

**EIGHTH REGULAR SESSION**

Johnstown, NY

August 12, 2024

Roll Call – Quorum Present

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

TOTAL: Present: 20 Absent: 0

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 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

1:45 P.M. LABOR COUNSEL ELAYNE GOLD OF ROEMER, WALLENS, GOLD AND MINEAUX WILL BE PRESENT TO BRIEF THE BOARD REGARDING A PROPOSED COLLECTIVE BARGAINING AGREEMENT WITH THE CSEA NURSES UNIT

**REPORTS**

ADIRONDACK PARK LOCAL GOVERNMENT REVIEW BOARD ANNUAL FINANCIAL REPORT 4/1/23 – 3/31/24

**UPDATES FROM STANDING COMMITTEES**

***Personnel Committee:*** Supervisor Fagan stated that the County’s Labor Counsel is here today to brief the Board regarding the pending Collective Bargaining Agreement that was reached with the CSEA Nurses Unit.

**REPORTS OF SPECIAL COMMITTEES**

***Soil and Water Conservation District:*** Supervisor Lauria stated that the Soil and Water Conservation District’s new pole barn has been built and plans for the new office building have been started.

## **CHAIRMAN'S REPORT**

Chairman Blackmon stated that he attended two ribbon cuttings. The first one was for Pluchino's Marina which is located by the Northampton State Campground. He stated that there were approximately 80 to 90 people in attendance. He stated that the second ribbon-cutting was at One Church Street, where St. John's Episcopal Church is renovating the former YMCA building to open a food pantry. He stated that it is absolutely beautiful inside.

Chairman Blackmon then stated that he conducted two Capital Projects Committee meetings. He stated that the Capital Projects Committee reduced projects from a total tax levy impact of \$4.4 million to around \$2.2 million. He noted that the Committee still has one more meeting to go.

He then stated that he attended the Fulton-Montgomery Community College (FMCC) Board of Trustees meeting on 7 August 2024.

## **RESOLUTIONS**

*No. 291 (Resolution Authorizing Change Order No. 2 to the Contract with Manfred Construction Inc. for Contract 1A of the Fulton County Sewer District No. 5: NYS Route 30/30A Project (SMART Waters Initiative, 2024 Capital Plan)):* Mr. Stead stated that Manfred Construction has delivered equipment to where the Sewer District will start. He also noted that the pipe will be starting to get arranged alongside the road, so it is ready when construction starts.

## **PUBLIC HEARING REGARDING THE TENTATIVE BUDGET FOR FULTON-MONTGOMERY COMMUNITY COLLEGE AS RELATED TO THE FINANCIAL SHARE AND OBLIGATION OF FULTON COUNTY FOR THE FISCAL YEAR BEGINNING SEPTEMBER 1, 2024**

Chairman Blackmon opened the Public Hearing to receive comments 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 at 1:27 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.

President of FMCC Dr. Gregory Truckenmiller addressed the Board of Supervisors regarding the proposed 2024-2025 FMCC Budget. He stated that the proposed budget includes a slight increase of approximately 1.8 percent. He stated that in terms of revenue, that nets the college approximately \$94,000.00 in Small College Aid. He noted that NY State funding is level and has been for several years. He stated that it is currently at 2010 levels. Dr. Truckenmiller stated that the 2024-2025 proposed budget does include a modest tuition increase. He stated that it would be a \$144.00 per year increase for in state and non-residents. This proposal would also include using \$679,000.00 in Fund Balance. Dr. Truckenmiller stated that staff sizes have decreased compared to 24 years ago when he started his employment with the College. He noted that the College continues making adjustments as necessary. He then stated that the Resolution on today's agenda keeps the Fulton County contribution the same as last year, which is without the \$50,000.00 that was requested by the Board of Trustees.

The Board then continued deliberation upon Resolutions.

Chairman Blackmon again asked if there were any members of the public who wished to make comments regarding the Tentative Budget for Fulton-Montgomery Community College as related to the financial share and obligation of Fulton County for the Fiscal Year beginning September 1, 2024. There being no interested speakers, Chairman Blackmon closed the Public Hearing at 1:39 p.m.

***No. 314 (Resolution Authorizing an Inter-municipal Cooperation Agreement between the County of Fulton and the City of Johnstown for Assumption of City Property Tax Collection and Enforcement Responsibilities):*** Mr. Stead stated that this agreement is for a three-year initial term. He stated that at the end of 2027, the Board and City officials will evaluate at that time if it the agreement is right for both parties.

Supervisor Young stated that he will be recusing himself from Resolutions No. 315 through 317 and No. 322 due to his employment with FMCC.

*(Supervisor Young left the meeting at 1:34 p.m.)*

Resolution 315 through 317 were deliberated and acted upon.

*(Supervisor Young re-entered the meeting at 1:35 p.m.)*

Supervisor Young stated that he will be recusing himself from Resolution No. 322 due to his employment with FMCC.

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

Resolution No. 322 was deliberated and acted upon.

*(Supervisor Young re-entered the meeting at 1:38 p.m.)*

Upon a motion by Supervisor Fagan, seconded by Supervisor Praught and unanimously carried, the Board entered into Executive Session at 1:39 p.m. to discuss collective bargaining.

Upon a motion by Supervisor Fagan, seconded by Supervisor Groff and unanimously carried, the Board re-entered Regular Session at 1:52 p.m.

Following the Executive Session briefing on the CSEA Nurses Unit Collective Bargaining Agreement, the Board proceeded to final debate and vote.

## **NEW BUSINESS**

Supervisor Praught stated that the “Farm to Table Tour” happened last weekend. He said all of the farmers did a great job. He stated that an event like that is another example of the greatness of Fulton County and what it has to offer. Supervisor VanValkenburgh suggested that the Soil and Water Conservation District Board offer advertising at each Town and also provide a list for Montgomery County “Farm to Table Tour” locations as well in the future.

Mr. Stead reminded the Board that 2025-2027 Budget Review meetings will start August 19, 2024 and stated that the Budget Director placed another schedule at each Supervisors desk as a reminder.

Budget Director Alicia Cowan stated that all CSEA positions received a 4 percent increase which will be reflected in each department’s payroll line. She also stated that some payroll lines will be up 8 percent or more. Additionally, approximately 40 positions used to have the start rate, but now have the one-year rate as a result of the new contract provisions.

## **ADJOURNMENT**

Upon a motion by Supervisor Orfan, seconded by Supervisor Groff and unanimously carried, the Board adjourned at 1:59 p.m.

*Certified by:*

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

**Resolution No. 288**

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

RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF ADIRONDACK  
PARK AND CATSKILL PARK COMMUNITY SMART GROWTH PROGRAM GRANT  
(PLANNING DEPARTMENT)

WHEREAS, the Planning Department has requested permission to apply for and accept an “Adirondack Park and Catskill Park Community Smart Growth” Program Grant, in the amount of \$135,000.00; and

WHEREAS, said grant funds will be used to offset costs associated with Phinney Design Group’s Phase III and IV architectural services for the Great Sacandaga Lake Discovery Center Project; now, therefore be it

WHEREAS, the Committees on Economic Development & Environment, and Finance recommend that the County accept the full amount of the grant matching funds; now, therefore be it

RESOLVED, That the Board of Supervisors, hereby accepts said Adirondack Park and Catskill Park Community Smart Growth grant funds, in an amount of \$135,000.00 for 2024; and, be it further

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

Revenue

Increase H.8020.7450-3097.0961 - REV - State Aid - Great Sacandaga Lake Museum	\$135,000.00
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Appropriation

Increase H.8020.7450-2100.0961 - EXP - Great Sacandaga Lake Museum	\$135,000.00
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and, be it further

RESOLVED, That the Planning Director, do each and every other thing necessary to receive such funds; and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 289**

Supervisor GODERIE offered the following Resolution and moved its adoption:

RESOLUTION AMENDING BOUNDARIES OF FULTON COUNTY AGRICULTURAL DISTRICT NO. 1 TO INCLUDE CERTAIN PARCELS IN THE TOWN OF JOHNSTOWN (2024)

WHEREAS, New York State Agricultural Districts Law, Section 303-b, was amended to allow landowners to request inclusion of their property in an existing Agricultural District during an annual 30-day time period; and

WHEREAS, the Fulton County Agricultural Farmland and Protection Board determined said parcels to be predominantly viable agricultural land and that it would be in the public interest to include them into Agricultural District #1; and

WHEREAS, Resolution 189 of 2024 set the date of a public hearing on a request from property owners in the Town of Johnstown to be included in Agricultural District No. 1 as follows:

<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	24.5 acres
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
Northern Pine Cove, LLC	County Highway 111	68.5-2-2	40.9

WHEREAS, said public hearing was held on Monday, June 10, 2024 in the Board of Supervisors Chambers to receive comments on said request and anyone who was present to speak was heard; now, therefore, be it

RESOLVED, That all the parcels identified herein the Town of Johnstown be and hereby are included in Fulton County Agricultural District No. 1; and, be it further

RESOLVED, That the Planning Director be and hereby is authorized and directed to file the necessary maps and reports with the NYS Department of Agriculture and Markets and to do each and every other thing necessary to further the purport of this Resolution; and, be it further

**Resolution No. 289 (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, NYS Department of Agriculture and Markets, Respective Property Owner, 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 PRAUGHT and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 290**

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

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO THE CONTRACT WITH MANFRED CONSTRUCTION INC. FOR CONTRACT 1A OF THE FULTON COUNTY SEWER DISTRICT NO. 5: NYS ROUTE 30/30A PROJECT (SMART WATERS INITIATIVE, 2023 CAPITAL PLAN)

WHEREAS, Resolution 102 of 2024, dated March 11, 2024 awarded a bid to Manfred Construction Inc. of Westport, NY for Contract 1A: Forcemain Construction of the Fulton County Sewer District No. 5: NYS Route 30/30A Project in the amount of \$7,247,168.00; and

WHEREAS, successful bidder Manfred anticipated a construction start date of June 1, 2024 with completion of construction by December 31, 2024; and

WHEREAS, due to multiple delays related to the NYS Department of Environmental Conservation (NYSDEC) approval process between March 1, 2023 and July 2024, Fulton County did not receive the required NYSDEC Letter of Approval until July 22, 2024; and

WHEREAS, by letter, dated July 10, 2024, Manfred Construction Inc. requested additional compensation related to material price increases and losses in efficiency due to the delay of the order to start work by the County and is requested a hardship payment in the amount of \$362,358.00, representing 5 percent of the original Contract 1A: Forcemain Construction Bid Award; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign Change Order No. 1 to the contract with Manfred Construction Inc. of Westport, NY authorizing a Hardship Payment related to material price increases and losses in efficiency due to the delays of orders to start work by the County for Contract 1A: Forcemain Construction of the Fulton County Sewer District No. 5: NYS Route 30/30A Project as follows:

Base Bid	:	\$6,626,668.00
Unit Price (U1-U6)	:	\$ 370,500.00
Contingency Allowance:		\$ 250,000.00
Total		\$7,247,168.00
<u>Change Order No. 1 Delay-Hardship Payment:</u>		<u>\$ 362,358.00</u>
Total	:	\$7,609,526.00

and, be it further



**Resolution No. 290 (Continued)**

RESOLVED, That said Change Order No. 1 Delay-Hardship Payment shall be payable by the County to Manfred Construction, Inc. in lump sum 30 days from the projected construction start date of August 1, 2024; and, be it further

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

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 291**

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

RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 TO THE CONTRACT WITH MANFRED CONSTRUCTION INC. FOR CONTRACT 1A OF THE FULTON COUNTY SEWER DISTRICT NO. 5: NYS ROUTE 30/30A PROJECT (SMART WATERS INITIATIVE, 2024 CAPITAL PLAN)

WHEREAS, Resolution 102 of 2024 awarded bid Manfred Construction Inc. of Westport, NY for the Contract 1A: Forcemain Construction of the Fulton County Sewer District No. 5: NYS Route 30/30A Project in the amount of \$7,247,168.00; and

WHEREAS, Environmental Design Partnership (EDP) submitted design plans and reports to the NYS Department of Conservation (NYSDEC) on March 1, 2023; and

WHEREAS, due to multiple delays related to the NYS Department of Environmental Conservation (NYSDEC) approval process between March 1, 2023 and July 2024, Fulton County did not receive the required NYSDEC Letter of Approval until July 22, 2024; and

WHEREAS, one of the stipulations in said NYSDEC approval requires the County to encase sections of sewer mains that pass within 50 feet of private water wells; and

WHEREAS, Environmental Design Partnership requested a cost from Manfred Construction Inc. for additional piping to encase thirteen (13) sections of sewer line that are located within 50 feet of private wells to comply with the NYSDEC Letter of Approval; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign Change Order No. 2 to Contract 1A: Forcemain Construction with Manfred Construction Inc. of Westport, NY to Encase (13) sections of sewer main located within 50 feet of private water wells along its route as follows:

Base Bid	:	\$6,626,668.00
Unit Price (U1-U6)	:	\$ 370,500.00
<u>Contingency Allowance:</u>		<u>\$ 250,000.00</u>
Total	:	\$7,247,168.00
<u>Change Order No. 1 Delay-Hardship Payment :</u>		<u>\$ 362,358.00</u>
Total	:	\$7,609,526.00
<u>Change Order No. 2 Encasement Pipe :</u>		<u>\$ 383,955.55</u>
Total	:	\$7,993,481.95

and, be it further

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

**Resolution No. 291 (Continued)**

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

Seconded by Supervisor DIGIACOMO and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 292**

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

**RESOLUTION AUTHORIZING ACCEPTANCE AND USE OF NYS DEPARTMENT OF HEALTH PERFORMANCE INCENTIVE YEAR 11 GRANT FUNDS TO PURCHASE CERTAIN SUPPLIES (PUBLIC HEALTH DEPARTMENT)**

WHEREAS, Resolution 244 of 2024 accepted NYS Department of Health Performance Incentive Year 11 Grant funds in the amount of \$14,599.00 and authorized the purchase certain promotional Tick Kits for use in the Public Health Department in an amount of \$5,330.00; and

WHEREAS, the Public Health Director requests that the balance of said funds be used to purchase the following supplies and/or equipment 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 above listed supplies with Performance Incentive Award Funds from the New York State Department of Health:

Chairs and Speakers for tabling events	\$ 193.00
Sunscreen Dispenser Refills	503.49
Promotional Items	8,439.46
First Aid Kit Supplies	<u>133.05</u>
	\$9,269.00

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	\$9,269.00
Appropriation	
Increase A.4010.4010-4530 – EXP – Supplies	\$9,269.00

and, be it further

**Resolution No. 292 (Continued)**

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 ORFAN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 293**

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

RESOLUTION AUTHORIZING ACCEPTANCE OF 2024-2025 EMERGENCY  
PREPAREDNESS GRANT (PUBLIC HEALTH DEPARTMENT)

WHEREAS, due to changes in grant guidelines NYS Department of Health has approved an increase in Advertising for Emergency Preparedness from \$1,500.00 to \$3,000.00; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an agreement between the Public Health Department and the New York State Department of Health to accept an Emergency Preparedness Grant, in an amount of \$52,099.00, for the period July 1, 2024 through June 30, 2025; and, be it further

RESOLVED, That the Public Health Director and Budget Director take whatever action necessary to appropriate said funds within the 2024 County Budget; and, be it further

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

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

From: A.4010.4010-1000 – EXP – Payroll  
To: A.4010.4189-4100 – EXP – Advertising  
Sum: \$1,500.00

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

Seconded by Supervisor KINOWSKI and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 294**

Supervisor FOGARTY offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CHANGE ORDER WITH  
STA/BROWN TRANSPORTATION FOR SITE-ROUTE 4  
(2024-2025 CHILDREN WITH HANDICAPPING CONDITIONS PROGRAM)

WHEREAS, Resolution 229 of 2024 awarded a bid to STA/Brown Transportation for Children with Handicapping Conditions Transportation Program (2024-2025) for one child in the amount of \$558.38 per day (Center for Disability, Glenville, NY); and

WHEREAS, to accommodate a change to the duration of the child’s program, Resolution 254 of 2024 authorized advertisement for bids for a full day program, as “Route #9”, at Center for Disability in Glenville, NY; and

WHEREAS, the Purchasing Agent recommends that a Change Order to the contract with STA/Brown Transportation, to approve to revise the pickup times to accommodate a full-day program with the same accommodations at the same cost of \$558.38 per day, and heretofore referred to as “Route #4A” to the Center for Disability in Glenville, NY; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign Change Order No. 1 to the contract with STA/Brown Transportation (Specification 2024-40-01) for increased transportation Site-Route costs for as follows:

Site-Route 4A:

Original Contract Rate:	\$558.38 per day
Change Order No. 1:	Return Pick Up Time: 1:30 p.m.

and, be it further

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 295**

Supervisor FOGARTY offered the following Resolution and moved its adoption:

RESOLUTION REJECTING ALL BIDS FOR PHYSICALLY HANDICAPPED CHILDREN  
TRANSPORTATION ROUTE 9 (2024-2025)

WHEREAS, Resolution 254 of 2024 authorized advertisement for bids for Children with Handicapping Conditions Transportation Program for 2024 Summer Program and 2024-2025 School Year including Route 9: Center for Disability, Glenville, NY; and

WHEREAS, a child was recently transferred from a half-day program at Center for Disability in Glenville, NY to a full-day program at the same facility and said transportation was handled by Change Order to an existing contract; and

WHEREAS, because of the forgoing, proposed "Route 9" is no longer needed; now, therefore be it

RESOLVED, That all bids for proposed Route 9: Center for Disability, Glenville, NY; 8:30 a.m. to 1:30 p.m., be and hereby are rejected; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Public Health Director, 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: 20 Nays: 0



**Resolution No. 296**

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 (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 services via the County's internal Finance and Administration accounts payable system:

Memory Lane Day Care	\$ 972.00
Myrna Grosse (Day Care)	640.00
YMCA	<u>1,879.00</u>
Total:	\$ 3,491.00

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 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 ORFAN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 297**

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

**RESOLUTION AUTHORIZING RETROACTIVE PAYMENT TO ST. MARY'S HOSPITAL FOR HOUSING OF A HARD-TO-PLACE CHILD (DEPARTMENT OF SOCIAL SERVICES)**

WHEREAS, the Department of Social Services required specialized respite services housing for a hard-to-place youth; and

WHEREAS, after working with the NYS Interagency Resolution Unit of the Council of Children and Families for several months, the Commissioner of Social Services was not able to locate an appropriate placement for said youth; and

WHEREAS, said youth has been housed at St. Mary's Hospital at various times throughout the Department of Social Services involvement with the case; and

WHEREAS, the Commissioner of Social Services is requesting payment for housing said youth at St. Mary's Hospital at a cost not to exceed \$19,800.00 (\$600.00 per day) for June 15, 2024 through July 17, 2024; now, therefore be it

RESOLVED, That upon the recommendation of the Commissioner of Social Services and the Committees of Human Services and Finance, the Board of Supervisors be and hereby authorizes the Commissioner of Social Services to pay retroactive payment for housing a youth at St. Mary's Hospital in an amount not to exceed \$19,800.00 for the period of June 15, 2024 through July 17, 2024; and, be it further

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

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 298**

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

RESOLUTION RESCINDING RESOLUTION 257 OF 2024 THAT CREATED A CASE SUPERVISOR GRADE B POSITION AND PLACED A “ONE-DOLLAR HOLD” ON A CASE SUPERVISOR, GRADE A POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, Resolution 257 of 2024 created a Case Supervisor Grade B position and placed a “One Dollar Hold” on a Case Supervisor, Grade A position in the Department of Social Services, effective September 1, 2024; and

WHEREAS, the Department’s request for the aforementioned Resolution resulted from the appointment of the Supervisor Grade A to another County position; and

WHEREAS, the incumbent Supervisor Grade A recently returned to that position, negating the need for the additional Case Supervisor Grade B position and “One Dollar Hold” on the Case Supervisor Grade A position; now, therefore be it

RESOLVED, That Resolution 257 of 2024, dated July 8, 2024, that created a Case Supervisor Grade B position and placed a “One Dollar Hold” on a Case Supervisor, Grade A position in the Department of Social Services be, and hereby is, RESCINDED; and, be it further

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

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 299**

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION ADOPTING STANDARD WORKDAY AND RETIREMENT REPORTING**

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

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

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

**STANDARD WORK DAY AND REPORTING RESOLUTION FOR ELECTED AND APPOINTED OFFICIALS OF FULTON COUNTY – 2024**

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

**Resolution No. 299 (Continued)**

Title	Standard Work Day (hrs/day) Min 6 Max 8	Name	Tier 1 (Check only if member is in Tier 1)	Current Term Begin – End Dates	Participates in Time Keeping System	Days/Month (based on ROA)	Not Submitted
Supervisor Town of Ephratah	6	Todd Bradt		1/1/24 – 12/31/27	N	3.75	
Supervisor, Town of Oppenheim	6	Cynthia Breh		1/1/22 – 12/31/25	N	2.94	
Supervisor, Town of Broadalbin	6	Joseph DiGiacomo		1/1/24 – 12/31/25	N	9.31	
Supervisor, Town of Perth	6	Gregory Fagan		1/1/24 – 12/31/27	N	5.42	
Supervisor, City of Johnstown Ward 1	6	Jared Goderie		1/1/24 – 12/31/25	N	2.53	
Supervisor, Town of Bleecker	6	David Howard		1/1/24 – 12/31/25	N	1.75	
Supervisor, City of Gloversville Ward 4	6	Charles Potter		1/1/24 – 12/31/25	N		X
Supervisor, City of Gloversville Ward 6	6	James Isabella		1/1/24 – 12/31/25	N	1.94	
Supervisor, Town of Mayfield	6	Brandon Lehr		1/1/24 – 12/31/27	N	1.31	

**Resolution No. 299 (Continued)**

Supervisor, City of Johnstown Ward 4	6	John Praught		1/1/24 – 12/31/25	N	1.11	
Supervisor, City of Gloversville Ward 6	6	Gregory Young		1/1/24 – 12/31/25	N	6.25	
Coroner	6	Margaret Luck		1/1/24 – 12/31/27	Y		
Assigned Counsel Administrator	6	Christopher Stanyon		1/1/24 – 12/31/25	N	12.44	
County Attorney	6	Jason Brott		1/1/24 – 12/31/25	N	12.73	
County Historian	6	Samantha Hall- Saladino		1/1/24 – 12/31/25	N	5.89	

and, be it further

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

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 300**

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION REMOVING CERTAIN MEMBERS FROM COUNTY ADVISORY BOARDS  
FOR FAILURE TO FILE FINANCIAL DISCLOSURE STATEMENTS**

WHEREAS, in accordance with Article 18 of NYS General Municipal Law and the Fulton County Ethics and Disclosure Law, the Fulton County Ethics Board formally notified the Board of Supervisors that certain individuals have not filed required Financial Disclosure Statements covering the period January 1 – December 31, 2023 after receiving final notice from the Ethics Board; and

WHEREAS, the Ethics Board sent a letter to members of certain advisory boards who failed to file Financial Disclosure Statements with the Ethics Board for 2024 advising that if said Statement was not filed by March 31, 2024, removal from the respective board would proceed; and

WHEREAS, the Ethics Board again sent a letter to members of certain advisory boards who failed to file Financial Disclosure Statements with the Ethics Board by the deadline for 2022 advising that if said Statement was not filed by May 31, 2024, removal from the respective board would proceed; and

WHEREAS, the following Advisory Board members failed to file a 2024 Financial Disclosure Statement with the Ethics Board by the deadline:

Great Sacandaga Lake Advisory Council:  
Colleen Cordone

Traffic Safety Board:  
Sgt. Anthony Reppenhagen  
Jeremy Horstmyer

now, therefore be it

RESOLVED, That upon the recommendation of Committee on Personnel, effective immediately, the individual identified herein is hereby removed from their respective Board; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the Fulton County Ethics Board, County Attorney, Chairperson of Respective Advisory Board, Personnel Director, and Administrative Officer/Clerk of the Board.

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 301**

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

**RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE WEIGHTS AND MEASURES DEPARTMENT AND THE NYS DEPARTMENT OF AGRICULTURE AND MARKETS FOR PETROLEUM PRODUCTS TESTING PROGRAM (2024-2029)**

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an agreement with the NYS Department of Agriculture and Markets for the Petroleum Products Quality Testing Program, effective April 1, 2024 through March 31, 2029 in a yearly reimbursement amount of \$19, 840.00 to the County of Fulton for 2024-2029; and, be it further

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

RESOLVED, That the Director of Weights & Measures 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, Director of Weights & Measures, NYS Department of Agriculture and Markets, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor DIGIACOMO and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0



**Resolution No. 302**

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

RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF 2024-2025 NYS  
OFFICE OF VICTIM SERVICES GRANT (DISTRICT ATTORNEY)

WHEREAS, the District Attorney’s Office requests authorization to apply and accept the NYS Crime Victims Assistance Program grant; and

WHEREAS, the NYS Office of Victims Services has advised that it will waive the local County share for the 2024-2025 program year; and

WHEREAS, the County of Fulton has been notified that it will receive Crime Victim Assistance Program grant monies, in an annual amount of \$60,796.56 effective October 1, 2024 through September 30, 2025, with a cost breakdown as follows:

NYS Crime Victims Board Reimbursement:	\$ 60,796.56
County Contribution:	0.00
Third Party Existing Paid Resources/In-Kind Services	<u>\$ 15,199.24</u>
TOTAL	\$ 75,995.80

now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized and directed to sign a contract with the New York State Crime Victims Board, for a total grant of \$60,796.56 for the above-named period; local share to be provided in the amount of \$0.00 from current budgetary line items, for a total program cost of \$60,796.56; such program contingent upon approval of said contract by the New York State Comptroller's Office and the County Attorney; and, be it further

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

Seconded by Supervisor ROEHL and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 303**

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

RESOLUTION CREATING A DISCOVERY SUPPORT CLERK POSITION AND PLACING  
A “ONE-DOLLAR HOLD” ON A LEGAL SECRETARY POSITION IN THE  
DISTRICT ATTORNEY’S OFFICE

WHEREAS, the District Attorney has evaluated the current structure of the District Attorney’s Office and has recommended certain changes to promote efficiency and effectiveness, particularly discovery material timeline mandates; and

WHEREAS, the District Attorney has requested the creation of one (1) Discovery Support Clerk position and placing a “one-dollar hold” on a Legal Secretary position; and

WHEREAS, the Committees on Public Safety, Personnel and Finance have reviewed the current department structure and recommend creating a full-time Discovery Support Clerk position at this time, in lieu of filling said Legal Secretary position; now, therefore be it

RESOLVED, That one (1) Discovery Support Clerk position (Union Job A-2; 2024 permanent rate: \$20.29 per hour), be and hereby is created in the District Attorney’s Office, effective August 12, 2024; and, be it further

RESOLVED, That the existing vacant Legal Secretary position (Union Job Group A-5, 2024 permanent rate: \$21.54 per hour) in the District Attorney’s Office, be and hereby is placed on “hold” in the budget at \$1.00; and, be it further

RESOLVED, That the District Attorney and the Personnel Director do each and everything 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, District Attorney Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 304**

Supervisor GROFF offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING INTERMUNICIPAL AGREEMENTS FOR POLICE  
MUTUAL AID BETWEEN THE FULTON COUNTY SHERIFF'S DEPARTMENT AND  
CERTAIN OTHER SHERIFF'S DEPARTMENTS

WHEREAS, the Sheriff requests execution of multi-year Mutual Aid Agreements between the Sheriff's Department and certain other County Sheriff's Offices which, among other things, will formalize the relationship between the local governments and their police departments and enhance and define the scope of the inter-agency cooperation; sharing personnel and equipment without reimbursements or incurring liability for the conduct of the other agency; now, therefore be it

RESOLVED, That the Chairman of the Board hereby is authorized to sign an Intermunicipal Agreement for Police Mutual Aid between the Sheriff's Office and the three (3) County Sheriff's Offices identified below for mutual aid effective January 1, 2025 through December 31, 2028; said agreements subject to the approval of the County Attorney;

Montgomery County Sheriff's Office  
Hamilton County Sheriff's Office  
Herkimer County Sheriff's Office

and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Sheriff, Montgomery County Sheriff's Office, Hamilton County Sheriff's Office, Herkimer County Sheriff's Office, 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: 20 Nays: 0

**Resolution No. 305**

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

RESOLUTION AMENDING THE 2024 CAPITAL PLAN TO INCLUDE A RADIO  
INTEROPERABLE COMMUNICATIONS PROJECT  
(EMERGENCY MANAGEMENT OFFICE)

WHEREAS, Resolution 250 of 2012 authorized a Memorandum of Understanding to participate in the Adirondack Regional Interoperable Communications Consortium; and

WHEREAS, Resolution 440 of 2023 accepted a 2023 NYS Homeland Security and Emergency Services Statewide Interoperable Communications Grant (Emergency Management Office) in the amount of \$488,828.00; and

WHEREAS, the Civil Defense Director/Fire Coordinator and Committees on Public Safety and Finance recommend completing said Interoperable Radio Communications Project to upgrade emergency radio communication equipment, including the distribution of Mobile and Portable Radio units to volunteer fire departments and law enforcement agencies throughout Fulton County for their ownership; now, therefore be it

RESOLVED, That said Interoperable Communications Grant in the amount of \$488,828.00 be utilized with components as follows:

1. Mobile and Portable Radios, Installation and Accessories
2. DC Plant Replacement Batteries
3. Partial Base Radios at Tower Sites

and, be it further

RESOLVED, That the 2024 Capital Plan be and hereby is amended to include an Interoperable Radio Communications Project in the amount of \$488,828.00; and, be it further

RESOLVED, That the Civil Defense Director/Fire Coordinator be and hereby is authorized to purchase the following Component 1 items listed below with 2023 NYS Interoperable Communication Grant funds for certain fire departments and police agencies:

Component 1: Mobile and Portable Radios

(50) APX Series VHF Hi-Band Portable Radios	
\$146,379.00	
(60) APX Series VHF Hi-Band Mobile Radios	180,240.00
(1) APX Series 800Mhz Mobile Radios	4,500.00
(1) Installation Costs – Mobile Radios	<u>22,500.00</u>
Total	\$353,619.00

**Resolution No. 305 (Continued)**

and, be it further

RESOLVED, That ownership of said radios be transferred to local fire departments and police agencies who will then be responsible for maintenance and inventory requirements of said radios; and, be it further

RESOLVED, That the Director is also authorized to purchase the following:

Component 2: Microwave System Back Up Batteries (5 sites)

(20) 48V Batteries EG4-LL 100 AH Front Terminal 10 YR Batteries	\$31,680.00
(1) Labor for Installation	<u>9,804.90</u>
Total	\$41,484.90

Component 3: Partial Base Radios Eqpt. At Tower Sites

(Broadalbin and Sheriff's Office Tower Sites) \$93,722.00

and, be it further

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

Revenue:

Increase H.3640.3097-3397.0962 – REV – State Aid – Radio Interop Communications \$488,828.00

Appropriation:

Increase H.3640.3097-2100.0962 – EXP – Radio Interop Communications \$488,828.00

and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Civil Defense Director, Volunteer Fire Departments, Gloversville Fire Department, Johnstown Fire Department, Sheriff's Department, Gloversville Police Department, Johnstown Police Department, State Police, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 306**

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

**RESOLUTION AUTHORIZING A CONTRACT WITH AXON SYSTEMS FOR A FIVE-YEAR LEASE AGREEMENT FOR BODY-WORN CAMERAS, DOCUMENT STORAGE, PATROL CAR CAMERAS AND TASERS (SHERIFF'S DEPARTMENT)**

WHEREAS, Resolution 556 of 2022 authorized a 5-Year Contract with Axon Enterprises, Inc. for Body Camera System including hardware, software and services for the Sheriff's Department; and

WHEREAS, Resolution 232 of 2024 authorized application and acceptance of a NYS 2025 DCJS Law Enforcement Tech Grant in the Sheriff's Department in the amount of \$166,400.00; and

WHEREAS, the Sheriff requests rescinding the existing contract with Axon Enterprises, Inc. for Body Camera System including hardware, software and services for the Sheriff's Department effective December 31, 2024 to facilitate a lease agreement that will consolidate all Axon Systems into one plan; and

WHEREAS, the Sheriff has proposed the new 5-year lease agreement with Axon Enterprises, Inc. for all Axon-based Systems, as follows:

- Body-worn Cameras
- Document Storage
- Patrol Car Cameras
- Tasers

RESOLVED, That the Chairman of the Board be and hereby is empowered to sign a five-year lease agreement with Axon Enterprises, Inc. for the Hardware, Software and related Services identified above, effective January 1, 2025 through December 31, 2029, at the following cost:

<u>Year</u>	<u>Installment</u>
2025	\$141,000.00
2026	56,135.91
2027	56,135.91
2028	56,135.91
2029	56,135.91
Total	\$365,543.65

and, be it further

**Resolution No. 306 (Continued)**

RESOLVED, That the County Treasurer be and hereby is directed to make the following transfers: 2024 Adopted Budget be and hereby is amended as follows:

Revenue:

Increase A. 3110.3110-3389-REV-State Aid-Other Public Safety	\$141,000.00
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Appropriation:

Increase A. 3110.3110-4130-EXP-Contractual	\$141,000.00
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and, be it further

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

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

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 307**

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

RESOLUTION AUTHORIZING THE PURCHASE OF CERTAIN EQUIPMENT WITH NYS DEPARTMENT OF CRIMINAL JUSTICE SERVICES TECHNICAL GRANT FUNDS FOR USE IN THE SHERIFF’S DEPARTMENT

WHEREAS, Resolution 232 of 2024 authorized application and acceptance of a NYS 2025 DCJS Law Enforcement Tech Grant in the Sheriff’s Department in the amount of \$166,400.00; and

WHEREAS, Resolution 306 of 2024 authorized the use of \$141,000.00 of said grant for a Year-1 Installment for a Five-year Lease Agreement for Body-worn Cameras, Document Storage, Patrol Car Cameras and Tasers; and

WHEREAS, the Sheriff requests that the balance of said funds be used to purchase two (2) drones, and related drone equipment, and six (6) wireless modems; now, therefore be it

RESOLVED, That the Sheriff be and hereby is authorized to purchase the following with NYS 2025 DCJS Law Enforcement Tech Grant funds;

Two (2) Drones and related equipment	\$20,000.00
Six (6) Sierra Wireless Modems	5,400.00

and, be it further

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

Revenue	
Increase A.3110.3110-3389-REV-State Aid-Other Public Safety	\$25,400.00
Appropriation	
Increase A.3110.3110-2000-EXP-Equipment-Fixed Asset	\$20,000.00
Increase A.3110.3110-4010-EXP-Equipment-Non-Asset	5, 400.00

and, be it further

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



**Resolution No. 307 (Continued)**

RESOLVED, That 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 YOUNG and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 308**

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

**RESOLUTION AUTHORIZING A CONTRACT WITH CAROL HART FOR SECRETARIAL CONSULTING SERVICES IN THE SHERIFF'S DEPARTMENT**

WHEREAS, the incumbent Secretary to the Sheriff is retiring in September 2024; and

WHEREAS, the Sheriff has requested to contract with said Secretary to the Sheriff, Carol Hart, to provide Secretary to the Sheriff consulting services on a temporary basis to assist the Sheriff's Department during transition; and

WHEREAS, the Committees on Public Safety, Personnel and Finance recommend contracting with Ms. Hart on a temporary basis to provide the Sheriff's Department with her experience and knowledge of Secretary to the Sheriff duties for training of other staff; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract with Carol Hart of Mayfield, New York for Secretary to the Sheriff Consulting Services, effective, October 1, 2024 through December 31, 2024, at a rate of \$24.28 per hour, not to exceed 10 hours per week, at a total cost not to exceed \$3,500.00; 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, Personnel Director, Sheriff, Carol Hart, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor ROEHL and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 309**

Supervisor GROFF offered the following Resolution and moved its adoption:

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

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

<u>Vendor</u>	<u>Items</u>	<u>Total</u>	<u>Bid</u>
<u>Estimate</u> Ginsberg's Foods Hudson, NY	Refrigerated Foods/Dry Goods	\$31,416.49	
Ginsberg's Foods Hudson, NY	Frozen Goods	\$32,581.62	

<u>Vendor</u>	<u>Items</u>	<u>Total</u>	<u>Bid</u>
<u>Estimate</u> Bimbo Bakeries Albany, NY	Bread and Rolls	\$4,423.00	

and, be it further

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

Seconded by Supervisor PRAUGHT and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 310**

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

**RESOLUTION AMENDING THE 2024 CAPITAL PLAN TO INCREASE CERTAIN PAVING PROJECTS ON COUNTY HIGHWAYS 108 AND 109 (HIGHWAYS AND FACILITIES)**

WHEREAS, the 2024 Capital Plan identifies pavement related projects on certain County roads; and

WHEREAS, there is a shortfall of funding for said paving projects due to an overrun of asphalt shim course on County Route 108 (Town of Oppenheim) County Route 109 (Town of Broadalbin/Northampton); and

WHEREAS, the Superintendent of Highways and Facilities recommends transferring an unspent balance of funds from County Road 102 and County Road 152 projects already completed to accomplish said work required for County Road 108 (Town of Oppenheim) and County Road 109 (Town of Broadalbin/Northampton); now, therefore be it

RESOLVED, That the 2024 Capital Plan be and hereby is amended accordingly; and, be it further

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

From:	D.5010.5112-4132.0102-EXP-Road Construction-102	\$41,000.00
	D.5010.5112-4132.0152-EXP-Road Construction-152	\$ 4,000.00
To:	D.5010.5112-4132.0108-EXP-Road Construction-108	\$ 4,000.00
	D.5010.5112-4132.0109-EXP-Road Construction-109	\$41,000.00

and, be it further

RESOLVED, That the County Treasurer and Superintendent of Highways and Facilities 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, Superintendent of Highways and Facilities, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor ORFAN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0



**Resolution No. 311**

Supervisor BRADT offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING DISTRIBUTION OF A REQUEST FOR PROPOSALS FOR  
WATER QUALITY TESTING SERVICES AT THE FULTON COUNTY LANDFILL  
(2025-2027)**

WHEREAS, Resolution 316 of 2021 authorized a three-year contract for Water Quality Testing at the Fulton County Sanitary Landfill three times per year, per NYSDEC Regulations, and said contract expires on December 31, 2024; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Public Works, the Purchasing Agent be and hereby is authorized and directed to distribute a Request for Proposals for Water Quality Testing of Wells located at the Fulton County Landfill and other testing services, for a contract period of 2025 through the year 2027; and, be it further

RESOLVED, That such proposals must be addressed to Jon R. Stead, Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY 12095, no later than 2:00 p.m., Wednesday, September 18, 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 proposals; 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 Purchasing Agent.

Seconded by Supervisor YOUNG and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 312**

Supervisor BRADT offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE CITY OF JOHNSTOWN FOR  
PLANNING SERVICES FOR 2024**

WHEREAS, the City of Johnstown has requested planning services for the remainder of 2024;  
and

WHEREAS, it is the recommendation of the Committee on Public Works that the County enter  
into an agreement with the City of Johnstown to provide planning services for the remainder of  
2024; now, therefore be it

RESOLVED, That the Chairman of the Board of Supervisors be and hereby is authorized and  
directed to execute said planning service agreement with the City of Johnstown, effective August  
12, 2024 through December 31, 2024, at a total cost not to exceed \$1,000.00; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer,  
Planning Department, 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: 20 Nays: 0

**Resolution No. 313**

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION APPROVING A FACILITIES USE APPLICATION BY FOX RUN GOLF COURSE TO HOLD A “LONGEST-DRIVE CONTEST TO SUPPORT PGA HOPE” AT THE FULTON COUNTY AIRPORT (2024)

WHEREAS, a Facilities Use Application has been received from the Rich Scott (DBA Fox Run Golf Course) requesting permission to sponsor a “Longest-Drive Contest to Support PGA Hope Event” for 2024 at the Fulton County Airport; and

WHEREAS, Rich Scott (DBA Fox Run Golf Course) will arrange for cleanup, as well as provide for sufficient insurance protection coverage as required by County policy; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Public Works, Fox Run Golf Course be and hereby is authorized to utilize the Fulton County Airport for “Longest-Drive Contest to Support PGA Hope Event” on September 14, 2024, contingent upon issuance of the appropriate County permit by the County Attorney; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, Planning Director, Superintendent of Highways and Facilities, Fulton Montgomery Regional Chamber of Commerce, Fox Run Golf Course, Budget Director and 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 ISABELLA and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0



**Resolution No. 314**

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING INTER-MUNICIPAL COOPERATION AGREEMENT  
BETWEEN THE COUNTY OF FULTON AND THE CITY OF JOHNSTOWN FOR  
ASSUMPTION OF CITY PROPERTY TAX COLLECTION AND  
ENFORCEMENT RESPONSIBILITIES

WHEREAS, Resolution 400 of 2004 authorized an Inter-municipal Agreement with the City of Gloversville wherein the Board of Supervisors agreed to assume the City's property tax collection and enforcement responsibilities; and

WHEREAS, in 2004, City of Johnstown officials decided not to accept the County's offer to administer the same process for the City of Johnstown; and

WHEREAS, by letter dated January 14, 2022, City of Johnstown Mayor Amy Praught requested that the County assume property tax collection and enforcement responsibilities for the City of Johnstown in the best interest of its citizens; and

WHEREAS, the County Treasurer and Committee on Finance recommend entering an Inter-municipal Agreement with the City of Johnstown to administer its property tax collection and enforcement responsibilities in the interest of inter-municipal cooperation and consolidation of services for area residents; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an Inter-Municipal Cooperation Agreement between the County of Fulton and the City of Johnstown to assume property tax collection and enforcement responsibilities currently carried out by the City, effective January 1, 2025 through December 31, 2027, said agreement subject to extension by mutual consent of the parties; and, be it further

RESOLVED, That said Agreement specify that after the initial three (3) year contract period, either party has the option of terminating the agreement and/or requesting a modification of the Agreement based upon changes made by New York State to the tax foreclosure proceeding process, with a 90 day notice to the other party; and, be it further

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

**Resolution No. 314 (Continued)**

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, RPTSA Director, City of Johnstown, City of Johnstown Assessor, Greater Johnstown School District, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 315**

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AWARDING BID TO CARVER CONSTRUCTION CO. FOR THE FMCC  
PAVING PRIORITY 1 PROJECT (2024 CAPITAL PLAN)

WHEREAS, the 2024 Capital Plan identified “Paving Priority 1” Project at the Fulton-Montgomery Community College (FMCC) in the amount of \$517,200.00, with a County share of \$129,300.00; and

WHEREAS, Resolution 244 of 2024 authorized FMCC to advertise for bids for Fulton-Montgomery Community College (FMCC) Paving Priority 1 Project as part of the 2024 Capital Plan; and

WHEREAS, six (6) bids were received by FMCC officials for said project in July 2024; and

WHEREAS, project engineers C.T. Male Associates, the Planning Director, Fulton-Montgomery Community College President, and the Committee on Finance recommend awarding a contract to Carver Construction Co.; they provided the lowest responsible bid in accordance with specifications published July 2, 2024; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract with Carver Construction Co. of Coeymans, NY for the “FMCC Paving Priority 1 Project” in an amount not to exceed \$266,145.00; 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.8020.2497-2100.0980 – EXP – FMCC Campus Paving Project  
Sum: \$129,300.00

and, be it further

**Resolution No. 315 Continued)**

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

Revenue

Increase H.8020.2497-2397.0980 – REV – Montgomery County – FMCC \$129,300.00  
Campus Paving Project

Increase H.8020.2497-3286.0980 – REV – State Aid – FMCC 258,600.00  
Campus Paving Project

Appropriation

Increase H.8020.2497-2100.0980 – REV – FMCC Campus Paving Project \$387,900.00

and, be it further

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

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

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 504 (19) Nays: 0 Abstention: 1 (25) (Supervisor Young)

**Resolution No. 316**

Supervisor HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION AMENDING A CONTRACT WITH C.T. MALE ASSOCIATES TO INCLUDE BID SERVICES, CONSTRUCTION MANAGEMENT AND OBSERVATION SERVICES FOR THE FMCC PAVING PRIORITY I PROJECT (2024 CAPITAL PLAN)**

WHEREAS, the 2024 Capital Plan identifies a “FMCC Paving Priority 1 Project” at Fulton-Montgomery Community College; and

WHEREAS, Resolution 305 of 2023 authorized a contract with C.T. Male Associates for Engineering Services for the FMCC Paving Priority 1 Project at a total cost of \$69,600.00; and

WHEREAS, FMCC officials have requested that C.T. Male Associates provide Bid Services, Construction Management and Observation Services for said paving project; now, therefore be it

RESOLVED, That upon the recommendation of the FMCC President, Planning Director and Committee on Finance, the Chairman of the Board be and hereby is authorized to sign a Contract Amendment with C.T. Male Associates to also provide Bid Services, Construction Management and Observation Services as follows:

<u>Original Contract</u>	<u>Amendment No. 1</u>	<u>New Contract Amount</u>
\$69,600.00	\$62,900.00	\$132,500.00

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

RESOLVED, That said cost be a charge against H.8020.2497-2100.0980 – EXP – FMCC Campus Paving Project; and, be it further

RESOLVED, That said contract amendment is contingent upon approval by the County Attorney; and, be it further

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

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

Seconded by Supervisor LAURIA and adopted by the following vote:

TOTAL: Ayes: 504 (19) Nays: 0 Abstention: 1 (25) (Supervisor Young)

**Resolution No. 317**

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT WITH JMZ ARCHITECTS AND PLANNERS, P.C. FOR DESIGN, BID SERVICES AND CONSTRUCTION MANAGEMENT FOR THE FMCC WELCOME CENTER ELECTRICAL DISTRIBUTION, FIRE ALARM, WATER INFILTRATION PROJECT (2024 CAPITAL PLAN)

WHEREAS, FMCC officials have proposed a 2024 project in the amount of \$476,080.00 for a “Welcome Center Electrical Distribution, Fire Alarm & Water Infiltration” Project with a County cost of \$119,020.00; and

WHEREAS, FMCC, the Planning Director and Committee on Finance recommend that a contract for Design, Bid Services and Construction Management be awarded to JMZ Architects and Planners, P.C. for said project 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 a contract for Design, Bid Services and Construction Management with JMZ Architects and Planners, P.C. of Glens Falls, NY, for the 2024 FMCC Welcome Center Electrical Distribution, Fire Alarm and Water Infiltration Project, in an amount not to exceed \$66,200.00; and, be it further

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

RESOLVED, That this resolution is contingent upon the passage of a similar resolution by the Montgomery County Legislature; 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.8020.2497-2100.0989 - EXP - FMCC Welcome Ctr Elec Dist, Fire Alarm  
& Wtr Inf (NEW)

Sum: \$119,020.00

and, be it further

**Resolution No. 317 (Continued)**

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

Revenue

Increase H.8020.2497-2397.0989 - REV - Montgomery Co – FMCC Welcome Ctr Elec Dist, Fire Alarm & Wtr Inf (NEW) \$119,020.00

Increase H.8020.2497-3285.0989 - REV - State Aid - FMCC Welcome Ctr Elec Dist, Fire Alarm & Wtr Inf (NEW) 238,040.00

Appropriation

Increase H.8020.2497-2100.0989 - EXP - FMCC Welcome Ctr Elec Dist, Fire Alarm & Wtr Inf (NEW) \$357,060.00

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Montgomery County Legislature, Fulton-Montgomery Community College, JMZ Architects and Planners, P.C., Planning Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 504 (19) Nays: 0 Abstention: 1 (25) (Supervisor Young)

**Resolution No. 318**

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION APPORTIONING 2025 WORKERS' COMPENSATION INSURANCE  
PROGRAM EXPENSES

RESOLVED, That the Report of the Committee on Workers' Compensation Insurance (Finance), dated August 1, 2024, be accepted and the recommendations contained therein be carried out for the year 2025; and, be it further

RESOLVED, That the respective amounts apportioned to the various municipalities or public corporations of Fulton County be adopted as the act and determination of the Board and that they be assessed, levied and collected the same as other charges; and, be it further

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

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0



## Resolution No. 318 (Continued)

### THE REPORT OF THE COMMITTEE ON COMPENSATION INSURANCE

Your Committee on Compensation Insurance (Finance and Administration) to whom was referred the report of the County Treasurer on Claims paid pursuant to Article 5 of the Workers' Compensation Law, report that they have examined same and believe same to be correct and recommend that said report be printed in the minutes.

Your Committee further reports that pursuant to said Law, they do hereby certify that the County Treasurer, as Custodian of Compensation Insurance Funds, estimates expenditures in the sum of \$1,534,190 (less revenues of \$159,000.00), which they have apportioned to each Town, the Villages of Broadalbin, Mayfield, Northville and Cities of Johnstown and Gloversville, and the County of Fulton. 35% of the proportion that its full valuation bears to the aggregate valuation of the participating municipal corporation and 65% of a five-year experience, in accordance with said law, and an additional assessment to those municipalities having volunteer ambulance corps at an amount of \$400 per ambulance:

	2025		(2019-2023)	35%	65%
	<u>Total Apport.</u>	<u>Full Valuation</u>	<u>5-Yr. Exp.</u>	<u>Full Valuation</u>	<u>5-Yr. Exp.</u>
Bleecker	\$ 6,667.20	\$ 143,318,961.00	\$ 1,547.51	\$ 6,290.54	\$ 376.66
Broadalbin	\$ 38,629.78	\$ 657,299,101.92	\$ 40,180.08	\$ 28,850.10	\$ 9,779.68
Broadalbin (V)	\$ 5,787.96	\$ 108,000,588.84	\$ 4,304.13	\$ 4,740.35	\$ 1,047.61
Caroga	\$ 27,313.52	\$ 355,642,812.23	\$ 48,084.86	\$ 15,609.84	\$ 11,703.68
Ephratah	\$ 22,782.73	\$ 126,788,446.19	\$ 70,739.53	\$ 5,564.99	\$ 17,217.74
Johnstown	\$ 57,960.64	\$ 677,672,153.69	\$ 115,927.50	\$ 29,744.32	\$ 28,216.32
Mayfield	\$ 116,674.84	\$ 850,015,969.05	\$ 326,077.44	\$ 37,308.81	\$ 79,366.03
Mayfield (V)	\$ 3,844.48	\$ 74,636,638.10	\$ 2,335.87	\$ 3,275.94	\$ 568.54
Northampton	\$ 44,584.29	\$ 647,954,330.23	\$ 66,329.48	\$ 28,439.94	\$ 16,144.35
	400.00*				
Northville (V)	\$ 9,660.90	\$ 145,137,544.19	\$ 13,519.27	\$ 6,370.36	\$ 3,290.54
Oppenheim	\$ 10,559.80	\$ 170,533,622.22	\$ 12,632.75	\$ 7,485.04	\$ 3,074.76
Perth	\$ 65,349.13	\$ 358,421,259.46	\$ 203,854.17	\$ 15,731.79	\$ 49,617.34
Stratford	\$ 7,777.90	\$ 151,791,224.66	\$ 4,583.05	\$ 6,662.40	\$ 1,115.50
Gloversville (C)	\$ 210,196.42	\$ 529,829,330.63	\$ 768,052.93	\$ 23,255.21	\$ 186,941.21
Johnstown (C)	\$ 115,938.41	\$ 649,822,270.67	\$ 359,152.92	\$ 28,521.93	\$ 87,416.48
	\$ -				
Fulton County (Gen. Fund)	\$ 631,462.00	\$ 5,319,089,481.95	\$ 1,635,181.48	\$ 233,464.94	\$ 397,997.06
TOTAL APPORT.	\$ 1,375,190.00	\$ 10,965,953,735.03	\$ 3,672,502.97	\$ 481,316.50	\$ 893,873.50
	\$ 400.00			\	/
	\$ 1,375,590.00	0.000043891896	0.243396263339	\	\$ 1,375,190.00

**Resolution No. 319**

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING THE COUNTY TREASURER TO CLOSE OUT  
CERTAIN CAPITAL PROJECTS

WHEREAS, certain projects identified in prior Capital Plans that have been completed and accounts established for said projects are no longer utilized; and

WHEREAS, the Budget Director/County Auditor recommends transfers to close out unexpected capital appropriation accounts and return unspent monies to the appropriate reserve; now, therefore be it

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

A-0883.0700 – Capital Equipment Reserve

H.1450.1450-2100.0985 – EXP - Voting Machine Replacement - 2024  
(Approx. \$0.00)

H.3640.3097-2100.0967 – EXP - Dispatch Console Upgrade - 2022  
(Approx. \$5,000.00)

A-0909 – Unrestricted Fund Balance

H.1165.3097-2100.0975 – EXP - Surveillance & Intelligence Upgrade - 2023  
(Approx. \$59,939.00)

H.1450.1450-2100.0954 – EXP - Electronic Poll Book System - 2020  
(Approx. \$1,186.85)

H.1680.1680-2100.0973 – EXP - Network Infrastructure Update - 2023  
(Approx. \$1,660.72)

CL-0898.0879 – Landfill Depreciation

H.8160.8162-2100.0970 – EXP - DSW Vertical Landfill Expansion - 2022  
(Approx. \$4,712.00)

**Resolution No. 319 (Continued)**

and, be it further

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

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

Seconded by Supervisor FOGARTY and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 320**

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:

Solid Waste

1 – 2009 F150 Pickup Truck (0008172)

1 – Refrigerator (0003624)

1 – Lawn Mower 22” 6HP Highwheel (0003977)

1 – Toshiba LCS Projector (0005496)

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, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BREH and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 321**

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.1430.1430-4210 - EXP- Training and Conferences	\$350.00	
A.1430.1430-4530 - EXP- Supplies	400.00	
To: A.1430.1430-4010 - EXP- Equipment - Non-Asset		\$ 750.00

(Purchase of a desk)

Facilities

From: A.1620.1624-2000 – EXP – Equipment – Fixed Asset  
To: A.1620.1624-4030 – EXP – Repairs  
Sum: \$12,550.00

Social Services

From: A.6010.6070-3670 - REV- State Aid- Services for Recipients  
To: A.6010.6142-3642 - REV- State Aid- Emergency Assistance for Adults  
Sum: \$4,500.00

From: A.6010.6070-4170 - EXP- Programs  
To: A.6010.6142-4170 - EXP- Programs  
Sum: \$9,000.00

and, be it further

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

Personnel

Revenue

Increase A.1000.0599-0599 – REV – Appropriated Fund Balance \$599,380.00

Appropriation

Increase A.3110.3112-1000 – EXP – Payroll	\$ 18,676.00
Increase A.3110.3113-1000 – EXP – Payroll	85,103.00
Increase A.3110.3150-1000 – EXP – Payroll	495,601.00

(Civil, Communications, Corrections Retros Paid in April)

**Resolution No. 321 (Continued)**

Sheriff

Revenue

Increase A.3110.3110-2680 - REV- Insurance Recoveries \$ 10,302.00

Appropriation

Increase A.3110.3110-4540 - EXP- Vehicle Maintenance 10,302.00

Social Services

Revenue

Increase A.1000.0599-0599 – REV – Appropriated Fund Balance \$200,312.00

Decrease A.6010.6070-3670 - REV- State Aid- Services for Recipients \$25,420.00

Increase A.6010.6140-3640 - REV- State Aid - Safety Net Assistance 122,708.00

Appropriation

Decrease A.6010.6070-4170 - EXP- Programs 41,000.00

Decrease A.6010.6109-4170 - EXP- Programs 100,000.00

Increase A.6010.6140-4170 - EXP- Programs \$438,600.00

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

Seconded by Supervisor POTTER and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0

**Resolution No. 322**

Supervisor HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION ADOPTING 2024-2025 FMCC BUDGET**

WHEREAS, the Fulton-Montgomery Community College Board of Trustees has presented the sponsoring counties with a 2024-2025 budget request, proposing a total FMCC budget of \$17,910,049.00; and

WHEREAS, a public hearing related to the adoption of said FMCC Budget was held on August 12, 2024 and everyone who wanted to speak was heard; now, therefore be it

RESOLVED, That the several amounts reflecting the share to be appropriated by Fulton County be and the same hereby are appropriated for the objects and purposes specified below, to become effective September 1, 2024:

Fulton County Sponsor Share:	\$ 1,645,821.00
Revenues and Montgomery County Share:	<u>16,264,228.00</u>
Total FMCC Operating Budget	\$17,910,049.00

and, be it further

RESOLVED, That the share and obligation of the County of Fulton shall be included in the Fulton County Budget for 2025, as provided for in Section 6304 of the Education Law of the State of New York; and, be it further

RESOLVED, That the Board of Supervisors hereby directs the FMCC Board of Trustees to prepare a final 2024-2025 College budget in accordance with the sums appropriated herein; and, be it further

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

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

Seconded by Supervisor FAGAN and adopted by the following vote:

TOTAL: Ayes: 504 (19) Nays: 0 Abstention: 1 (25) (Supervisor Young)

**Resolution No. 323**

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE COUNTY OF FULTON AND THE CIVIL SERVICE EMPLOYEE ASSOCIATION, INC., LOCAL 1000, AFSCME, AFL-CIO, CSEA LOCAL 818, FULTON COUNTY NURSES UNIT (2024-2026)

RESOLVED, That the Fulton County Board of Supervisors, by this Resolution, hereby ratifies the Memorandum of Agreement between the County of Fulton and the Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO, Fulton County Nurses Unit, as attached hereto and made a part hereof; and, be it further

RESOLVED, That the Personnel Director be and hereby is directed to transmit the necessary copies of said Agreement, when available, to the respective departments for distribution to its employees; and, be it further

RESOLVED, That the Chairman of the Board 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, Public Health Director, Commissioner of Social Services, Personnel Director, CSEA Nurses Unit, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor VANVALKENBURGH and adopted by the following vote:

TOTAL: Ayes: 20 Nays: 0



## MEMORANDUM OF AGREEMENT

The County of Fulton (the “County”) and the Fulton County Nurses’ Unit, CSEA Local 818 (the “Union”) are parties to a collective bargaining agreement for the term January 1, 2018 – December 31, 2021 with a rollover period January 1, 2022- December 31, 2023 (the “Agreement”). The Union and County wish to modify the Agreement as follows:

1. The term of the successor agreement will be January 1, 2024 – December 31, 2026.
2. Art I, Section B shall be amended to delete same and replace with the MOA of September 12, 2022 (Co. Prop #1)
3. Art. VIII, Section 2.B (ii) shall be amended to delete:  
Employees with less than one year of service shall contribute 50% of the premium for either individual or family coverage. After the completion of one year of service, employees hired after the ratification of the Agreement shall...
4. Art. III, Section 1.A.1 and Appendix “A” shall be amended to reflect a wage adjustment as follows:  
Effective and retro to 1/1/2024: 4.0%  
Effective 1/1/2025: 4.0%  
Effective 1/1/2026: 4.0 %
5. Art III, Section 1.B.1 and 1.B.2 (longevity) shall be amended to double the longevity payment at each step. (Effective retro to 1/1/2024)
6. Art IV, Section 1.A and Section 2.B shall be amended as follows:  
2024: 2096 work hours  
2025: 2088 work hours  
2026: 2088 work hours
7. Art IV, Section 2.A.4 shall be amended to add  
Employees may elect to receive compensatory time off in lieu of overtime pay for hours worked in excess of forty (40) hours in a work week, with the consent of the Department Head.  
Employees may accumulate a maximum of forty-five (45) hours of compensatory time (30 hours worked).  
An employee who elects to receive compensatory time must use that time within the year in which it was earned. (Also add this to § IV.1.B)  
Compensatory time not used by years’ end shall be paid out within the next two (2) pay periods at the rate earned. (Also add this to Art IV § 1.B)
8. This Memorandum of Agreement constitutes the entire understanding by and between the parties as to modification to the Agreement.
9. Items not contained herein are deemed withdrawn.

10. The Union reserves the right to bring this tentative agreement before its membership for a ratification vote.

The Personnel Committee reserved the right to bring the tentative agreement before the County Board of Supervisors for a ratification vote.

Agreed to this 2<sup>nd</sup> day of July 2024.

\*See addendum

Addendum to MOA

Art IV, Section 2-C shall be amended to increase the on-call day rate, (effective upon ratification by the Board of Supervisors) to \$60.00 per day and to \$75.00/day on a holiday and/or weekend. (No other changes to language of this section)