620.1624-4530 - EXP - Supplies	
To: A.1620.1624-2000 - EXP - Equipment - Fixed Asset	
Sum: \$550.00	

Sheriff

From: A.3110.3150-4530 - EXP - Supplies	
To: A.3110.3150-4090 - EXP - Professional Services	
Sum: \$1,000.00	

Community Services

From: A.4310.4310-1000 - EXP - Payroll	
To: A.4310.4310-4090 - EXP - Professional Services	
Sum: \$6,000.00	

Planning/Visitors Bureau

From: A.8020.7020-2000 - EXP - Equipment - Fixed Asset	\$ 469.00	
To: A.8020.7020-4010 - EXP - Equipment - Non-Asset		\$ 432.00
A.8020.7020-4530 - EXP - Supplies		37.00
From: A.8020.8020-4100 - EXP - Advertising	\$ 293.00	
A.8020.8020-4210 - EXP - Training and Conferences	750.00	
To: A.8020.8020-2000 - EXP - Equipment - Fixed Asset		\$ 1,043.00

Resolution No. 285 (Continued)

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

Public Defender

Budget Amendment

Revenue

Decrease A.1000.0599-0599 - Appropriated Fund Balance \$ 9,800.00

Appropriation

Decrease A.1170.1170-4130 - EXP - Contractual \$ 9,800.00

Sheriff

Budget Amendment

Revenue

Increase A.3110.3110-2680 - REV - Insurance Recoveries \$ 20,893.00

Appropriation

Increase A.3110.3110-2010 - EXP - Capital Expense \$ 16,149.00

Increase A.3110.3110-4540 - EXP - Vehicle Maintenance 4,744.00

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Personnel, Superintendent of Highways and Facilities, Community Services, Planning Director, Public Defender, Sheriff, 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 (Supervisor Goderie, Lehr, Praught)

Resolution No. 286

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING DISPOSAL OF CERTAIN SURPLUS EQUIPMENT

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

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

Highway & Facilities

- 1 – Perfect Aire Dehumidifier (0008991)
- 1 – GE Air Conditioner, Serial Number 2M712509 (0001347 and 0004165)
- 1 – Carrier Air Conditioner (0005295)
- 1 – Desk/Cabinet (0002677)

Probation:

- 1 – Fellows 125C Shredder (B000862100000)

Sheriff's Department

- 1 – Desk (3281)
- 1 – Desk (6508)
- 1 – Desk (0002924)
- 1 – Chair (6954)

and, be it further

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

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

Seconded by Supervisor POTTER and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)

Resolution No. 287

Supervisor KINOWSKI offered the following Resolution and moved its adoption:

RESOLUTION APPROVING 2023-2024 CHIEF LOCAL ELECTED OFFICIALS (CLEO)
AGREEMENT BETWEEN FULTON, MONTGOMERY AND SCHOHARIE
COUNTIES FOR SPONSORSHIP AND OPERATION OF THE F-M-S
WORKFORCE DEVELOPMENT BOARD

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

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

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

WHEREAS, the last extension of said CLEO agreement will expire on June 30, 2024; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a Chief Local Elected Officials (CLEO) agreement between the County of Fulton, and the Counties of Montgomery and Schoharie to implement requirements of the Workforce Investment Act, effective July 1, 2024 through June 30, 2025; said agreement subject to the approval of the County Attorney; and, be it further

RESOLVED That certified copies of this Resolution be forwarded to the County Treasurer, Workforce Development Board, Montgomery County Legislature, Schoharie County Board of Supervisors, Administrative Officer/Clerk of the Board, and to each and every other person, institution or agency who will further the purport of this Resolution.

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 17 Nays: 0 Absent: 3 (Supervisor Goderie, Lehr, Praught)