

FIRST DAY OF ANNUAL SESSION

Johnstown, NY

November 10, 2014

Roll Call – Quorum Present

Supervisors: Argotsinger, Born, Bradt, Callery, Capek, Christopher, Fagan, Gendron, Greene, Groff, Handy, Howard, Kinowski, Lauria, MacVean, Ottuso, Potter, Waldron, Young

TOTAL: Present: 19 Absent: 1 (Supervisor Johnson)

Chairman Argotsinger called the meeting to order at 1:00 p.m. The Chairman asked for a Moment of Silence by all that were gathered today on the eve of Veterans Day. In recognition of all those military service members who made the ultimate sacrifice for their country and, for those serving today. (*Moment of Silence observed*). Following the Pledge of Allegiance to the Flag, Chairman Argotsinger asked if there was anyone from the public who wished to address the Board.

PUBLIC SPEAKERS

Barbara Handy, 282 Dennie Road, Mayfield – Ms. Handy explained that she was here to ask questions of the Board. Ms. Handy asked if it was true that the County is helping Fulton Center for Rehabilitation and Healthcare get its property assessment lowered. Ms. Handy stated that she was also addressing the Board to ask if this Board has thought about the impact the sale of the Residential Health Care Facility has had on our community. She had several rhetorical questions for the Board. Are the residents of the Fulton Center for Rehabilitation and Healthcare being taken care of properly? Are the jobs there filled by people from Fulton County? Are local businesses “losing out” because of the sale? She also asked if the local media is interested in covering this topic.

SCHEDULED SPEAKER

Chairman Argotsinger introduced Mr. Kevin Crawford, Executive Director of the New York Municipal Insurance Reciprocal (NYMIR). Mr. Crawford introduced Brian Custer, President of the NYMIR Division of Wright Risk Management. Mr. Crawford thanked Fulton County for its continuing loyalty to the program and said that he was here to present more than \$20,000.00 in a “Capital Return Check” to the County. Mr. Crawford said this is the sixth year that NYMIR has been able to return a dividend check to the County. Mr. Crawford explained that the Reciprocal has now grown to 830 subscribers statewide with Columbia and Green counties just joining this year. Mr. Crawford explained that much of the credit belongs to Fulton County and to Mr. Jon Stead, who has served on the NYMIR board for almost 23 years and was the Reciprocal’s founding President.

Mr. Custer then presented the check to Chairman Argotsinger.

William Van Gorder, designated broker for Fulton County, was also present and thanked the Board for its continued support of the program.

COMMUNICATIONS

1. Letter from NYSAC, dated 14 October 2014
Subj: Resolutions Adopted by the County Delegates at the NYSAC 2014 Annual Meeting held in Erie County. (Priority Reading Rack)
2. Letter from Anthony Joseph, Deputy Director for Workforce Innovations, NYS Department of Labor, to Richard Argotsinger, Chairman of the Board, dated October 24, 2014
Subj: Approval of the PY 2014 Local Plan submitted by the Workforce Investment Board of Fulton, Montgomery and Schoharie Counties (Supervisors Lauria and Young requested a copy of Communication 2)
3. Letter from Jerome M. Hauer, Commissioner, NYS Division of Homeland Security and Emergency Services, to Richard Argotsinger, Chairman of the Board, dated October 16, 2014
Subj: Fulton County has been awarded \$194,039.00 under the New York State's 2014-15 Public Safety Answering Points Operations Grant Program which allows for State support to counties for eligible public safety call-taking and dispatching expenses (Supervisors Howard and Lauria requested a copy of Communication 3)

UPDATES FROM STANDING COMMITTEES

Economic Development and Environment: Supervisor Gendron stated that there were 23 Agenda Items that went through the Economic Development and Environment Committee this month and he hoped that the Board members will support the projects pertaining to "Jump Start Fulton County".

Finance: Supervisor Fagan advised that Budget Director Alice Kuntzsch will be presenting the 2015 Tentative County Budget later today and the Board will be working to adopt the budget in the next two to three weeks. Also, there will be a Public Hearing on the Capital Plan, which contains a lot of investment in economic development, branding, Smart Waters, Tryon project and the joint Regional Business Park. The Finance Committee has met with the County Auditors two times and the audit is complete and Fulton County is in "pretty good" financial condition.

REPORTS OF SPECIAL COMMITTEES

Adirondack Government: Supervisor Groff advised that he had a handout to provide to Supervisors regarding the Amendment of New York's State Land Master Plan. It shows the Top 9 recommendations of the Adirondack Park Local Government Review Board and the Adirondack Association of Towns and Villages. (copies placed in Supervisors boxes).

CHAIRMAN'S REPORT

Chairman Argotsinger advised that the budget process is well underway and Supervisors will receive a Tentative Budget for 2015 today. There will be Budget Review meetings for the next few weeks. He also advised that Senator Gillibrand visited Fulton County last week and he found it encouraging that she took notes during the presentation that Planning Director, James Mraz, provided.

RESOLUTIONS

No. 364 (*Resolution Awarding Bid for the Purchase of Heating Oil and Special Blend for County Buildings (2015)*): Supervisor Callery asked if the price being awarded was lower than last year. Mr. Stead explained that he did not have that information available and would have to get back to him. Supervisor Callery was questioning the rack price. It was explained that the bid is awarded based on “margin”. Rack price fluctuates with the market and the margin is the vendor’s mark-up on the wholesale price.

No. 367 (*Resolution Establishing 2015 Water Rates for Fulton County Water District No. 1*): Supervisor Gendron advised that the 2015 water rate was a 4 percent increase from last year. He also advised that it is the most expensive water in New York State.

No. 368 (*Resolution Authorizing Agreement Between Fulton County and St. Mary’s Healthcare for Lease of Office Space at 57 East Fulton Street, Gloversville*): Supervisor Callery questioned why the lease allows for a tenant option for renewal, but not a landlord option. Mr. Stead explained it was worded that way in the lease negotiated by Mr. Yost. Supervisor Callery further questioned if the County has to honor the lease for three (3) years. Mr. Stead responded that was a question for the County Attorney.

County Attorney Brott commented that he would have to review the lease in detail before providing an answer. Mr. Stead advised that if the building were to be sold during the contract period, it would have to be sold with the existing tenant in the building.

No. 370 (*Resolution Supporting Repeal of the New York State “Scaffold Law”*): Supervisor Young explained that he could not make “heads or tails” of this proposed Resolution and wanted to wait before making a decision.

Chairman Argotsinger opened the Public Hearing to receive comments on the proposed 2015-2017 Capital Plan for the County of Fulton at 1:31 p.m. There being no speakers, Chairman Argotsinger stated that he would keep the Public Hearing open.

No. 392 (*Resolution Authorizing Payment for a Court-Ordered Commitment to Sunmount Forensic Unit (Community Services Department)*): Supervisor Callery questioned why the amount of money being transferred was different from the amount for the payment for the month of August. Chairman Argotsinger responded that Mr. Gagnon, Community Services Director, asked to transfer funding for the rest of 2014 because there are no more Committee meetings.

Chairman Argotsinger asked if there were any members of the public who wish to make comments regarding the Public Hearing on the proposed 2015-2017 Capital Plan for County of Fulton. There being no speakers, Chairman Argotsinger closed the Public Hearing at 1:44 p.m.

No. 420 (*Resolution Accepting Three-Year Capital Plan for Fulton County (2015-2017)*): Supervisor Young advised that he is all for enhancing public safety; however, purchasing an Armadillo Nuisance Abatement Vehicle is not a good use of these funds. He further advised that he spoke with Sheriff Lorey, who believed that the money would be better spent in other ways.

Supervisor Young said that he also spoke to Chief VanDeusen of the Gloversville Police who suggested that the County buy more stationary surveillance cameras, which have been successful in fighting crimes in the City of Gloversville.

Supervisor Born said originally she had not been in favor of the purchase of the vehicle, but after reading articles on how it has been successful elsewhere, believes it is something that is important for “our community”. “We owe it to our citizens to give it a try”.

Supervisor Groff asked if once the Board approves this Capital Plan, is the County committed to anything in the Plan. Mr. Stead answered that the Resolution today is to accept the Three-Year Capital Plan and anything could be added or deleted to the Capital Plan up until the day the Board adopts the 2015 Budget.

Supervisor Gendron advised that the Capital Plan is a result of several months of work and debate. The goal is to increase the quality of life in Gloversville through the Nuisance Abatement Vehicle. It is only a small amount of money and he feels the Board members should support it.

Supervisor Lauria said the County needs to fight crime in our cities and towns and this is worthwhile and our County needs to “step forward and do something”.

Supervisor Greene agreed with Supervisor Lauria and added that there could be further debate on this issue, but that the County has to try something such as installing cameras in Vail Mills on Routes 29 and 30.

Supervisor Howard commented that he does not think this is the solution for the area because the cameras will not only record criminals, but good citizens and he questioned where the information goes that is gathered by the abatement vehicle.

Supervisor Handy said both pro and con points have been made, but he believes that before such a purchase is made, the County needs more police involvement and to include input from police agencies from both cities.

No. 424 (*Resolution Designating Official Newspaper*): Supervisor Young questioned whether the official newspaper had to be a daily paper and maybe the County could change to the Fulton County Express because it is free. Mr. Stead explained that it there is no requirement for a daily paper, but it does have to be published within the County.

A motion was offered by Supervisor Fagan, seconded by Supervisor Gendron and unanimously carried, to waive the Rules of Order to take Action on Late Resolution 427.

No. 427 (*Resolution Waiving Residency Rule for Hire of Registered Nurse at the Department of Social Services*): Mr. Stead explained that this request went through the Human Services Committee. Mrs. Cooper, DSS Commissioner, thought she had a candidate who would accept the position, but this person no longer has interest in the position.

Chairman Argotsinger called for a five minute recess at 2:02 p.m.

Supervisor Callery asked for a Republican Caucus to be held during the recess. The Board reconvened into Regular Session at 2:30 p.m.

Alice Kuntzsch, Budget Director, provided a MS Powerpoint presentation regarding the 2015 Tentative Fulton County Budget.

Chairman Argotsinger asked if Monday, November 17 at 1:00 p.m. is a date that Supervisors could meet to conduct a budget review session. Supervisors Laura and Callery said they could not attend that day. It was agreed that the remainder of the Board was available to meet that day.

It was also agreed that there would also be a full Board meeting on Monday, November 24 at 1:00 p.m. with a public hearing at 2:00 p.m. that day for the 2015 Budget.

Upon a motion by Supervisor Callery, seconded by Supervisor Howard and unanimously carried, the Board recessed at 2:54 p.m. and will reconvene on Monday, November 17, 2014 at 1:00 p.m.

Certified by:

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

PROCLAMATIONS

PROCLAMATION RECOGNIZING HONORABLE RICHARD C. GIARDINO FOR HIS SERVICE AS FULTON COUNTY JUDGE AND SURROGATE

WHEREAS, the Honorable Richard C. Giardino, Fulton County Judge and Surrogate, is retiring on December 31, 2014; and

WHEREAS, Judge Giardino was appointed County Judge by Governor George Pataki in May 1996 and elected to the position in November 1996 and re-elected in 2006; and

WHEREAS, Judge Giardino was also designated Acting Justice of the Supreme Court in 2001; and

WHEREAS, the Judge launched an ambitious Drug Court program in 1997 and promoted the merits of that approach to rehabilitation through 2014; and

WHEREAS, the Judge has presided over 4,500 cases including over 200 jury trials and more than 50 murder or attempted murder cases throughout New York State; and

WHEREAS, Richard served as District Attorney for Fulton County from 1991 to 1996 and was an Assistant DA prior to that time; and

WHEREAS, Richard was the first Chairman of the Fulton County Domestic Violence Task Force in 1998 and Co-Chairman of the local Americorps/VISTA Project to stop teen violence and improve the quality of life in the area; and

WHEREAS, Judge Giardino has been an adjunct faculty member at Fulton-Montgomery Community College since 1986 where he teaches Criminal Justice and was an adjunct faculty member at Albany Law School from 2006 to 2009; and

WHEREAS, Judge Giardino has received numerous awards for his service to the community and was recognized in 2003 by the New York State Trial Lawyers Association for his judicial demeanor and style; now, therefore be it

RESOLVED, That the Board of Supervisors hereby recognizes and thanks the Honorable Judge Richard C. Giardino for his many years of distinguished service to the County of Fulton and the State of New York; and, be it further

RESOLVED, That the Board hereby offers its sincerest best wishes on the occasion of his retirement from the judiciary.

Dated Under My Hand and Seal
This 10th Day of November 2014

RICHARD ARGOTSINGER
Chairman, Board of Supervisors
Fulton County

Resolution No. 361

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING A REQUEST FOR QUALIFICATIONS FROM
ENGINEERING FIRMS TO PREPARE A FULTON COUNTY AIRPORT
MASTER PLAN UPDATE
(2015 CAPITAL PLAN)

WHEREAS, the 2015 Capital Plan identifies an Airport Master Plan Update for the Fulton County Airport; and

WHEREAS, the Federal Aviation Administration requires the utilization of a FAA-certified airport engineer to prepare any Airport Master Plan Update; now, therefore be it

RESOLVED, That the Planning Director be and hereby is authorized and directed to distribute a Request for Qualifications (RFQ) to FAA-certified airport engineers for an Airport Master Plan Update at the Fulton County Airport; and, be it further

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

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

Seconded by Supervisor YOUNG and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 362

Supervisor BRADT offered the following Resolution and moved its adoption:

**RESOLUTION ACCEPTING OWNERSHIP OF THE ACCESS ROAD AT TRYON
TECHNOLOGY PARK AND DESIGNATING IT NEW COUNTY ROAD 117**

WHEREAS, Resolution 161 of 2014 awarded a construction contract to Jablonski Excavating for an Infrastructure Improvements Project at the Tryon Technology Park and Incubator Center; and

WHEREAS, construction improvements to the facility will result in a new road that will provide direct access from County Road 107 to shovel-ready sites in the Tryon Technology Park; and

WHEREAS, C.T. Male Associates has prepared a metes and bounds description of the linear parcel of land that said new road will be located upon; and

WHEREAS, the Fulton County Industrial Development Agency has authorized deeding said parcel to Fulton County for its use as a county road; and

WHEREAS, the Superintendent of Highways and Facilities recommends that said new road be designated "County Road 117"; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Buildings and Grounds/Highway, the Board of Supervisors hereby accepts ownership and maintenance responsibility of said new road to the Tryon Technology Park; said road being a 60 feet right of way approximately 1.1 miles in length, more or less; and, be it further

RESOLVED, That said new road be accepted into the official highway inventory of Fulton County and is hereby designated County Road 117; and, be it further

RESOLVED, That the County Attorney 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, Planning Director, Fulton County Industrial Development Agency, County Clerk, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GENDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 363

Supervisor BRADT offered the following Resolution and moved its adoption:

**RESOLUTION APPOINTING WILLIAM SIMPSON TO THE FULTON COUNTY
PLANNING BOARD**

WHEREAS, a vacancy exists on the Fulton County Planning Board; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Buildings and Grounds/Highway, William Simpson, of Ephratah, NY, be and hereby is appointed to the Fulton County Planning Board, to serve the balance of the term January 1, 2012 through December 31, 2014; and, be it further

RESOLVED, That Mr. Simpson be and hereby is directed to complete the Fulton County Board of Ethics' Financial Disclosure Statement and sign the Fulton County Oath Book located in the County Clerk's Office; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Clerk, Fulton County Ethics Board, Fulton County Planning Board, William Simpson and Administrative Officer/Clerk of the Board.

Seconded by Supervisor LAURIA and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 364

Supervisor BRADT offered the following Resolution and moved its adoption:

RESOLUTION AWARDING BID FOR THE PURCHASE OF HEATING OIL AND
SPECIAL BLEND FOR COUNTY BUILDINGS (2015)

WHEREAS, Resolution 309 of 2014 authorized advertisement for bids for No. 2 heating oil and special blend for certain County Buildings and four (4) bids were received; and

WHEREAS, said bid specifications identified an award based on the lowest margin bid for each product; now, therefore be it

RESOLVED, That the net bid, as submitted by Shepard Oil Co., of Johnstown, NY, for the purchase and delivery of approximately 5,000 gallons of No. 2 heating oil, including 50/50 blend of fuel oil and kerosene, to be delivered to various County building locations, be and hereby is accepted, as reviewed and recommended by the Superintendent of Highways and Facilities and Purchasing Agent; they being the lowest responsible bid in accordance with Specification No. 2014-24-02, dated September 9, 2014:

No. 2 Heating Oil (Rack Price)	\$2.693
Margin (Vendor Margin)	<u>.200</u>
	\$2.893/gallon
50/50 Blend of No. 2 Heating Oil & Kerosene (Rack Price)	\$2.875
Margin (Vendor Margin)	<u>.200</u>
	\$3.075/gallon

(with the stipulation that any increase or decrease in prices will be passed on at the time of delivery, based on current rack prices); and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities, Sheriff, Civil Defense Director/Fire Coordinator, Solid Waste Director, Shepard Oil Co., Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 365

Supervisor BRADT offered the following Resolution and moved its adoption:

**RESOLUTION AWARDING BID FOR WASTE REMOVAL SERVICES AT THE
CORRECTIONAL FACILITY (2015)**

WHEREAS, Resolution 310 of 2014 authorized advertisement for bids for waste removal services at the Correctional Facility and two (2) bids were received; now, therefore be it

RESOLVED, That the net bid, in the following amount, as submitted by County Waste & Recycling Service, Inc., of Clifton Park, NY, for removal of waste material for 2014 be and hereby is awarded, as reviewed and recommended by the Superintendent of Highways and Facilities and Fulton County Purchasing Agent; they being the lowest responsible bidder in accordance with Specification No. 2014-24-03, dated September 9, 2014:

\$18.39 per pick-up (Correctional Facility location)

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities, Sheriff, Correctional Facility, County Waste & Recycling Service, Inc., Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BORN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 366

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

**RESOLUTION AWARDING BID FOR CLEANING SERVICES AT THE
DSS COOPER BUILDING (2015)**

WHEREAS, Resolution 308 of 2014 authorized advertisement for bids for custodial services in the DSS Cooper Building at 4 Daisy Lane, Johnstown, and one (1) bid was received; now, therefore be it

RESOLVED, That the net bid, as submitted by Brezzy's Cleaning Service, of Gloversville, NY, at annual costs identified below, for custodial services at the DSS Cooper Building be and hereby is awarded; they being the lowest responsible bidder in accordance with Specification No. 2014-24-01:

<u>2015</u>	<u>2016*</u>	<u>2017*</u>
\$30,000.00	\$31,000.00	\$32,000.00

*at County option

and, be it further

RESOLVED, That said cost be a charge against A-245-1620.414 Co Offices&Bldgs-Maint Contr; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Superintendent of Highways and Facilities, Commissioner of Social Services, Brezzy's Cleaning Service, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor CHRISTOPHER and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 367

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

RESOLUTION ESTABLISHING 2015 WATER RATES FOR FULTON COUNTY
WATER DISTRICT NO. 1

WHEREAS, Resolution 341 of 2005 established Fulton County Water District No. 1; and

WHEREAS, pursuant to Article 5-A of the NYS County Law, Resolution 320 of 2002 designated the Board of Supervisors to act as the “Fulton County Water and Sewer Agency” exercising governance authority over Fulton County Water District No. 1; and

WHEREAS, a Water Supply Agreement executed between the City of Johnstown and the County of Fulton authorizes the sale of City of Johnstown water to Fulton County Water District No.1 at a rate of two times the in-City rate charged to its residential customers; and

WHEREAS, the Board of Supervisors reviews said water rates on an annual basis; now, therefore be it

RESOLVED, That inasmuch as it has been determined that a water district must be operated and maintained with funds received from its users, the Board of Supervisors, as the Fulton County Water and Sewer Agency, hereby establishes the 2015 water rate for Fulton County Water District No. 1 as follows:

	Cost per 100 Cubic <u>Feet of Water</u>
Purchased Water	\$ 5.56
Surcharge for Administrative, Operation and Maintenance	<u>4.66</u>
2015 Water Rate Chargeable to Customers	\$10.22

and, be it further

RESOLVED, That the Board of Supervisors shall review said water rates on an annual basis; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, FMCC, H-F-M BOCES, Superintendent of Highways and Facilities, Planning Director, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 368

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

RESOLUTION AUTHORIZING AGREEMENT BETWEEN FULTON COUNTY AND
ST. MARY'S HEALTHCARE FOR LEASE OF OFFICE SPACE AT
57 EAST FULTON STREET, GLOVERSVILLE

WHEREAS, services previously provided by the Fulton County Mental Health Clinic were transitioned to St. Mary's Healthcare on December 31, 2011 and St. Mary's Healthcare desires to maintain a clinic location at 57 East Fulton Street, Gloversville, NY; and

WHEREAS, negotiations have been completed with St. Mary's Healthcare of Amsterdam, NY to enter into a lease of office space for St. Mary's Healthcare on the first and second floors of the Gloversville Annex Building space located at 57 East Fulton Street, Gloversville, NY; and

WHEREAS, said lease includes rent, maintenance and cleaning to be provided by the Fulton County Highways and Facilities Department; and

WHEREAS, the lease allows for two (2) additional one year renewals at tenant option; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Buildings and Grounds and Finance, the Chairman of the Board be and hereby is authorized to sign an agreement with St. Mary's Healthcare for lease of office space to St. Mary's Hospital, effective January 1, 2015 through December 31, 2015, at an annual cost of \$97,553.84, payable in equal monthly installments; and, be it further

RESOLVED, That said lease 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, Superintendent of Highways and Facilities, St. Mary's Healthcare, Budget Director/County Auditor and Administrative Officer/ Clerk of the Board.

Seconded by Supervisor LAURIA and adopted by the following vote:

Total: Ayes: 524 (18) Nays: 21 (1) (Supervisor Callery) Absent: 6 (1) (Supervisor Johnson)

Resolution No. 369

Supervisor GENDRON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING APPLICATION FOR "I LOVE NEW YORK" TOURISM
PROMOTION MATCHING GRANT FUNDS (2015)

RESOLVED, That by this Resolution, the Board of Supervisors for the County of Fulton hereby authorizes the Fulton Montgomery Regional Chamber of Commerce and Industry (the County's tourism promotion agency) to submit an "I Love New York" Tourism Matching Funds Application, in an amount of \$3,815,000.00 (projected local County match of \$190,750.00) for the County's 2014-2015 tourism and promotion programs; and, be it further

RESOLVED, That as the County's appointed Tourism Promotion Agency, the Fulton Montgomery Regional Chamber of Commerce and Industry be and hereby is directed to notify this Board of Supervisors of the grant award for final approval of the local match; and, be it further

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

Seconded by Supervisor POTTER and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 370

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

RESOLUTION SUPPORTING REPEAL OF THE NEW YORK STATE “SCAFFOLD LAW”

WHEREAS, in 1885, New York State enacted the so-called “Scaffold Law”, the primary purpose of which was to promote worker safety for construction workers at a time when modern safety equipment and scaffolding techniques did not exist; and

WHEREAS, New York Labor Law §240 and §241, commonly known as the “Scaffold Law” specifies an employer’s legal liability for injuries caused by an employee’s fall from a height; and

WHEREAS, the laws impose strict liability on employers and owners of buildings if a worker falls from any height; and

WHEREAS, the Scaffold Law has caused a dramatic increase in construction costs due to increased insurance required for employers in the construction business, causing New York State to have the highest general liability insurance costs in the nation; and

WHEREAS, the Scaffold Law is a boon to personal injury lawyers as half of the 30 largest lawsuits in the state stem from Scaffold Law issues; and

WHEREAS, New York is the only state in the country to impose a construction law like the Scaffold Law that imposes strict liability on the employer; and

WHEREAS, the increase in costs in New York drives away investment by developers and contractors decreases, the number of new construction jobs created, and makes it more difficult for skilled laborers to find employment; and

WHEREAS, federal regulations exist to protect workers from injury related to falls by requiring certain precautions to be in place for people working at height and allows workers to engage federal review of any worksite for compliance with the regulations; now, therefore be it

Resolution No. 370 (Continued)

RESOLVED, That the Board of Supervisors hereby urges the State Legislature and the Governor to repeal the New York State “Scaffold Law”; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Governor Andrew Cuomo, Senate Majority Co-Leader Skelos, Senate Majority Co-Leader Klein, Assembly Speaker Silver, Senator Farley, Assemblyman Butler, All Counties, Fulton Montgomery Regional Chamber of Commerce and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WALDRON and adopted by the following vote:

Total: Ayes: 520 (18) Nays: 25 (1) (Supervisor Young) Absent: 6 (1) (Supervisor Johnson)

Resolution No. 371

Supervisor GENDRON offered the following Resolution and moved its adoption:

RESOLUTION APPOINTING TRAVIS MITCHELL TO THE FULTON COUNTY
CENTER FOR REGIONAL GROWTH BOARD OF DIRECTORS

WHEREAS, by an agreement with the Fulton County Center for Regional Growth (CRG), the Board of Supervisors is authorized to appoint three (3) members to the CRB Board of Directors; and

WHEREAS, a vacancy exists on the Fulton County Center for Regional Growth Board of Directors; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Economic Development and Environment, Travis Mitchell, of Broadalbin, NY, be and hereby is appointed to the Fulton County Center for Regional Growth Board of Directors, to serve the balance of the term January 1, 2013 through December 31, 2014; and, be it further

RESOLVED, That Mr. Mitchell be and hereby is directed to complete the Fulton County Board of Ethics' Financial Disclosure Statement and sign the Fulton County Oath Book located in the County Clerk's Office; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Clerk, Fulton County Ethics Board, Fulton County Center for Regional Growth Board of Directors, Travis Mitchell and Administrative Officer/Clerk of the Board.

Seconded by Supervisor FAGAN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 372

Supervisor GENDRON offered the following Resolution and moved its adoption:

RESOLUTION REMOVING CRYSTAL STEWART FROM THE FULTON COUNTY
AGRICULTURAL AND FARMLAND PROTECTION BOARD FOR FAILURE TO FILE
LEGALLY REQUIRED FINANCIAL DISCLOSURE STATEMENT

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 for 2013 after receiving final notice from the Ethics Board; and

WHEREAS, the following Advisory Board member failed to file 2013 Financial Disclosure Statements with the Ethics Board by the deadline:

Agricultural & Farmland Protection Board:

Crystal Stewart

now, therefore be it

RESOLVED, That upon the recommendation of Committee on Economic Development and Environment, 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, and Administrative Officer/Clerk of the Board.

Seconded by Supervisor YOUNG and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 373

Supervisor GENDRON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CONTRACT BETWEEN THE SOLID WASTE
DEPARTMENT AND BARTON & LOGUIDICE, PC FOR ENVIRONMENTAL
MONITORING SERVICES (2015-2017)

WHEREAS, Barton and Loguidice, PC has provided water quality testing services to the Solid Waste Department since 1994; and

WHEREAS, the Committee on Economic Development and Environment recommend continuation of contract with Barton and Loguidice for environmental monitoring services required by the State, as well as ongoing water quality testing services, as said firm is the most familiar with Fulton County's landfill operations; and

RESOLVED, That the Chairman of the Board of Supervisors is hereby authorized to sign a contract with Barton and Loguidice, of Liverpool, NY, for ongoing water quality consulting services and environmental monitoring services, for a three (3) year period, effective January 1, 2015 through December 31, 2017, at the following not to exceed costs:

2015:	\$11,400.00
2016:	11,400.00
2017:	11,400.00

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

RESOLVED, That said annual cost be a charge against Account No. EW-865-8162.409 Cent. Landfill Oprns.- Planning, Survey, Engineering; and, be it further

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

Seconded by Supervisor GROFF and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 374

Supervisor GENDRON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CONTRACT BETWEEN THE SOLID WASTE
DEPARTMENT AND BARTON & LOGUIDICE, PC FOR SERVICES RELATED TO
TITLE V PERMIT REQUIREMENTS (2015)

WHEREAS, the County of Fulton was issued a Title V Air Permit for the Phase IV Landfill Expansion Project; and

WHEREAS, to ensure compliance with said Permit, data must be analyzed and reports must be filed; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a contract between the Solid Waste Department and Barton and Loguidice Engineers to complete reports required in 2015 for the Title V Air Permit issued for the Phase IV Landfill Expansion Project, at a cost not to exceed \$7,000.00; said contract subject to the approval of the County Attorney; and, be it further

RESOLVED, That said cost be a charge against EW-865-8162.430 Cent Landfill Oprns-Air Permit; and, be it further

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

Seconded by Supervisor KINOWSKI and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 375

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND VILLAGE OF CANAJOHAIRE FOR USE OF THE FULTON COUNTY LANDFILL FOR SLUDGE DISPOSAL (2015)

WHEREAS, Resolution 341 of 2013 authorized an agreement with the Village of Canajoharie for use of the Fulton County Landfill in 2014; and

WHEREAS, the Village of Canajoharie desires to continue to utilize the Fulton County Landfill during 2015 for the disposal of sludge; 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 sign a contract between the Solid Waste Department and the Village of Canajoharie for disposal of sludge at the Fulton County Landfill, at a rate of \$65.00 per ton, effective January 1, 2015 through December 31, 2015; and, be it further

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

RESOLVED, That the proceeds shall be deposited into Revenue Account EW-083-2130.000 Landfill-Tipping Fees; and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 376

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND VILLAGE OF MIDDLEBURGH FOR USE OF THE FULTON COUNTY LANDFILL FOR SLUDGE DISPOSAL (2015)

WHEREAS, Resolution 342 of 2013 authorized an agreement with the Village of Middleburgh for use of the Fulton County Landfill in 2014; and

WHEREAS, the Village of Middleburgh desires to continue to utilize the Fulton County Landfill during 2015 for the disposal of sludge; 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 sign a contract between the Solid Waste Department and the Village of Middleburgh for disposal of sludge at the Fulton County Landfill, at a rate of \$65.00 per ton, effective January 1, 2015 through December 31, 2015; and, be it further

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

RESOLVED, That the proceeds shall be deposited into Revenue Account EW-083-2130.000 Landfill-Tipping Fees; and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 377

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND VILLAGE OF RICHMONDVILLE FOR USE OF THE FULTON COUNTY LANDFILL FOR SLUDGE DISPOSAL (2015)

WHEREAS, Resolution 343 of 2013 authorized an agreement with the Village of Richmondville for use of the Fulton County Landfill in 2014; and

WHEREAS, the Village of Richmondville desires to continue to utilize the Fulton County Landfill during 2015 for the disposal of sludge; 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 sign a contract between the Solid Waste Department and the Village of Richmondville for disposal of sludge at the Fulton County Landfill, at a rate of \$65.00 per ton, effective January 1, 2015 through December 31, 2015; and, be it further

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

RESOLVED, That the proceeds shall be deposited into Revenue Account EW-083-2130.000 Landfill-Tipping Fees; and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 378

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND VILLAGE OF SCHUYLERVILLE FOR USE OF THE FULTON COUNTY LANDFILL FOR SLUDGE DISPOSAL (2015)

WHEREAS, Resolution 344 of 2013 authorized an agreement with the Village of Schuylerville for use of the Fulton County Landfill in 2014; and

WHEREAS, the Village of Schuylerville desires to continue to utilize the Fulton County Landfill during 2015 for the disposal of sludge; 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 sign a contract between the Solid Waste Department and the Village of Schuylerville for disposal of sludge at the Fulton County Landfill, at a rate of \$65.00 per ton, effective January 1, 2015 through December 31, 2015; and, be it further

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

RESOLVED, That the proceeds shall be deposited into Revenue Account EW-083-2130.000 Landfill-Tipping Fees; and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 379

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND VILLAGE OF SCHOHARIE FOR USE OF THE FULTON COUNTY LANDFILL FOR SLUDGE DISPOSAL (2015)

WHEREAS, Resolution 345 of 2013 authorized an agreement with the Village of Schoharie for use of the Fulton County Landfill in 2014; and

WHEREAS, the Village of Schoharie desires to continue to utilize the Fulton County Landfill during 2015 for the disposal of sludge; 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 sign a contract between the Solid Waste Department and the Village of Schoharie for disposal of sludge at the Fulton County Landfill, at a rate of \$65.00 per ton, effective January 1, 2015 through December 31, 2015; and, be it further

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

RESOLVED, That the proceeds shall be deposited into Revenue Account EW-083-2130.000 Landfill-Tipping Fees; and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 380

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND TOWN OF HADLEY FOR USE OF THE FULTON COUNTY LANDFILL FOR SLUDGE DISPOSAL (2015)

WHEREAS, Resolution 346 of 2013 authorized an agreement with the Town of Hadley for use of the Fulton County Landfill in 2014; and

WHEREAS, the Town of Hadley desires to continue to utilize the Fulton County Landfill during 2015 for the disposal of sludge; 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 sign a contract between the Solid Waste Department and the Town of Hadley for disposal of sludge at the Fulton County Landfill, at a rate of \$65.00 per ton, effective January 1, 2015 through December 31, 2015; and, be it further

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

RESOLVED, That the proceeds shall be deposited into Revenue Account EW-083-2130.000 Landfill-Tipping Fees; and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 381

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND TOWN OF NISKAYUNA FOR USE OF THE FULTON COUNTY LANDFILL FOR SLUDGE DISPOSAL (2015)

WHEREAS, Resolution 347 of 2013 authorized an agreement with the Town of Niskayuna for use of the Fulton County Landfill in 2014; and

WHEREAS, the Town of Niskayuna desires to continue to utilize the Fulton County Landfill during 2015 for the disposal of sludge; 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 sign a contract between the Solid Waste Department and the Town of Niskayuna for disposal of sludge at the Fulton County Landfill, at a rate of \$65.00 per ton, effective January 1, 2015 through December 31, 2015; and, be it further

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

RESOLVED, That the proceeds shall be deposited into Revenue Account EW-083-2130.000 Landfill-Tipping Fees; and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 382

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

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND THE TOWN OF EDINBURG FOR USE OF THE FULTON COUNTY LANDFILL FOR SOLID WASTE DISPOSAL (2015)

WHEREAS, Resolution 348 of 2013 authorized an agreement with the Town of Edinburg for use of the Fulton County Landfill in 2014; and

WHEREAS, the Town of Edinburg desires to continue to utilize the Fulton County Landfill during 2015; 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 sign a contract between the Solid Waste Department and the Town of Edinburg for use of the Fulton County Landfill, at a rate of \$56.00 per ton, effective January 1, 2015 through December 31, 2015; and, be it further

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

RESOLVED, That the proceeds shall be deposited into Revenue Account EW-083-2130.000 Landfill-Tipping Fees; and, be it further

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

Seconded by Supervisor GROFF and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 383

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

RESOLUTION AUTHORIZING RECIPROCAL AGREEMENT BETWEEN THE SOLID WASTE DEPARTMENT AND THE GLOVERSVILLE-JOHNSTOWN JOINT SEWER BOARD FOR LEACHATE DISPOSAL SERVICES (2015-2016)

WHEREAS, the current agreement between the Solid Waste Department and the Gloversville-Johnstown Joint Sewer Board for leachate disposal expires on December 31, 2013; and

WHEREAS, Fulton County presently pays for leachate treatment at the Gloversville-Johnstown Wastewater Treatment Facility (GJWWTF) using a complicated billing formula based upon flow, solids content, BOD level, capital fees, monitoring fees and surcharges; and

WHEREAS, the GJWWTF presently pays Fulton County a per ton fee for disposal of sludge; and

WHEREAS, a mutually beneficial reciprocal chargeback system has been negotiated between the parties to promote economical and efficient billing procedures; 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 sign a two-year agreement between the Solid Waste Department and the Gloversville-Johnstown Joint Sewer Board, effective January 1, 2015 through December 31, 2016, at the following rates:

\$0.011 per gallon charged to County for leachate disposed of at GJWWTF
\$34.00 per ton charged to GJWWTF for sludge hauled to Landfill

and, be it further

RESOLVED, That this Resolution is contingent upon formal approval of the terms and conditions of the agreement by the GJWWTF; and, be it further

Resolution No. 383 (Continued)

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, Deputy Director of Solid Waste, Joint Sewer Board, Gloversville-Johnstown Wastewater Treatment Facility, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 522 (18) Nays: 0 Abstentions: 23 (1) Supervisor Handy
Absent: 6 (1) (Supervisor Johnson)

Resolution No. 384

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

RESOLUTION AUTHORIZING CONTRACT WITH ONONDAGA COUNTY
RESOURCE RECOVERY AGENCY FOR ACCEPTANCE OF NON-HAZARDOUS
HOUSEHOLD BATTERIES (2015)

WHEREAS, Resolution 338 of 2013 authorized an agreement with Onondaga County Resource Recovery Agency (OCRRA) for use of the Fulton County Landfill in 2014; and

WHEREAS, due to an alternate disposal pilot project OCRRA is involved with, the Fulton County Landfill has not received any household batteries in 2014; and

WHEREAS, the Deputy Solid Waste Director received a request from Onondaga County Resource Recovery Agency (OCRRA) to utilize the Fulton County Landfill for disposal of approximately 100 tons per year of non-hazardous household batteries during 2015; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Economic Development and Environment and Finance, the Deputy Solid Waste Director be and hereby is authorized to accept up to a maximum of 100 tons per year of non-hazardous household batteries from Onondaga County Resource Recovery Agency for disposal in the Fulton County Landfill, at a cost of \$75.00 per ton, effective January 1, 2015 through December 31, 2015; and, be it further

RESOLVED, That the Deputy Solid Waste 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, Deputy Director of Solid Waste, Onondaga County Resource Recovery Agency, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BORN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 385

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

RESOLUTION AUTHORIZING EXTENSION OF CONTRACT BETWEEN THE SOLID WASTE DEPARTMENT AND ENVIRONMENTAL CAPITAL, LLC FOR PURSUIT OF GAS EMISSION CARBON CREDITS

WHEREAS, Resolution 505 of 2007 authorized a contract with Environmental Capital, LLC to market carbon credits for landfill methane gas flare operation and future gas-to-electric project activities, effective January 1, 2008 through December 31, 2012; and

WHEREAS, Resolution 105 of 2011 extended said contract from January 1, 2013 through December 31, 2014; and

WHEREAS, the Deputy Solid Waste Director recommends extending said contract with Environmental Capital to continue marketing Fulton County Solid Waste Department carbon credits and to provide guidance through the period of the sales contract; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an amendment extending said contract between the Solid Waste Department and Environmental Capital, LLC, of New York City, NY, through December 31, 2015; all other terms and conditions in said contract shall remain in full force and effect; and, be it further

RESOLVED, That the Deputy Solid Waste 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, Deputy Director of Solid Waste, Environmental Capital, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BRADT and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 386

Supervisor GENDRON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING REQUEST FOR PROPOSALS FOR HOUSEHOLD
HAZARDOUS WASTE COLLECTION PROGRAM AT THE FULTON COUNTY
DEPARTMENT OF SOLID WASTE (2015)

WHEREAS, the Fulton County Department of Solid Waste conducts a Household Hazardous Waste Collection Day every other year; and

WHEREAS, previous programs have been contracted through joint bids administered by other municipalities; and

WHEREAS, the Deputy Director of Solid Waste recommends that Fulton County administer a Request for Proposals process to solicit vendors to operate a Household Hazardous Waste Collection program in Fulton County; and

WHEREAS, Fulton County will be the lead agency administering the Request for Proposals; including provisions within the RFP specifications that will allow other municipalities to access program pricing as a County Contract in accordance with NYS General Municipal Law; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise the proposals from vendors to provide Household Hazardous Waste Collection program for the County of Fulton (and according to further specifications which may be obtained at the Office of the Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY, 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, December 17, 2014, at which time and place they will publicly be opened and read; and, be it further

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

Seconded by Supervisor WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 387

Supervisor GENDRON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING APPLICATION FOR STATE ASSISTANCE FROM
NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR A
MUNICIPAL WASTE REDUCTION AND/OR RECYCLING PROJECT AND SIGNING
OF THE ASSOCIATED STATE CONTRACT UNDER THE APPROPRIATE
LAWS OF NEW YORK STATE

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

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

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

NOW, THEREFORE BE IT

RESOLVED,

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

and, be it further

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

Seconded by Supervisor POTTER and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 388

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

RESOLUTION AUTHORIZING A REQUEST FOR PROPOSALS FOR A SOLAR ENERGY ALTERNATIVES PROJECT (SOLID WASTE DEPARTMENT)

WHEREAS, the Operations Consultant for the Department of Solid Waste has identified programs that provide Power Purchase arrangements for electric producing solar panels; and

WHEREAS, solar companies enter into agreements with municipalities using municipal property to install an array of solar panels which produce electricity that is sold back to the power grid; and

WHEREAS, municipalities are guaranteed reduced, steady electrical rates throughout the multi-year power purchase agreements, as well as the solar power company maintaining the property where the panel arrays are installed; and

WHEREAS, arrangements call for the County to have site access agreements in place for construction of the array, and to purchase the power at reduced cost; and

WHEREAS, this provides a benefit from a remote net metering arrangement, the electricity generated by the solar array will be directed into the electric grid and the County would get credit for each kilowatt of electricity in the form of reduced electric bills to all departments; and

WHEREAS, NYSERDA funds are available to contractors under the NY-SUN initiative and funding is only available until 2016; and

WHEREAS, the Department of Solid Waste has ample property for this type of set-up; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise proposals from vendors for Solar Energy Alternatives through an Energy Performance Contract for the County of Fulton (and according to further specifications which may be obtained at the Office of the Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY, 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, January 14, 2015, at which time and place they will publicly be opened and read; and, be it further

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

Seconded by Supervisor GREENE and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 389

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

RESOLUTION SETTING 2015 TIPPING FEE SCHEDULE FOR THE DEPARTMENT OF SOLID WASTE

WHEREAS, Chapter 260 of the Code of Fulton County outlines the Board of Supervisors' authority to set tipping fees and other related fees of the Fulton County Department of Solid Waste; and

WHEREAS, said fees are utilized to offset annual operating costs of the Department of Solid Waste to provide needed public services to the residents of Fulton County; now, therefore be it

WHEREAS, the Committees on Economic Development and Environment and Finance have reviewed the Tipping Fee Schedule and recommends the setting of said fees at certain levels; now, therefore be it

RESOLVED, That effective January 1, 2015, the rate schedule, attached hereto and made a part hereof, for various tipping and related fees for the Fulton County Solid Waste Department, be and hereby is adopted for all users of Fulton County Solid Waste Facilities; and, be it further

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

Seconded by Supervisor LAURIA and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

FULTON COUNTY DEPARTMENT OF SOLID WASTE
RATE SCHEDULE (EFFECTIVE JANUARY 1, 2015)

Category	2014 Rate/Ton		2015 Rate/Ton
Asbestos	\$150.00		\$150.00
Construction/demolition	\$56.00		\$55.00
Commercial	\$56.00		\$55.00
Contaminated soil	\$25.00		\$25.00
*County Transfer Haul	\$53.00		\$53.00
*Municipal/County Demolition	\$25.00		\$25.00
Industrial waste	\$56.00		\$55.00
*Municipal Direct Haul	\$33.00		\$33.00
*Sludge	\$44.00		\$44.00
* Sludge (GJWWTP) (per contract)	\$34.00		\$34.00
Uncovered Load	\$150.00		\$150.00
*Cleanup Program	\$50.00		\$50.00
Out of County Contracted Waste	\$56.00		\$56.00
Out of County MSW (25 ⁺ tons)	\$40.00		\$40.00
*Transfer Station Recycling	\$12.50		\$10.00
*Curbside Recycling	\$25.00		\$20.00
Commercial Recycling/Clean Wood	\$10.00		\$.00
Tires - bulk (20 or more)	\$250.00		\$250.00
Tires - Up to & including 16"	\$2.50	each	\$2.50
Tires - 16.5" - 24"	\$5.00	each	\$5.00
Tires - 24.5" & larger	\$250.00		\$250.00
*County haul only (no disposal)	\$20.00		\$20.00
Miscellaneous:			
Compost	\$10.00	/ton	\$0.00
Minimum charge	\$5.00		\$5.00
Vehicle weighing charge	\$5.00		\$5.00
Commercial appliance surcharge	\$10.00	each	\$5.00
Residential Freon units	\$5.00	each	\$0.00
Returned Check Fee	\$20.00		\$20.00
<i>Freon units and tires accepted only at Dept. of Solid Waste</i>			
<i>* These items do not apply to private companies.</i>			

Resolution No. 390

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

RESOLUTION AUTHORIZING CERTAIN YEAR END RESERVE ACCOUNT TRANSFERS (SOLID WASTE DEPARTMENT)

WHEREAS, upon review, the County Treasurer and Deputy Solid Waste Director recommend transferring money from the Solid Waste Fund Balance into certain designated Solid Waste Department accounts to realize additional interest earnings and to promote stabilization of tipping fees in future years; now, therefore be it

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

From: EW-082-0909.000 Fund Balance	\$959,100.00
To: EW-082-0880.000 Post Closure Care Reserve	\$ 6,000.00
EW-082-0882.000 Capping Reserve	93,000.00
EW-082-0881.000 Remediation Reserve	14,750.00
EW-082-0878.000 LF Bldg/Equip Depreciation Reserve	400,000.00
EW-082-0789.000 LF Deprecation Reserve	<u>445,350.00</u>
	\$ 959,100.00

From: EW-865-9901.910 CL Post Closure Care Acct
To: EW-082-0880.000 Post Closure Care Reserve
Sum: \$119,000.00

From: EW-865-9901.915 CL Capping Account
To: EW-082-0882.000 CL Capping Reserve
Sum: \$175,000.00

From: EW-865-9901.920 Remediation Account
To: EW-082-0881.000 Remediation Reserve
Sum: \$18,750.00

From: EW-865-8162.202 LF Depreciation Account
To: EW-082-0879.000 LF Deprecation Reserve
Sum: \$554,650.00

and, be it further

Resolution No. 390 (continued)

RESOLVED, That the 2014 Adopted Budget be and hereby is amended as follows:

Decrease EW-081-0599.000 Appr Fund Balance (Solid Waste) \$735,000.00

Revenue:

Increase EW-083-2130.000 Landfill Tipping Fees \$750,000.00

Decrease EW-083-3989.000 State Aid-Recycling & SWM Grants \$ 15,000.00

and, be it further

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

Seconded by Supervisor BRADT and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 391

Supervisor GENDRON offered the following Resolution and moved its adoption:

**RESOLUTION SUPPORTING STATEWIDE CAMPAIGN TO RECOVER ADDITIONAL
TEXTILES FOR REUSE AND RECYCLING**

WHEREAS, the Department of Solid Waste recently changed its textile recycling program to include additional items and new drop off boxes were installed at all transfer stations; and

WHEREAS, the Environmental Protection Agency estimates that only 15 percent of unwanted textiles are being donated for reuse or recycling, leaving 85 percent disposed as waste; and

WHEREAS, the New York State Association for Reduction, Reuse and Recycling (NYSAR) is teaming up with the Council for Textile Recycling and Secondary Materials and Recycled Textiles (SMART) to launch a first-of-its-kind statewide textile recovery campaign in New York State aimed at recovering 1.4 billion pounds of textiles trashed annually in New York State; and

WHEREAS, the Deputy Solid Waste Director recommends supporting said campaign by increasing awareness of textile recycling opportunities, job development potential in the textile recycling industry and promoting collaboration among those involved in textile recycling; now, therefore be it

RESOLVED, That the Board of Supervisors hereby supports a statewide campaign to recover more textiles from the waste system and encourages residents and businesses to do everything possible to recycle unneeded textile items; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Deputy Director of Solid Waste, NYSAR, SMART, 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 WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 392

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING PAYMENT FOR A COURT-ORDERED
COMMITMENT TO SUNMOUNT FORENSIC UNIT
(COMMUNITY SERVICES DEPARTMENT)

WHEREAS, an individual with developmental disabilities was placed at the Sunmount Forensic Unit via a court-ordered commitment; and

WHEREAS, in accordance with New York State Mental Hygiene Law, Fulton County is responsible for 50 percent of the charges; and

WHEREAS, the Director of Community Services has reviewed the circumstances of the committal and the charges and recommends payment of the amounts invoiced to date; now, therefore be it

RESOLVED, That the County Treasurer be and hereby is directed to issue a payment to the Sunmount Forensic Unit in the amount of \$7,904.00 for services rendered August 1 through August 31, 2014; and, be it further

RESOLVED, That the Director of Community Services be and hereby is authorized to pay monthly bills through the end of 2014; and, be it further

RESOLVED, That the 2014 Adopted Budget be and hereby is amended as follows:

Revenue Account:

Increase A-083-4490.000 MH – Fed Salary Sharing	\$31,104.00
(A-082-0691.445 Deferred Revenues-Mental Health)	

Appropriation Account:

Increase A-445-4310.409 Mental Health – Ct. Ords, Consult, Com.	\$31,104.00
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and, be it further

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

Seconded by Supervisor WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 393

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING CHILDREN WITH SPECIAL HEALTH CARE NEEDS
FUNDS FROM THE NYS DEPARTMENT OF HEALTH
(PUBLIC HEALTH DEPARTMENT)

WHEREAS, the Fulton County Public Health Director recommends an agreement for acceptance of Children with Special Health Care Needs Funds from the NYS Department of Health; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an agreement between the Public Health Department and NYS Department of Health to accept Children with Special Health Care Needs funds, in an amount of \$54,231.00, for the period beginning October 1, 2014 through September 30, 2017; said agreement subject to the approval of the County Attorney; and, be it further

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

Seconded by Supervisor BORN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 394

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING AN AGREEMENT WITH FULMONT COMMUNITY ACTION AGENCY TO PROVIDE LEAD TESTING TO CHILDREN ENROLLED IN THE WIC PROGRAM

WHEREAS, the Public Health Director recommends an agreement between Fulmont Community Action Agency and Fulton County to provide lead testing to children enrolled in the Women, Infants and Children (WIC) Program as administered by Fulmont; and

WHEREAS, Public Health Department staff will offer lead testing in conjunction with Fulmont Community Action Agency staff when conducting hematological assessments at WIC sites in Fulton County; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign an agreement with Fulmont Community Action Agency to provide free lead testing to qualified children enrolled in the WIC Program, effective immediately at no cost to the County of Fulton; and, be it further

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, County Attorney, Public Health Director, Montgomery County Public Health Director, Fulmont Community Action Agency and Administrative Officer/Clerk of the Board.

Seconded by Supervisor WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 395

Supervisor HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION AWARDING BID FOR CHILDREN WITH HANDICAPPING
CONDITION TRANSPORTATION PROGRAM (PUBLIC HEALTH DEPARTMENT)**

WHEREAS, Resolution 354 of 2014 authorized advertisement for bids for the Children with Handicapping Conditions Transportation Program and two (2) bids were received; now, therefore be it

RESOLVED, That the bids, as hereinafter specified, for the transportation of children with handicapping conditions to various 2014-2015 school programs be and hereby are accepted, as reviewed and recommended by the Public Health Director and Purchasing Agent; they being the lowest responsible bidders in accordance with Specification No. 2014-40-03, dated October 14, 2014:

<u>Bidder</u>	<u>Program Site/Route</u>	<u>Bid Amount</u> <u>Est. Daily Site Rte. Cost</u>
North County Transport	Route #8 New Meadow Saratoga School	\$249.00

and, be it further

RESOLVED, That said cost be a charge against A-295-2960.418 Educ of PHC-(3-5) Transportation; and, be it further

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

Seconded by Supervisor BORN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 396

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

**RESOLUTION AUTHORIZING PURCHASE OF A LAPTOP COMPUTER FOR USE IN THE
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Social Services Commissioner is requesting the purchase of a laptop computer to replace a broken unit used to connect to the State HSEN System; now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Human Services and Finance, the Social Services Commissioner be and hereby is authorized the purchase a new laptop at a not-to-exceed cost of \$1,000.00; and, be it further

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

From: A-505-6010.405 DSS-WMS/CSMS Swap Out
To: A-505-6010.200 DSS-Equipment
Sum: \$1,000.00

and, be it further

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

Seconded by Supervisor GROFF and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 397

Supervisors GENDRON, CAPEK AND FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CONCURRENT CASE FEES FOR DEPUTY
CORONER TRAINING PERIOD

WHEREAS, Resolution 177 of 2014 created the position of part-time Deputy Coroner for the Coroner's Bureau; and

WHEREAS, the Coroner has indicated that it will be necessary for the Deputy Coroner to participate in on-scene training with the Coroner at death scenes; and

WHEREAS, the Committees on Public Safety, Personnel and Finance have agreed that such training is necessary, now, therefore be it

RESOLVED, That upon the recommendation of the Committees on Public Safety, Personnel, and Finance, the Deputy Coroner be allowed to train with the Coroner at up to four (4) death scenes and be compensated concurrently at the 2014 rate of \$160.00 per case; and, be it further

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

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

From: A-075-1185.421 Coroner-Conf, Sch & Seminars
To: A-075-1185.100 Coroner-P/R
Sum: \$640.00

and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 398

Supervisor WALDRON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING PURCHASE OF CHAIRS FOR THE PROBATION DEPARTMENT WITH STOP DWI PROGRAM REIMBURSEMENT

WHEREAS, Resolution 104 of 2014 authorized inter-municipal chargeback between the STOP-DWI Program and the Probation Department for collection of STOP-DWI Fines for 2014; and

WHEREAS, the Probation Director requests that a portion of grant funds be used to purchase certain equipment; and

WHEREAS, the Traffic Safety Board met and has approved this purchase; now, therefore be it

RESOLVED, That the Probation Director be and hereby is authorized to purchase the following equipment for use in the Probation Department's office:

(2) Chairs \$400.00

and, be it further

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

From: A-325-3140.110-Probation Dept-OT
To: A-325-3140.200-Probation Dept-Equipment
Sum: \$400.00

and, be it further

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

Seconded by Supervisor OTTUSO and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 399

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

RESOLUTION RESCINDING RESOLUTION 247 OF 2014 WHICH AUTHORIZED A CONTRACT WITH PYRAMID NETWORK SERVICES FOR THE INTEROPERABLE RADIO COMMUNICATION PROJECT (2014 CAPITAL PLAN)

WHEREAS, Resolution 247 of 2014 authorized a contract with Pyramid Network Services for Interoperable Radio Communications Project for construction of a replacement Radio Tower at the Sheriff’s Department and an Equipment Shelter for the Bleecker Radio Tower; and

WHEREAS, the Civil Defense Director/Fire Coordinator has determined that Pyramid Network Services is not a NYS OGS Contract vendor and the project must now be accomplished through the public bidding process; now, therefore be it

RESOLVED, That Resolution 247 of 2014 entitled “Resolution Authorizing Contract with Pyramid Network Services for Interoperable Radio Communications Project (Civil Defense/Fire Coordinator-2014 Capital Plan)” be and hereby is rescinded; and, be it further

RESOLVED, That the 2014 Adopted Budget be amended as follows:

Revenue:

Decrease H-083-3397.680 State Aid-Public Safety-Capital Project \$512,722.00

Appropriation Account:

Decrease H-085-3020.100 Statewide Interoperable Communications Project \$512,722.00

and, be it further

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

Seconded by Supervisor OTTUSO and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 400

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

RESOLUTION AUTHORIZING ADVERTISING FOR BIDS FOR SHERIFF'S
DEPARTMENT TOWER REPLACEMENT AND BLEECKER TOWER
SHELTER REPLACEMENT (CIVIL DEFENSE/FIRE
COORDINATOR'S DEPARTMENT-2014 CAPITAL PLAN)

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

WHEREAS, Resolution 285 of 2013 authorized an application for a Statewide Interoperable Communications Grant (Round 3) in the amount of \$1.5 million for Fulton County to improve communications, including upgrades to the Sheriff's Dispatch Center, radio microwave links to other counties and infrastructure at existing tower locations; and

WHEREAS, Resolution 103 of 2014 authorized Acceptance of the aforementioned Statewide Interoperable Communications Grant in the amount of \$2,327,780.00; and

WHEREAS, Resolution 175 of 2014 added an Interoperable Radio Communications Project; to the 2014 Capital Plan; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for sealed bids for construction of a new Radio Tower at the Sheriff's Department and construction of a new Radio Equipment Shelter for the Bleecker Radio Tower (and according to further specifications which may be obtained at the Office of the Purchases Agent, County Building, Room 203, Johnstown, NY 12095, no later than 2:00 p.m., Wednesday, February 18, 2015, at which time and place they will be publically opened and read; and, be it further

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

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

Seconded by Supervisor GROFF and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 401

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

RESOLUTION AUTHORIZING A LEASE AGREEMENT BETWEEN FULTON COUNTY AND THE DEVELOPMENT AUTHORITY OF THE NORTH COUNTRY (DANC) FOR FIBER OPTIC COMMUNICATION SERVICES

WHEREAS, the Development Authority of the North Country (DANC) provides a network that interconnects multiple county public emergency and municipal locations via a shared Ethernet service; and

WHEREAS, the Civil Defense/Fire Coordinator has requested to enter into a lease agreement with The Development Authority of the North Country for installation of fiber optic link to provide back-up of communications in the event of a failure of the radio communication link; and

WHEREAS, inasmuch as a North Country Public Emergency Grant administered by the Development Authority will pay initial costs, there will be no cost to Fulton County for the first 36 months of said lease; and

WHEREAS, the lease agreement would then be a monthly cost to Fulton County of a not-to-exceed cost of \$700 per month for the remaining 24 months; now, therefore be it

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign a lease agreement between Fulton County and the Development Authority of the North Country for installation of a fiber optic network link to provide back-up of communications in the event of a radio communication failure at no cost to Fulton County for the first 36 months and a not-to-exceed cost of \$700 per month for the remaining 24 months, for a total cost of \$16,800.00; and, be it further

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

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

Seconded by Supervisor MACVEAN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 402

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

RESOLUTION AUTHORIZING PURCHASE OF A DIGITAL CAMERA FOR ARSON INVESTIGATIONS (CIVIL DEFENSE/FIRE COORDINATOR'S OFFICE)

WHEREAS, the Civil Defense/Fire Coordinator has informed the Committee on Public Safety that the camera used by the County Arson Investigation Team for photo documentation of fire scenes is broken; and

WHEREAS, the Civil Defense/Fire Coordinator has requested that a new digital camera be purchased to replace the broken unit; now, therefore be it

RESOLVED, That the Civil Defense/Fire Coordinator be and hereby is authorized to purchase a digital camera, in an amount not to exceed \$500.00; and, be it further

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

From: A-385-3411.453 Arson Inv.-Supplies, Film, etc.	\$300.00	
A-385-3411.420 Arson Inv.-Misc.	100.00	
A-385-3640.420 Civil Def-Misc.	<u>100.00</u>	
	\$500.00	
To: A-385-3640.200 Civil Def-Equipment		\$500.00

and, be it further

RESOLVED, That the Civil Defense/Fire Coordinator is hereby directed to carry out said purchase expeditiously in 2014; and, be it further

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

Seconded by Supervisor KINOWSKI and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 403

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

RESOLUTION AUTHORIZING AGREEMENTS FOR LEASE OF
COMMUNICATIONS TOWER SPACE ON BLEECKER MOUNTAIN (CIVIL
DEFENSE/FIRE COORDINATOR)

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign agreements between the Civil Defense/Fire Coordinator's Office and the following agencies for lease of tower space on Bleecker Mountain, at rates and terms as follows:

	<u>Cost per Year</u>	<u>Lease Term</u>
Lexington Center	\$6,000.00	January 1, 2015-December 31, 2016
NYS Dept. of Transportation	6,000.00	January 1, 2015-December 31, 2016
National Grid	6,000.00	January 1, 2015-December 31, 2016

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Civil Defense/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: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 404

Supervisor WALDRON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR FOODSTUFFS
FOR USE IN THE CORRECTIONAL FACILITY FOR 2015

RESOLVED, That the Fulton County Purchasing Agent be and hereby is authorized to advertise for sealed bids for foodstuffs for the Fulton County Correctional Facility on a periodic basis for the year 2015, in accordance with bidding requirements and at dates and times to be determined by said Purchasing Agent; and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Sheriff, Correctional Facility and Administrative Officer/Purchasing Agent.

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 405

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

RESOLUTION ACCEPTING STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP) GRANT FUNDS

WHEREAS, Resolution 368 of 2013 authorized a contract between the Sheriff and Justice Benefits for preparation of grant applications; and

WHEREAS, the Sheriff has been notified by Justice Benefits that Fulton County has been awarded NYS Criminal Alien Assistance Program (SCAAP) funds to offset operating costs in the Correctional Facility, in an amount of \$350.00; and

WHEREAS, the Sheriff has requested that said recoveries be re-appropriated to cover anticipated Department costs for the balance of the year; now, therefore be it

RESOLVED, That the 2014 Adopted Budget be and hereby is amended to accept additional SCAAP funds, as follows:

Revenue Account:

Increase A-083-4319.000 Jail Facility-Fed Reimb \$350.00

Appropriation Accounts:

Increase A-345-3150.414 Jail-Contracts	\$ 77.00
Increase A-345-3150.110 Jail-Overtime	273.00

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 OTTUSO and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 406

Supervisor WALDRON offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CONTRACT BETWEEN THE SHERIFF AND
JUSTICE BENEFITS FOR PREPARATION OF
GRANT APPLICATIONS IN 2015

WHEREAS, Resolution 368 of 2013 authorized a contract between the Sheriff and Justice Benefits, Inc. for consultant assistance to the Sheriff's Department in an effort to maximize financial reimbursements in 2014; and

WHEREAS, the Sheriff desires to renew said contract in 2015; now, therefore be it

RESOLVED, That upon the recommendation of the Sheriff and Committee on Public Safety, the Chairman of the Board be and hereby is authorized to sign a contract with Justice Benefits, Inc. of Dallas, TX, to provide consultant assistance in securing appropriate financial reimbursement for the Correctional Facility, at a rate of 22 percent of all revenue actually earned (prospectively or retroactively) by the County as a direct result of the consultant's work; and, be it further

RESOLVED, That said agreement is subject to the approval of the County Attorney and effective January 1, 2015 through December 31, 2015; and, be it further

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

Seconded by Supervisor LAURIA and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 407

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING APPLICATION FOR A LOCAL
GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT
GRANT (COUNTY CLERK)

WHEREAS, the County Clerk desires to submit an application to New York State Education Department, New York State Archives Division for a Local Government Records Management Improvement Grant to digitize civil action case files to achieve on-line retrieval access for such records; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Finance, the Chairman of the Board be and hereby is authorized to sign and submit an application for a Local Government Records Management Improvement Grant, in an amount of \$75,000.00 to complete a scanning/digitization project for civil action records and other county records by the County Clerk; and, be it further

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

Seconded by Supervisor HOWARD and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 408

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING PURCHASE OF A PRINTER FOR USE IN THE
REAL PROPERTY TAX SERVICES AGENCY

WHEREAS, the Real Property Tax Services Agency Director requests authority to purchase a new Printer to replace a broken printer in the Real Property Tax Services Agency; and

WHEREAS, the Real Property Tax Service Agency has an unspent balance in the Equipment Account in an amount of \$200.00; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Finance, the Real Property Tax Services Agency Director be and hereby is authorized to purchase the following equipment via NYS OGS contract PT66605:

	<u>Cost</u>
(1) Printer (HP CP5225)	\$1,334.00

and, be it further

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

From: A-125-1355.413 R/P Tax Svcs-Maint Contracts	\$700.00	
A-125-1355.421 R/P Tax Svcs-Conf, Sch, Seminars	300.00	
A-125-1355.456 R/P Tax Svcs-Printing	<u>134.00</u>	
	\$1,134.00	
To: A-125-1355.200 R/P Tax Svcs-Equipment		\$1,134.00

and, be it further

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

Seconded by Supervisor WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 409

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AWARDING BIDS FOR PAPER AND PRINTING SUPPLIES FOR
USE IN THE INFORMATION SERVICES/PRINTING DEPARTMENT**

WHEREAS, Resolution 225 of 2014 authorized advertisement for bids for paper and printing supplies for use in the Information Services/Printing Department and three (3) bids were received; and

WHEREAS, the Information Services Director recommends that the bids received for “Category A: White Xerographic Paper”, be rejected due to cost; now, therefore be it

RESOLVED, That the net bids, as hereinafter indicated, be and hereby are awarded for lump sum purchases, they being the lowest responsible bidder in accordance with Specification No. 2014-25-01, dated September 11, 2014:

Derby Office Equipment, Gloversville, NY:

Category C: Folding Boxes	\$ 233.75
Category D: Neenah 24 lb Paper	4,256.00
Category F: NCR Paper	3,252.80
Category G: Envelopes	<u>10,866.00</u>
Total	\$18,605.55

and, be it further

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

Seconded by Supervisor GREENE and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 410

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING DISTRIBUTION OF A REQUEST FOR PROPOSALS FOR TITLE SEARCH SERVICES (COUNTY TREASURER)

WHEREAS, Resolution 93 of 2013 authorized a contract between the County Treasurer and Stewart Title Insurance Company for title search services and said contract expires on March 31, 2015; now, therefore be it

RESOLVED, That the Purchasing Agent be and hereby is authorized and directed to advertise for proposals from vendors to provide title search services for the County of Fulton (and according to further specifications which may be obtained at the office of the Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY, 12095, during usual business hours); and, be it further

RESOLVED, That such proposals must be addressed to the Committee on Finance, c/o Jon R. Stead, Purchasing Agent, Supervisors' Chambers, Room 203, County Building, Johnstown, NY, 12095, and received by said Purchasing Agent no later than 2:00 p.m., Wednesday, January 14, 2015, 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 and Administrative Officer/Purchasing Agent.

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 411

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION CONFIRMING COUNTY INVESTMENT POLICY FOR 2015

WHEREAS, Resolution 65 of 1986 established an "Investment Procedure" for "Investment of Idle Funds" by the County Treasurer; and

WHEREAS, Resolution 414 of 1994 updated said procedure to correspond with current requirements; and

WHEREAS, Resolution 397 of 1998 adopted the "Fulton County Investment Policy" to conform with all applicable federal, state and other legal requirements; and

WHEREAS, General Municipal Law, Section 39, requires that the "Fulton County Investment Policy" be reviewed by the Board of Supervisors on an annual basis; now, therefore be it

RESOLVED, That the Board of Supervisors hereby confirms the contents of the "Fulton County Investment Policy", as adopted by Resolution 397 of 1998; and, be it further

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

Seconded by Supervisor GROFF and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 412

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING COUNTY TREASURER TO ADVANCE MONIES
BETWEEN FUNDS WHEN NECESSARY**

RESOLVED, That in the event of a cash flow problem within any unrestricted fund due to untimely receipt of State, Federal or other monies during 2015, the Fulton County Treasurer be and hereby is authorized and empowered to loan monies necessary to such funds from any other unrestricted funds; and, be it further

RESOLVED, That the Fulton County Treasurer be and hereby is directed to make a full report to the Finance Committee immediately following such transactions; and, be it further

RESOLVED, That the Fulton County Treasurer be and hereby is directed to repay these loans, with interest, at an appropriate current rate; 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 BRADT and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 413

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION DELEGATING APPROVAL AUTHORITY TO THE COUNTY
TREASURER FOR CORRECTION OF ERRORS AND/OR TAX REFUNDS LESS
THAN \$2,500.00 IN 2015

WHEREAS, NYS Real Property Tax Law, Section 554, Subdivision 9, provides that the Board of Supervisors may, by resolution, delegate its authority to authorize Corrections of Errors to a county officer when such recommended Correction of Errors is “twenty-five hundred dollars or less”; and

WHEREAS, NYS Real Property Tax Law, Section 556, Subdivision 8, provides that the Board of Supervisors may, by resolution, delegate its authority to authorize the payment of bills related to refunding of taxes without prior audit by the Board of Supervisors as the tax levying body; and

WHEREAS, Resolution 105 of 2005 delegated approval authority to the County Treasurer for certain corrections of errors related to tax exemptions; and

WHEREAS, Resolution 210 of 2002 authorized the County Auditor to make refunds of taxes and authorize payment of bills prior to audit; now, therefore be it

RESOLVED, That upon the recommendation of the Committee on Finance, the Board of Supervisors hereby authorizes the County Treasurer to approve Corrections of Errors and/or Refunds of Taxes less than \$2,500.00 in 2015, pursuant to the aforementioned laws; and, be it further

RESOLVED, said delegation of authority shall be effective during the calendar year in which it was adopted and shall be applicable only where the recommended correction is less than \$2,500.00; and, be it further

RESOLVED, That the County Treasurer shall submit a monthly report to the Board of Supervisors of any and all Corrections of Errors and/or Refunds of Taxes processed by him during the preceding month; and, be it further

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

Seconded by Supervisor BORN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 414

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION DESIGNATING BANKS (2015)

RESOLVED, That pursuant to Section 212 of County Law, the Board of Supervisors of Fulton County does hereby designate the following banks as depositories of County funds, the maximum amount to be deposited in the following banks not to exceed the sum set opposite their respective names, for the year 2015:

Key Bank, Gloversville	\$50,000,000.00
NBT, Johnstown	50,000,000.00
First Niagara	50,000,000.00
J.P. Morgan-Chase	50,000,000.00

and, be it further

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

Seconded by Supervisor CHRISTOPHER and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 415

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING FILING OF A “CERTIFICATE OF WITHDRAWAL”,
“CERTIFICATE OF CANCELLATION” AND “CERTIFICATE OF PROSPECTIVE
CANCELLATION” FOR CERTAIN PROPERTIES (COUNTY TREASURER)

WHEREAS, the County Treasurer has reviewed certain delinquent tax parcels in the Town of Johnstown and Town of Oppenheim and has provided an opinion that said parcels should be removed from Roll Section 1 and placed in County owned non-taxable Roll Section 8 in accordance with Real Property Tax Law Section 1138, 6D, because he has determined that there is no practical method for enforcing tax liens against said parcels; and

WHEREAS, the County Treasurer recommends that appropriate “Certificate of Withdrawal”, “Certificate of Cancellation” and “Certificate of Prospective Cancellation” be filed in the Court of appropriate jurisdiction; now, therefore be it

RESOLVED, that upon the recommendation of the Committee on Finance, the County Treasurer be and hereby is directed to file a “Certificate of Withdrawal”, “Certificate of Cancellation” and “Certificate of Prospective Cancellation” with the Real Property Tax Services Agency Director, County Clerk, Town of Johnstown Assessor’s Office and Town of Oppenheim Assessor’s Office respectively, for the following parcels:

County Owned Property:

<u>Town</u>	<u>County Owned#</u>	<u>Parcel No:</u>	<u>Location</u>	<u>Amt.</u>	<u>Delinq. Years</u>
Johnstown	2802	134.16-9-9	Walnut NSD	\$817.26	2009-2014
Johnstown	2704	148.-2-89.2	Spring Ave Ext ESD	641.11	2008-2014
Oppenheim	2738	143.-2-25	Sthwy 29	854.77	2008-2014
Oppenheim	3095	110.-1-29	North Rd	771.60	2011-2014

and, be it further

RESOLVED, That the County Attorney 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, County Attorney, Real Property Tax Services Agency, County Clerk, Town of Johnstown Assessor, Town of Oppenheim Assessor, 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 WALDRON and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 416

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING COUNTY TREASURER TO TRANSFER TITLE OF
PARCEL 118.-2-69.21 TO MARY SWART

WHEREAS, parcel 118.-2-69.21 was wrongly referred to foreclosure for county auction in 2014 due to an error in the title search process; and

WHEREAS, said parcel was removed from the County auction based upon the recommendation of the County Attorney because the error was found and the parcel should not have been foreclosed upon; and

WHEREAS, the County Treasurer and the County Attorney recommend transferring the title of said parcel to Mary Swart, the rightful owner; now, therefore be it

RESOLVED, That the County Treasurer is hereby authorized to record the appropriate deed for transfer of title to parcel 118.-2-69.21 to Mary Swart; as well as 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, County Clerk, Mary Swart, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 417

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING A CONTRIBUTION TO NYSAC-COORDINATED
DEFENSE OF WAYNE COUNTY IN REM TAX FORECLOSURE PROCESS**

WHEREAS, Wayne County is currently involved in litigation that has the potential to seriously disrupt the In Rem Tax Foreclosure procedure for New York Counties; and

WHEREAS, this litigation is being tried in the Western District of New York Bankruptcy Court; and

WHEREAS, the New York State Association of Counties has asked all counties to contribute \$2,000.00 to the costs for defense of the New York State Law In Rem Tax Foreclosure process and the particulars of the Wayne County case; and

WHEREAS, the County Treasurer and County Attorney have reviewed the request and recommend that Fulton County contribute to defray the costs of litigation because of the negative impact that could result for all taxing jurisdictions in the state; now, therefore be it

RESOLVED, That the County Treasurer be and hereby is directed to issue a check to New York State Association of Counties in the amount of \$2,000.00 for the NYSAC-coordinated defense of the Wayne County In Rem Tax Foreclosure process; and, be it further

RESOLVED, That said cost be a charge against A-085-1325.409 Co Treasurer-Professional Services; and, be it further

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

Seconded by Supervisor HOWARD and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 418

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION SETTING DEADLINE FOR SUBMITTAL OF BILLS

WHEREAS, for the proper administration of County business, it has been determined that it would be in the best interest of the County of Fulton that any and all creditors who have sold goods, wares and merchandise or have provided personal services in 2014 submit their bills or claims in proper form to the respective department heads of the County on or before the 1st day of December 2014; now, therefore be it

RESOLVED, That a copy of this Resolution shall be filed with each department head so that they may notify any and all creditors of Fulton County to submit, in proper form, any and all claims for payment for the year 2014; and, be it further

RESOLVED, That a notice be given to the public by publication in its officially designated newspaper; and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 419

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING 2015 TENTATIVE BUDGET AND FIXING DATE OF
PUBLIC HEARING THEREFOR

WHEREAS, the Tentative Budget, as originally compiled, was reviewed and revised by the Budget Review Committee in accordance with Sections 354 and 357 of the County Law; now, therefore be it

RESOLVED, That said budget so reviewed be accepted as the Tentative Budget for the year 2015; and, be it further

RESOLVED, That pursuant to Section 359 of County Law, a public hearing on the Tentative Budget for the year 2015, with such changes, alterations and revisions as shall have been made by the Board of Supervisors, will be held in the Supervisors' Chambers, in the City of Johnstown, on Monday, November 24, 2014, at 2:00 p.m.; and, be it further

RESOLVED, That the Clerk of the Board be authorized and directed to advertise the notice of the hearing according to law and state therein that the maximum salary of the Supervisors shall be \$7,674.00 each, which reflects a 2.25% increase over the 2014 salaries and that the salary of the Chairman shall be \$10,102.00, which reflects a 2.25% increase over the 2014 salary; and, be it further

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

Seconded by Supervisor GREENE and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 420

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION ACCEPTING THREE-YEAR CAPITAL PLAN FOR FULTON
COUNTY (2015-2017)

RESOLVED, That the 2015-2017 Three-Year Capital Plan, as submitted by the Capital Program Committee, be and hereby is accepted as fulfillment of the responsibilities assigned in Resolution No. 121 of 1982, and said report, as reviewed by this Board, be accepted as Fulton County's formal Capital Plan for 2015-2017 for inclusion by the Budget Director into the 2015 Tentative Budget for the County of Fulton, as presented to this Board on November 10, 2014, as attached hereto; and, be it further

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

Seconded by Supervisor LAURIA and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

DEPARTMENT / PROJECT	2015			2016			2017		
	Total Cost	Offsetting Revenue	Fulton County Share	Total Cost	Offsetting Revenue	Fulton County Share	Total Cost	Offsetting Revenue	Fulton County Share
District Attorney - A045									
Neighborhood Plan: License Plate Readers	\$ 54,450	\$ -	\$ 54,450						
Neighborhood Plan:Nuisance Abatement Vehicle	\$ 50,000	\$ -	\$ 50,000						
Total	\$ 104,450	\$ -	\$ 104,450						
County Clerk - A165									
Record Digitization	\$ 22,504	\$ -	\$ 22,504						
Total	\$ 22,504	\$ -	\$ 22,504						
Facilities A245									
Roof Project - Fulton County Jail	\$ 250,000	\$ -	\$ 250,000						
Seal Parking Lots and Roadway - County Services Complex	\$ 111,000	\$ -	\$ 111,000						
EQUIPMENT:									
Pickup Truck	\$ 19,000	\$ -	\$ 19,000						
Total	\$ 380,000	\$ -	\$ 380,000						
Fulton County Office Building Roof				\$ 500,000	\$ -	\$ 500,000			
Sewer Line Repair - CR 122				\$ 100,000	\$ -	\$ 100,000			
EQUIPMENT:									
Mower with Mower Deck and Snowblower				\$ 15,000	\$ -	\$ 15,000			
Total	\$ -	\$ -	\$ -	\$ 615,000	\$ -	\$ 615,000			
EQUIPMENT:									
3/4 Ton Truck, 4x4							\$ 25,000	\$ -	\$ 25,000
Total							\$ 25,000	\$ -	\$ 25,000
Information Svcs/Printing A275									
VoIP Telephone System Upgrade	\$ 300,000	\$ -	\$ 300,000						
County PC Upgrade Plan	\$ 42,604	\$ -	\$ 42,604	\$ 35,000	\$ -	\$ 35,000	\$ 35,000	\$ -	\$ 35,000
Disaster Recovery/Business Continuity Plan	\$ -	\$ -	\$ -	\$ 44,800	\$ -	\$ 44,800	\$ 20,000	\$ -	\$ 20,000
Printer Upgrade	\$ -	\$ -	\$ -	\$ 20,000	\$ -	\$ 20,000	\$ 20,000	\$ -	\$ 20,000
Total	\$ 342,604	\$ -	\$ 342,604	\$ 99,800	\$ -	\$ 99,800	\$ 75,000	\$ -	\$ 75,000
FMCC A295 - FC Share									
Priority Campus Safety	\$ 1,000,000	\$ 750,000	\$ 250,000						
Waste Water Treatment Plant	\$ 1,875,000	\$ 1,875,000	\$ -						
Student Union Improvements	\$ 2,330,000	\$ 2,330,000	\$ -						
Total	\$ 5,205,000	\$ 4,955,000	\$ 250,000						
PE Bldg Bathrooms & Locker Rooms				\$ 1,025,000	\$ 768,750	\$ 256,250			
Total				\$ 1,025,000	\$ 768,750	\$ 256,250			
PE Bldg Mechanical Systems, Technology Upgrades							\$ 1,600,000	\$ 1,237,500	\$ 362,500
Total							\$ 1,600,000	\$ 1,237,500	\$ 362,500
Sheriff A305/A345									
Patrol Car with Police Package, 3	\$ 104,245	\$ -	\$ 104,245	\$ 109,460	\$ -	\$ 109,460	\$ 114,935	\$ -	\$ 114,935
E 911 Upgrade	\$ 250,000	\$ -	\$ 250,000						
Total	\$ 354,245	\$ -	\$ 354,245	\$ 109,460	\$ -	\$ 109,460	\$ 114,935	\$ -	\$ 114,935
Planning- A705									
Airport Master Plan Update	\$ 250,000	\$ 237,500	\$ 12,500						
Centralized Records Storage Facility Expansion	\$ 40,000	\$ -	\$ 40,000						
FJ & G Rail Trail	\$ 50,000	\$ -	\$ 50,000						
Subtotal	\$ 340,000	\$ 237,500	\$ 102,500						
ECONOMIC DEVELOPMENT :									
Jump Start Fulton County: SMART Waters Project:									
Preliminary Engineering	\$ 125,000	\$ -	\$ 125,000						
Construct Water Line	\$ 110,000	\$ -	\$ 110,000						
Jump Start Fulton County: Tryon Technology Park and Incubator Center Project - Phase II	\$ 1,000,000	\$ 400,000	\$ 600,000						
Jump Start Fulton County: Implement Tryon Marketing Plan	\$ 50,000	\$ -	\$ 50,000						
Jump Start Fulton County: Implement Regional Brand	\$ 40,000	\$ -	\$ 40,000						
Jump Start Fulton County: Regional Business Park: ESD Shovel-Ready Sites	\$ 30,000	\$ 22,500	\$ 7,500						
Jump Start Fulton County: 100 Acre Site: Shovel Ready Land at Tryon Tech Park	\$ 75,000	\$ -	\$ 75,000						
Subtotal	\$ 1,430,000	\$ 422,500	\$ 1,007,500						
Total	\$ 1,770,000	\$ 660,000	\$ 1,110,000						
General Fund Total	\$ 8,178,803	\$ 5,615,000	\$ 2,563,803	\$ 1,849,260	\$ 768,750	\$ 1,080,510	\$ 1,814,935	\$ 1,237,500	\$ 577,435

Highways D825/DM825									
Roads									
Pave CR 153 -Johnstown	\$ 43,000	\$ 43,000	\$ -						
Pave CR 126 - Broadalbin/Perth	\$ 523,000	\$ 523,000	\$ -						
Pave CR 112, Caroga/Bleecker	\$ 296,000	\$ 296,000	\$ -						
Pave CR 142- Johnstown	\$ 312,000	\$ 159,572	\$ 152,428						
Pave CR 106 -Mayfield/Perth	\$ 386,000	\$ -	\$ 386,000						
Pave CR 119- Ephratah				\$ 221,500	\$ 221,500	\$ -			
Pave CR 146- Johnstown				\$ 200,000	\$ 200,000	\$ -			
Pave CR 125- Bleecker				\$ 300,000	\$ 300,000	\$ -			
Pave CR 123- Mayfield				\$ 500,000	\$ 300,000	\$ 200,000			
Pave CR 121- Johnstown				\$ 80,000	\$ -	\$ 80,000			
Pave CR 105- Johnstown				\$ 50,000	\$ -	\$ 50,000			
Pave CR 113- Northampton				\$ 159,000	\$ -	\$ 159,000			
Pave CR 142A - Johnstown							\$ 105,000	\$ 105,000	\$ -
Pave CR 146 - Mayfield							\$ 200,000	\$ 200,000	\$ -
Pave CR 152 - Northampton							\$ 95,000	\$ 95,000	\$ -
Pave CR 106 - Perth/Mayfield							\$ 230,000	\$ 230,000	\$ -
Pave CR 112 - Bleecker							\$ 390,000	\$ 390,000	\$ -
Pave CR 148 - Johnstown							\$ 89,000	\$ 1,500	\$ 87,500
Pave CR 155 - Mayfield							\$ 90,000	\$ -	\$ 90,000
Pave CR 114 - Oppenheim							\$ 300,000	\$ -	\$ 300,000
Subtotal	\$ 1,560,000	\$ 1,021,572	\$ 538,428	\$ 1,510,500	\$ 1,021,500	\$ 489,000	\$ 1,499,000	\$ 1,021,500	\$ 477,500
Equipment									
Pickup Truck, 1/2 Ton	\$ 25,000	\$ -	\$ 25,000						
Dump Truck, 1 Ton	\$ 45,000	\$ -	\$ 45,000						
Tandem Dump Truck w/plow				\$ 250,000	\$ -	\$ 250,000			
Bucket Loader							\$ 180,000	\$ -	\$ 180,000
Subtotal	\$ 70,000	\$ -	\$ 70,000	\$ 250,000	\$ -	\$ 250,000	\$ 180,000	\$ -	\$ 180,000
Highway Total	\$ 1,630,000	\$ 1,021,572	\$ 608,428	\$ 1,760,500	\$ 1,021,500	\$ 739,000	\$ 1,679,000	\$ 1,021,500	\$ 657,500
Solid Waste EW865									
Gas Well Work	\$ 50,000	\$ -	\$ 50,000	\$ 50,000	\$ -	\$ 50,000			
Waste Heat Project	\$ 25,000	\$ -	\$ 25,000						
Landfill Expansion - Design Engineer				\$ 300,000	\$ -	\$ 300,000			
Landfill Construction			\$ -				\$ 6,200,000	\$ -	\$ 6,200,000
Subtotal	\$ 75,000	\$ -	\$ 75,000	\$ 350,000	\$ -	\$ 350,000	\$ 6,200,000	\$ -	\$ 6,200,000
Equipment									
Excavator	\$ 190,000	\$ 20,000	\$ 170,000						
Containers (3 Receivers, 2 Open Tops)	\$ 50,000	\$ -	\$ 50,000						
Walking Floor Trailer	\$ 55,000	\$ -	\$ 55,000						
Off Road Truck				\$ 300,000	\$ -	\$ 300,000			
Wheel Wash				\$ 50,000	\$ -	\$ 50,000			
Bulldozer				\$ 300,000	\$ -	\$ 300,000			
Bucker Loader							\$ 180,000	\$ -	\$ 180,000
Tractor Truck							\$ 120,000	\$ -	\$ 120,000
Roll Off Truck							\$ 150,000	\$ -	\$ 150,000
Subtotal	\$ 295,000	\$ 20,000	\$ 275,000	\$ 650,000	\$ -	\$ 650,000	\$ 450,000	\$ -	\$ 450,000
Solid Waste Total	\$ 370,000	\$ 20,000	\$ 350,000	\$ 1,000,000	\$ -	\$ 1,000,000	\$ 6,650,000	\$ -	\$ 6,650,000
GRAND TOTAL:	\$ 10,178,803	\$ 6,656,572	\$ 3,522,231	\$ 4,609,760	\$ 1,790,250	\$ 2,819,510	\$ 10,143,935	\$ 2,259,000	\$ 7,884,935

Resolution No. 421

Supervisor FAGAN offered the following Resolution and moved its adoption:

**RESOLUTION ACCEPTING REPORT OF COMMITTEE ON MORTGAGE TAX
DISTRIBUTION**

RESOLVED, That the Report of the Committee on Mortgage Tax (Finance) dated October 30, 2014, be adopted as the act and determination of the Board and that the County Treasurer be and hereby is authorized and directed to issue checks payable to the proper village, town or city officers thereto; and, be it further

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

Seconded by Supervisor CALLERY and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 422

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING DISPOSAL OF CERTAIN SURPLUS EQUIPMENT

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

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

District Attorney:
Telephone (0007880)

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, District Attorney, Solid Waste Director and Administrative Officer/Clerk of the Board.

Seconded by Supervisor BORN and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 423

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING EXTENSION OF CONTRACT FOR CENTREX
PHONE SYSTEM WITH FRONTIER COMMUNICATIONS

WHEREAS, Resolution 502 of 2009 authorized a contract with Frontier Communications for Centrex Telephone System Service; and

WHEREAS, said contract was effective January 1, 2010 through December 31, 2014; and

WHEREAS, the Information Services Director is pursuing the option of converting to Voice over Internet Protocol for the countywide phone system; and

WHEREAS, Frontier Communications has agreed to extend said contract with Fulton County on a month-to-month basis at the same rates, terms and conditions, as follows:

Price:

\$5.50 per line

\$4.50 per mail/per month

and,

WHEREAS, the Purchasing Agent recommends said contract be extended on a month-to-month basis at the above rates, now therefore be it

RESOLVED, That the contract with Frontier Communications of Gloversville, NY, for Centrex Telephone System Service be and hereby is extended at current pricing, terms and conditions on a month-to-month basis; and, be it further

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

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

Seconded by Supervisor LAURIA and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 424

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION DESIGNATING OFFICIAL NEWSPAPER

RESOLVED, That the Board of Supervisors hereby designates The Leader Herald, a daily newspaper, published in Gloversville, NY pursuant to the provision of Section 214 of County Law, as the newspaper to publish all local laws and notices of other matters required by Law to be published in the year 2015.

Seconded by Supervisor OTTUSO and adopted by the following vote:

Total: Ayes: 520 (18) Nays: 25 (1) (Supervisor Young) Absent: 6 (1) (Supervisor Johnson)

Resolution No. 425

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION ESTABLISHING A VACANCY REVIEW PROCESS FOR 2015

WHEREAS, the Committee on Finance has begun preparation of the 2015 County Budget and has also been evaluating the impacts of burdensome State mandates on future County finances; and

WHEREAS, State mandated costs imposed upon county governments are translated into extra property tax burdens on local residents; and

WHEREAS, the Committee believes that austerity measures are necessary to ensure that the County budget and corresponding property tax levy are no larger than necessary for the effective operation of County government and its many services; and

WHEREAS, the Committee on Finance recommends the implementation of a tentative vacancy review procedure for existing positions and a hiatus upon the creation of any new positions or position upgrades within County of Fulton departments; now, therefore be it

RESOLVED, That the following vacancy review procedures be and hereby are adopted by the Board:

1. Prior to filling any vacant positions within a County department, the Department Head shall present said vacancy to the Committee on Finance, which shall serve as a "Vacancy Review Committee". The Department Head shall provide a detailed justification for retaining said position within County service or, if deemed unnecessary, a plan for elimination of the position from County service.
2. Upon each such referral to the Committee on Finance, the Committee shall take affirmative action one way or the other to recommend retention of the position or recommend elimination of the position.
3. Any recommendation to eliminate a position shall be subject to review and final decision by resolution of the full Board of Supervisors, which shall include a presentation by the Department Head prior to final action. If the "Vacancy Review Committee" recommends retention of a position within County service, the Department Head or other appointing authority shall be approved to commence recruitment and appointment to such position.

and, be it further

RESOLVED, That this policy shall commence and apply to all vacancies occurring on or after January 1, 2015, and shall end December 31, 2015; and, be it further

RESOLVED, That the above vacancy review procedure policy shall not apply to vacancies in Corrections Officer positions; and, be it further

Resolution No. 425 (Continued)

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

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

Seconded by Supervisor HOWARD and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 426

Supervisor FAGAN offered the following Resolution and moved its adoption:

RESOLUTION AUTHORIZING CERTAIN TRANSFERS AND BUDGET
AMENDMENTS

From: A-045-1165.410 DA – Special Prosecutors		
To: A-045-1165.110 DA-O/T		
Sum: \$4,000.00		
From: A-075-1185.100 Coroner-P/R	\$ 2,500.00	
To: A-075-1185.402 Coroner-Trans (Amb Exp)		\$2,000.00
A-075-1185.411 Coroner-Autopsies		<u>500.00</u>
		\$2,500.00
From: A-265-1671.407 Mail Svcs-Postage	\$ 2,000.00	
To: A-275-1680.100 Information Services-P/R		\$ 400.00
A-275-1680.110 Information Services-OT		<u>1,600.00</u>
		\$2,000.00
From: A-285-1910.404 Unallocated Insurance Expense	\$ 3,600.00	
A-305-3110.404 Sheriff Dept-Insurance (Auto&Navig)	<u>588.00</u>	
	\$ 4,188.00	
To: A- 245-1620.404 Co. Offices & Bldgs-Insurance		\$4,188.00
From: A-285-1990.400 Contingent Fund Expense	\$26,200.00	
To: A-295-2490.417 Community College Tuition – Others		\$25,000.00
A-145-1364.400 Taxes on Co Owned Property – Tax Exp		<u>1,200.00</u>
		\$26,200.00
From: A-285-1991.400 Wage Increases	\$90,856.00	
To: A-305-3112.100 Civil Ofc		\$ 2,256.00
A-305-3113.100 Communications		14,399.00
A-345-3150.100 Jail		<u>74,201.00</u>
		\$90,856.00
From: A-325-3140.457 Probation Dept-Books & Sub		
To: A-325-3140.408 Probation Dept-Telephones		
Sum: \$250.00		
From: A-345-3150.100 Jail-P/R		
To: A-345-3150.110 Jail-OT		
Sum: \$36,706.00		

Resolution No. 426 (Continued)

From: A-345-3150.411 Jail-Hospital/Doctor Bills
To: A-345-3151.100 Spec Corr Officers-P/R
Sum: \$8,000.00

From: A-365-3315.414 STOP DWI Prog-OT (Sheriff/Police)
To: A-365-3315.425 STOP DWI Prog-Reimb. For DA Support
Sum: \$2,000.00

From: A-385-3640.413 Civil Def – Microwave Radio & Mach Maint
To: A-385-3640.100 Civil Def – P/R
Sum: \$500.00

From: A-385-3641.407 CD/Haz.Mats (Sara III) - Postage
To: A-385-3640.408 Civil Def – Phones, CC, OFC & NAWAS
Sum: \$100.00

From: A-405.4070.410 Public Health – TB Care & Treatment
To: A-405-4042.400 Public Health – Rabies Control
Sum: \$1,000.00

From: A-405-4189.200 Public Health – Other/Equipment
To: A-405-4189.411 Public Health – Other/Expenses
Sum: \$100.00

From: A-505-6109.400 DSS-Family Assistance \$ 900,000.00
A-505-6119.417 DSS-Child Care 350,000.00
\$1,250,000.00

To: A-505-6100.400 DSS-Medicaid-Local Share \$ 528,945.00
A-505-6129.417 DSS-State Training Schools 721,055.00
\$1,250,000.00

From: A-505-6010.423 NYS Chargebacks
To: A-505-6010.410 DSS-Advertising
Sum: \$1,000.00

From: A-705-8020.200 Planning Dept – Equip \$ 126.00
A-705-8020.460 Planning Dept – Copier Exp 149.00
\$ 275.00

To: A-705-8020.413 Planning Dept – Professional Srvc \$ 76.00
A-705-8020.402 Planning Dept – Travel 199.00
\$ 275.00

Resolution No. 426 (Continued)

From: D-825-5110.120 Maint – Highway Crews
To: D-825-5142.100 Snow Removal/County – P/R
Sum: \$30,000.00

From: FX-885-8310.100 Water District – Adm – P/R \$ 1,410.00

To: FX-885-9010.800 Water District – State Retirement \$ 550.00
FX-885-9030.800 Water District – Social Security – Cont Fund 200.00
FX-885-9060.825 Water District – Hosp, Med, Surg, Ins-HMO 600.00
FX-885-9070.800 Water District – Dental Insurance 60.00
\$ 1,410.00

From: EW-865-8162.100 Cent Landfill Oprns-P/R
To: EW-865-8160.100 Solid Wst Adm-P/R
Sum: \$10,000.00

From: EW-865-8162.110 Cent Landfill Oprns-OT
To: EW-865-8160.110 Solid Wst Adm-OT
Sum: \$1,500.00

From: EW-865-8162.120 Cent Landfill Oprns- Supplemental Help
To: EW-865-8161.120 Solid Wst TR/HL-Supplemental Help
Sum: \$4,000.00

RESOLVED, That the 2014 Adopted Budget be and hereby is amended as follows:

Revenue:

Increase A-083-1287.000 STOP-DWI Reimb to DA \$ 2,000.00

Appropriation:

Increase A-045-1165.110 DA-O/T \$ 2,000.00

Revenue:

Decrease A-083-4619.000 DSS-Child Care \$280,000.00

Appropriation:

Decrease A-505-6119.417 DSS-Child Care \$280,000.00

Resolution No. 426 (Continued)

Revenue:

Increase A-083-2770.000-Other \$1,100.00

Appropriation:

Increase A-145-1364.400- Taxes on Co Owned Property – Tax Exp \$1,100.00

Decrease A-081-0599.000 Appropriated Fund Balance \$6,100.00

Revenue:

Increase A-083-3030-000 State Aid-District Attorney’s Salary \$6,100.00

and, be it further

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, District Attorney, Coroner, Information Services Director, Sheriff, Correctional Facility, Superintendent of Highways and Facilities, Probation Director, Civil Defense/Fire Coordinator, Public Health Director, Commissioner of Social Services, Planning Director, Deputy Director of Solid Waste, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor POTTER and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)

Resolution No. 427

Supervisor HOWARD offered the following Resolution and moved its adoption:

**RESOLUTION WAIVING RESIDENCY RULE FOR HIRE OF REGISTERED NURSE
AT THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Social Services Commissioner has advised that she has had difficulty recruiting Registered Nurse candidates in Fulton County; and

WHEREAS, the Commissioner recommends that applicants who are not residents of Fulton County but are residents of contiguous counties, be considered; and

WHEREAS, the Committee on Human Services recommends waiving the County's "Residency Rule" to hire out-of-county residents in this instance only; now, therefore be it

RESOLVED, That the County "Residency Rule" be and hereby is waived for the hire of a Registered Nurse in the Social Services Department; and, be it further

RESOLVED, That the Commissioner be and hereby is authorized to fill the vacant position of Registered Nurse in the Social Services Department with out-of-county residents and that future vacant positions should be filled in accordance with normal residency requirements; and, be it further

RESOLVED, That the Vacancy Review Policy shall remain in full force and effect; and, be it further

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

Seconded by Supervisor GREENE and adopted by the following vote:

Total: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Johnson)