

CALL TO ORDER

The Organizational Meeting for 1998 was called to order at 7:35 p.m. by Supervisor Keller. The Pledge of Allegiance to the Flag was led by Supervisor McMahon. Roll Call indicated that all Supervisors were present.

MOMENT OF SILENCE

Supervisor Hassan offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Grzyb, seconded by Supervisor Wills, to amend the agenda to add Resolution No. 20, and to consider Resolution No. 14 after Resolution No. 1, passed with Aye(1868). Motion by Supervisor Barone, seconded by Supervisor McMahon, to adopt the amended agenda, passed with Aye(1868).

SELECTION OF PERMANENT CHAIRMAN

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RESOLUTION NO. 1 of 1998 DATED: January 6, 1998  
RESOLUTION ELECTING CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF  
SUPERVISORS FOR THE YEAR 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: Van Kersen

RESOLVED, that Supervisor Robert F. McMahon of the Town of Canajoharie, hereby is elected Chairman of the Montgomery County Board of Supervisors for the year 1998, and

FURTHER RESOLVED, that the annual salary of said Chairman hereby is fixed in the amount of \$7,500, and

FURTHER RESOLVED, that said Chairman shall exercise the authority bestowed upon the office by applicable State Laws and Local Law No. 3 of 1983.

MOTION TO AMEND by Supervisor McMahon, seconded by Supervisor Van Kersen, in the first FURTHER RESOLVED clause, delete "\$7,500" and insert, in its stead, "\$6,000", passed with Aye(1868).

MOTION by Supervisor Barone, seconded by Supervisor Wills, to have the Clerk of the Board cast one unanimous vote in favor of the Resolution, passed with Aye(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Personnel/Payroll

NEW BUSINESS

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RESOLUTION NO. 14 of 1998  
RESOLUTION APPOINTING MOSA MEMBER

DATED: January 6, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

WHEREAS, a vacancy exists for a Montgomery County member of the Montgomery-Otsego-Schoharie Solid Waste Management Authority (MOSA),

RESOLVED, that \_\_\_\_\_ hereby is appointed a Montgomery County member of MOSA for a four-year term, and

FURTHER RESOLVED, that said term shall expire on December 31, 2001.

MOTION TO AMEND by Supervisor Barone, seconded by Supervisor Coluni, in the RESOLVED clause, insert "Raymond Halgas", passed with Aye(1660). Supervisor Grzyb abstained.

RESOLUTION ADOPTED with Aye(1660). Supervisor Grzyb abstained.

Duly adopted upon roll call, all members present (1511) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
MOSA

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RESOLUTION NO. 2 of 1998  
RESOLUTION APPOINTING VICE-CHAIRMAN OF BOARD OF SUPERVISORS FOR 1998

DATED: January 6, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: Mead

RESOLVED, that Supervisor Edward Paton of the Town of Mohawk hereby is appointed Vice-Chairman of the Montgomery County Board of Supervisors for the year 1998, and

FURTHER RESOLVED, that the annual salary of said Vice-Chairman hereby is fixed in the amount of \$5,000, and

FURTHER RESOLVED, that said Vice-Chairman shall exercise the authority granted to the Chairman of the Board in the Chairman's absence.

MOTION by Supervisor Barone, seconded by Supervisor Wills, to have the Clerk of the Board cast one unanimous vote in favor of the Resolution, passed with Aye(1726). Supervisor Paton abstained.

RESOLUTION ADOPTED with Aye(1726). Supervisor Paton abstained.

Duly adopted upon roll call, all members present (1726) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee

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RESOLUTION NO. 3 of 1998  
RESOLUTION ADOPTING RULES OF PROCEDURE OF THE BOARD OF SUPERVISORS

DATED: January 6, 1998

Resolution by: Full Board

Seconded by Supervisor:

RESOLVED, that the Rules of Procedure, which are attached hereto, hereby are adopted by the Board of Supervisors for 1998 or until amended by Resolution.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 4 of 1998

DATED: January 6, 1998

RESOLUTION APPOINTING CLERK OF BOARD OF SUPERVISORS

Resolution by Supervisor: Barone  
Seconded by Supervisor: Van Kersen

RESOLVED, that pursuant to Section 475 of the County Law, Richard C. Healy of the City of Amsterdam hereby is appointed Clerk of the Board of Supervisors of the County of Montgomery for a term commencing on January 1, 1998 and ending on December 31, 1999 at an annual salary of \$6,000, and

FURTHER RESOLVED, that said Clerk of the Board shall be authorized and empowered to appoint one Deputy Clerk, who shall provide clerical assistance.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Personnel/Payroll

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RESOLUTION NO. 5 of 1998

DATED: January 6, 1998

RESOLUTION APPOINTING COUNTY ATTORNEY

Resolution by Supervisor: Barone  
Seconded by Supervisor: Coluni

RESOLVED, that Douglas E. Landon of the City of Amsterdam hereby is appointed County Attorney for the County of Montgomery for a term commencing January 1, 1998 and ending on December 31, 1999, at an annual salary of \$38,606.00, payable in bi-weekly installments, and

FURTHER RESOLVED, that the duties of said County Attorney shall include the following:

1. To act as the legal advisor to this Board of Supervisors and to every officer whose compensation is paid from County funds in all matters involving an official act of a civil nature;
2. To prosecute and defend all actions and proceedings brought by the County or against the County, the Board of Supervisors or any office whose compensation is paid from County funds, for any official act;
3. To approve all proposed resolutions, local laws, agreements,

contracts, policies and other documents as to legality and being in proper form prior to their being adopted by the Board of Supervisors;

4. To perform such other related duties as may be prescribed by law or directed by the Board of Supervisors, the Chairman of the Board or the County Administrator.

RESOLUTION ADOPTED with Aye(1719). Supervisor Landon abstained.

Duly adopted upon roll call, all members present (1719) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Personnel/Payroll

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RESOLUTION NO. 6 of 1998 DATED: January 6, 1998  
RESOLUTION DESIGNATING NEWSPAPERS TO PUBLISH COUNTY MATTERS FOR 1998

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Barone

WHEREAS, Section 214, Subdivision 2 of the County Law requires that the Board of Supervisors shall annually designate newspapers for the publication of all local laws, legal notices, advertisements for bids and other matters required by law to be published,

RESOLVED, that the Board of Supervisors of the County of Montgomery hereby designates the following newspapers, for the above purpose, for the year 1998:

The Recorder

Courier-Standard-Enterprise

RESOLUTION ADOPTED with Aye(1719). The First Ward Supervisor position is vacant.

Duly adopted upon roll call, all members present (1719) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Newspapers Named Above  
All Department/Agency Heads

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RESOLUTION NO. 7 of 1998 DATED: January 6, 1998  
RESOLUTION DESIGNATING DEPOSITORIES FOR COUNTY FUNDS IN THE NAME OF THE COUNTY TREASURER DURING 1998 AND FIXING MAXIMUM AMOUNTS WHICH MAY BE KEPT ON DEPOSIT THEREIN AT ANY ONE TIME

Resolution by Supervisor: Barone  
Seconded by Supervisor: Coluni

WHEREAS, according to Section 212 of the County Law, a Board of Supervisors shall designate the banks, bankers or banking associations for the deposit of all County funds received by the County Treasurer heretofore according to law, and

WHEREAS, a Board of Supervisors, in accordance with said section, shall likewise specify the name of each so designated and the maximum amount which may be kept on deposit therein at any one time in the name of the County Treasurer,

RESOLVED, that pursuant to Section 212 of the County Law, the following banks are hereby designated by the Montgomery County Board of Supervisors as depositories for the deposit of all County funds by the County Treasurer of this County and deposited in the name of said County Treasurer for the year 1998, namely:

CENTRAL NATIONAL BANK, FONDA BRANCH, Fonda, N.Y.

FLEET BANK, AMSTERDAM BRANCH, Amsterdam, N.Y.

KEY BANK, N.A., AMSTERDAM BRANCH, Amsterdam, N.Y.  
CHEMICAL BANK, CAPITAL REGION, 41 State Street, Albany, N.Y. 12207

, and

FURTHER RESOLVED, that the maximum amount of County funds which may be kept

on deposit in said depositories at any one time in the name of the County Treasurer be, and the same hereby is, fixed and determined as follows:

CENTRAL NATIONAL BANK, FONDA BRANCH, Fonda, N.Y.	\$15,000,000.00
FLEET BANK, AMSTERDAM BRANCH, Amsterdam, N.Y.	\$18,000,000.00
KEY BANK, N.A., AMSTERDAM BRANCH, Amsterdam, N.Y.	\$15,000,000.00
CHEMICAL BANK, CAPITAL REGION, 41 State Street, Albany, N.Y.	\$15,000,000.00

, and

FURTHER RESOLVED, that each of said depositories shall give good and sufficient collateral as prescribed by law, as security for the amount so deposited in said depository, the amount thereof to be at least equal to the amount hereby authorized to be deposited in said depository, and

FURTHER RESOLVED, that the said designated collateral shall be approved by the County Attorney and the County Treasurer, and the collateral deposited by the said banks on behalf of the County Treasurer shall also be approved as to the amount by the County Treasurer, and

FURTHER RESOLVED, that such designated depositories may execute their own undertaking and deposit on behalf of the County Treasurer outstanding unmatured bonds or other obligations of the United States of America, the State of New York, or of any County, Town, City, Village or School District in the State of New York, to the amount on deposit, less the amount certified by the depositories as covered by insurance under the Federal Depository Insurance Act as pursuant to provisions of Section 212, Subdivision 6 of the County Law of the State of New York, subject to the approval of said County Attorney and said County Treasurer.

RESOLUTION ADOPTED with Aye(1719). The First Ward Supervisor position is vacant.

Duly adopted upon roll call, all members present (1719) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 8 of 1998  
RESOLUTION APPOINTING COUNTY HISTORIAN

DATED: January 6, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Keller

RESOLVED, that Jacqueline Murphy hereby is appointed as Montgomery County Historian, at an annual salary of \$19,715.00, for a term commencing on January 1, 1998 and ending on December 31, 1999, and

RESOLUTION ADOPTED with Aye(1719). The First Ward Supervisor position is vacant.

Duly adopted upon roll call, all members present (1719) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Personnel/Payroll

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RESOLUTION NO. 9 of 1998  
RESOLUTION APPOINTING MONTGOMERY COUNTY FIRE COORDINATOR

DATED: January 6, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

RESOLVED, that \_\_\_\_\_ of the \_\_\_\_\_ hereby is appointed Fire Coordinator of Montgomery County for a term commencing on January 1, 1998 and ending December 31, 1999, at an annual salary of \_\_\_\_\_, and

FURTHER RESOLVED, that said Fire Coordinator shall perform the duties prescribed by Section 225-a of the County Law of the State of New York.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Hassan, to delete the Resolved clause and insert, in its stead, the following: "RESOLVED, that Richard Hanson of Tribes Hill hereby is appointed Interim Fire Coordinator for a term commencing on January 7, 1998 and ending on February, 28, 1998, at an annual salary of \$5,651, and".

MOTION TO CALL THE QUESTION by Supervisor Grzyb, seconded by Supervisor Keller, passed with Aye(1197-2/3 majority). The First Ward Supervisor position is vacant.

MOTION (Wills/Hassan), passed with Aye(1719). The First Ward Supervisor position is vacant.

RESOLUTION ADOPTED with Aye(1719). The First Ward Supervisor position is vacant.

Duly adopted upon roll call, all members present (1719) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Personnel/Payroll

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RESOLUTION NO. 10 of 1998 DATED: January 6, 1998  
RESOLUTION REAPPOINTING MEMBER OF BOARD OF DIRECTORS OF MONTGOMERY  
COUNTY COOPERATIVE EXTENSION ASSOCIATION

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Mead

WHEREAS, the Montgomery County Cooperative Extension Association was established by a resolution which was duly adopted on May 6, 1913,

RESOLVED, that pursuant to Subdivision 8 of Section 224 of the County Law of the State of New York, Supervisor Gerald O. Keller hereby is appointed as a member of the Board of Directors of the Montgomery County Cooperative Extension Association for a term ending on December 31, 1999.

RESOLUTION ADOPTED with Aye(1719). The First Ward Supervisor position is vacant.

Duly adopted upon roll call, all members present (1719) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Cooperative Extension Association

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RESOLUTION NO. 11 of 1998 DATED: January 6, 1998  
RESOLUTION APPOINTING MEMBERS OF DEPARTMENT OF ENVIRONMENTAL  
CONSERVATION REGION IV FOREST PRACTICE BOARD OF DIRECTORS

Resolution by Supervisor: Mead  
Seconded by Supervisor: Barone

RESOLVED, that Supervisor Leslie B. Hassan, Town of Charleston, hereby is appointed to the Region IV Forest Practice Board of Directors of the New York State Department of Environmental Conservation for a two-year term ending

December 31, 1999, and

FURTHER RESOLVED, that Miles Frasier, Jr. and Edward Young, both of the Town of Palatine, also are appointed to said Board for two-year terms ending December 31, 1999.

RESOLUTION ADOPTED with Aye(1680). Supervisor Hassan abstained. The First Ward Supervisor position is vacant.

Duly adopted upon roll call, all members present (1680) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointees  
Region IV Forest Practice Board

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RESOLUTION NO. 12 of 1998

DATED: January 6, 1998

RESOLUTION APPOINTING MEMBERS TO REGION IV FISH AND WILDLIFE  
MANAGEMENT BOARD

Resolution by Supervisor: Barone  
Seconded by Supervisor: Mead

WHEREAS, Section 11-0501 of the Environmental Conservation Law provides for appointment of members of the Regional Fish and Wildlife Management Board by the Chairman of the Board of Supervisors, with approval of the Board of Supervisors, and

RESOLVED, that the Chairman of the Board hereby is authorized to appoint \_\_\_\_\_ and \_\_\_\_\_ to two-year terms as Legislative Representative and Alternate, respectively, and Gerard Koller and Michael J. Kayes, as Sportsman Representative and Alternative, respectively, on the Region IV Fish and Wildlife Management Board, and

FURTHER RESOLVED, that said terms shall commence on January 1, 1998 and end on December 31, 1999, and

MOTION TO AMEND by Supervisor Hassan, seconded by Supervisor Barone, in the RESOLVED clause, insert "Gerald O. Keller" and "John Van Kersen", and add a new clause to read, as following: "Further Resolved, that Miles Frasier, Jr. hereby is appointed as a Landowner Alternate for a term to end on December 31, 1998.", passed with Aye(1719). The First Ward Supervisor position is vacant.

RESOLUTION ADOPTED with Aye(1719). The First Ward Supervisor position is vacant.

Duly adopted upon roll call, all members present (1719) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Region IV Fish and Wildlife  
Management Board  
Appointees

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RESOLUTION NO. 13 of 1998

DATED: January 6, 1998

RESOLUTION APPOINTING MEMBER OF BOARD OF SUPERVISORS TO COUNTY JURY  
BOARD

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Keller

WHEREAS, Section 503 of the Judiciary Law provides for the appointment of a member of the Board of Supervisors to the County Jury Board,

RESOLVED, that Supervisor William S. Grzyb, Jr., hereby is appointed to serve on the Montgomery County Jury Board for a term beginning on January 1,

1998 and ending on December 31, 1999.

RESOLUTION ADOPTED with Aye (1511). Supervisor Grzyb abstained. The First Ward  
Supervisor position is vacant.

Duly adopted upon roll call, all members present (1511) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
County Court Judge  
Supreme Court Judge  
Commissioner of Jurors

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RESOLUTION NO. 15 of 1998 DATED: January 6, 1998  
RESOLUTION APPOINTING MEMBERS OF THE MONTGOMERY COUNTY SOIL AND WATER  
CONSERVATION DISTRICT BOARD OF DIRECTORS

Resolution by Supervisor: Mead  
Seconded by Supervisor: Keller

WHEREAS, the Montgomery County Soil and Water Conservation District was established by a resolution which was duly adopted on November 12, 1946,

RESOLVED, that pursuant to Section 7 of the Soil Conservation District Law, the following named persons hereby are appointed members of the Board of Directors of the Montgomery County Soil and Water Conservation District:

Gerald O. Keller as a Supervisor Member for a one-year term commencing January 1, 1998 and ending December 31, 1998.

John Van Kersen as a Supervisor Member for a one-year term commencing January 1, 1998 and ending December 31, 1998.

Seth Bunker as Farm Bureau Member for a three-year term commencing January 1, 1998 and ending December 31, 2000.

Richard L. Kennedy as Member-at-Large for a three-year term commencing January 1, 1998 and ending December 31, 2000.

RESOLUTION ADOPTED with Aye(1719). The First Ward Supervisor position is vacant.

Duly adopted upon roll call, all members present (1719) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointees  
Soil and Water Conservation District

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RESOLUTION NO. 16 of 1998 DATED: January 6, 1998  
RESOLUTION APPOINTING MEMBER OF HOTEL/MOTEL OCCUPANCY TAX ADVISORY  
BOARD

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Keller

WHEREAS, a vacancy exists on Montgomery County's Hotel/Motel Occupancy Tax Advisory Board,

RESOLVED, that Norma Palmer hereby is appointed a member of the Montgomery County Hotel/Motel Occupancy Tax Advisory Board, representing County Government, for a three-year term ending on December 31, 2000.

RESOLUTION ADOPTED with Aye(1719). The First Ward Supervisor position is vacant.

Duly adopted upon roll call, all members present (1719) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator

County Clerk  
Appointee  
Hotel/Motel Occupancy Tax Advisory Board

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RESOLUTION NO. 17 of 1998 DATED: January 6, 1998  
RESOLUTION APPOINTING AGRICULTURAL AND FARMLAND PROTECTION BOARD  
MEMBER

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

WHEREAS, a vacancy exists on the Agricultural and Farmland Protection Board,

RESOLVED, that Leslie B. Hassan of the Town of Charleston hereby is appointed a member of the Agricultural and Farmland Protection Board, representing the Board of Supervisors, for a term expiring on December 31, 1999.

RESOLUTION ADOPTED with Aye(1680). Supervisor Hassan abstained. The First Ward Supervisor position is vacant.

Duly adopted upon roll call, all members present (1719) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Agricultural and Farmland Protection  
Board  
Appointee

\*\*

RESOLUTION NO. 18 of 1998 DATED: January 6, 1998  
RESOLUTION APPOINTING MEMBERS OF FULMONT COMMUNITY ACTION AGENCY, INC.  
BOARD OF DIRECTORS

Resolution by Supervisor: Cuozzo  
Seconded by Supervisor: Barone

WHEREAS, the Fulmont Community Action Agency, Inc. Board of Directors has requested the appointment of individuals by the Board of Supervisors,

RESOLVED, that the following individuals hereby are appointed to the Fulmont Community Action Agency, Inc. Board of Directors for terms expiring on December 31, 1999:

Linda Marrotta	P.O.Box 541	Hagaman
Attorney Eliot King	22 VanDerveer Street	Amsterdam
Gerald O. Keller	5 Main Street	Fultonville

RESOLUTION ADOPTED with Aye(1719). The First Ward Supervisor position is vacant.

Duly adopted upon roll call, all members present (1719) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointees  
Fulmont Community Action Agency, Inc.

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RESOLUTION NO. 19 of 1998

DATED: January 6, 1998

RESOLUTION RECOMMENDING ACREAGE SALE PRICE - GLEN CANAL VIEW BUSINESS  
PARK

Resolution by Supervisor: Keller

Seconded by Supervisor: Van Kersen

WHEREAS, the Montgomery County Industrial Development Agency (MCIDA) has solicited recommendations regarding the proposed sale price of land at the Glen Canal View Business Park,

RESOLVED, that the Board of Supervisors hereby recommends that the Montgomery County Industrial Development Agency (MCIDA) consider establishing a price of \_\_\_\_\_ per acre for Glen Canal View Business Park land.

MOTION TO AMEND by Supervisor Keller, seconded by Supervisor Van Kersen, in the RESOLVED clause, delete "price of" and insert, in its stead, "minimum price of \$5,200", passed with Aye(970). Supervisors Cuzzo, Barone, Coluni, Grzyb and Mead voted nay. The First Ward Supervisor position is vacant.

RESOLUTION ADOPTED with Aye(1511). Supervisor Grzyb voted nay. The First Ward Supervisor position is vacant.

Duly adopted upon roll call, all members present (1511) voting aye.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 20 of 1998 DATED: January 6, 1998  
RESOLUTION DIRECTING PLANNING DEPARTMENT TO DEVELOP BUSINESS PARK LAND  
SALE PROPOSAL

Resolution by Supervisor: Grzyb  
Seconded by Supervisor: Wills

WHEREAS, Montgomery County has arranged for development of land in the Glen Canal View Business Park and plans to develop a Business Park in the Town of Florida, and

WHEREAS, the County has invested over \$1.4 million in taxpayer dollars to create said parks, the purpose of said action being to help provide for the creation of jobs, and

WHEREAS, the County's economic development efforts between 1993 and 1997 have been marred by controversy, and the County seeks to reverse that trend, and

WHEREAS, the Board of Supervisors desires to help ensure that job creation be a required component in the development of said Business Parks, and

WHEREAS, the County has been requested to recommend a sale price for acreage at said Parks,

RESOLVED, that the Board of Supervisors hereby recommends that the sale price of land at County Business Parks be tied to creation of jobs, with any agreement to sell or lease said land to include appropriate enforcement provisions, and

FURTHER RESOLVED, that the Planning Department hereby is authorized and directed to develop options providing for the foregoing, including enforcement provisions, and

FURTHER RESOLVED, that the Planning Department report, containing said options and land sale price recommendations, be presented to the Board of Supervisors for approval on January 27, 1998.

MOTION TO TABLE by Supervisor Keller, seconded by Supervisor Coluni, failed with Aye(829). Supervisors Coluni, McMahon, Hassan, Keller, Vesp, Hisert, Van Kersen and Stagliano voted aye. The First Ward Supervisor position is vacant.

RESOLUTION DEFEATED with Aye(355). Supervisors Wills and Grzyb voted aye. The First Ward Supervisor position is vacant.

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer

County Administrator  
County Clerk  
Planning Department

OTHER

ADJOURNMENT

Motion by Supervisor Barone, seconded by Supervisor Paton, to adjourn the meeting passed with Aye(1719). The First Ward Supervisor position is vacant. Chairman McMahon declared the meeting adjourned at 8:53 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PROCLAMATIONS . . . . .	1
PUBLIC COMMENT . . . . .	1
SPECIAL PRESENTATIONS . . . . .	1
ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . .	1
READING OF COMMUNICATIONS . . . . .	2
OLD BUSINESS . . . . .	2
RES393 Resolution Authorizing Closeout of Contract - FMCC	
NEW BUSINESS . . . . .	3
RES 21 Resolution Adopting Intro. Local Law No. 8 of 1997	
RES 22 Resolution Adopting Intro. Local Law No. 9 of 1997	
RES 23 Resolution Designating Drug and Alcohol Testing Administrator	
RES 24 Resolution Authorizing Agreement - Veterans	
RES 25 Resolution Authorizing Agreement - Youth Service Plan	
RES 26 Resolution Recommending Allocation of Municipal Program	
RES 27 Resolution Amending Resolution No. 68 of 1997	
RES 28 Resolution Authorizing Delinquency Prevention Program Funds	
RES 29 Resolution Authorizing Agreements- Youth Programs	
RES 30 Resolution Authorizing Agreements - Youth Initiative Program	
RES 31 Resolution Amending 1998 Operating Budget - Sheriff	
RES 32 Resolution Authorizing Association Membership - Veterans	
RES 33 Resolution Authorizing Private Pay Rate Increase - Meadows	
RES 34 Resolution Accepting Proposal - Recycling Services	
RES 35 Resolution Accepting Proposals - Auctioneering Services	
RES 36 Resolution Establishing Public Hearing - CDBG Application	
RES 37 Resolution Adopting Planning Department Report	
RES 38 Resolution Authorizing Agreement - NYS Legislative Grant	
RES41 Resolution Authorizing Bus Rental	
RES39 Resolution Authorizing Lease Agreement	
RES40 Resolution Appointing Member of Fulmont Board of Directors	
OTHER . . . . .	14
ADJOURNMENT . . . . .	14

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for January 13, 1998, was called to order at 7:30 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by the Chairman. Roll call indicated that all Supervisors were present.

MOMENT OF SILENCE

Supervisor Hassan offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Grzyb, to provide for the addition of Resolutions No. 38, 39 and 40, and to provide for "Special Presentations" after "Public Comment", passed with Aye(1868). Motion by Supervisor Wills, seconded by Supervisor Grzyb, to adopted the amended agenda, passed with Aye(1868).

PROCLAMATIONS

Proclamation honoring Ocia "Cal" Fowler was presented by Chairman McMahon.

PUBLIC COMMENT

Alice Knapik, Town of Glen, requested support for her appointment to the Fulmont Community Action Agency Board of Directors.

SPECIAL PRESENTATIONS

Raymond Halgas, newly-appointed MOSA member, requested clarification regarding the County's position on various solid waste issues.

John Mineaux discussed proposed settlement agreements regarding various Public Safety Facility contracts.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Keller, seconded by Supervisor VanKersen, to adopt the Minutes of the Public Hearing of December 9, 1997, the Regular Meeting of December 9, 1997, the Special Meeting of December 16, 1997 and the Special Meeting of December 30, 1997, passed with Aye(1660). Supervisor Grzyb voted nay.

None.

OLD BUSINESS

\*\*

RESOLUTION NO. 393 of 1997

DATED: November 11, 1997

RESOLUTION AUTHORIZING CLOSEOUT OF CONTRACT NO. 4 - CAMPUS ENTRY AND  
PARKING LOT SITE WORK (FMCC MASTER PLAN PROJECT)

Resolution by Supervisor: McMahan

Seconded by Supervisor: Van Kersen

RESOLVED, that the Board of Supervisors hereby approves the following charges to the Contingency allowances contained within Contract 4 - Campus Entry and Parking Lot Site Work, awarded to Luizzi Brothers:

Total Contingency Allowance	\$35,000.00
CA-1 Install two catch basins in Courtyard	952.60
CA-2 Raise concrete walkway to match Courtyard	466.40
CA-3 Install additional shrubs in planting bed	390.50
CA-4 Install drains under brick pavers in Courtyard	1,959.10
CA-5 Remove tree near sidewalk	967.32
CA-6 Add grading west of Courtyard for drainage	1,394.80
CA-7 Provide two additional light fixtures at Entrance	5,757.40
	<hr/>
	\$11,888.12
Unused Balance	\$23,111.88

, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors hereby is authorized and directed to sign the following credit Change Orders for Contract 4:

CO-1 Unused Contingency Allowance	\$23,111.88
CO-2 Delete electrical conduit to tower	2,900.00
CO-3 Change curb from 6" to 5"	1,600.00
CO-4 Delete angled brick	150.00
CO-5 Unused sign allowance	2,542.28
CO-6 Reused stormwater pipe in lieu of new piping	495.53
CO-7 Delete concrete foundation for Campus directory sign	1,184.70
CO-8 Partial, not entire, removal of Sculpture Base	500.00
	<hr/>
Total	\$32,484.39

Original Contract Amount	\$716,330.00
Total Change Orders	32,484.39
	<hr/>
Final Contract Amount	\$683,845.61

, and

FURTHER RESOLVED, that the Board of Supervisors hereby authorizes closeout of said contract and release all retainage, upon receipt of written notification from The Saratoga Associates that all punchlist items have been completed, and

FURTHER RESOLVED, that approval of this Resolution is contingent upon adoption of a similar resolution by the Fulton County Board of Supervisors.

MOTION TO TABLE by Supervisor Barone, seconded by Supervisor Wills, passed with Aye(1868). (11/11/97)

MOTION TO REMOVE FROM TABLE by Supervisor Wills, seconded by Supervisor Van Kersen, passed with Aye(1512). Supervisor Coluni voted nay. Supervisor

Grzyb was absent. (11/25/97)

MOTION TO TABLE by Supervisor Landon, seconded by Supervisor Van Kersen, passed with Aye(1519). Supervisor McMahon abstained. Supervisor Grzyb was absent. (11/25/97)

RESOLUTION DIED ON THE TABLE. (1/13/98)

DOUGLAS LANDON  
County Attorney

RICHARD C. HEALY  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton-Montgomery Community College  
Fulton County Board of Supervisors

NEW BUSINESS

\*\*

RESOLUTION NO. 21 of 1998

DATED: January 13, 1998

RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. 8 OF 1997

Resolution by Supervisor: Wills  
Seconded by Supervisor: Van Kersen

WHEREAS, on December 9, 1997, a proposed Local Law for the County of Montgomery, entitled: "A Local Law Authorizing the Transfer of County-Owned Property, Not Needed for a County Purpose, to the State of New York", was presented to the Board of Supervisors for consideration, and

WHEREAS, on December 9, 1997, Resolution No. 440 of 1997 was adopted, authorizing and directing that a Public Hearing be held by the Board of Supervisors on the 13th day of January, 1998, at the time and place appointed,

RESOLVED, that said Local Law, known as Introductory Local Law No. 8 of 1997, entitled: "A Local Law Authorizing the Transfer of County-Owned Property, Not Needed for a County Purpose, to the State of New York", hereby is adopted and approved and is incorporated and attached hereto, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to file three certified copies thereof in the Office of the Secretary of State and to ensure that it is published in the County's designated legal newspapers, as required by law.

RESOLUTION ADOPTED with Aye(1660). Supervisor Grzyb abstained.

Duly adopted upon roll call, all members present (1660) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

County of Montgomery  
Local Law No. 8 of 1997

A Local Law Authorizing the Transfer of County-Owned  
Property, Not Needed for a County Purpose

BE IT ENACTED by the Board of Supervisors of the County of Montgomery as follows:

SECTION 1. The Board of Supervisors of the County of Montgomery has determined that the County-owned real property parcel, known as SBL

38.43-1-40, is no longer necessary for public use. Said real property is located in the Town of Amsterdam.

SECTION 2. The Board of Supervisors of the County of Montgomery hereby authorizes the conveyance of all the right, title and interest of the County in and to said real property to The State of New York.

\*\*

RESOLUTION NO. 22 of 1998 DATED: January 13, 1998  
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. 9 OF 1997

Resolution by Supervisor: Mead  
Seconded by Supervisor: Keller

WHEREAS, on December 9, 1997, a proposed Local Law for the County of Montgomery, entitled: "A Local Law Authorizing the Transfer of County-Owned Property, Not Needed for a County Purpose, to the Town of Florida", was presented to the Board of Supervisors for consideration, and

WHEREAS, on December 9, 1997, Resolution No. 441 of 1997 was adopted, authorizing and directing that a Public Hearing be held by the Board of Supervisors on the 13th day of January, 1998, at the time and place appointed,

RESOLVED, that said Local Law, known as Introductory Local Law No. 7 of 1997, entitled: "A Local Law Authorizing the Transfer of County-Owned Property, Not Needed for a County Purpose, to the Town of Florida", hereby is adopted and approved and is incorporated and attached hereto, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to file three certified copies thereof in the Office of the Secretary of State and to ensure that it is published in the County's designated legal newspapers, as required by law.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

County of Montgomery  
Local Law No. 9 of 1997

A Local Law Authorizing the Transfer of County-Owned  
Property, Not Needed for a County Purpose

BE IT ENACTED by the Board of Supervisors of the County of Montgomery as follows:

SECTION 1. The Board of Supervisors of the County of Montgomery has determined that three County-owned real property parcels, known as SBL 117.9-1-12, SBL 117.9-1-34 and SBL 117.9-1-35, are no longer necessary for public use. Said real property is located in the Town of Florida.

SECTION 2. The Board of Supervisors of the County of Montgomery hereby authorizes the conveyance of all the right, title and interest of the County in and to said real property to The Town of Florida.

\*\*

RESOLUTION NO. 23 of 1998 DATED: January 13, 1998  
RESOLUTION DESIGNATING THIRD PARTY DRUG AND ALCOHOL TESTING  
ADMINISTRATOR

Resolution by Supervisor: Barone  
Seconded by Supervisor: Coluni

WHEREAS, it has been recommended that Newport Alliance again be designated

to administer the County's Drug and Alcohol Testing Program,

RESOLVED, that Newport Alliance of Newport, Rhode Island, hereby is designated to administer the County's Drug and Alcohol Testing Program, for the period commencing January 1, 1998 and ending December 31, 1998, at a cost not to exceed \$4,000.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel Officer  
Commissioner of Public Works

\*\*

RESOLUTION NO. 24 of 1998 DATED: January 13, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT - VETERANS

Resolution by Supervisor: Paton  
Seconded by Supervisor: Van Kersen

WHEREAS, the Veterans Service Agency has been awarded a \$15,500. grant to be used toward the purchase of a passenger van to transport County veterans,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement, with the New York State Division of Veterans Affairs, accepting the terms and conditions associated with receipt of a \$15,500. grant.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director, Veterans Service Agency

\*\*

RESOLUTION NO. 25 of 1998 DATED: January 13, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - RESOURCE ALLOCATION  
PLAN (COUNTY COMPREHENSIVE YOUTH SERVICE PLAN - 1998)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Hisert

WHEREAS, the New York State Office of Children and Family Services has allocated \$113,625.00 to Montgomery County for 1998 as delineated in the program summary,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign a Resource Allocation Plan agreement with New York State Office of Children and Family Services.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator

County Clerk  
Youth Bureau

\*\*

RESOLUTION NO. 26 of 1998 DATED: January 13, 1998  
RESOLUTION RECOMMENDING ALLOCATION OF 1998 YOUTH DEVELOPMENT/  
DELINQUENCY PREVENTION PROGRAM FUNDS - MUNICIPAL PROGRAM

Resolution by Supervisor: Paton  
Seconded by Supervisor: Mead

WHEREAS, various municipal recreation/service programs have applied to the Montgomery County Youth Bureau for 1998 Youth Development/Delinquency Prevention Program funds, and

WHEREAS, the Montgomery County Youth Board of Directors has reviewed said applications and recommended allocation of said funds,

RESOLVED, that the Board of Supervisors hereby authorizes allocation of 1998 Youth Development/Delinquency Prevention Program funds for Municipal Programs, as follows:

MUNICIPALITY	RECOMMENDED FUNDING
City of Amsterdam	\$9,199.00 (Recreation Department)
City of Amsterdam	6,027.00 (Juvenile Aid Bureau)
Town of Amsterdam	1,205.00 (Town Recreation)
Town of Canajoharie	1,720.00 (Community Youth Center)
Town of Charleston	700.00 (Town Recreation)
Town of Florida	2,305.00 (Town Recreation)
Town of Mohawk	1,031.00 (Town Recreation)
Town of Mohawk	865.00 (Tribes Hill Youth)
Town of Palatine	650.00 (Community Youth Center)
Town of Root	1,450.00 (Community Youth Center)
Village of Canajoharie	1,554.00 (Community Youth Center)
Village of Fort Johnson	500.00 (Village Recreation)
Village of Fort Plain	4,005.00 (Village/Town Recreation)
Village of Hagaman	1,420.00 (Village Recreation)
Village of Palatine Bridge	1,130.00 (Community Youth Center)
Village of St. Johnsville	2,635.00 (Village/Town Recreation)
Village of Fonda	500.00 (Village Recreation)

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Youth Bureau

\*\*

RESOLUTION NO. 27 of 1998 DATED: January 13, 1998  
RESOLUTION AMENDING RESOLUTION NO. 68 OF 1997

Resolution by Supervisor: Paton  
Seconded by Supervisor: Grzyb

WHEREAS, the Town of Mohawk was allocated \$1,000.00 in 1997 New York State Youth Development/Delinquency Prevention Program funds (Municipal Programs), and

WHEREAS, the Town of Mohawk, which did not operate a youth program, requested that its allocation be transferred to the Tribes Hill Youth

Commission,

RESOLVED, that the Resolution No. 68 of 1997 hereby is amended to provide for deletion of "\$1,000" from the Town of Mohawk appropriation for "Town Recreation" and for deletion of "\$839.00" from the Town of Mohawk appropriation for "Tribes Hill Youth", inserting, in its stead, "\$1,839".

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Youth Bureau

\*\*

RESOLUTION NO. 28 of 1998 DATED: January 13, 1998  
RESOLUTION AUTHORIZING 1998 SPECIAL DELINQUENCY PREVENTION PROGRAM  
FUNDING - YOUTH BUREAU

Resolution by Supervisor: Paton  
Seconded by Supervisor: Grzyb

WHEREAS, the Montgomery County Youth Bureau is eligible for \$31,705.00 in 1998 Special Delinquency Prevention Program (SDPP) funding from the New York State Office of Children and Family Services, and

WHEREAS, various agencies have requested funding from said program, and

RESOLVED, that the Board of Supervisors hereby authorizes funding of 1998 SDPP programs, as follows:

AGENCY/PROGRAM	RECOMMENDED FUNDING
Big Brothers/Big Sisters of Montgomery County (Big Sisters/Young Mothers)	\$3,334.00
Catholic Family & Community Services (Begin Again)	\$7,672.00
Montgomery County Probation Department (Juvenile Field Project)	\$8,605.00
Held in Amendment for Youth Program	\$12,094.00

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Youth Bureau

\*\*

RESOLUTION NO. 29 of 1998 DATED: January 13, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - 1998 YOUTH  
PROGRAMS (YOUTH DEVELOPMENT/DELINQUENCY PREVENTION)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

WHEREAS, the Montgomery County Youth Board has recommended agreements for youths services with various providers,

RESOLVED, that the Chairman of the Board of Supervisors, following review

and approval by the County Attorney, hereby is authorized and directed to sign 1998 Youth Program agreements, as follows:

AGENCY/PROGRAM	STATE AID REQUESTED
Big Brothers/Big Sisters, Inc.	\$10,516.00

(Big Brothers/Big Sisters Program)

Catholic Family & Community Services \$ 8,638.00  
(Schools Aiding Family Environment)

Community Youth Center, Inc. \$ 5,041.00  
(Youth Center)

St. Johnsville Youth Center, Inc. \$ 5,388.00  
(Youth Center)

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Youth Bureau

\*\*

RESOLUTION NO. 30 of 1998

DATED: January 13, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - YOUTH INITIATIVES  
PROGRAM

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

WHEREAS, the Montgomery County Youth Board has recommended agreements for youth services with various providers,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign 1998 Youth Program agreements, as follows:

AGENCY/PROGRAM	STATE AID FUNDING
Big Brothers/Big Sisters, Inc. (Youth Recruitment Program)	\$2,828.00
Catholic Family & Community Services (Better Your Own Body Program)	\$5,151.00
Community Youth Center, Inc. (Youth Employment Services)	\$3,839.00

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Youth Bureau

\*\*

RESOLUTION NO. 31 of 1998

DATED: January 13, 1998

RESOLUTION AMENDING 1998 OPERATING BUDGET (SHERIFF)

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue: A-15-3-2626-00 Fines & Forfeitures  
Forfeit Criminal Proceed Rest. by \$3,893.14

Appropriations: A-15-4-3110-00.4626 Sheriff  
Restricted: Criminal Inv. by \$3,893.14

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 32 of 1998 DATED: January 13, 1998  
RESOLUTION AUTHORIZING ASSOCIATION MEMBERSHIP (VETERANS)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Hisert

WHEREAS, the Veterans Service Agency Director has recommended membership in the National Association of County Veterans Service Officers,

RESOLVED, that the Board of Supervisors hereby authorizes membership in the National Association of County Veterans Service Officers, by the Montgomery County Veterans Service Agency, within the limit of funds appropriated annually for said purpose.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director, Veterans Service Agency

\*\*

RESOLUTION NO. 33 of 1998 DATED: January 13, 1998  
RESOLUTION AUTHORIZING PRIVATE PAY RATE INCREASE (MONTGOMERY MEADOWS)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

WHEREAS, the Nursing Home Administrator has recommended an increase in the private pay rate at Montgomery Meadows, and

WHEREAS, said increase will enable the Meadows to maintain a private pay rate that is competitive with area nursing homes, and

WHEREAS, said increase has been factored into 1998 revenue calculations,

RESOLVED, that the Board of Supervisors hereby authorizes a \$10.00 increase in the daily private pay rate at Montgomery Meadows, and

FURTHER RESOLVED, that said increase, which shall be effective on \_\_\_\_\_, 1998, will provide for a new private pay rate of \$175.00 per day.

MOTION TO AMEND by Supervisor Barone, seconded by Supervisor Vesp. in the

FURTHER RESOLVED clause, insert, "February 13", passed with Aye(1868)

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Infirmary Administrator

\*\*

RESOLUTION NO. 34 of 1998  
RESOLUTION ACCEPTING PROPOSAL - RECYCLING SERVICES

DATED: January 13, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Grzyb

WHEREAS, the Purchasing Agent was authorized by Resolution No. 431 of 1997, to solicit proposals for siting and servicing containers to collect recyclable materials, and

WHEREAS, said proposals were opened on December 30, 1997,

RESOLVED, that the Board of Supervisors hereby accepts the proposal of Waste Management of Eastern New York, to site and service containers for collection of recyclable materials, at a total cost of \$96.00 per month, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign and execute any documents pertaining to said award.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Commissioner of Public Works

\*\*

RESOLUTION NO. 35 of 1998  
RESOLUTION ACCEPTING PROPOSAL - AUCTIONEERING SERVICES FOR REAL  
PROPERTY SALE

DATED: January 13, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: Van Kersen

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 429 of 1997, to solicit proposals for auctioneering services for the sale of County-owned real property, and

WHEREAS, said proposals were opened on December 30, 1997,

RESOLVED, that the Board of Supervisors hereby accepts the proposal submitted by \_\_\_\_\_ to provide auctioneering services for the sale of County-owned real property, at a cost of \_\_\_\_\_, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign and execute any documents pertaining to said award.

MOTION TO AMEND by Supervisor Keller, seconded by Supervisor Wills, in the RESOLVED clause, insert, "Haroff Auction & Realty of Schroon Lake" and delete "at a cost of.", passed with Ave(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon

Richard C. Healy

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent

\*\*

RESOLUTION NO. 36 of 1998 DATED: January 13, 1998  
RESOLUTION ESTABLISHING PUBLIC HEARING - COMMUNITY DEVELOPMENT BLOCK  
GRANT PROGRAM APPLICATION (1998)

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Keller

WHEREAS, a Community Development Block Grant Program Application is being considered in Montgomery County, and

WHEREAS, it has been recommended that a Public Hearing be conducted to receive project proposals,

RESOLVED, that the Board of Supervisors hereby schedules a Public Hearing to receive recommendations regarding projects proposed for inclusion in a 1998 Community Development Block Grant Program Application, and

FURTHER RESOLVED, that said Public Hearing shall be held in the Supervisors' Chambers, County Office Building, Fonda, at 7:00 p.m., Tuesday, January 20, 1998.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Planning

\*\*

RESOLUTION NO. 37 of 1998 DATED: January 13, 1998  
RESOLUTION ADOPTING PLANNING DEPARTMENT REPORT - ECONOMIC DEVELOPMENT  
IN MONTGOMERY COUNTY

Resolution by Supervisor: Keller  
Seconded by Supervisor: Van Kersen

WHEREAS, the Department of Planning and Development prepared a report, entitled "Economic Development in Montgomery County", for the Montgomery County Industrial Development Agency (MCIDA), and

WHEREAS, the MCIDA has adopted a Resolution urging that the Board of Supervisors provide for the adoption and implementation, including funding, of said report,

RESOLVED, that the Board of Supervisors hereby adopts the report entitled "Economic Development in Montgomery County", and

FURTHER RESOLVED, that the Board of Supervisors also hereby expresses its intent to provide funding needed for implementation of the provisions of said report, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

MOTION TO TABLE by Supervisor Paton, seconded by Supervisor Dandreaano, passed with Aye(1261). Supervisors Cuzzo, Hassan, Mead, Keller and Stagliano voted nay. Supervisor McMahon abstained.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Planning Department

\*\*

RESOLUTION NO. 38 of 1998 DATED: January 13, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - NYS LEGISLATIVE  
GRANT (ELECTIONS)

Resolution by Supervisor: Barone  
Seconded by Supervisor: Grzyb

WHEREAS, the Montgomery County Board of Elections has been awarded a \$15,500 Legislative Grant to help provide for upgrading of its computers,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement enabling receipt of a \$15,500 New York State Legislative Grant by the Board of Elections.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Board of Elections

\*\*

Motion by Supervisor Wills, seconded by Supervisor Vesp, to Suspend the Rules of Procedure, to allow for the introduction of Emergency Resolution No. 41, passed with Aye(1307-2/3 majority).

\*\*

RESOLUTION NO. 41 of 1998 DATED: January 13, 1998  
RESOLUTION AUTHORIZING BUS RENTAL

Resolution by: Full Board  
Seconded by Supervisor:

WHEREAS, vehicles are needed to help transport Montgomery County volunteers to assist with a winter storm emergency in Clinton County,

RESOLVED, that the County Administrator hereby is authorized and directed to arrange for rental of buses to transport volunteers to Clinton County to help address winter storm emergency problems, and

FURTHER RESOLVED, that said rentals shall not exceed a total of \$10,000, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	A-01-4-1990-00.4400	Contingent Account	
		Contractual Expenses	\$10,000.00

To:	A-01-4-1010-00.4460	Legislative Board	
		Other Programs	\$10,000.00

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon

Richard C. Healy

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 39 of 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN LEASE AGREEMENT

DATED: January 13, 1998

Resolution by Supervisor: Stagliano  
Seconded by Supervisor: Van Kersen

WHEREAS, Montgomery County is the owner of real property located at 13 West Main Street in the Village of St. Johnsville, said property having been acquired through tax delinquency foreclosure, and

WHEREAS, said property is occupied by persons who desire to remain tenants until such time as a sale is finalized, and

WHEREAS, two purchase offers have been tendered for said property, including one from the existing tenants,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with Alfred and Barbara Kirby for lease of real property at 13 West Main Street, St. Johnsville, and

FURTHER RESOLVED, that said lease shall provide for the County to receive a rental payment of \$100.00 per month, with said lease to be terminated upon sale of the property by the County.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 40 of 1998  
RESOLUTION APPOINTING MEMBER OF FULMONT COMMUNITY ACTION AGENCY, INC.  
BOARD OF DIRECTORS

DATED: January 13, 1998

Resolution by Supervisor: Wills  
Seconded by Supervisor: Dandreano

WHEREAS, a vacancy exists on the Fulmont Community Action Agency, Inc. Board of Directors,

RESOLVED that Alice Knapik of the Town of Glen hereby is appointed to the Fulmont Community Action Agency, Inc. Board of Directors for a term expiring on December 31, 1999.

MOTION TO AMEND by Supervisor Keller, seconded by Supervisor Hisert, in the RESOLVED clause, delete "Alice Knapik of the Town of Glen" and insert, in its stead, "Jerry Osborn of the Town of Minden", failed with Aye(79). Supervisor Keller voted aye.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

Appointee  
Fulmont Community Action Agency, Inc.

OTHER

Supervisor VanKersen left the meeting at 9:25 p.m.

ADJOURNMENT

Motion by Supervisor Grzyb, seconded by Supervisor Dandreano, to adjourn the meeting, passed with Aye(1807). Supervisor VanKersen was absent. Chairman McMahon declared the meeting adjourned at 9:51 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PROCLAMATIONS . . . . .	1
PUBLIC COMMENT . . . . .	1
SPECIAL PRESENTATIONS . . . . .	1
RES 58 Resolution Appointing Fire Coordinator	
ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . .	2
READING OF COMMUNICATIONS . . . . .	2
OLD BUSINESS . . . . .	2
RES 37 Resolution Adopting Economic Development Report (Planning)	
NEW BUSINESS . . . . .	3
RES 42 Resolution Authorizing Solicitation of Bids - Medical Supplies	
RES 43 Resolution Authorizing Agreement - Sheriff	
RES 44 Resolution Amending 1998 Operating Budget - Probation	
RES 45 Resolution Amending 1998 Operating Budget - Sheriff	
RES 46 Resolution Authorizing Solicitation of Bids - Public Works	
RES 47 Resolution Authorizing Solicitation of Bids - Office Supplies	
RES 48 Resolution Authorizing Close-out of Contract - FMCC Master Plan	
RES 49 Resolution Authorizing Close-out of Contract - FMCC Master Plan	
RES 50 Resolution Authorizing Association Membership - NYSAC	
RES 51 Resolution Authorizing Agreement - Cooperative Extension	
RES 52 Resolution Authorizing Membership - Sewer District	
RES 53 Resolution Authorizing Repayment of Tax - Town of Amsterdam	
RES 54 Resolution Authorizing Lease Agreement	
RES 55 Resolution Authorizing Grant - Public Health	
RES 56 Resolution Amending 1998 Operating Budget - Public Health	
RES 57 Resolution Authorizing Payments - Public Safety Facility	
OTHER . . . . .	12
ADJOURNMENT . . . . .	13

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for January 27, 1998, was called to order at 7:30 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by the Chairman. Roll call indicated that all Supervisors Paton and Van Kersen were absent. All votes in these minutes reflect their absence.

MOMENT OF SILENCE

Supervisor Barone offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Dandreano, to provide for the addition of Resolution No. 58, and to consider Resolution No. 58 after "Adoption of Agenda", passed with Aye(1665). Supervisors Paton and Van Kersen were absent. Motion by Supervisor Mead, seconded by Supervisor Barone, to remove items "A" and "B" under "Special Presentations", passed with Aye(1665). Supervisors Paton and Van Kersen were absent. Motion by Supervisor Wills, seconded by Supervisor Dandreano, to adopt the amended agenda, passed with Aye(1665). Supervisors Paton and Van Kersen were absent.

PROCLAMATIONS

None.

PUBLIC COMMENT

Cor Catena, Amsterdam Memorial Health Care Systems CEO, expressed interest in developing a management agreement for Montgomery Meadows.

SPECIAL PRESENTATIONS

Wayne Allen, County Administrator, discussed restructuring of a loan agreement with Clearvue Polymers, Inc.

Supervisor Cuozzo presented the Board with a First Night Plaque.

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Supervisors Paton and VanKersen entered the meeting at 7:35 p.m.

\*\*

RESOLUTION NO. 58 of 1998

DATED: January 27, 1998

RESOLUTION APPOINTING MONTGOMERY COUNTY FIRE COORDINATOR

Resolution by: Full Board

RESOLVED, that George King of Fort Hunter hereby is appointed Fire Coordinator of Montgomery County for a term commencing on March 1, 1998, and ending December 31, 1999, at an annual salary of \$5,651.00, and

FURTHER RESOLVED, that said Fire Coordinator shall perform the duties prescribed by Section 225-a of the County Law of the State of New York.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Personnel/Payroll

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Dandreano, seconded by Supervisor Wills, to adopt the Minutes of the Organizational Meeting of January 6, 1998, the Public Hearings of January 13, 1998 and the Regular Meeting of January 13, 1998, passed with Aye(1660). Supervisor Grzyb voted nay.

READING OF COMMUNICATIONS

None.

OLD BUSINESS

\*\*

RESOLUTION NO. 37 of 1998

DATED: January 13, 1998

RESOLUTION ADOPTING PLANNING DEPARTMENT REPORT - ECONOMIC DEVELOPMENT  
IN MONTGOMERY COUNTY

Resolution by Supervisor: Keller  
Seconded by Supervisor: Van Kersen

WHEREAS, the Department of Planning and Development prepared a report, entitled "Economic Development in Montgomery County", for the Montgomery County Industrial Development Agency (MCIDA), and

WHEREAS, the MCIDA has adopted a Resolution urging that the Board of Supervisors provide for the adoption and implementation, including funding, of said report,

RESOLVED, that the Board of Supervisors hereby adopts the report entitled "Economic Development in Montgomery County", and

FURTHER RESOLVED, that the Board of Supervisors also hereby expresses its intent to provide funding needed for implementation of the provisions of said report, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

MOTION TO TABLE by Supervisor Paton, seconded by Supervisor Dandreano, passed with Aye(1261). Supervisors Cuozzo, Hassan, Mead, Keller and Stagliano voted nay. Supervisor McMahan abstained.

MOTION TO REMOVE FROM TABLE by Supervisor Keller, seconded by Supervisor Wills, failed with Aye(687). Supervisors Wills, Hassan, Keller, Vesp, Hisert, Van Kersen and Stagliano voted aye. (1/27/98)

RESOLUTION DIED ON THE TABLE.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Planning Department

NEW BUSINESS

\*\*

RESOLUTION NO. 42 of 1998

DATED: January 27, 1998

RESOLUTION AUTHORIZING SOLICITATION OF BIDS - MEDICAL AND PERSONAL CARE SUPPLIES

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

WHEREAS, the Purchasing Agent has requested authorization to solicit bids for medical and personal care supplies for various departments,

RESOLVED, that the Purchasing Agent hereby is authorized and directed to solicit bids for medical and personal care supplies, per competitive bidding provisions of Section 103 of the General Municipal Law, and

FURTHER RESOLVED, that the opportunity to participate in said bid solicitation shall be made available to interested Montgomery County Fire Departments and Volunteer Ambulance Units.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent

\*\*

RESOLUTION NO. 43 of 1998

DATED: January 27, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - COMMUNITY ALERT NETWORK (SHERIFF)

Resolution by Supervisor: Barone  
Seconded by Supervisor: Mead

WHEREAS, the Sheriff has recommended that Montgomery County continue its emergency notification contractual affiliation with the Community Alert Network,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an emergency notification agreement with Community Alert Network (CAN), a division of Automated Communications, Inc., 301 Nott Street, Schenectady, New York, and

FURTHER RESOLVED, that said agreement, which shall take effect on June 1, 1998 and terminate on May 31, 1999, shall provide for payment to CAN, by the County, of an \$11,000.00 service fee, and

FURTHER RESOLVED, that said agreement also provides that the County pay

\$60.00 to CAN for each hour of Telephone Line Calling Time (TCLT) used to deliver telephone communications requested by the County, and

FURTHER RESOLVED, that said agreement shall neither be extended nor renewed without the express approval, by Resolution, of the Board of Supervisors.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 44 of 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (PROBATION)

DATED: January 27, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

WHEREAS, the Probation Department has received a \$15,500 Legislative Grant to be applied toward the purchase of a van,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-27-4-3140-00.2241 Probation  
Automobiles

INCREASE:

Revenue: A-27-4-3310-00 State Aid  
Probation Services by \$15,500.00

Appropriations: A-27-4-3140-00.2241 Probation  
Automobiles by \$15,500.00

TRANSFER:

From: A-27-4-3140-00.4471 Probation  
Mileage Allocations \$748.00

To: A-27-4-3140-00.2141 Probation  
Automobiles \$748.00

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Probation Director

\*\*

RESOLUTION NO. 45 of 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (SHERIFF)

DATED: January 27, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:



cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent

RESOLUTION NO. 48 of 1998

DATED: January 27, 1998

RESOLUTION AUTHORIZING CLOSE-OUT OF CONTRACT NO. 5 (FMCC MASTER PLAN PROJECT)

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Cuozzo

RESOLVED, that the Montgomery County Board of Supervisors hereby approves charges to the Contingency Allowance contained within Contract No. 5 of the FMCC Master Plan Project, as follows:

CONTINGENCY ALLOWANCE

CHARGE	DESCRIPTION	AMOUNT
1	Remove 80' of pipe insulation in Penthouse	(+) \$2,582.00
2	Provide chase per CCD5-1	(+) 158.75
3	Provide cutout for sink per CCD5-2	(+) 280.00
4	Provide wallbase in Rooms L006, L016 & L022 per CCD5-3	(+) 325.00
5	Repair limestone in several locations	(+) 1,150.00
6	Provide plug mold for photo room case work	(+) 1,413.29
7	Provide hardware for TC100 per CCD5-5	(+) 285.43
8	Patch ceiling in L108 damaged by Mechanical Contractor	(+) 189.00
9	Repair first floor doors and window frames (CCD-4)	(+) 597.42
	Total	(+) \$7,007.99

, and

FURTHER RESOLVED, that said Board also approves the following credits to said contract:

CREDIT #	DESCRIPTION	AMOUNT
1	For Unused Contingency Allowance	(-) \$16,992.01
2	For using 6" vs. 8" block	(-) 88.00
3	Deleting exterior site work. Deleted work included backfill, grading and 1,000 s.f. of topsoil and reseeding	(-) 1,125.00
4	For not installing 4 sets of doors	(-) 375.00
5	For FMCC having to clean dust in Library	(-) 500.00
6	Using batt in lieu of rigid insulation -exterior walls(.52c/sf diff x 2,900 sf)	(-) 812.00
7	For Reducing Amount of Asbestos Work Resulting from revised asbestos abatement plan	(-) 1,000.00
8	For not providing all fireproofing	(-) 300.00
9	For not providing knee bracing in walls	(-) 100.00
10	For Deleting Asphalt	(-) 500.00
11	For not providing foundation drain as detailed	(-) 200.00
12	For not providing construction fence	(-) 55.00
13	For deleting EIFS on exterior of addition	(-) 1,000.00
	Total	(-) \$23,047.01
	Total Less Unused Contingency Allowance	\$6,055.00

, and

FURTHER RESOLVED, that said Board, upon the recommendation of The Saratoga Associates, hereby directs close-out of said Contract, with release of all retainage due to Harold Lapham and Sons, Inc., pending receipt of written verification that all punchlist items have been completed, per the following:

Original Contract Amount		\$625,000.00
Total Contingency Allowance	\$24,000.00	
Contingency Used	\$7,007.99	
Unused Balance		(-) \$16,992.01

Total Credit excluding Unused  
Contingency Allowance  
FINAL CONTRACT AMOUNT

(-) \$6,055.00  
\$601,952.99

, and

FURTHER RESOLVED, that this Resolution is contingent upon adoption of a

similar resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1660). Supervisor Grzyb voted nay.

Duly adopted upon roll call, all members present (1660) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton County Board of Supervisors  
Fulton-Montgomery Community College

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RESOLUTION NO. 49 of 1998 DATED: January 27, 1998  
RESOLUTION AUTHORIZING CLOSE-OUT OF CONTRACT NO. 8 (FMCC MASTER PLAN  
PROJECT)

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Keller

RESOLVED, that the Montgomery County Board of Supervisors hereby approves charges to the Contingency Allowance contained within Contract No. 8 of the FMCC Master Plan Project, as follows:

CONTINGENCY ALLOWANCE

CHARGE	DESCRIPTION		AMOUNT
1	Electrical Modifications in Room L008 per PR-1	(+)	\$ 586.16
2	Electrical Modifications in Room L-12(CCD-1)	(+)	295.00
3	Electrical Modifications in Room L015(CCD-1)	(+)	1,850.00
4	Provide GFI's in L008(CCD-2)	(+)	131.00
5	Electrical Modifications to Library Reference Desk (CCD-3)	(+)	458.85
Total Contingency Allowance Charges			\$3,321.01

, and

FURTHER RESOLVED, that said Board also approves the following change to said contract:

Unused Contingency Allowance (-) \$5,678.99

, and

FURTHER RESOLVED, that said Board, upon the recommendation of The Saratoga Associates, hereby directs close-out of said Contract, with release of all retainage due to McCall Electric, pending receipt of written verification that all punchlist items have been completed, per the following:

Original Contract Amount		\$165,800.00
Total Contingency Allowance	\$9,000.00	
Allowance Used	\$3,321.01	
Balance	(-)	\$ 5,678.99
FINAL CONTRACT AMOUNT		\$160,121.01

, and

FURTHER RESOLVED, that this Resolution is contingent upon adoption of a similar resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1660). Supervisor Grzyb voted nay.

Duly adopted upon roll call, all members present (1660) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton County Board of Supervisors  
Fulton-Montgomery Community College

\*\*

RESOLUTION NO. 50 of 1998  
RESOLUTION AUTHORIZING ASSOCIATION MEMBERSHIP - NYSAC

DATED: January 27, 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Barone

RESOLVED, that the Board of Supervisors hereby authorizes continued membership in the New York State Association of Counties, within the limit of funds appropriated annually for said purpose.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 51 of 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - CORNELL  
COOPERATIVE EXTENSION ASSOCIATION

DATED: January 27, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: Grzyb

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign agreements with Cornell Cooperative Extension Association providing for allocation of 2,525 square feet of office space and for the appropriation of \$130,135 in 1998 program funding.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Cornell Cooperative Extension

\*\*

RESOLUTION NO. 52 of 1998  
RESOLUTION AUTHORIZING MEMBERSHIP - WATER ENVIRONMENT FEDERATION  
(SANITARY SEWER DISTRICT)

DATED: January 27, 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Keller

WHEREAS, it has been requested that the Montgomery County Sanitary Sewer District secure membership in the Water Environment Federation,

RESOLVED, that the Montgomery County Sanitary Sewer District hereby is authorized to obtain membership in the Water Environment Federation, and

FURTHER RESOLVED, that said membership is authorized within the limits of funds budgeted annually for said purpose, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From: G-26-4-1990-00.4400	Contingent Account	
	Contractual Expenses	\$122.00
To: G-26-4-8110-00.4476	Sewer Administration	
	Association Dues	\$122.00

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sanitary Sewer District

\*\*

RESOLUTION NO. 53 of 1998 DATED: January 27, 1998  
RESOLUTION AUTHORIZING INSTALLMENT REPAYMENT OF DELINQUENT TAX - TOWN  
OF AMSTERDAM

Resolution by Supervisor: Grzyb  
Seconded by Supervisor: Dandreano

WHEREAS, there is a property located in the Town of Amsterdam, in the name of Czajkowski, SBL #56.3-1-14 which has delinquent taxes due and owing, and

WHEREAS, this individual has been in litigation with the Assessors of the Town of Amsterdam, and therefore refrained from paying these taxes, pending the outcome, and

WHEREAS, Mr. Czajkowski has been successful in having his assessment on the property identified, and lowered, he now wants to pay the County the entire delinquent taxes, including all appropriate interest and penalties, through a contractual agreement, and

WHEREAS, all contractual agreements executed by the County in these circumstances include the requirement that all current taxes be paid in a timely manner throughout the duration of the contract, Mr. Czajkowski is in agreement of same,

RESOLVED, that the County Treasurer is hereby directed to take the necessary steps to execute the pertinent documents for full satisfaction of this delinquency, and the County Attorney will be included in all processes of this transaction.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 54 of 1998 DATED: January 27, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN LEASE AGREEMENT

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Cuzzo

WHEREAS, Montgomery County is the owner of real property located at 44 Mill Street in the Village of Canajoharie, said property having been acquired through

tax delinquency foreclosure, and

WHEREAS, said property is presently vacant, and

WHEREAS, an offer has been tendered for said property, for rental of the third (3rd) floor, as storage only,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with W.W. Custom Clad, Inc., Charles Wright, President, for lease of real property at 44 Mill Street, Canajoharie, and

FURTHER RESOLVED, that said lease shall provide for the County to receive a rental payment of \$300.00 per month, with said lease to be terminated upon sale of the property by the County.

MOTION TO AMEND by Supervisor Dandreano, seconded by Supervisor Van Kersen, to add: "FURTHER RESOLVED, that W.W. Custom Clad, Inc. purchase \$1 million of liability insurance coverage, with Montgomery County to be named on said policy.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Hassan, to add: ",and FURTHER RESOLVED, that Montgomery County will provide free monthly rent in an amount necessary to offset the cost of purchasing said liability insurance policy.", passed with Aye(1868).

MOTION (Dandreano/van Kersen), passed with Aye(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 55 of 1998

DATED: January 27, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT (PUBLIC HEALTH)

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Paton

WHEREAS, the Public Health Department has been awarded a Community-Based Highway Safety Program Grant by the Governor's Traffic Safety Committee for the purpose of promoting pedestrian and bicycle safety and the use of car child safety restraints, and

WHEREAS, total grant funding for the period commencing on October 1, 1997 and ending September 30, 1998 is \$8,200.00,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign the Governor's Traffic Safety Committee Grant contract, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-16-4-4010-06 Public Health Grant  
.2215 Tables & Stands  
.2257 Health Services Equipment  
.4526 Education Programs  
.4589 MC Printing: Intrafund

INCREASE:

Revenue: A-16-3-3401-06 Public Health Grant by \$8,200.00

Appropriations: A-16-4-4010-06 Public Health Grant  
.2215 Tables & Stands by \$100.00

.2218	Bulletin Boards & Displays	by	1,000.00
.2257	Health Services Equipment	by	1,530.00
.2259	Computer Equipment	by	150.00
.2263	Dept Special Operating	by	100.00
.4439	Other Services Fees	by	250.00
.4454	Central Purchasing	by	2,175.00
.4471	Mileage	by	385.00
.4473	Registration Fees	by	80.00
.4474	Tolls & Parking	by	30.00
.4526	Education Programs	by	1,700.00
.4589	MC Printing: Intrafund	by	700.00

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Public Health Director

\*\*

RESOLUTION NO. 56 of 1998

DATED: January 27, 1998

RESOLUTION AMENDING 1998 OPERATING BUDGET (PUBLIC HEALTH)

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Paton

WHEREAS, the Board of Supervisors authorized acceptance of the Lead Poisoning and Prevention Grant funds for the period commencing April 1, 1997, and ending March 31, 1998, and

WHEREAS, said funds were appropriated in the 1997 Operating Budget, and

WHEREAS, said funds were not fully expended, as of December 31, 1997, and the total unexpended balance was not carried forward in the 1998 Operating Budget,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

DECREASE:

Appropriations:	A-16-4-4010-05	Grant	
	.4439	Other Services Fees	by \$717.61
	.4493	Educ. & Train Pubs	by 72.75

INCREASE:

Revenue:	A-16-3-3401-05	Public Health Grant	by \$535.94
Appropriations:	A-16-4-4010-05	Grant	
	.4436	Medical Fees	by \$405.10
	.4454	Central Purchasing	by 469.20
	.4472	Food & Lodging	by 450.00
	.4491	Advertising	by 2.00

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Public Health Director

RESOLUTION NO. 57 of 1998

DATED: January 27, 1998

RESOLUTION AUTHORIZING PAYMENTS TO ARCHITECT AND GENERAL CONSTRUCTION  
CONTRACTOR

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Coluni

WHEREAS, the County of Montgomery has previously entered into agreements with Stracher-Roth-Gilmore and Vitetta Group for architectural services and Malone & Tate Builders, Inc., for general construction services for the Ronald R. Emery Public Safety Facility, and

WHEREAS, Stracher-Roth-Gilmore/Vitetta and Malone & Tate Buildings, Inc., have submitted additional applications to the County for payment of services in the amounts of \$184,202.00 and \$272,000.00 covering the time frame beyond the base period of their agreements, and

WHEREAS, the County has determined upon the advise of legal counsel and expert consultant that a negotiated resolution of all matters between the County, Stracher-Roth-Gilmore/Vitetta and Malone & Tate Builders will be in the best interests of the County, and

WHEREAS, representatives of the County have negotiated a settlement which is acceptable to the County and the Board of Supervisors now desires to formally authorize the resolution of all claims by and against Stracher-Roth-Gilmore/Vitetta Group and Malone and Tate Builders, Inc.,

RESOLVED, by the Montgomery County Board of Supervisors, as follows:

1. The County shall pay Stracher-Roth-Gilmore/Vitetta Group the sum of \$50,150.00 and Malone & Tate Builders, Inc., the sum of \$49,513.00.
2. Said payments are conditioned upon the County's receipt of full and complete releases of all claims and liens made by Stracher-Roth-Gilmore and Malone & Tate Builders, Inc., against the County.
3. This Resolution shall take effect immediately.

RESOLUTION ADOPTED with Aye(1511). Supervisors Dandreano and Grzyb voted nay.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

OTHER

Motion by Supervisor Barone, seconded by Supervisor Van Kersen to enter into Executive Session at 9:11 p.m. for the discussion of pending litigation and the sale of County-owned property, passed with Aye(1660). Supervisor Grzyb voted nay.

Supervisor Cuozzo left the meeting at 9:12 p.m.

Motion by Supervisor Barone, seconded by Supervisor Wills, to conclude the Executive Session at 9:29 p.m., passed with Aye(1719). Supervisor Cuozzo was absent.

Motion by Supervisor Keller, seconded by Supervisor Barone, to adjourn the meeting, passed with Aye(1719). Supervisor Cuozzo was absent. Chairman McMahon declared the meeting adjourned at 9:31 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . . 1

MOMENT OF SILENCE . . . . . 1

ADOPTION OF THE AGENDA . . . . . 1

PROCLAMATIONS . . . . . 1

PUBLIC COMMENT . . . . . 1

SPECIAL PRESENTATIONS . . . . . 1

ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . . 1

READING OF COMMUNICATIONS . . . . . 2

OLD BUSINESS . . . . . 2

NEW BUSINESS . . . . . 2

RES 59 Resolution Authorizing Solicitation of Proposals -Public Works

RES 60 Resolution Awarding Bid No. 01-98

RES 61 Resolution Authorizing Solicitation of Bids- Public Works

RES 62 Resolution Authorizing Disbursement of Funds

RES 63 Resolution Establishing Public Hearing - Intro. Local Law No. 1 of 1998

RES 64 Resolution Establishing Public Hearing Intro. Local Law No. 2 of 1998

RES 65 Resolution Authorizing Agreement - Fulmont Community Action

RES 66 Resolution Transferring Funds - Social Services

RES 67 Resolution Authorizing Submittal of Monthly General Summary

RES 68 Resolution Authorizing Loan Agreement - Clearvue Polymers, Inc.

RES 69 Resolution Correcting Town and County Tax Rolls

RES 70 Resolution Appointing Member of MCIDA

RES 71 Resolution Establishing Staffing Ceiling

RES 72 Resolution Reappointing Commissioner of Social Services

RES 73 Resolution Appointing Parttime Public Defender

RES 74 Resolution Appointing Members of County Fire Advisory Board

RES 75 Resolution Appointing Members of Arson Advisory Board

RES 76 Resolution Extending Requests for Proposals - MOSA

RES 77 Resolution Authorizing Agreement - AFLAC New York

OTHER . . . . . 13

ADJOURNMENT . . . . . 13

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for February 10, 1998, was called to order at 7:30 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Barone. Roll call indicated that Supervisor Dandreano was absent. All votes in these minutes reflect his absence.

MOMENT OF SILENCE

Supervisor Hassan offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Barone, to provide for the addition of Resolutions No. 76 and 77, passed with Aye(1719). Supervisor Dandreano was absent. Motion by Supervisor Wills, seconded by Supervisor Barone, to adopt the amended agenda, passed with Aye(1719). Supervisor Dandreano was absent.

PROCLAMATIONS

None.

PUBLIC COMMENT

Peter Capobianco, St. Mary's Hospital CEO, expressed interest in either purchasing or managing Montgomery Meadows.

SPECIAL PRESENTATIONS

Dr. Priscilla Bell, Fulton-Montgomery Community College President introduced Heather Loucks, Barbara Silvestri and Dorthea Smith who discussed FMCC's Bridge Program.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Keller, seconded by Supervisor Paton, to adopt the Minutes of the Regular Meeting of January 27, 1998, passed with Aye(1511). Supervisor Grzyb voted nay. Supervisor Dandreano was absent.

None.

OLD BUSINESS  
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None.

NEW BUSINESS  
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RESOLUTION NO. 59 of 1998 DATED: February 10, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - UNIFORM SERVICE  
(PUBLIC WORKS)

Resolution by Supervisor: Mead  
Seconded by Supervisor: Barone

RESOLVED, that the Purchasing Agent hereby is authorized and directed to solicit proposals for uniform service for the Department of Public Works.

RESOLUTION ADOPTED with Aye(1719). Supervisor Dandreano was absent.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Commissioner of Public Works

\*\*

RESOLUTION NO. 60 of 1998 DATED: February 10, 1998  
RESOLUTION AWARING BID NO. 01-98

Resolution by Supervisor: Mead  
Seconded by Supervisor: Wills

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 214 of 1997, to solicit bids for a crawler/excavator for the Department of Public Works, and

WHEREAS, said bids were opened on January 27, 1998,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 01-98 to Monroe Tractor and Implement Company, N. Syracuse, New York, for a total of \$90,000, including a trade-in allowance.

RESOLUTION ADOPTED with Aye(1511). Supervisor Grzyb abstained. Supervisor Dandreano was absent.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent

Commissioner of Public Works

\*\*

RESOLUTION NO. 61 of 1998 DATED: February 10, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF BIDS - BRIDGE REPLACEMENT  
(PUBLIC WORKS)

Resolution by Supervisor: Mead  
Seconded by Supervisor: Barone

WHEREAS, the Commissioner of Public Works has recommended that bids be solicited for a bridge replacement,

RESOLVED, that the Purchasing Agent, in cooperation with the Commissioner of Public Works, hereby is authorized and directed to solicit bids for replacement of the Mohawk Drive bridge, BIN 3319929.

RESOLUTION ADOPTED with Aye(1719). Supervisor Dandreano was absent.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Purchasing Agent

\*\*

RESOLUTION NO. 62 of 1998 DATED: February 10, 1998  
RESOLUTION AUTHORIZING DISBURSEMENT OF SURPLUS DOG LICENSE FUNDS

Resolution by Supervisor: Grzyb  
Seconded by Supervisor: McMahon

RESOLVED, that the Annual Report of the County Treasurer regarding apportionment of dog license revenue hereby is accepted, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to disburse, to the Towns and to the City of Amsterdam, \$1,878.95 in surplus dog license funds, in proportion to the contribution made by each, collected during 1997.

RESOLUTION ADOPTED with Aye(1719). Supervisor Dandreano was absent.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 63 of 1998 DATED: February 10, 1998  
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. 1  
OF 1998

Resolution by Supervisor: Stagliano  
Seconded by Supervisor: McMahon

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. 1 of 1998, "A Local Law Authorizing the Sale of County-Owned

Property, Not Needed for a County Purpose, at Private Sale",

RESOLVED, that Introductory Local Law No. 1 of 1998 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, February 24, 1998 at 7:20 p.m., in the Chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said public hearing to be published according to law.

RESOLUTION ADOPTED with Aye(1719). Supervisor Dandreaano was absent.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 64 of 1998 DATED: February 10, 1998  
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. 2  
OF 1998

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor:

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. 2 of 1998 "A Local Law Authorizing the Sale of County-Owned Property, Not Needed for a County Purpose, at Private Sale",

RESOLVED, that Introductory Local Law No. 2 of 1998 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, February 24, 1998 at 7:25 p.m., in the Chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said public hearing to be published according to law.

WITHDRAWN BY SPONSOR.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 65 of 1998 DATED: February 10, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - FULMONT COMMUNITY  
ACTION AGENCY, INC.

Resolution by Supervisor: Keller  
Seconded by Supervisor: McMahan

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with Fulmont Community Action Agency, Inc., providing for allocation of 4,290 square feet of office and storage space in the Annex Building and in the Old Court House.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Van Kersen, to

delete "4,290 square feet of office and storage space in the Annex Building and in the Old Court House", and insert, in its stead, "the same amount of square footage specified within the existing agreement for office and storage space in one or more County buildings.", and add, "Further Resolved, that said agreement shall be for a five-year period ending on March 31, 2003.", passed with Aye(1719). Supervisor Dandreaano was absent.

RESOLUTION ADOPTED with Aye(1284). Supervisors Coluni, Grzyb and Keller voted nay. Supervisor Dandreano was absent.

Duly adopted upon roll call, all members present (1284) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulmont Community Action Agency, Inc.

\*\*

RESOLUTION NO. 66 of 1998  
RESOLUTION TRANSFERRING FUNDS (SOCIAL SERVICES)

DATED: February 10, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Grzyb

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From: A-09-4-1420-00.1120	Law	
	(78) County Attorney	\$1,000.00
To: A-18-4-6010-00.1120	Social Service Admin.	
	(513) Social Service Attorney	\$1,000.00

RESOLUTION ADOPTED with Aye(1719). Supervisor Dandreano was absent.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Social Services  
County Attorney

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RESOLUTION NO. 67 of 1998  
RESOLUTION AUTHORIZING COUNTY TREASURER TO SUBMIT MONTHLY GENERAL  
LEDGER SUMMARY

DATED: February 10, 1998

Resolution by Supervisor: Grzyb  
Seconded by Supervisor:

RESOLVED, that the County Treasurer hereby is authorized and directed to submit a monthly summary of the General Ledger to the Board of Supervisors, and

FURTHER RESOLVED, that said monthly summary shall include a report of posting against the 909 account.

RESOLUTION DIED FOR LACK OF SECOND.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 68 of 1998

DATED: February 10, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN LOAN AGREEMENT - CLEARVUE  
POLYMERS, INC.

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Keller

WHEREAS, Clearvue Polymers, Inc. has suspended operations, and

WHEREAS, Clearvue has an outstanding Montgomery County Revolving Loan principal balance of over \$209,000, and

WHEREAS, Clearvue principals have expressed an interest in developing a restructured loan agreement,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign a restructured Revolving Loan Agreement with Clearvue Polymers, Inc., and

FURTHER RESOLVED, that said Agreement shall provide for continuing monthly payments of \$500.00, through December, 1999, with payments to be applied directly to principal, and

FURTHER RESOLVED, that said Agreement also shall provide for a 20-year note, at two percent interest, beginning January 1, 2000.

RESOLUTION ADOPTED with Aye(1511). Supervisor Grzyb voted nay. Supervisor Dandreano was absent.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 69 of 1998

DATED: February 10, 1998

RESOLUTION CORRECTING 1998 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS

Resolution by Supervisor: Mead  
Seconded by Supervisor: McMahon

WHEREAS, various property owners have filed Applications for Corrected Tax Roll, pursuant to Section 554 of the Real Property Tax Law, with the Real Property Tax Director, alleging errors on the 1998 Tax Roll, and

WHEREAS, said Director has investigated and filed a report, pursuant to said statute, confirming existence of said errors,

RESOLVED, that the 1998 Tax Roll hereby is ordered corrected, as follows:

APPLICANT:	SBL#:	CORRECTION:
City of Amsterdam 61 Church Street Amsterdam, NY 12010	40.14-2-54 City Amsterdam	Reduce assessment to \$0.
Nicholas Cirillo Jeanette Cirillo 136 Shuttleworth Ave Hagaman, NY 12068	40.6-2-48 Town Amsterdam	Reduce assessment to \$70.
Irene J Vogle Gene & Robert Moore 229 Main St Fort Plain, NY 13339	63.17-1-17 Canajoharie	Remove village relevy.

David & Barbara Persons  
160 Mohr Rd  
Amsterdam, NY 12010

88.-1-24.1  
Florida

Apply Aged exemption  
of \$9,912.

Richard G Van Slyke  
710 River Rd

14.-1-3  
Minden

Reduce assessment to  
\$5,775.

FURTHER RESOLVED, that the tax levying body hereby is authorized and directed to approve said applications by making notations on the original applications and duplicates and by entering the correct extension of taxes, and

FURTHER RESOLVED, that the Real Property Tax Director also is authorized and directed to make an order setting forth the corrected taxes, and directing the officer having jurisdiction over tax roll to correct the rolls, and to affix the orders and approved applications to the tax rolls and warrants, per Section 554 of the Real Property Tax Law, with said annexed applications and warrants becoming a part of said tax rolls, and

FURTHER RESOLVED, that said Director shall immediately submit, to the officers having jurisdiction over the tax roll and above order, all approved applications, and

FURTHER RESOLVED, that said Director shall mail Notices of Approval of Application to the applicants and shall file duplicate copies of the applications with the Board of Supervisors, and

FURTHER RESOLVED, that, provided applications were filed pursuant to Paragraph 7A of Section 554 of the Real Property Tax Law, each applicant shall have eight days, from the date of the mailing of the Notice of Approval, to pay corrected taxes, without interest, and

FURTHER RESOLVED, that said officers having charge of the tax rolls hereby are ordered and directed to immediately collect corrected taxes, and

FURTHER RESOLVED, that the County Treasurer hereby is directed to charge any taxes deleted from the current rolls, by this resolution, wherever appropriate, against the account of the respective property-taxing jurisdiction for inclusion in the next ensuing tax levy, and

FURTHER RESOLVED, that said Treasurer is directed to notify, prior to May 1, 1998, appropriate districts that any relevy cancelled by this Resolution will not be returned.

MOTION TO AMEND by Supervisor Van Kersen, seconded by Supervisor Vesp, in the Resolved clause, add the following:

APPLICANT:	SBL#:	CORRECTION:
Mary Louella Coughlin Paul Hotaling Life use for Ada Hotaling 125 Howland Street Amsterdam, NY 12010	38.11-1-14 Village of Fort Johnson	Apply Aged exemption of \$2,475.
Ernest Boyer 546 Thayer Road Amsterdam, NY 12010	88.-1-.9.1 Town of Florida	Apply Aged exemption of \$8,670.
Alvan J. Taylor Julia R. Innella 34 Webster St Fort Plain, NY 13339	46.46-2-23 Village of Fort Plain	Apply Veteran Combat exemption of \$1,163.
Niagara Mohawk Power Corp Real Estate Tax Dept 300 Erie Blvd West Syracuse, NY 13202	46.54-2-38 Village of Fort Plain	Reduce assessment to \$1,500.
Niagara Mohawk Power Corp Real Estate Tax Dept 300 Erie Blvd West	682.-15-3 Village of Fort Plain	Reduce assessment to \$23,030.

Syracuse, NY 13202

Pamela L. Mackay  
6585 STHWY 5S  
Fort Plain, NY 13339

29.-2-16  
Town of Minden

Apply Veteran Combat  
of 25% and Veteran  
Disability of 30%.

,passed with Aye(1719). Supervisor Dandreano was absent.

RESOLUTION ADOPTED with Aye(1719). Supervisor Dandreano was absent.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Real Property Tax Director

\*\*

RESOLUTION NO. 70 of 1998 DATED: February 10, 1998  
RESOLUTION APPOINTING MEMBER OF THE MONTGOMERY COUNTY INDUSTRIAL  
DEVELOPMENT AGENCY

Resolution by Supervisor: Keller  
Seconded by Supervisor: Mead

RESOLVED, that \_\_\_\_\_ hereby is appointed  
to the Montgomery County Industrial Development Agency, and

FURTHER RESOLVED, that said appointee shall serve at the pleasure of the  
Board of Supervisors.

MOTION TO AMEND by Supervisor Mead, seconded by Supervisor Wills, in the  
RESOLVED clause, insert, "Lawrence Morini", passed with Aye(1511).  
Supervisor Grzyb voted nay. Supervisor Dandreano was absent.

RESOLUTION ADOPTED with Aye(1511). Supervisor Grzyb voted nay.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery County IDA  
Appointee

\*\*

RESOLUTION NO. 71 of 1998 DATED: February 10, 1998  
RESOLUTION ESTABLISHING STAFFING CEILING

Resolution by Supervisor: Cuozzo  
Seconded by Supervisor: Grzyb

WHEREAS, Montgomery County has streamlined government, during the past  
several years, to provide appropriately-staffed departments, and

WHEREAS, the County faces various financial challenges during 1998,  
attributable to a loss of reserve funds and to anticipated costs from capital  
projects and other areas, and

WHEREAS, to help control personnel appropriations, it is necessary to cap  
the number of county employees,

RESOLVED, that Montgomery County's Personnel count, effective February 11,  
1998 will not exceed \_\_\_\_\_ Full Time and \_\_\_\_\_ Parttime employees, and

FURTHER RESOLVED, that all requests to fill vacancies will be reviewed by

the personnel committee and subject to approval by the Board of Supervisors, and

FURTHER RESOLVED, that the Personnel Officer shall provide quarterly reports to the Board of Supervisors, citing the number of persons employed by the County, and

FURTHER RESOLVED, that the Personnel Officer's report shall reference, by position, the number of new hires during the three-month period covered by said report.

MOTION TO AMEND by Supervisor Cuzzo, seconded by Supervisor Grzyb, in the Resolved clause, delete "February 11, 1998" and insert, in its stead, "at the end of December, 1998," and insert "486" and "163", respectively, in the blanks. Also, delete the first Further Resolved clause." Failed with Aye(691). Supervisors Cuzzo, Barone, Coluni, Grzyb and Hassan voted aye. Supervisor Dandreaano was absent.

MOTION TO AMEND by Supervisor Hassan, seconded by Supervisor Barone, in the Resolved clause, delete "\_\_\_\_ Full Time and \_\_\_\_ Parttime employees," and insert, in its stead, "staffing levels within the respective departments, per the employment totals contained in a report tendered by the Personnel Officer." Also, delete the first Further Resolved clause. Passed with Aye(1189). Supervisors Wills, McMahon, Keller, Van Kersen and Stagliano voted nay. Supervisor Dandreaano was absent.

RESOLUTION ADOPTED with Aye(1189). Supervisors Wills, McMahon, Keller, Van Kersen and Stagliano voted nay. Supervisor Dandreaano was absent.

Duly adopted upon roll call, all members present (1189) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel Officer

\*\*

RESOLUTION NO. 72 of 1998

DATED: February 10, 1998

RESOLUTION REAPPOINTING COMMISSIONER OF SOCIAL SERVICES

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Wills

WHEREAS, the term of Social Services Commissioner Robert L. Reidy expires on June 30, 1998 and

WHEREAS, Commissioner Reidy has performed his duties in an outstanding and highly-professional manner, and

WHEREAS, it is in the best interest of Montgomery County for Commissioner Reidy to continue to serve in his present capacity,

RESOLVED, that pursuant to Section 65, Subdivision 4, Section 116, Subdivision 1 of the Social Service Law, Robert L. Reidy hereby is reappointed as Montgomery County Commissioner of Social Services for a five-year term commencing July 1, 1998 and ending on June 30, 2003, at an annual salary of \$48,794.

RESOLUTION ADOPTED with Aye(1432). Supervisors Grzyb and Keller voted nay. Supervisor Dandreaano was absent.

Duly adopted upon roll call, all members present (1432) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
NYS Department of Social Services  
Robert L. Reidy

\*\*

RESOLUTION NO. 73 of 1998  
RESOLUTION APPOINTING PARTTIME PUBLIC DEFENDER

DATED: February 10, 1998

Resolution by Supervisor: Paton

Seconded by Supervisor: Barone

WHEREAS, with the adoption of Resolution No. 404 of 1988 and Local Law No. 10 of 1988, the Board of Supervisors established the office of parttime Public Defender, and

WHEREAS, Attorney Julio Hernandez has tendered his resignation from said position,

RESOLVED, that Attorney William F. Martuscello hereby is appointed Montgomery County Public Defender for a term commencing on \_\_\_\_\_, 1998 and ending on December 31, 2002, at an annual salary of \$39,106.

MOTION TO AMEND by Supervisor Barone, seconded by Supervisor Coluni, in the Resolved clause, insert, "March 1".

MOTION TO AMEND by Supervisor Keller, seconded by Supervisor McMahon, in the RESOLVED clause, delete "William F. Martuscello" and insert, in its stead, "Anthony London".

MOTION TO TABLE by Supervisor Hassan, seconded by Supervisor Wills, failed with Aye(519). Supervisors Wills, Hassan, Mead, Keller and Vesp voted aye. Supervisor Dandreano was absent.

MOTION (Keller/McMahon), failed with Aye(79). Supervisor Keller voted aye. Supervisors Cuozzo, Barone, Coluni, Grzyb, McMahon, Paton, Hisert, Van Kersen and Stagliano abstained. Supervisor Dandreano was absent.

MOTION (Barone/Coluni), passed with Aye(1719). Supervisor Dandreano was absent.

RESOLUTION ADOPTED with Aye(1533). Supervisors Wills and Hassan abstained. Supervisor Dandreano was absent.

Duly adopted upon roll call, all members present (1533) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Personnel-Payroll

\*\*

RESOLUTION NO. 74 of 1998 DATED: February 10, 1998  
RESOLUTIONS APPOINTING MEMBERS OF COUNTY FIRE ADVISORY BOARD

Resolution by Supervisor: Barone  
Seconded by Supervisor: Mead

WHEREAS, the County Fire Advisory Board was created pursuant to Resolution No. 131 duly adopted on September 12, 1950, pursuant to Section 209k of the General Municipal Law, now Section 225a of the County Law of the State of New York,

RESOLVED, that the following persons hereby are appointed members of the County Fire Advisory Board terms ending December 31, 1999:

NAME:	ADDRESS:	REPRESENTING:
Daniel Carter	340 Mohawk Drive, Tribes Hill, NY	Member-at-Large
Jeffrey J. Ward, Sr.	109 Maple Ave, Canajoharie, NY	Canajoharie
Mike Beyer	706 STHWY 67, Amsterdam, NY	Cranesville
Jeff Swartz	8 W. Liberty St., St. Johnsville, NY	St. Johnsville
J. Michael Mancini	75 Lincoln Avenue, Amsterdam, NY	Amsterdam

Jerry V. Ward	481 Fredericks St., Canajoharie. NY	Ames
Stuart Morrison	129 Colyer Road, Esperance, NY	Burtonville
William Kniskern	869 Lynk Street, Sprakers	Charleston
Raymond Quinion	129 Cranes Hollow Rd., Amsterdam, NY	Florida
Timothy Healey	11 Putman Road, Fonda, NY	Fonda
George King	167 Queen Anne Street, Amsterdam, NY	Fort Hunter

Richard Sager	6 Horseshoe Drive, Johnstown, NY	Fort Johnson
Valentine Waner, Jr.	46 Abbott Street, Fort Plain, NY	Fort Plain
Wayne Hazzard	70 Union Street, Fultonville, NY	Fultonville
William VanDerveer	Logtown Road, Fultonville, NY	Glen
Nicholas M. Bartosik	21 Hagaman Avenue, Hagaman, NY	Hagaman
Edward Fredericks	888 STHWY 162, Sprakers, NY	Root
Sherman Rockwell	1070 STHWY 163, Fort Plain, NY	South Minden
Charles Gray	1249 STHWY 334, Fonda, NY	Town of Mohawk
Miles Fraiser, Jr.	126 Dillenbeck Rd, Palatine Bridge, NY	Town of Palatine
Richard Hanson	157 Hanson Drive, Tribes Hill, NY	Tribes Hill

RESOLUTION ADOPTED with Aye(1719). Supervisor Dandreano was absent.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fire Coordinator

\*\*

RESOLUTION NO. 75 of 1998

DATED: February 10, 1998

RESOLUTION APPOINTING MEMBERS OF ARSON ADVISORY BOARD

Resolution by Supervisor:

Seconded by Supervisor:

RESOLVED, that the following persons hereby are appointed members of the Montgomery County Arson Advisory Board for terms ending December 31, 1999.

NAME:	ADDRESS:
James B. Ward	55 Otsego Street, Canajoharie, NY
Jeff Swartz	St. Johnsville, NY
Daniel Carter	340 Mohawk Drive, Tribes Hill, NY
George King, Chairman	167 Queen Anne Street, Amsterdam, NY
Michael Amato	Sheriff's Office, Fultonville, NY
James E. Conboy	PO Box 1500, Fonda, NY
Bernard Kirk, Jr.	126 Auriesville Rd., Fultonville, NY
Arthur Kinowski	14 Northern Blvd, Hagaman, NY
David Bouck	113 STHWY 80, Fort Plain, NY
Mark Tenzer	191 Country Club Lane, Amsterdam, NY

RESOLUTION ADOPTED with Aye(1719). Supervisor Dandreano was absent.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointees  
Fire Coordinator

\*\*

Supervisor Coluni left the meeting at 8:55 p.m.

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RESOLUTION NO. 76 of 1998

DATED: February 10, 1998

RESOLUTION EXTENDING NON-BINDING APPROVAL FOR MOSA DEVELOPMENT OF  
REQUESTS FOR PROPOSALS FOR CAPITAL PROJECT TO ACCEPT SOLID WASTE FROM

OUTSIDE SOURCES

Resolution by Supervisor: Cuozzo  
Seconded by Supervisor: Wills

WHEREAS, Montgomery County executed a Service Agreement with the Montgomery-Otsego-Schoharie Solid Waste Management Authority (MOSA), in 1989, which provides that two of the three member counties must approve any capital project resulting in receipt of sustained and continuous importation of solid waste generated or originated outside of MOSA's area of operation, and

WHEREAS, MOSA desires to prepare Requests for Proposals for a capital project to accept solid waste from outside its area of operation, and

WHEREAS, MOSA desires to obtain a non-binding good faith approval from each of its member Counties, to complete the RFP process for said capital project, and

WHEREAS, both MOSA and Montgomery County recognize that approval of said procedure would be non-binding and would not prejudice Montgomery County in its formal consideration of a final capital project proposal, should the same ultimately be deemed acceptable,

RESOLVED, that the Montgomery County Board of Supervisors hereby provides its non-binding approval and consent to authorize the Montgomery-Otsego-Schoharie Solid Waste Management Authority to solicit proposals for a capital project capable of receiving sustained and continuous importation of solid waste generated or originated outside its area of operation, and

FURTHER RESOLVED, that said approval is provided with the stipulation that there is no cost to the County of Montgomery.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Cuzzo, in the Title, add "and to explore other solid waste disposal alternatives" and in the Resolved clause, add "to explore other solid waste disposal alternatives, and", passed with Aye(1302). Supervisors Grzyb and van Kersen voted nay. Supervisors Dandreano and Coluni were absent.

RESOLUTION ADOPTED with Aye(1263). Supervisors Grzyb, Hassan and Van Kersen voted nay. Supervisors Dandreano and Coluni were absent.

Duly adopted upon roll call, all members present (1263) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
MOSA

\*\*

RESOLUTION NO. 77 of 1998

DATED: February 10, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - AFLAC NEW YORK

Resolution by Supervisor: Keller  
Seconded by Supervisor: Barone

WHEREAS, the Board of Supervisors wishes to make a variety of supplemental income protection plans available to eligible employees, and

WHEREAS, said plans will be offered, at no cost to Montgomery County, on a voluntary basis and paid through payroll deduction,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign a contract with the American Family Life Assurance Company of New York for provision of voluntary enhancements to benefit programs of eligible employees, effective April 1, 1998.

RESOLUTION ADOPTED with Aye(1571). Supervisors Dandreano and Coluni were

absent.

Duly adopted upon roll call, all members present (1571) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel Officer

OTHER

ADJOURNMENT

Motion by Supervisor Barone, seconded by Supervisor Van Kersen, to adjourn the meeting, passed with Aye(1571). Supervisors Dandreano and Coluni were absent. Chairman McMahon declared the meeting adjourned at 9:371 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PROCLAMATIONS . . . . .	1
PUBLIC COMMENT . . . . .	1
SPECIAL PRESENTATIONS . . . . .	1
ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . .	1
READING OF COMMUNICATIONS . . . . .	2
OLD BUSINESS . . . . .	2
NEW BUSINESS . . . . .	2
RES 78 Resolution Adopting Introcutory Local Law #1 of 1998	
RES 79 Resolution Appointing Member of MCIDA	
RES 80 Resolution Appointing Member of County Planning Board	
RES 81 Resolution Appointing Member of Community Services Board	
RES 82 Resolution Ratifying Agreement - FMCC	
RES 83 Resolution Authorizing Agreement - Public Health	
RES 84 Resolution Authorizing Agreement - Montgomery Meadows	
RES 85 Resolution Authorizing Sale of Surplus Equipment - Jail	
RES 86 Resolution Authorizing Grant Acceptance - Sheriff	
RES 87 Resolution Accepting Proposal - Long Distance Telephone Service	
RES 88 Resolution Appointing Traffic Safety Board Members	
RES 89 Resolution Authorizing Permanent Easment	
RES 90 Resolution Rescinding Resolution No. 71 of 1998	
RES 91 Resolution Authorizing Agreement - Montgomery Meadows	
RES 92 Reslution Establishing Position - Jail	
RES 93 Resolution Requesting Extension - Youth Bureau	
RES 94 Resolution Adopting 1998 Stop-DWI Plan	
OTHER . . . . .	11
ADJOURNMENT . . . . .	12

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for February 24, 1998, was called to order at 7:31 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Coluni. Roll call indicated that Supervisors Mead and Stagliano were absent. All votes in these minutes reflect their absence.

MOMENT OF SILENCE

Supervisor Hassan offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Barone, to provide for the addition of Resolutions No. 91, 92 and 93, passed with Aye(1669). Supervisors Mead and Stagliano were absent. Motion by Supervisor Wills, seconded by Supervisor Barone, to adopt the amended agenda, passed with Aye(1669). Supervisors Mead and Stagliano were absent.

PROCLAMATIONS

None.

PUBLIC COMMENT

Pat Freund, President, Root Residents Concerned About Their Town's Future Heritage, discussed a MOSA proposal regarding the sale of franchises to private garbage companies.

Supervisor Keller introduced Peter Morat, President of Herkimer Pre-Cut, who said he looked forward to locating his company in the Glen Canal View Business Park.

SPECIAL PRESENTATIONS

County Administrator Allen discussed a water and sewer problem in the Town of Glen.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Van Kersen, seconded by Supervisor Keller, to adopt the Minutes of the Regular Meeting of February 10, 1998, passed with Aye(1461). Supervisor Grzyb voted nay. Supervisors Mead and Stagliano were absent.

None.

OLD BUSINESS  
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None.

NEW BUSINESS  
\*\*

RESOLUTION NO. 78 of 1998 DATED: February 24, 1998  
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. 1 OF 1998

Resolution by Supervisor: Stagliano  
Seconded by Supervisor: Keller

WHEREAS, on February 10, 1998, a proposed Local Law for the County of Montgomery, entitled: "A Local Law Authorizing the Sale of County-Owned Property, Not Needed for a County Purpose, at Private Sale", was presented to the Board of Supervisors for consideration, and

WHEREAS, on February 10, 1998, Resolution No. 63 of 1998 was adopted, authorizing and directing that a Public Hearing be held by the Board of Supervisors on the 24th day of February, 1998, at the time and place appointed,

RESOLVED, that said Local Law, known as Introductory Local Law No. 1 of 1998, entitled : "A Local Law Authorizing the Sale of County-Owned Property, Not Needed for a County Purpose, at Private Sale", hereby is adopted and approved and is incorporated and attached hereto, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to file three certified copies thereof in the Office of the Secretary of State and to ensure that it is published in the County's designated legal newspapers, as required by law.

RESOLUTION ADOPTED with Aye(1669). Supervisors Mead and Stagliano were absent.

Duly adopted upon roll call, all members present (1669) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

County of Montgomery  
Local Law No. 1 of 1998

A Local Law Authorizing the Sale of County-Owned  
Real Property, Not Needed for a County Purpose at Private Sale

BE IT ENACTED by the Board of Supervisors of the County of Montgomery as follows:

SECTION 1. The Board of Supervisors of the County of Montgomery has determined that County-owned real property bearing tax map identification number 8.52-2-5 is no longer necessary for public use. Said real property is located in the Village of St. Johnsville.

SECTION 2. The Board of Supervisors of the County of Montgomery does hereby authorize the sale and conveyance of all the right, title

and interest of the County in and to said real property to Alfred H. and Barbara J. Kirby of Canajoharie, New York, for the total sum of Five Hundred Dollars (\$500.00) pursuant to Section 215 of the County Law.

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RESOLUTION NO. 79 of 1998 DATED: February 24, 1998  
RESOLUTION APPOINTING MEMBER OF THE MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY

Resolution by Supervisor: Keller  
Seconded by Supervisor: McMahon

RESOLVED, that Nancy Greco of the Town of Root hereby is appointed to the Montgomery County Industrial Development Agency, and

FURTHER RESOLVED, that said appointee shall serve at the pleasure of the Board of Supervisors.

MOTION TO TABLE by Supervisor Barone, seconded by Supervisor Wills, failed with Aye(638). Supervisors Barone, Wills, Coluni., Hassan and Vesp voted aye. Supervisors Mead and Stagliano were absent.

RESOLUTION WITHDRAWN BY SPONSOR.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery County IDA  
Appointee

\*\*

RESOLUTION NO. 80 of 1998 DATED: February 24, 1998  
RESOLUTION APPOINTING MONTGOMERY COUNTY PLANNING BOARD MEMBER

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

WHEREAS, a vacancy exists on the Montgomery County Planning Board,

RESOLVED, that Richard Herskowitz, 372 Guy Park Avenue, Amsterdam, hereby is appointed a member of the Montgomery County Planning Board, representing the City of Amsterdam's Third Ward, for a term expiring on June 30, 2000.

RESOLUTION ADOPTED with Aye(1669). Supervisors Mead and Stagliano were absent.

Duly adopted upon roll call, all members present (1669) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Planning Board  
Appointee

\*\*

RESOLUTION NO. 81 of 1998 DATED: February 24, 1998  
RESOLUTION APPOINTING MEMBERS OF COMMUNITY SERVICES BOARD

Resolution by Supervisor: Hisert  
Seconded by Supervisor: Keller

WHEREAS, vacancies exist on the Community Services Board, (CSB),

RESOLVED, that the following persons hereby are reappointed members of the Community Services Board for four year terms ending December 31, 2001:

Leslie Lanzi

Michael Andolina

Arthur Cotugno

, and

FURTHER RESOLVED, that the following persons are appointed CSB members, also for terms ending December 31, 2001:

Fred Velie

Susan Duross

Sylvia Root

Robert Camacho

RESOLUTION ADOPTED with Aye(1669). Supervisors Mead and Stagliano were absent.

Duly adopted upon roll call, all members present (1669) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointees  
Mental Health Department

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RESOLUTION NO. 82 of 1998

DATED: February 24, 1998

RESOLUTION RATIFYING AGREEMENT BETWEEN FULTON-MONTGOMERY COMMUNITY  
COLLEGE AND FULMONT ASSOCIATION OF COLLEGE EDUCATORS

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Wills

WHEREAS, negotiations for a successor employment agreement between Fulton-Montgomery Community College (FMCC) and the Fulmont Association of College Educators (FACE), and

WHEREAS, FACE previously has ratified said agreement,

RESOLVED, that the Montgomery County Board of Supervisors hereby ratifies and approves an employment agreement between Fulton-Montgomery Community College (FMCC) and the Fulmont Association of College Educators (FACE), and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized to sign said agreement for the period commencing on September 1, 1997 and ending on August 31, 2001, and

FURTHER RESOLVED, that said agreement is contingent upon adoption of a similar Resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1461). Supervisor Grzyb abstained. Supervisors Mead and Stagliano were absent.

Duly adopted upon roll call, all members present (1461) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator

County Clerk  
FMCC  
FACE  
Fulton County Board of Supervisors

\*\*

Resolution by Supervisor: Paton

Seconded by Supervisor: Wills

WHEREAS, the New York State Department of Health AIDS Institute is providing funds to help local health departments to strengthen their leadership roles in community HIV prevention, and

WHEREAS, a \$15,000 grant is available for 1998, and

WHEREAS, the Public Health Director has recommended acceptance of said funds to supplement and enhance existing HIV prevention education and activities in Montgomery County,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement accepting a \$15,000 grant from the New York State Department of Health AIDS Institute, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Paton, in the Further Resolved clause, insert:

ADD:

A-16-4-4010-08-.2259	Grant-Computer Equipment
A-16-4-4010-08-.4439	Grant-Other Service Fees
A-16-4-4010-08-.4526	Grant-Educ. Programs

INCREASE:

A-16-3401-08	Public Health Grant	\$5,000.00
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Appropriations:

A-16-4-4010-08.4526	Grant-Educ Programs	\$5,000.00
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TRANSFER:

From:

A-16-4-4010-08.4454	Grant-Central Purchasing	\$5,750.00
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To:

A-16-4-4010-08.2259	Grant-Computer Equipment	\$ 300.00
A-16-4-4010-08.4452	Grant-Printing	225.00
A-16-4-4010-08.4439	Grant-Other Service Fees	1,000.00
A-16-4-4010-08.4471	Grant-Mileage	630.00
A-16-4-4010-08.4472	Grant-Food & Lodging	300.00
A-16-4-4010-08.4474	Grant-Tolls & Parking	20.00
A-16-4-4010-08.4526	Grant-Educ. Programs	3,275.00

,passed with Aye(1590). Supervisors Mead, Keller and Stagliano were absent.

RESOLUTION ADOPTED with Aye(1590). Supervisors Mead, Keller and Stagliano were absent.

Duly adopted upon roll call, all members present (1590) voting aye.

cc: County Treasurer  
County Administrator  
County Clerk  
NYS Department of Health  
Public Health

\*\*

RESOLUTION NO. 84 of 1998 DATED: February 24, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT -  
OCCUPATIONAL THERAPY CONSULTANT (MONTGOMERY MEADOWS)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

WHEREAS, the Operating Certificate from the State of New York Department of Health - Office of Health Systems Management, mandates the services of an occupational therapist at Montgomery Meadows, and

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign a one-year renewal agreement with Christine P. Gifford, OTR, for provision of occupational therapy services at Montgomery Meadows, and

FURTHER RESOLVED, that said agreement, which shall end December 31, 1998, shall provide for compensation at the rate of \$32.00 per hour, not to exceed an annual total of \$7,200.00, and

FURTHER RESOLVED, that said agreement may be renewed annually, without further legislative approval, provided there are no substantive changes to the terms and conditions.

RESOLUTION ADOPTED with Aye(1590). Supervisors Mead, Keller and Stagliano were absent.

Duly adopted upon roll call, all members present (1590) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Nursing Home Administrator  
Christine P. Gifford

\*\*

RESOLUTION NO. 85 of 1998 DATED: February 24, 1998  
RESOLUTION AUTHORIZING SALE OF SURPLUS EQUIPMENT (JAIL)

Resolution by Supervisor: Vesp  
Seconded by Supervisor: Hisert

WHEREAS, the Sheriff has determined that certain equipment, located at the former County Jail, no longer is needed for County purposes, and

WHEREAS, the Sheriff has recommended acceptance of an offer to purchase said equipment,

RESOLVED, that the Board of Supervisors hereby authorizes the sale of the following County Jail equipment to the Seniors of Fort Plain:

Item	Sale Price
Gas stove and grill	\$ 750.00
Triple basin sink	400.00
Single basin sink	200.00
Steel table (with drawers)	300.00
Refrigerator	50.00
Potato Masher	850.00
Total	\$2,550.00

RESOLUTION ADOPTED with Aye(1590). Supervisors Mead, Keller and Stagliano were absent.

Duly adopted upon roll call, all members present (1590) voting aye.

Douglas Landon

Richard C. Healy

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff  
Fort Plain Seniors

\*\*

RESOLUTION NO. 86 of 1998 DATED: February 24, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT ACCEPTANCE - COPS  
UNIVERSAL HIRING AWARD (SHERIFF)

Resolution by Supervisor: Barone  
Seconded by Supervisor: Keller

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign appropriate documents acknowledging acceptance of a \$73,174 award under the COPS Universal Hiring Program.

RESOLUTION ADOPTED with Aye(1669). Supervisors Mead and Stagliano were absent.

Duly adopted upon roll call, all members present (1669) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 87 of 1998 DATED: February 24, 1998  
RESOLUTION ACCEPTING PROPOSAL - LONG-DISTANCE TELEPHONE SERVICE

Resolution by Supervisor: Mead  
Seconded by Supervisor: Keller

WHEREAS, proposals for long-distance telephone service were opened on January 16, 1998,

RESOLVED, that the Board of Supervisors hereby accepts the proposal submitted by Telecon Communications Corp., Johnstown, New York, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign and execute any documents pertaining to said award.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Barone, to add, ", and Further Resolved, that the three year contract shall commence on March 1, 1998 and expire on February 28, 2001.", passed with Aye(1669). Supervisors Mead and Stagliano were absent.

RESOLUTION ADOPTED with Aye(1669). Supervisors Mead and Stagliano were absent.

Duly adopted upon roll call, all members present (1669) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Commissioner of Public Works

Telecon Communications Corp.

\*\*

RESOLUTION NO. 88 of 1998

DATED: February 24, 1998

RESOLUTION AMENDING RESOLUTION NO. 169 OF 1972 AND APPOINTING TRAFFIC

SAFETY BOARD MEMBERS

Resolution by Supervisor: Barone  
Seconded by Supervisor: Van Kersen

WHEREAS, Resolution No. 169 of 1972 created a 10-member Montgomery County Traffic Safety Board, and

WHEREAS, it has been recommended that said Resolution be amended to provide for an increased membership,

RESOLVED, that Resolution No. 169 of 1972 hereby is amended to provide for insertion, in the first Further Resolved clause, of the words "at least" between "of" and "10", and

FURTHER RESOLVED, that the following persons hereby are appointed members of the Montgomery County Traffic Safety Board, for terms ending on June 30, 2001:

Name	Address
Sister Rita Jean DuBrey	427 Guy Park Avenue, Amsterdam
Ronald J. Barone, Sr.	226 Guy Park Avenue, Amsterdam
Janet B. Rose	185 Maple Avenue, Canajoharie
Evelyn Bianchi	18 Stamford Avenue, Amsterdam
Chief Thomas Brownell	135 Steadwell Avenue, Amsterdam
Marcia Keller	5 Main Street, Fultonville
Sandra Knapik	945 State Hwy 161, Amsterdam
Rose Jubar	16 W. Liberty St., St. Johnsville
Susan Everett	40 Otsego Street, Canajoharie
Charles M. Clark	46 Moyer Street, Canajoharie
Sgt. Rex Codington	271 Golf Course Rd., Amsterdam
Sandra Cronkrite	15 Berthoud Street, Nelliston
Sheriff Michael Amato	291 State Hwy 162, Sprakers
Pamela Furman	9 Main Street, Fultonville
Antonette Perry	16 Colby Avenue, Fultonville
Miles Frasier, Jr.	126 Dillenbeck Rd., Palatine Br.

MOTION TO AMEND by Supervisor Grzyb, seconded by Supervisor Wills, in the Further Resolved clause, add: "Richard Furman, Lorraine Blvd., Amsterdam", passed with Aye(1669). Supervisors Mead and Stagliano were absent.

RESOLUTION ADOPTED with Aye(1669). Supervisors Mead and Stagliano were absent.

Duly adopted upon roll call, all members present (1669) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointees

\*\*

RESOLUTION NO. 89 of 1998  
RESOLUTION AUTHORIZING PERMANENT EASEMENT

DATED: February 24, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: VESP

RESOLVED, that the Board of Supervisors hereby accepts a \$350.00 offer from the New York State Department of Transportation for a permanent easement across the County Annex Building property, and

FURTHER RESOLVED, that said easement shall be for property set forth in PIN 2134.02.201 S.H. No. 5667, Fonda Village: Main Street, Map No. 29, Parcel No.

34, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to execute any papers necessary to confirm said easement and to secure payment of the claim therefore

RESOLUTION ADOPTED with Aye(1461). Supervisor Grzyb abstained. Supervisors Mead and Stagliano were absent.

Duly adopted upon roll call, all members present (1461) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
NYS DOT

\*\*

RESOLUTION NO. 90 of 1998  
RESOLUTION RESCINDING RESOLUTION NO. 71 OF 1998

DATED: February 24, 1998

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Keller

RESOLVED, that Resolution No. 71 of 1998 is hereby rescinded.

RESOLUTION WITHDRAWN BY SPONSOR.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel Officer

\*\*

RESOLUTION NO. 91 of 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - PROFESSIONAL SERVICES (MONTGOMERY MEADOWS)

DATED: February 24, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Wills

WHEREAS, there is a need for Professional Management Services at Montgomery Meadows,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an Agreement with Teresa M. Blumberg for the provision of professional consulting administrative services at Montgomery Meadows, at the rate of \$65.00 per hour for a minimum of four hours and a maximum of eight hours per week, commencing February 21, 1998, and

FURTHER RESOLVED, that said Agreement shall be subject to the approval of the Office of health Systems Management of the New York State Department of health.

RESOLUTION ADOPTED with Aye(1669). Supervisors Mead and Stagliano were absent.

Duly adopted upon roll call, all members present (1669) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

Teresa M. Blumberg  
Montgomery Meadows

\*\*

RESOLUTION NO. 92 of 1998

DATED: February 24, 1998

RESOLUTION ESTABLISHING POSITION - CORRECTIONS ADMINISTRATOR (JAIL)

Resolution by Supervisor: Barone  
Seconded by Supervisor: McMahan

WHEREAS, the Sheriff has recommended establishment of the position of Corrections Administrator at the County Jail,

RESOLVED, that the Board of Supervisors hereby establishes the position of Corrections Administrator at an annual salary of \$32,500, and

FURTHER RESOLVED, that the position of Deputy Sheriff/Corrections Lieutenant hereby is abolished, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD:

A-15-4-3150-00.1110(470) Jail  
Corrections Administrator

TRANSFER:

From:

A-15-4-3150-00.1110(896) Jail  
Deputy Sheriff/Corr. Lieut. \$23,844.27

A-15-4-3150-00.1110( 74) Correction Officer 4,684.00

To:

A-15-4-3150-00.1110(470) Jail  
Corrections Administrator \$28,528.27

MOTION TO CALL THE QUESTION, by Supervisor Hassan, seconded by Supervisor McMahan, failed with Aye(380-2/3 majority). Supervisors Dandreano, Grzyb, McMahan and Hassan voted aye. Supervisors Mead and Stagliano were absent.

MOTION TO CALL THE QUESTION by Supervisor Van Kersen, seconded by Supervisor Hassan, passed with Aye(967-2/3 majority). Supervisors Wills and Vesp voted nay. Supervisors Mead and Stagliano were absent.

RESOLUTION DEFEATED with Aye(762). Supervisors Barone, Wills, Coluni, McMahan, Hassan, Keller and Van Kersen voted aye. Supervisors Mead and Stagliano were absent.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel-Payroll  
Sheriff

\*\*

RESOLUTION NO. 93 of 1998 DATED: February 24, 1998  
RESOLUTION REQUESTING EXTENSION OF COUNTY COMPREHENSIVE PLAN CYCLE -  
(YOUTH)

Resolution by Supervisor: Paton  
Seconded by Supervisor: McMahan

WHEREAS, Montgomery County's Comprehensive Plan Cycle ends on June 30, 1998, and

WHEREAS, it has been recommended that said cycle be extended for six months,

RESOLVED, that the Board of Supervisors hereby requests that the Office of Children and Family Services extend the three-year County Comprehensive Plan

RESOLUTION ADOPTED with Aye(1669). Supervisors Mead and Stagliano were absent.

Duly adopted upon roll call, all members present (1669) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Youth Bureau

\*\*

RESOLUTION NO. 94 of 1998  
RESOLUTION ADOPTING 1998 STOP-DWI PLAN

DATED: February 24, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Vesp

WHEREAS, the Coordinator has submitted a Stop-DWI Plan for 1998,

RESOLVED, that the Board of Supervisors hereby adopts the 1998 Stop-DWI Plan, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement providing for administration of said Plan, and

FURTHER RESOLVED, that said agreement shall provide for the designation of Bruce Quackenbush as Stop-DWI Coordinator, and

FURTHER RESOLVED, that no funds for said Plan shall be appropriated from general revenue of the County of Montgomery.

RESOLUTION ADOPTED with Aye(1669). Supervisors Mead and Stagliano were absent.

Duly adopted upon roll call, all members present (1669) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Stop DWI Coordinator

OTHER

Supervisor Cuzzo said studies indicate that Landfill Site "G", in the Town of Charleston, is not a viable option for use beyond the three counties which comprise MOSA.

Supervisor Wills requested a copy of the Folchetti Report and a copy of the MCIDA's Current Guidelines and Procedures.

Supervisor Grzyb requested the County Administrator provide downsizing recommendations.

Supervisor Van Kersen recommended the Board take legal action against an attorney and, possibly, the County Administrator, to recover funds due from two defaulted loans made under the County's Revolving Loan Fund.

Motion by Supervisor Coluni, seconded by Supervisor Barone, to adjourn the meeting, passed with Aye(1669). Supervisors Mead and Stagliano were absent. Chairman McMahon declared the meeting adjourned at 10:16 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PROCLAMATIONS . . . . .	1
PUBLIC COMMENT . . . . .	1
SPECIAL PRESENTATIONS . . . . .	1
ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . .	1
READING OF COMMUNICATIONS . . . . .	2
OLD BUSINESS . . . . .	2
NEW BUSINESS . . . . .	2
RES112 Resolution Appointing Youth Bureau Director	
RES110 Resolution Appointing Nursing Home Administrator	
RES 95 Resolution Amending 1998 Operating Budget - Sheriff	
RES 96 Resolution Rescinding Resolution No. 41 of 1998	
RES 97 Resolution Awarding Bid No. 02-98	
RES 98 Resolution Amending Resolution No. 445 of 1997	
RES 99 Resolution Authorizing LUCA Participation	
RES100 Resolution Authorizing Funding - Youth Programs	
RES101 Resolution Authorizing Solicitation of Bids - Meadows	
RES102 Resolution Awarding Bid No. 03-98	
RES103 Resolution Correcting 1998 Tax Rolls	
RES104 Resolution Awarding Bid No. 04-98	
RES105 Resolution Authorizing Solicitation of Proposals - Engineering	
RES106 Resolution Requesting Full State Funding of County Law Amendment	
RES107 Resolution Establishing Position - Jail	
RES108 Resolution Establishing Position - Jail	
RES109 Resolution Amending Resolution No. 57 of 1988	
RES111 Resolution Establishing Staffing Ceiling	
OTHER . . . . .	13
ADJOURNMENT . . . . .	14

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for March 10, 1998, was called to order at 7:31 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Barone. Roll call indicated that all Supervisors were present.

MOMENT OF SILENCE

Supervisor Barone offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Barone, to provide for the addition of Resolutions No. 112 and 110, and to consider Resolutions No. 111 and 110 prior to Resolution No. 95, passed with Aye(1868). Motion by Supervisor Wills, seconded by Supervisor Barone, to adopt the amended agenda, passed with Aye(1868).

PROCLAMATIONS

Proclamation honoring Lillian Nellis as Montgomery County Older Worker of the Year was presented by Supervisor Paton.

PUBLIC COMMENT

Glenn Marek, Youth Bureau Board Chairman, discussed the Youth Bureau Director's position.

George Vosburgh, Town of Root, discussed water park development in the Town.

Bob Cetnar, Town of Amsterdam, supports a full-time youth Bureau Director.

Alice Knapik, Town of Glen, discussed the Fulmont Community Action Agency.

SPECIAL PRESENTATIONS

None.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Keller, seconded by Supervisor Barone, to adopt the Minutes of the Public Hearing of February 24, 1998 and the Regular Meeting of February 24, 1998, passed with Aye(1660). Supervisor Grzyb voted nay.

Letter from William McCarthy regarding MOSA.

OLD BUSINESS  
\*\*

None.

NEW BUSINESS  
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RESOLUTION NO. 112 of 1998  
RESOLUTION APPOINTING YOUTH BUREAU DIRECTOR

DATED: March 10, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Dandreano

RESOLVED, that Matt Beck hereby is appointed Director of the Montgomery County Youth Bureau, effective March 30, 1998, at an annual salary of \$20,000, and

FURTHER RESOLVED, that said appointee shall serve at the pleasure of the Board of Supervisors.

MOTION BY Supervisor Dandreano, seconded by Supervisor Keller, to have the Clerk of the Board cast one unanimous vote in favor of the Resolution, passed with Aye(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Personnel/Payroll

\*\*

RESOLUTION NO. 110 of 1998  
RESOLUTION APPOINTING NURSING HOME ADMINISTRATOR

DATED: March 10, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

RESOLVED, that \_\_\_\_\_ hereby is appointed to serve as Administrator of Montgomery Meadows for a five-year term commencing on \_\_\_\_\_ and expiring on \_\_\_\_\_ at an annual salary of \$\_\_\_\_\_.

MOTION TO AMEND by Supervisor Keller, seconded by Supervisor Coluni, in the RESOLVED clause, insert, in the appropriate blanks, "Nancy Van Derpool", "April 13, 1998" "April 12, 2003", "\$40,000", passed with Aye(1660). Supervisor Grzyb voted nay.

RESOLUTION ADOPTED with Aye(1660). Supervisor Grzyb voted nay.

Duly adopted upon roll call, all members present (1660) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Montgomery Meadows  
Personnel/Payroll

\*\*

RESOLUTION NO. 95 of 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (SHERIFF)

DATED: March 10, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Cuzzo

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follow:

INCREASE:

Revenue: A-15-3-2626-00 Fines & Forfeitures  
Forfet Criminal Proceed Rest. by \$1,136.75

Appropriations: A-15-4-3110-00.4626 Sheriff  
Restricted: Criminal-Inv. by \$1,136.75

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 96 of 1998  
RESOLUTION RESCINDING RESOLUTION NO. 41 OF 1998

DATED: March 10, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Cuzzo

Resolved, that Resolution No. 41 of 1998 hereby is rescinded.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 97 of 1998  
RESOLUTION AWARING BID NO. 02-98

DATED: March 10, 1998

Resolution by Supervisor: Mead

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 214 of 1997, to solicit bids for a 1998 backhoe/loader for the Department of Public Works, and

WHEREAS, said bids were opened on February 10, 1998,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 02-98 to Rupp Rental and Sales Corp., Buffalo, New York, for a total of \$65,900.00, including proposals A,C,D and E.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner Public Works  
Purchasing Agent

\*\*

RESOLUTION NO. 98 of 1998  
RESOLUTION AMENDING RESOLUTION NO. 445 OF 1997

DATED: March 10, 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Wills

RESOLVED, that Resolution No. 445 of 1997, which amended Resolution No. 63 of 1997, hereby is amended to provide, in the Further Resolved clause, to delete "March 31, 1998" and insert in its stead, "July 31, 1998".

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director Real Property Tax Service

\*\*

RESOLUTION NO. 99 of 1998  
RESOLUTION AUTHORIZING LUCA PARTICIPATION

DATED: March 10, 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Cuzzo

WHEREAS, Montgomery County has been requested to participate in the Local Update of Census Address (LUCA),

RESOLVED, that the Board of Supervisors hereby authorizes Montgomery County's participation in the Local Update of Census Address (LUCA), and

FURTHER RESOLVED, that the Montgomery County Planning Board hereby is designated as the agency responsible for the County's LUCA activities, and

FURTHER RESOLVED, that Michael J. Kayes, Director of Planning, will serve as the County's program liaison.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon

Richard C. Healy

County Attorney

Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Planning Director

Planning Board

\*\*

RESOLUTION NO. 100 of 1998

DATED: March 10, 1998

RESOLUTION AUTHORIZING FUNDING - YOUTH PROGRAMS (YOUTH BUREAU)

Resolution by Supervisor: Paton

Seconded by Supervisor: Dandreano

WHEREAS, funds were appropriated in the 1998 Operating Budget for youth programs, and

WHEREAS, the Youth Board of Directors has recommended funding amounts for various programs,

RESOLVED, that the Board of Supervisors hereby authorizes funding of Youth Programs, as follows:

PROGRAM	FUNDING
Amsterdam High School Lacrosse Booster Club	\$500.00
Amsterdam Pack 32 Cub Scouts	500.00
Amsterdam YMCA	500.00
Cornell Cooperative Extension	325.00
Fonda-Fultonville Girls Summer Softball	225.00
Fonda-Fultonville Little League	400.00
Fonda-Fultonville Youth Soccer	350.00
Friends of the Visual & Performing Arts	400.00
Fort Hunter Free Library	400.00
Mini Braves Summer Basketball Program	400.00
	<hr/>
	\$4,000.00

,and

FURTHER RESOLVED, that said funding shall be administered by the Youth Bureau from appropriation account A-21-4-7310-00.4559, Outreach Program in the 1998 Operating Budget, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign agreements with the respective funding recipients.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director, Youth Bureau

\*\*

RESOLUTION NO. 101 of 1998

DATED: March 10, 1998

RESOLUTION AUTHORIZING SOLICITATION OF BIDS - SHOWER AREA RENOVATIONS  
(MONTGOMERY MEADOWS)

Resolution by Supervisor: Paton

Seconded by Supervisor: Keller

RESOLVED, that the Purchasing Agent hereby is authorized and directed to solicit bids, per competitive bidding provisions of the General Municipal Law, Section 103, for renovations to the shower area on Wing "A" at Montgomery Meadows.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon

Richard C. Healy

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Administrator, Montgomery Meadows

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RESOLUTION NO. 102 of 1998  
RESOLUTION AWARING BID NO. 03-98 (PUBLIC WORKS)

DATED: March 10, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Vesp

WHEREAS, the Purchasing Agent was authorized by Resolution No. 46 of 1998 to solicit bids for various materials for the Department of Public Works, and

WHEREAS, said bids were publicly opened on February 24, 1998, and

WHEREAS, the Commissioner of Public Works has reviewed the bid documents and recommended that awards be made to the lowest responsible bidders meeting specifications,

RESOLVED, that the Board of Supervisors hereby awards bids for materials, as follows:

A-3 CORRUGATED PIPE, CIRCULAR

Lane Enterprises, Inc.  
825 Route 67  
Ballston Spa, NY 12020

A-3 PIPE ARCH

Otsego Iron & Metal  
P.O. Box 339  
Oneonta, NY 13820

A-4 CRUSHED STONE

(All Bidders - Price/Ton + Haul to Determine Vendor)

Santos Construction Co.  
39 Gilliland Ave.  
Amsterdam, NY 12010

Cobleskill Stone Pdts., Inc.  
P.O. Box 220  
Cobleskill, NY 12043

Rifenburg Construction  
159 Brick Church Rd.  
Troy, NY 12080-9643

Benchmark, NY  
404 Court St.  
Utica, NY 13502

Cushing Stone  
725 Sthwy 5S  
Amsterdam, NY 12010

Paul Bradt Contractor  
Box 548  
Northville, NY 12134

Callanan Industries, Inc.  
South St.

South Bethlehem, NY 12161

A-18 REFLECTIVE SHEETING FOR SIGNS

PROPOSAL "A"

Amsign Corp.  
749 New Ludlow Rd.  
S. Hadley, MA 01075

PROPOSAL "B"

Amsign Corp.  
749 New Ludlow Rd.  
S. Hadley, MA 01075

PROPOSAL "C"

3M Company  
3M Center  
Bldg. 225-5S-08, Box 3325  
St. Paul, MN 55144-1000

A-21 TRAFFIC LINE PAINTING

M & S Striping, Inc.  
134 Florence St.  
Mamaroneck, NY 10543-2923

A-27 RETREADING TIRES

Rua & Sons, Inc.  
Box 789, Rt 7  
Cobleskill, NY 12043

A-31 FINE GRAVEL

(All Bidders - Price + Haul Cost to Determine Vendor)

Santos Construction Co.  
39 Gilliland Ave.  
Amsterdam, NY 12010

Rifenburg Construction  
159 Brick Church Rd.  
Troy, NY 12180-9643

A-32 FOUNDATION COURSE GRAVEL

(All Bidders - Price + Haul Cost to Determine Vendor)

Santos Construction Co.  
39 Gilliland Ave.  
Amsterdam, NY 12010

Rifenburg Construction  
159 Brick Church Rd.  
Troy, NY 12180-9643

A-34, A-35, A-36, A-37, A-38, A-39, & A-40, GUIDE RAIL PARTS AND  
ACCESSORIES

Otsego Iron & Metal (only bidder)  
P.O. Box 339  
Oneonta, NY 13820

A-64 IN-PLACE RECYCLED BASE COURSE

Gorman Bros. (only bidder)  
Church St.  
Port of Albany  
Albany, NY 12202

A-65 LIQUID CALCIUM CHLORIDE

Cady Co.  
446 Sthwy 161

Amsterdam, NY 12010

A-67 PNEUMATICALLY PROJECTED CONCRETE

Grout Tech, Inc.  
19 Saratoga Rd.

Gansevoort, NY 12831

A-70 COLD IN-PLACE RECYCLING TYPE I

Gorman Bros.  
Church St.  
Port of Albany  
Albany, NY 12202

A-71 LATEX MODIFIED ASPHALT PAVEMENT COURSE

Cady Co.  
446 Sthwy 161  
Amsterdam, NY 12010

A-79 IN-PLACE RECYCLED BASE COURSE WITH CLAY STABILIZER

Gorman Bros.  
Church St.  
Port of Albany  
Albany, NY 12201

A-80 BITUMINOUS CONCRETE

(All Bidders - Price/Ton + Haul to Determine Vendor)

Cobleskill Stone  
P.O. Box 220  
Cobleskill, NY 12043

Benchmark, NY  
404 Court St.  
Utica, NY 13502

Cushing Stone Co., Inc.  
725 Sthwy 5S  
Amsterdam, NY 12010

Callanan Industries, Inc.  
South St.  
South Bethlehem, NY 12161

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner Public Works  
Purchasing Agent

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RESOLUTION NO. 103 of 1998

DATED: March 10, 1998

RESOLUTION CORRECTING 1998 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Keller

WHEREAS, various property owners have filed Applications for Corrected Tax Roll, pursuant to Section 554 of the Real Property Tax Law, with the Real Property Tax Director, alleging errors on the 1998 Tax Roll, and

WHEREAS, said Director has investigated and filed a report, pursuant to said statute, confirming existence of said,

RESOLVED, that the 1998 Tax Roll hereby is ordered corrected, as follows:

APPLICANT:

SLB#:

CORRECTION:

Baldwin Research

25.16-1-60

Reduce assessment to \$0.

Institute Inc  
14 Church St  
Hagaman, NY 12086

Village of  
Hagaman

Emma Knoblauch  
5066 St Hwy 10  
Fort Plain, NY 13339

16.-1-18  
Town of Palatine

Reduce assessment to  
\$11,950.

FURTHER RESOLVED, that the tax levying body hereby is authorized and directed to approve said applications by making notations on the original applications and duplicates, and by entering the correct extension of taxes, and

FURTHER RESOLVED, that the Real Property Tax Director is authorized and directed to make an order setting forth the corrected taxes, and directing the officer having jurisdiction over tax roll to correct the rolls, and to affix the orders and approved applications to the tax rolls and the warrants, per Section 554 of the Real Property Tax Law, such annexed applications and warrants becoming a part of such tax rolls, and

FURTHER RESOLVED, that said Director shall immediately submit, to the officers having jurisdiction over the tax roll, and above order, all approved applications, and

FURTHER RESOLVED, that said Director shall mail Notices of Approval of Application to the applicants and shall file duplicate copies of the applications with the Board of Supervisors, and

FURTHER RESOLVED, that, provided the applications were filed pursuant to Paragraph 7A of Section 554 of the Real Property Tax Law, each applicant shall have eight days, from the date of the mailing of the Notice of Approval, to pay such corrected taxes, without interest, and

FURTHER RESOLVED, that said officers having charge of the tax rolls hereby are ordered and directed to immediately collect corrected tax, and

FURTHER RESOLVED, that the County Treasurer is directed to charge any taxes deleted from the current rolls, by this resolution, wherever appropriate, against the account of the respective property-taxing jurisdiction for inclusion in the next ensuing tax levy, and

FURTHER RESOLVED, that said Treasurer is directed to notify, prior to May 1, 1998 the appropriate districts that any relevy cancelled by this resolution will not be returned.

MOTION TO AMEND by Supervisor Grzyb, seconded by Supervisor Dandreano, in the RESOLVED clause, delete "Baldwin Research", passed with Aye(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director, Real Property Tax Service

\*\*

RESOLUTION NO. 104 of 1998  
RESOLUTION AWARDDING BID NO. 04-98

DATED: March 10, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: Dandreano

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 47 of 1998, to solicit bids for office supplies, and

WHEREAS, said bids were opened on February 24, 1998,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 04-98 to Staples Business Advantage of Albany, New York.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent

\*\*

RESOLUTION NO. 105 of 1998 DATED: March 10, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - ENVIRONMENTAL  
ENGINEERING SERVICES

Resolution by Supervisor: Mead  
Seconded by Supervisor: Cuzzo

WHEREAS, the Commissioner of Public Works has recommended that proposals be solicited for environmental engineering services at the Richard L. Hanson Fire Training Center,

RESOLVED, that the Purchasing Agent, in cooperation with the Commissioner of Public Works, hereby is authorized and directed to solicit proposals for environmental engineering services to determine whether contamination exists at the site of the Richard L. Hanson Fire Training Center, and

FURTHER RESOLVED, that said proposals, if necessary, shall include decontamination plans.

MOTION TO AMEND by Supervisor Vesp, seconded by Supervisor Dandreaano, in the RESOLVED clause, delete "whether" and insert, in its stead, "the extent of", passed with Aye(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner Public Works  
Purchasing Agent

\*\*

RESOLUTION NO. 106 of 1998 DATED: March 10, 1998  
RESOLUTION REQUESTING FULL STATE FUNDING OF COUNTY LAW AMENDMENT

Resolution by: Full Board  
Seconded by Supervisor:

WHEREAS, Governor Pataki, in cooperation with the Senate and Assembly, supported, and signed into law, revisions to the County Law 224 matching formula to provide equitable State financial support to Cornell Cooperative Extension Associations in each county, based upon the respective county's appropriation, and

WHEREAS, the Cornell Cooperative Extension Association of Fulton and

Montgomery Counties is recognized as a primary source enabling people to improve their lives and communities through learning partnerships that utilize research and experiential knowledge, and

WHEREAS, the Montgomery County Board of Supervisors, since 1914, has recognized the beneficial partnership in County Extension knowledge and research

provided to County residents,

RESOLVED, that the Montgomery County Board of Supervisors hereby urges the Assembly and State Senate to appropriate adequate funding into the 1998 New York State Budget to support the 57 Cornell Cooperative Extension Offices for full implementation of the revised County Law 224 formula, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to forward copies of this Resolution to Governor Pataki, Senator Farley and Assemblyman Tonko.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Cooperative Extension

\*\*

RESOLUTION NO. 107 of 1998

DATED: March 10, 1998

RESOLUTION ESTABLISHING POSITIONS - CORRECTIONS LIEUTENANTS (JAIL)

Resolution by Supervisor: McMahan  
Seconded by Supervisor:

WHEREAS, the Sheriff has recommended establishment of two positions at the County Jail,

RESOLVED, that the Board of Supervisors hereby establishes two Corrections Lieutenant positions, each at an annual salary of \$27,984.00, and

FURTHER RESOLVED, that the position of Deputy Sheriff/Corrections Lieutenant hereby is abolished, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-15-4-3150-00.1110 Jail  
(472) Corrections Lieutenant  
(473) Corrections Lieutenant

TRANSFER:

From: A-15-4-3150-00.1110 Jail  
(896) Deputy Sheriff/Corr. Lieutenant \$23,609.00  
(74) Corrections Officer 1,573.42  
(10) Corrections Sergeant 22,035.58

To: A-15-4-3150-00.1110 Jail  
(472) Corrections Lieutenant \$23,609.00  
(473) Corrections Lieutenant 23,609.00

RESOLUTION WITHDRAWN BY SPONSOR.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator

County Clerk  
Sheriff  
Personnel/Payroll

\*\*

RESOLUTION NO. 108 of 1998

DATED: March 10, 1998

RESOLUTION ESTABLISHING POSITION - CORRECTIONS ADMINISTRATOR (JAIL)

Resolution by Supervisor: Stagliano  
Seconded by Supervisor: Vesp

WHEREAS, the Sheriff has recommended establishment of the position of Corrections Administrator at the County Jail,

RESOLVED, that the Board of Supervisors hereby establishes the position of Corrections Administrator, at an annual salary of \$32,500, in the competitive class of Civil Service, and

FURTHER RESOLVED, that the position of Deputy Sheriff/Corrections Lieutenant hereby is abolished, and

FURTHER RESOLVED, that the Sheriff hereby is authorized to appoint someone to fill said position, on a provisional basis, pending examination and establishment of a Civil Service eligible list, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-15-4-3150-00.1110 (470) Jail  
Corrections Administrator

TRANSFER:

From: A-15-4-3150-00	Jail	
	.1110 (896) Deputy Sheriff/Corr. Lieut.	\$23,844.27
	.1110 (74) Correction Officer	4,684.00
To: A-15-4-3150-00.1110 (470) Jail		
	Corrections Administrator	\$28,528.27

MOTION TO AMEND by Supervisor Stagliano, seconded by Supervisor Wills, in the RESOLVED clause, delete "in the competitive class of Civil Service", and in the second FURTHER RESOLVED clause, delete "on a provisional basis, pending examination and establishment of a Civil Service eligible list" and insert, in its stead, "to a term to run concurrent with that of the term of the office of Sheriff".

MOTION TO CALL THE QUESTION by Supervisor Grzyb, seconded by Supervisor Keller, failed with Aye(652-2/3 majority). Supervisor Cuzzo, Grzyb, McMahon, Mead, Keller, Hisert, Van Kersen and Stagliano voted aye.

MOTION TO AMEND (Stagliano/Wills), passed with Aye(1063). Supervisors Dandreaano, Cuzzo, Grzyb, Vesp and Paton voted nay.

RESOLUTION ADOPTED with Aye(1220). Supervisors Dandreaano, Cuzzo and Grzyb voted nay. Supervisor Paton abstained.

Duly adopted upon roll call, all members present (1220) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff  
Personnel-Payroll

\*\*

Resolution by Supervisor: Hisert  
Seconded by Supervisor: Vesp

RESOLVED, that Resolution No. 57 of 1988 hereby is amended to provide for deletion of the Resolved clause and insertion, in its stead, of the following:

"RESOLVED, that a Montgomery County Sanitary Sewer District Board, consisting of seven members, shall be the administrative body of Montgomery County Sanitary Sewer District No. 1, and

"FURTHER RESOLVED, that said Board shall be comprised of the Supervisors of the Towns of Canajoharie, Minden and Palatine and the Mayors of the Villages of Fort Plain, Nelliston and Palatine Bridge, and one at-large member, and

"FURTHER RESOLVED, that said members shall be appointed, by the Board of Supervisors, to terms coincidental with their respective terms as elected municipal officers, and

"FURTHER RESOLVED, that the at-large member shall be appointed by the Board of Supervisors, from candidates recommended by the Sewer District Board, for a one-year term beginning on January 1, and ending on December 31."

MOTION TO TABLE by Supervisor Coluni, seconded by Supervisor Van Kersen, passed with Aye(1721). Supervisor Barone was absent. (3/10/98)

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sanitary Sewer District #1

\*\*

RESOLUTION NO. 111 of 1998  
RESOLUTION ESTABLISHING STAFFING CEILING

DATED: March 10, 1998

Resolution by Supervisor: Hassan  
Seconded by Supervisor: Paton

RESOLVED, that Montgomery County's personnel count, effective March 11, 1998, will not exceed staffing levels within the respective departments, per the full time employment totals contained in a report tendered by the Personnel Officer, and part time levels as budgetarily controlled, and

FURTHER RESOLVED, that the Personnel Officer shall provide quarterly reports to the Board of Supervisors, citing the number of persons employed by the County, and

FURTHER RESOLVED, that the Personnel Officer's report shall reference, by position, the number of new hires during the three-month period covered by the respective reports.

RESOLUTION DEFEATED with Aye(909). Supervisors Wills, McMahon, Hassan, Keller, Vesp, Paton, Hisert and Stagliano voted aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel

OTHER

Supervisor Dandreano requested information on the number of referrals received from the New York State Economic Development Council.

Motion by Supervisor Cuozzo, seconded by Supervisor Barone, to enter into Executive Session for the purpose of discussing personnel, passed with Aye(1868). The Board entered Executive Session at 9:26 p.m.

Supervisor Grzyb left the meeting at 9:26 p.m.

Motion by Supervisor Van Kersen, seconded by Supervisor Barone, to conclude the Executive Session at 10:16 p.m., passed with Aye(1660). Supervisor Grzyb was absent.

ADJOURNMENT

Motion by Supervisor Wills, seconded by Supervisor McMahon, to adjourn the meeting, passed with Aye(1660). Supervisor Grzyb was absent. Chairman McMahon declared the meeting adjourned at 10:16 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for March 24, 1998, was called to order at 7:31 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Barone. Roll call indicated that all Supervisors were present.

MOMENT OF SILENCE

Social Services Commissioner Robert L. Reidy offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Dandreaano, to provide for the addition of Resolutions No. 131, and to consider Resolutions No. 131 prior to Resolution No. 114, and to hold an Executive Session after "Old Business", passed with Aye(1868). Motion by Supervisor Wills, seconded by Supervisor Dandreaano, to adopt the amended agenda, passed with Aye(1868).

PROCLAMATIONS

Proclamation acknowledging the 50th Anniversary of WCSS was presented by Supervisor Coluni.

PUBLIC COMMENT

Marco Zumbolo, Ethics Advisory Board Chairman, discussed Board activities.

Ed Winters, Cornell Cooperative Extension Executive Director, introduced three new agency employees.

Phil Arnold, Town of Amsterdam, said he supports creation of an Economic Development Department, but not at the expense of the Planning Department.

Alice Knapik, Town of Glen, stated "When I spoke on March 10, 1998 in the public forum, it was my own opinion. Again, my own opinion. I did not represent the Fulmont Community Action Agency. I know better cause they amended their by-laws and I could be removed. I also will not have nobody and I mean nobody, infringe upon my freedom of speech. People don't like what I say, TOUGH. I say it as I see it."

SPECIAL PRESENTATIONS

None.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Barone, seconded by Supervisor Coluni, to adopt the Minutes of the Regular Meeting of March 10, 1998, passed with Aye(1660). Supervisor Grzyb voted nay.

READING OF COMMUNICATIONS

None.

OLD BUSINESS

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RESOLUTION NO. 109 of 1998

DATED: March 10, 1998

RESOLUTION AMENDING RESOLUTION NO. 57 OF 1988

Resolution by Supervisor: Hisert

Seconded by Supervisor: Vesp

RESOLVED, that Resolution No. 57 of 1988 hereby is amended to provide for deletion of the Resolved clause and insertion, in its stead, of the following:

"RESOLVED, that a Montgomery County Sanitary Sewer District Board, consisting of seven members, shall be the administrative body of Montgomery County Sanitary Sewer District No. 1, and

"FURTHER RESOLVED, that said Board shall be comprised of the Supervisors of the Towns of Canajoharie, Minden and Palatine and the Mayors of the Villages of Fort Plain, Nelliston and Palatine Bridge, and one at-large member, and

"FURTHER RESOLVED, that said members shall be appointed, by the Board of Supervisors, to terms coincidental with their respective terms as elected municipal officers, and

"FURTHER RESOLVED, that the at-large member shall be appointed by the Board of Supervisors, from candidates recommended by the Sewer District Board, for a one-year term beginning on January 1, and ending on December 31."

MOTION TO TABLE by Supervisor Coluni, seconded by Supervisor Van Kersen, passed with Aye (1721). Supervisor Barone was absent. (3/10/98)

MOTION TO REMOVE FROM TABLE by Supervisor Hassan, seconded by Supervisor Hisert, passed with Aye(1727). Supervisor McMahon voted nay.

MOTION TO AMEND by Supervisor Vesp, seconded by Supervisor Hisert, in the first FURTHER RESOLVED clause, before "Supervisors" and "Mayors", insert "current", passed with Aye(1868). (3/24/98)

RESOLUTION ADOPTED with Aye (1727). Supervisor McMahon voted nay. (3/24/98)

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sanitary Sewer District #1

Motion by Supervisor Wills, seconded by Supervisor Keller, to enter into Executive Session for the purpose of discussion of the financial history of a particular corporation, as permitted by Article 7 of the Public Officers Law, passed with Aye(1660). Supervisor Grzyb voted nay. The Board entered into Executive Session at 8:45 p.m.

Motion by Supervisor Van Kersen, seconded by Supervisor Grzyb, to conclude the Executive Session at 9:20 p.m., passed with Aye(1868).

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RESOLUTION NO. 131 of 1998 DATED: March 24, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT -  
HERKIMER PRE-CUT, INC.

Resolution by Supervisor: Keller  
Seconded by Supervisor: Van Kersen

WHEREAS, Montgomery County administers a Revolving Loan Fund for Economic Development purposes, and

WHEREAS, the Montgomery County Industrial Development Agency has recommended making a business loan to Herkimer Pre-Cut, Inc. which is scheduled to locate in the Glen Canal View Business Park in the Town of Glen, and

WHEREAS, Herkimer Pre-Cut, Inc. has requested \$200,000 from the Montgomery County Revolving Loan Fund for working capital to establish 30 jobs, and

WHEREAS, it is necessary to enter into an agreement with the project principals to properly consummate said business loan,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign a loan agreement and any necessary legal documents, to process an economic development loan in a principal amount not to exceed \$200,000 to Herkimer Pre-Cut, Inc., and

FURTHER RESOLVED, that said loan shall be distributed in installments until 30 jobs have been established, and

FURTHER RESOLVED, that said loan shall be payable in 60 monthly installments, with interest of 5.5 percent per annum, and

FURTHER RESOLVED, that said loan shall be due in full, immediately, upon either 25 percent reduction of employment or closure of Herkimer Pre-Cut, Inc. Montgomery County's facility, and

FURTHER RESOLVED, that Herkimer Pre-Cut, Inc. satisfy all conditions recommended by the MCIDA.

INCREASE:

Revenue:	CD-01-3-2170-00	Community Development Income	by_____
	CD-01-3-2401-00	Interest & Earnings	by_____
Appropriations:	CD-01-4-8668-93.4510	Community Development Fund	
		Revolving Loans	by_____

MOTION TO AMEND by Supervisor Keller, seconded by Supervisor Van Kersen, in the fourth FURTHER RESOLVED clause, insert \$200,000, \$8,000 and \$208,000" respectively.

MOTION TO AMEND by Supervisor Dandreano, seconded by Supervisor Barone, to add, ", and FURTHER RESOLVED, that application for loan may be made upon completion of 75 percent of the building and creation of 15 jobs.", passed with Aye(1868)

MOTION TO AMEND Keller/Van Kersen, passed with Aye(1660). Supervisor Grzyb voted nay.

MOTION TO AMEND by Supervisor Dandreano, seconded by Supervisor Barone, to add,  
", and FURTHER RESOLVED, that the Board of Supervisors hereby schedules a  
Public Hearing on Herkimer Pre-Cut Loan to be held on Tuesday, April 14,  
1998 at 7:00 p.m. in the Chambers of the Board of Supervisors, County

Office Building, Fonda, New York.", passed with Aye(1868).

RESOLUTION ADOPTED with Aye(1472). Supervisor Grzyb voted nay. Supervisors Cuzzo and Hassan abstained.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Economic Opportunity and Development

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RESOLUTION NO. 114 of 1998  
RESOLUTION APPROVING CAPITAL PROJECTS - 1998

DATED: March 24, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Vesp

WHEREAS, it has been recommended that various Capital Projects to be undertaken during 1998 be financed through bonding,

RESOLVED, that the Board of Supervisors hereby approves the following Capital Projects for 1998:

1. Department of Public Works - Replacement of Fuel Storage, at a cost not exceed \$100,000.
2. Department of Public Works - Road and Bridge Programs, at a cost not to exceed \$200,000.
3. Data Processing - Upgrade of AS/400, at a cost not to exceed \$190,000.
4. Real Property Tax Services - Revaluation and Digital Soil Survey, at a cost not to exceed \$190,000.
5. FMCC - Master Plan, at a cost not to exceed \$200,000.

, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to arrange for preparation of appropriate legislation authorizing bonding to fund said Capital Projects.

MOTION TO TABLE by Supervisor Barone, seconded by Supervisor Cuzzo, passed by Aye(1868).

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Director of Real Property Tax Service  
Director of Data Processing

\*\*

RESOLUTION NO. 115 of 1998  
RESOLUTION ESTABLISHING POSITIONS (DISTRICT ATTORNEY)

DATED: March 24, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

WHEREAS, the District Attorney has requested establishment of two parttime positions,

RESOLVED, that the Board of Supervisors hereby authorizes establishment of two parttime Senior Clerk Typist positions in the office of the District Attorney, and

FURTHER RESOLVED, that both positions shall provide for compensation at the rate of \$8.00 per hour, and

FURTHER RESOLVED, that the parttime positions of Senior Clerk Steno and Account Clerk Typist hereby are abolished, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follow:

ADD: A-25-4-1165-00. District Attorney  
.1120(477) Senior Clerk Typist - PT  
.1120(478) Senior Clerk Typist - PT

TRANSFER:

From: A-25-4-1165-00. District Attorney  
.1120(633) Senior Clerk Steno - PT \$7,156.75  
.1120(634) Account Clerk Typist - PT 5,132.50

To: A-25-4-1165-00. District Attorney  
.1120(477) Senior Clerk Typist - PT \$5,132.50  
.1120(478) Senior Clerk Typist - PT 7,156.75

RESOLUTION ADOPTED with Aye(1660). Supervisor Grzyb abstained.

Duly adopted upon roll call, all members present (1660) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
District Attorney  
Appointees  
Personnel/Payroll

\*\*

RESOLUTION NO. 116 of 1998 DATED: March 24, 1998  
RESOLUTION ESTABLISHING POSITIONS (COUNTY ADMINISTRATOR)

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Mead

WHEREAS, the County Administrator has requested establishment of two positions,

RESOLVED, that the Board of Supervisors hereby authorizes establishment of the position of Executive Secretary to County Administrator, at an annual salary of \$21,000.00, effective March 30, 1998, and

FURTHER RESOLVED, that said Board also authorizes establishment of the position of Principal Stenographer, Parttime, at a compensation rate of \$10.00 per hour, and

FURTHER RESOLVED, that the position of Principal Stenographer hereby is abolished, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follow:

ADD: A-01-4-1011-00.1110(476) County Administrator  
Exec. Secretary to Co. Admin.  
.1120(479) Principal Stenographer PT

TRANSFER:

From: A-01-4-1011-00.1110(114) County Administrator  
Principal Stenographer \$ \_\_\_\_\_

To: A-01-4-1011-00.1110(476) County Administrator  
Exec. Secretary to Co. Admin. \$ \_\_\_\_\_  
.1120(479) Principal Stenographer - PT \$ \_\_\_\_\_

MOTION TO AMEND by Supervisor McMahon, seconded by Supervisor Van Kersen, in "From" add "A-01-4-1010-00.1120(557), Receptionist - PT, \$\_\_\_\_\_", and, in "TRANSFER", insert "21,000, 2,000, 20,000 and 3,000" respectively, failed with Aye(920). Supervisors Dandreano, Cuzzo, Barone, Wills, and Coluni voted nay. Supervisor Grzyb abstained.

MOTION TO TABLE by Supervisor Barone, seconded by Supervisor Dandreano, failed

with Aye(652). Supervisors Cuzzo, Wills, McMahon, Hassan, Mead, Keller, Vesp, Paton, Hisert, Van Kersen, and Stagliano voted nay.

MOTION TO AMEND by Supervisor McMahon, seconded by Supervisor Stagliano, in "From" add "A-01-4-1010-00.1120(557), Receptionist - PT, \$\_\_\_\_\_", and in "TRANSFER", insert "21,000, 2,001, 20,001 and 3,000", respectively, passed with Aye(1067). Supervisors Dandreaano, Cuzzo, Wills and Coluni voted nay. Supervisor Grzyb abstained.

RESOLUTION ADOPTED with Aye(1216). Supervisors Dandreaano, Wills and Coluni voted nay. Supervisor Grzyb abstained.

Duly adopted upon roll call, all members present (1216) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointees  
Personnel/Payroll

\*\*

RESOLUTION NO. 117 of 1998  
RESOLUTION APPOINTING NURSING HOME ADMINISTRATOR

DATED: March 24, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

RESOLVED, that \_\_\_\_\_ hereby is appointed to serve as Administrator of Montgomery Meadows for a five-year term commencing on \_\_\_\_\_ and expiring on \_\_\_\_\_ at an annual salary of \$\_\_\_\_\_, and

FURTHER RESOLVED, that Resolution No. 110 of 1998 hereby is rescinded.

MOTION TO AMEND by Supervisor Paton, seconded by Supervisor Coluni, in the RESOLVED clause, in the appropriate blanks, insert Neil Van Slyke, April 20, 1998, April 19, 2003 and 40,000", passed with Aye(1558). Supervisors Grzyb and Stagliano voted nay.

RESOLUTION ADOPTED with Aye(1409). Supervisors Dandreaano, Grzyb and Stagliano voted nay.

Duly adopted upon roll call, all members present (1409) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Montgomery Meadows  
Personnel/Payroll

\*\*

RESOLUTION NO. 118 of 1998  
RESOLUTION ESTABLISHING DEPARTMENT OF ECONOMIC OPPORTUNITY AND DEVELOPMENT

DATED: March 24, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Barone

WHEREAS, it has been recommended that a Department of Economic Opportunity and Development be established to better position Montgomery County to promote economic growth,

RESOLVED, that the Board of Supervisors hereby establishes the Montgomery

County Department of Economic Opportunity and Development, effective March 30, 1998, and

FURTHER RESOLVED, that said Department's responsibilities shall include administration of the Revolving Loan Fund, and

FURTHER RESOLVED, that Resolutions No. 136 of 1997 and No. 261 of 1997

hereby are rescinded, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD:

A-24-4-6430-00	Economic Opportunity & Development	
A-24-4-6430-00	Economic Opportunity & Development	
.1110(472)	Economic Development Director	
.1110(473)	Economic Development Specialist	
.1110(474)	Senior Account Clerk Typist	
.4452	Printing	
.4454	Central Purchasing	
.4471	Mileage Allocations	
.4474	Tolls & Parking	

TRANSFER:

From: A-30-4-1320-00.1110(392)	County Auditor	
	Senior Account Clerk Typist	\$15,692.05
A-23-4-8020-00	Planning & Development	
.1110(47)	Senior Planner	20,984.60
.1110(447)	Assistant Planner	\$15,672.25
.4471	Mileage Allocations	500.00
A-01-4-1990-00.4400	Contingent Account	
	Contractual Expenses	9,585.85
To: A-24-4-6430-00	Economic Opportunity & Development	
.1110(472)	Economic Development Director	\$25,923.33
.1110(473)	Economic Development Specialist	19,269.37
.1110(474)	Senior Account Clerk Typist	15,692.05
.4452	Printing	500.00
.4454	Central Purchasing	500.00
.4471	Mileage Allocations	500.00
.4474	Tolls & Parking	50.00

, and

FURTHER RESOLVED, that the positions of Senior Planner and Assistant Planner, in the Planning Department, and Senior Account Clerk Typist, in the Auditing Department, hereby are abolished.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Dandreano, to add, ", and FURTHER RESOLVED, that the job descriptions for the positions of Economic Development Director and Economic Development Specialist, as presented by the Personnel Officer, are hereby adopted and that the job description of the Economic Development Director is hereby amended under "Distinguishing Features of the Class", delete "may function as staff" and insert, in its stead, "will function as staff", passed with Aye(1289). Supervisors McMahon, Hassan, Vesp, Van Kersen and Stagliano voted nay. Supervisor Keller abstained.

CALL TO QUESTION sponsored by Supervisor Dandreano, seconded by Supervisor Cuzzo, passed with Aye(1073-2/3 majority). Supervisors Hassan, Vesp, Van Kersen and Stagliano voted nay.

RESOLUTION ADOPTED with Aye(1289). Supervisors McMahon, Hassan, Vesp, Van Kersen and Stagliano voted nay. Supervisor Keller abstained.

Duly adopted upon roll call, all members present (1289) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Economic Development Department  
Personnel/Payroll  
Planning Department

\*\*

RESOLUTION NO. 119 of 1998

DATED: March 24, 1998

RESOLUTION APPOINTING ECONOMIC DEVELOPMENT DIRECTOR

Resolution by Supervisor: Mead

Seconded by Supervisor: Barone

RESOLVED, that Michael Yevoli hereby is appointed Montgomery County Director of Economic Development for a four-year term commencing on March 30, 1998 and ending on March 29, 2002, at an annual base salary of \$33,500.00.

MOTION TO CALL THE QUESTION by Supervisor Cuzzo, seconded by Supervisor Dandreaano, passed with Aye(1144). Supervisors Vesp and Van Kersen voted nay.

RESOLVED ADOPTED with Aye(1328). Supervisors Keller, Vesp, Hisert, Van Kersen and Stagliano voted nay. Supervisor Hassan abstained.

Duly adopted upon roll call, all members present (1328) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Personnel/Payroll

\*\*

RESOLUTION NO. 120 of 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (JAIL)

DATED: March 24, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Cuzzo

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue:	A-06-3-2665-00	Sales of Equipment	by \$2,550.00
Appropriations:	A-15-4-3150-00.	Jail	
	.2212	Chairs & Stools	by \$ 60.00
	.2255	Building/Custodial	by 275.00
	.2258	Kitchen/Food	by 250.00
	.4454	Central Purchasing	by 1,965.00

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 121 of 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MASS TRANSPORTATION

DATED: March 24, 1998

Resolution by Supervisor: Wills  
Seconded by Supervisor: Coluni

WHEREAS, the County of Montgomery is requesting a grant from the New York State Department of Transportation, pursuant to Section 5311, Title 49, United States Code, for a project to provide public mass transportation services for Montgomery County through Brown Coach, Inc., for 1998, and

WHEREAS, the County and the State have entered into a continuing 10-year agreement which authorizes said Project and payment of the Federal share identified as State Contract C001921,

RESOLVED, that the Chairman of the Montgomery County Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign any contracts or agreements necessary to complete said project.

RESOLUTION ADOPTED with Aye(1660). Supervisor Grzyb abstained.

Duly adopted upon roll call, all members present (1660) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Brown Coach, Inc.

\*\*

RESOLUTION NO. 122 of 1998

DATED: March 24, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - OFFICE FOR THE  
AGING

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with Montgomery County Office for Aging, Inc., for provision of case management, home care and nutrition services to eligible County residents, and

FURTHER RESOLVED, that said Agreement, which shall commence on January 1, 1998 and terminate on December 31, 1998, shall provide for total annual compensation not to exceed \$50,000, and

FURTHER RESOLVED, that said Agreement may be renewed annually, by addendum, without further legislative action, provided there are no substantive modifications.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Office for Aging, Inc.

\*\*

RESOLUTION NO. 123 of 1998

DATED: March 24, 1998

RESOLUTION ACCEPTING PROPOSAL - TUBERCULOSIS MEDICAL SERVICES

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

WHEREAS, the Purchasing Agent was authorized, by adoption of Resolution No. 307 Of 1997, to solicit proposals for Tuberculosis Medical Services, and

WHEREAS, one proposal was received on September 29, 1997,

RESOLVED, that the Board of Supervisors hereby accepts the proposal submitted by Amsterdam Memorial Health Care System, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign and execute any documents pertaining to said acceptance.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Director of Public Health

\*\*

RESOLUTION NO. 124 of 1998

DATED: March 24, 1998

RESOLUTION AUTHORIZING CHANGE ORDERS - CONTRACT NO. 10 (FMCC MASTER PLAN PROJECT)

Resolution by Supervisor: Cuozzo

Seconded by Supervisor: Wills

RESOLVED, that the Montgomery County Board of Supervisors hereby approves the following change orders to Contract No. 10, Building Construction, of the FMCC Master Plan Project:

CHANGE ORDER	DESCRIPTION	AMOUNT
10-16	Delete floor tile in C1-6/C14; provide tile in C137B; delete floor tile in C119, C121, C123 and C125 (per PR's 10-13, 10-14 and 10-15).	(-)\$ 3,285.70
10-17	Provide asbestos containment, asbestos abatement and spray fireproofing in Classrm. Bldg. elevator shaft (per CCD;s 21 and 23)	(+) 12,606.89
10-18	Install supports for projection screen in C027 and make changers to Library toilet rooms L117/L118 (per CCD 10-20 and 10-22)	(+) 5,781.28
10-19	Change loft block to Series 59 Style (per CCD 10-24) and provide rain diverters at two skylights and one smoke vent	(+) 6,103.72
10-20	Change wall types to accommodate electrical panels (CCC 10-17) and change elevation of beam at window in Annex (CCD 10-18)	(+) 1,141.55
Original Contract Amount:		\$ 5,968,000.00
Net Previous CO 10-1 - 10-15		(-) 5,116.88
Net Previous CO 10-16 - 10-20		(+) 22,347.74
Revised Contract Amount		\$5,985,230.86

, and

FURTHER RESOLVED, that this Resolution is contingent upon passage of a similar Resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1511). Supervisors Dandreano and Grzyb voted nay.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton County Board of Supervisors  
FMCC  
Saratoga Associates

\*\*

RESOLUTION NO. 125 of 1998

DATED: March 24, 1998

RESOLUTION AUTHORIZING CHANGE ORDERS - CONTRACT NO. 11 (FMCC MASTER PLAN PROJECT)

Resolution by Supervisor: Cuozzo

Seconded by Supervisor: Keller

RESOLVED, that the Montgomery County Board of Supervisors hereby approves the following change orders to Contract No. 11, Plumbing Construction, of the FMCC Master Plan Project:

## CHANGE ORDER

## DESCRIPTION

## AMOUNT

11-1	Provide vertical backflow preventor at fire sprinkler riser in lieu of horizontal	(+)\$ 991.00
11-2	Replace underground piping in Acid Waste Room in	(+) 1,481.00

Classroom Bldg. and replace sections of pipe from  
sump pit to floor drain

11-3	Provide new insulation for existing domestic piping in lower level of Classroom Bldg. to replace insulation removed as part of asbestos abatement	(+) 9,232.00
11-4	Provide new insulation for existing domestic piping in upper level of Classroom Bldg to replace insulation removed as part of asbestos abatement	(+) 18,963.00

Original Contract Amount:	\$276,520.00
Net CO 11-1 - 11-4	(+) 30,667.00
Revised Contract Amount	\$307,187.00

, and

FURTHER RESOLVED, that this Resolution is contingent upon passage of a similar Resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1511). Supervisors Dandreano and Grzyb voted nay.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton County Board of Supervisors  
FMCC  
Saratoga Associates

\*\*

RESOLUTION NO. 126 of 1998 DATED: March 24, 1998  
RESOLUTION AUTHORIZING CHANGE ORDERS - CONTRACT NO. 12 (FMCC MASTER  
PLAN PROJECT)

Resolution by Supervisor: Wills  
Seconded by Supervisor: Keller

RESOLVED, that the Montgomery County Board of Supervisors hereby approves the following change orders to Contract No. 12, HVAC Construction, of the FMCC Master Plan Project:

CHANGE ORDER	DESCRIPTION	AMOUNT
12-1	Provide additional structural supports for rooftop chiller	(+)\$ 1,339.00
12-2	Provide refrigerant piping to existing a/c unit on Administration Bldg. to allow unit to be reactivated	(+) 10,254.00
Original Contract Amount:		\$ 1,148,000.00
Net CO 12-1 - 12-2		(+) 11,593.00
Revised Contract Amount		\$1,159,593.00

, and

FURTHER RESOLVED, that this Resolution is contingent upon passage of a similar Resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1511). Supervisors Dandreano and Grzyb voted nay.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon

Richard C. Healy

County Attorney

Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton County Board of Supervisors  
FMCC

\*\*

RESOLUTION NO. 127 of 1998

DATED: March 24, 1998

RESOLUTION AUTHORIZING CHANGE ORDERS - CONTRACT NO. 13 (FMCC MASTER PLAN PROJECT)

Resolution by Supervisor: Cuzzo

Seconded by Supervisor: Keller

RESOLVED, that the Montgomery County Board of Supervisors hereby approves the following change orders to Contract No. 13, Electrical Construction, of the FMCC Master Plan Project:

CHANGE ORDER	DESCRIPTION	AMOUNT
13-1	Relocate existing 70A breaker to emergency panel per (CCD 13-1)	(+)\$ 114.08
13-2	Provide 3p 70A breaker in Panel CC-2 to feed existing panel in UL Classroom Bldg (per CCD13-2)	(+) 701.85
13-3	Provide wireway in Classroom Bldg. relocate fire alarm pull station and relocate two fire alarm bells (per CCD13-3)	(+) 552.04
13-4	Provide wiring to exterior bldg. lights in Classroom Bldg.; reconnect C006, and reconnect wiring in C043A (per CCD 13-4)	(+) 442.29
13-5	Provide new lighting and electrical wiring in TV Studio	(+) 36,555.00
Original Contract Amount:		\$ 787,000.00
Net CO 13-1 - 13-5		(+) 38,345.26
Revised Contract Amount		\$ 825,345.26

, and

FURTHER RESOLVED, that this Resolution is contingent upon passage of a similar Resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1511). Supervisors Dandreano and Grzyb voted nay.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton County Board of Supervisors  
FMCC  
Saratoga Associates

\*\*

RESOLUTION NO. 128 of 1998

DATED: March 24, 1998

RESOLUTION TRANSFERRING FUNDS (LEGISLATIVE BOARD)

Resolution by Supervisor: Cuzzo

Seconded by Supervisor: Keller

WHEREAS, The Board of Supervisors, by adoption of Resolution No. 304 of 1997, authorized a one-year Subsidization Agreement Renewal with the Montgomery-Otsego-Schoharie Solid Waste Management Authority, and

WHEREAS, said renewal was for the period commencing on January 1, 1998 and ending on December 31, 1998, with a \$1.5 million funding authorization, and

WHEREAS, additional funding is needed, because the \$300,000 appropriation provided in the 1998 Operating Budget has been depleted,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From: A-01-4-1990-00.4400 Contingent Account  
Contractual Expenses \$ \_\_\_\_\_

To: A-01-4-1010-00.4460 Legislative Board  
Other Programs \$ \_\_\_\_\_

MOTION TO AMEND by Supervisor Cuzzo, seconded by Supervisor Coluni, in "TRANSFER" delete "A-01-4-1990-00.4400 Contingent Account Contractual Expenses" and insert, in its stead, "A-599 Unappropriated Fund Balance" and insert "900,000" in the respective places, and add, ", and FURTHER RESOLVED that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign renewal Subsidization Agreements with municipalities and commercial haulers transporting solid waste to the Montgomery-Otsego-Schoharie Solid Waste Management Authority, for the period commencing on April 1, 1998 and ending on December 31, 1998.", passed with Aye(1560). Supervisors Grzyb, Hassan and Van Kersen voted nay.

RESOLUTION ADOPTED with Aye(1560). Supervisors Grzyb, Hassan and Van Kersen voted nay.

Duly adopted upon roll call, all members present (1560) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 129 of 1998 DATED: March 24, 1998  
RESOLUTION SCHEDULING PUBLIC HEARING - REVIEW OF AGRICULTURAL DISTRICTS

Resolution by Supervisor: Hassan  
Seconded by Supervisor: Van Kersen

WHEREAS, Agricultural Districts are required to undergo a review every eight years, pursuant to NYS Agricultural and Markets Law Article 25AA, and

WHEREAS, the Montgomery County Agricultural and Farmland Protection Board and the Montgomery County Planning Board have recommended modification and consolidation of Districts 3, 4 and 7 into one district, to be known as Montgomery County Agricultural District 3, and

WHEREAS, the law requires the Board of Supervisors to conduct a public hearing on the status of proposed modifications,

RESOLVED, that the Board of Supervisors hereby schedules a Public Hearing on Agricultural Districts 3, 4 and 7 to be held Tuesday, April 14, 1998 at 7:15 p.m. in the Chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said Public Hearing to be published according to law, and

FURTHER RESOLVED, that written notice shall be given to those municipalities whose territory encompasses the district, and any proposed modifications, and to owners to real property within such district, and any proposed modifications, the Commissioner of Agriculture and Markets, the Commissioner of Environmental Conservation, the Secretary of State and the Advisory Council on Agriculture.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 130 of 1998

DATED: March 24, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - AGRICULTURAL AND  
FARMLAND PROTECTION PLANNING GRANT

Resolution by Supervisor: Keller  
Seconded by Supervisor: Van Kersen

WHEREAS, Montgomery County has been awarded a grant of \$50,000 from the New York State Department of Agriculture and Markets for agricultural and farmland protection planning for the period December 1, 1997, to May 31, 1999, and

WHEREAS, both the Cornell Cooperative Extension of Fulton and Montgomery Counties and the Montgomery County Soil and Water Conservation District are the County's partners in performing the work under said grant, and

WHEREAS, an agreement has been presented for the reimbursement of certain expenses under said grant,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement between Montgomery County and Cornell Cooperative Extension of Fulton and Montgomery Counties regarding the Agricultural and Farmland Protection Planning Grant.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Cooperative Extension

OTHER

Supervisor Dandreano requested a discussion regarding RFP's for management of Montgomery Meadows.

ADJOURNMENT

Motion by Supervisor Keller, seconded by Supervisor Van Kersen, to adjourn the meeting, passed with Aye(1868). Chairman McMahon declared the meeting adjourned at 10:59 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PROCLAMATIONS . . . . .	1
PUBLIC COMMENT . . . . .	1
SPECIAL PRESENTATIONS . . . . .	1
ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . .	2
READING OF COMMUNICATIONS . . . . .	2
OLD BUSINESS . . . . .	2
RES114 Resolution Approving Capital Projects - 1998	
NEW BUSINESS . . . . .	3
RES132 Resolution Recommending Siting of Workers Compensation	
RES133 Resolution Reappointing Member of Sewer District Board	
RES134 Resolution Appointing Traffic Safety Board Members	
RES135 Resolution Designating Financial Disclosure Statements	
RES136 Resolution Establishing Positions - Sheriff	
RES137 Resolution Establishing Position - Social Services	
RES138 Resolution Amending Resolution No. 222 of 1997	
RES139 Resolution Amending Resolution No. 108 of 1998	
RES140 Resolution Authorizing Agreements - Mental Health	
RES141 Resolution Authorizing Agreement - Court Cleaning	
RES142 Resolution Authorizing Sale of Surplus Equipment	
RES143 Resolution Authorizing Agreement - uniform Services	
RES144 Resolution Awarding Bid No. 05-98	
RES145 Resolution Authorizing Closeout of Contract - FMCC	
RES146 Resolution Authorizing Change Order - FMCC	
RES147 Resolution Authorizing Change Order - FMCC	
RES148 Resolution Authorizing Agreement - Tourism Program	
RES149 Resolution Authorizing Agreements - Snow & Ice Control	
RES150 Resolution to Enact Increase Sales Tax	
RES151 Resolution Correcting 1998 Town and County Tax Rolls	
RES152 Resolution Authorizing Dorm Building Occupancy	
RES153 Resolution Authorizing Solicitation of Bids - DPW	
RES154 Resolution Endorsing FMCC Building Project	
RES155 Resolution Identifying Funding Source - FMCC Project	
OTHER . . . . .	17
ADJOURNMENT . . . . .	18

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for April 14, 1998, was called to order at 7:30 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Coluni. Roll call indicated that Supervisor Barone was absent. All votes in these minutes reflect his absence.

MOMENT OF SILENCE

Supervisor Mead offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Keller, seconded by Supervisor Hisert, to provide for the addition of Resolutions No. 154 and No. 155, and to hold an Executive Session after "Other", passed with Aye(1721). Supervisor Barone was absent. Motion by Supervisor Keller, seconded by Supervisor Hisert, to adopt the amended agenda, passed with Aye(1721). Supervisor Barone was absent.

PROCLAMATIONS

Proclamation acknowledging the 50th Anniversary of WCSS was presented to Jeff Weber, by Supervisor Coluni.

Proclamation declaring April 19 - 25, 1998, as "Week of the Young Child" was read by Supervisor Keller.

PUBLIC COMMENT

Christine Michaels, Chamber of Commerce President, provided a Tourism Program update.

Alice Knapik, Town of Glen, discussed Fulton-Montgomery Community College.

David Smith, Montgomery County Deputy Sheriff's Association President, discussed the K-9 program.

SPECIAL PRESENTATIONS

Sister Rita Jean DuBray, Project Action, urged adoption of legislation regarding smoke-free work sites.

Patricia Beck, FMCC Foundation President, discussed the proposed Foundation construction project.

Motion by Supervisor Dandreano, seconded by Supervisor Van Kersen, to adopt the Minutes of the Regular Meeting of March 24, 1998, passed with Aye(1513). Supervisor Grzyb voted nay. Supervisor Barone was absent.

READING OF COMMUNICATIONS

None.

OLD BUSINESS

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RESOLUTION NO. 114 of 1998  
RESOLUTION APPROVING CAPITAL PROJECTS - 1998

DATED: March 24, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Vesp

WHEREAS, it has been recommended that various Capital Projects to be undertaken during 1998 be financed through bonding,

RESOLVED, that the Board of Supervisors hereby approves the following Capital Projects for 1998:

1. Department of Public Works - Replacement of Fuel Storage, at a cost not exceed \$100,000.
2. Department of Public Works - Road and Bridge Programs, at a cost not to exceed \$200,000.
3. Data Processing - Upgrade of AS/400, at a cost not to exceed \$190,000.
4. Real Property Tax Services - Revaluation and Digital Soil Survey, at a cost not to exceed \$190,000.
5. FMCC - Master Plan, at a cost not to exceed \$200,000.

, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to arrange for preparation of appropriate legislation authorizing bonding to fund said Capital Projects.

MOTION TO TABLE by Supervisor Barone, seconded by Supervisor Cuozzo, passed by Aye(1868).

MOTION TO REMOVE FROM TABLE by Supervisor Wills, seconded by Supervisor Keller, passed with Aye(1513). Supervisor Grzyb voted nay. Supervisor Barone was absent. (4/14/98).

MOTION TO TABLE by Supervisor Van Kersen, seconded by Supervisor Vesp, passed with Aye(1572). Supervisor Dandreano voted nay. Supervisor Barone was absent. (4/14/98).

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Director of Real Property Tax Service  
Director of Data Processing

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RESOLUTION NO. 132 of 1998

DATED: April 14, 1998

RESOLUTION RECOMMENDING CONTINUED SITING OF WORKERS' COMPENSATION

HEARINGS IN FONDA

Resolution by Supervisor: Dandreano

Seconded by Supervisor: Coluni

WHEREAS, it has been proposed that the Workers' Compensation Board eliminate Fonda as a hearing site, and

WHEREAS, said proposed action would cause significant inconvenience to Montgomery County Residents,

RESOLVED, that the Board of Supervisors hereby recommends that the Workers' Compensation Board continue to utilize Fonda as a site for hearings and other proceedings, and

FURTHER RESOLVED, that copies of this Resolution be forwarded to Governor Pataki, State Senator Farley, Assemblyman Tonko, Workers' Compensation Board Chairman Robert R. Smashall and Albany District Administrator Linda Walker.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Individuals Named Above

\*\*

RESOLUTION NO. 133 of 1998

DATED: April 14, 1998

RESOLUTION REAPPOINTING MEMBER OF SANITARY SEWER DISTRICT BOARD

Resolution by Supervisor: Vesp

Seconded by Supervisor: Hisert

WHEREAS, Resolution No. 109 of 1998, adopted on March 10, 1998, provides for appointment of members of the Board of Directors of Sanitary Sewer District No. 1, and

WHEREAS, said Resolution includes provisions for an at-large member to be appointed from candidates recommended by said Board, and

WHEREAS, said Board has recommended reappointment of Homer Alkinburgh as the at-large member,

RESOLVED, that Homer Alkinburgh of Nelliston hereby is appointed as the at large member of the Board of Directors of Sanitary Sewer District No. 1, and,

FURTHER RESOLVED, that said reappointment shall be for a partial term commencing on May 1, 1998 and ending on December 31, 1998.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer

County Administrator  
County Clerk  
Appointee  
Sanitary Sewer District No. 1

\*\*

RESOLUTION NO. 134 of 1998  
RESOLUTION APPOINTING TRAFFIC SAFETY BOARD MEMBERS

DATED: April 14, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

RESOLVED, that the following persons hereby are appointed members of the Montgomery County Traffic Safety Board, for terms ending on June 30, 2001:

NAME	ADDRESS
Sergeant Alfred Kercado	Public Safety Building, Amsterdam
Paul Perillo	79 Minaville Street, Amsterdam
Patricia Roberts	264 Golf Course Road, Amsterdam
Mary Lou DelRio	PO Box 72, Hagaman

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointees

\*\*

RESOLUTION NO. 135 of 1998  
RESOLUTION DESIGNATING INDIVIDUALS REQUIRED TO FILE ANNUAL FINANCIAL  
DISCLOSURE STATEMENTS

DATED: April 14, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: McMahon

WHEREAS, by the adoption of Local Law No. 1 of 1990 on June 12, 1990, the Board of Supervisors provided for the filing of financial disclosure statements by certain County officials and employees and established a County Code of Ethics, and

WHEREAS, Section 2. A. of said local law stated that each year the Board of Supervisors would establish which County employees and other officials would be required to file the annual financial disclosure statement, and

WHEREAS, a list of such employees and officials has been proposed and appropriately reviewed,

RESOLVED, that in accordance with Local Law No. 1 of 1990, the following employees and officers of the County of Montgomery are hereby required to file the annual appropriate financial disclosure statement:

DEPARTMENT HEADS AND DEPUTIES

Members, Montgomery County Board of Supervisors  
County Administrator  
Deputy County Administrator  
Clerk, Board of Supervisors  
Director, Real Property Tax Service Agency  
County Clerk  
Deputy County Clerk

County Attorney  
Assistant County Attorney  
Commissioner of Public Works  
Deputy Commissioner of Public Works  
Director of Probation  
Director of Planning

Director of Community Services (Mental Health)  
Commissioner of Social Services  
Deputy Commissioner of Social Services  
Director of Financial Management  
Director of Social Services  
Director of Administrative Services  
Director of Public Health  
Supervising Public Health Nurse  
Public Health Physician  
Nursing Home Administrator  
Director of Nursing Service  
Assistant Director of Nursing  
Nursing Home Medical Director  
County Auditor  
Commissioners of Election  
Deputy Commissioners of Election  
County Treasurer  
Deputy County Treasurer  
Purchasing Agent  
Director of Data Processing  
Director of Emergency Management  
Public Defender  
Assistant Public Defenders  
County Fire Coordinator  
County Coroners  
County Historian/Records Management Officer  
Director of Weights and Measures (Sealer)  
District Attorney  
Assistant District Attorneys  
Personnel Officer  
Director of Veterans Service Agency  
Youth Bureau Director  
County Sheriff  
County Undersheriff  
Jail Physician  
Corrections Administrator  
PHC Coordinator  
Social Services Attorney  
Assistant Social Services Attorneys  
Director, Economic Opportunity and Development

ADVISORY BOARDS AND COMMITTEES

Members of Ethics Advisory Board  
Members of Montgomery County Industrial Development Agency

, and

FURTHER RESOLVED, that the above employees and officials shall file the financial disclosure statement with the County Administrator's Office no later than \_\_\_\_\_, and

FURTHER RESOLVED, that any organization or member thereof, which administers County funds or receives in-kind payment, now or in the future, shall be required to file financial disclosure statements, and

FURTHER RESOLVED, that the County Administrator shall ensure that each employee and officer named above receives a copy of said local law, a certified copy of this resolution and all other necessary financial disclosure forms and documents.

MOTION TO AMEND by Supervisor McMahan, seconded by Supervisor Keller, in the RESOLVED clause, insert "Members, Sanitary Sewer District #1", passed with Aye(1721). Supervisor Barone was absent.

MOTION TO AMEND by Supervisor Mead, seconded by Supervisor Wills, in the first FURTHER RESOLVED clause, insert, "May 31, 1998", passed with Aye(1721). Supervisor Barone was absent.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 136 of 1998  
RESOLUTION ESTABLISHING POSITIONS (SHERIFF)

DATED: April 14, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

RESOLVED, that the positions of Deputy Sheriff, Deputy Sheriff Sergeant and Deputy Sheriff Lieutenant hereby are established in the Sheriff's Department, and

FURTHER RESOLVED, that the positions of Deputy Sheriff, Deputy Sheriff Sergeant, and Deputy Sheriff Lieutenant hereby are abolished in the Jail, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

Add: A-15-4-3110 -00. Sheriff  
.1110(482) Deputy Sheriff Sgt  
.1110(483) Deputy Sheriff Lt  
.1110(484) Deputy Sheriff

TRANSFER:

From: A-15-4-3150-00. Jail  
.1110(67) Deputy Sheriff Sgt \$21,586.23  
.1110(76) Deputy Sheriff Lt \$22,920.96  
.1110(317) Deputy Sheriff \$20,762.28

To: A-15-4-3110-00. Sheriff  
.1110(482) Deputy Sheriff Sgt \$21,586.23  
.1110(483) Deputy Sheriff Lt \$22,920.96  
.1110(484) Deputy Sheriff \$20,762.28

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff  
Personnel/Payroll

\*\*

RESOLUTION NO. 137 of 1998  
RESOLUTION ESTABLISHING POSITION (SOCIAL SERVICES)

DATED: April 14, 1998

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Dandreano

RESOLVED, that the position of Social Welfare Examiner (Spanish Speaking) hereby is established in the Department of Social Services, and

FURTHER RESOLVED, that a Social Welfare Examiner's position, in said Department, hereby is abolished, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-18-4-6010-00  
.1110(480)

Social Services Admin  
Social Welfare Examiner  
(Spanish Speaking)



County Administrator  
County Clerk  
Sheriff  
Personnel/Payroll

\*\*

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

WHEREAS, the Montgomery County Community Services Board has recommended that the Mental Health Department enter into agreements for provision of various services,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign agreements with the following:

PROVIDER:	COST:
Mental Health Association of Fulton and Montgomery Counties (Information, Referral, and Support)	\$139,000.00
Montgomery Transitional Services (Residential Services-Mentally Ill)	67,480
Catholic Charities of Montgomery County (Substance Abuse Prevention Services)	340,000.00

and,

FURTHER RESOLVED, that said agreements shall commence on January 1, 1998 and terminate on December 31, 1998 and,

FURTHER RESOLVED, that said agreements may be renewed, as appropriate, without further legislative approval, should there be no substantive changes in the respective provisions.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
County Community Services Board

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Resolution by Supervisor:  
Seconded by Supervisor:

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement, with the New York State Unified Court System, to provide cleaning services for Court facilities, and

FURTHER RESOLVED, that said agreement shall be for a five-year period commencing on April 1, 1998 and ending on March 31, 2003, and

FURTHER RESOLVED, that said agreement shall provide for annual payments ranging from \$3,750, in the first year, to a maximum of \$15,000., in the fourth and subsequent years.

WITHDRAWN BY SPONSOR.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer

County Administrator  
County Clerk  
Commissioner of Public Works

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RESOLUTION NO. 142 of 1998  
RESOLUTION AUTHORIZING SALE OF SURPLUS EQUIPMENT

DATED: April 14, 1998

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Cuzzo

WHEREAS, it has determined that a surplus generator previously located at the former Montgomery Manor, no longer is needed for County purposes, and

WHEREAS, the Commissioner of Public Works has recommended acceptance of an offer to purchase said generator,

RESOLVED, that the Board of Supervisors hereby authorizes the sale of a surplus generator to the Perth Volunteer Fire Department, Inc, for \$750.00.

CALL TO QUESTION by Supervisor Grzyb, seconded by Supervisor Cuzzo, failed with Aye(758). Supervisors Dandreano, Cuzzo, Coluni, Grzyb, McMahon, Hassan, Mead and Paton voted Aye. Supervisor Barone was absent.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Perth Volunteer Fire Department

\*\*

RESOLUTION NO. 143 of 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - UNIFORM SERVICES

DATED: April 14, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Keller

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 59 of 1998, to solicit proposals for uniform service for Department of Public Works employees, and

WHEREAS, proposals have been received from vendors interested in providing said service,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with Tri-State Industrial Laundries of Albany, New York, for provision of uniform services.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

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RESOLUTION NO. 144 of 1998  
RESOLUTION AWARDING BID NO. 05-98

DATED: April 14, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: Coluni

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 42 of 1998, to solicit bids for medical and personal care supplies for the Jail, Department of Public Health and Montgomery Meadows, and

WHEREAS, said bids were opened on March 24, 1998

RESOLVED, that the Board of Supervisors hereby awards Bid No. 05-98 to General Medical Corp. of Hartford, Connecticut, in the amount of \$10,854.92.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff  
Director of Public Health  
Montgomery Meadows

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RESOLUTION NO. 145 of 1998 DATED: April 14, 1998  
RESOLUTION AUTHORIZING CLOSE-OUT OF CONTRACT - NO. 7 (FMCC MASTER -  
PLAN PROJECT)

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Keller

RESOLVED that the Montgomery County Board of Supervisors hereby approves the following charges to the Contingency Allowance contained within Contract 5, Contingency Allowance

Charge	Description	Amount
1	Provide new condensate pumps (PR2)	(+) \$5,900.00
2	Relocate heat piping in lower level entry (CCD-2)	(+) 1,524.03
3	Relocate heating pipe in L109 (CCD-2)	(+) 687.05
4	Repair Condenser unit (CCD-3)	(+) 407.46
TOTAL CONTINGENCY ALLOWANCE CHARGES		\$8,518.54

and,

FURTHER RESOLVED, that said Board of Supervisors also approves a \$3,272.00 charge to the Chiller Reactivation Allowance contained within Contract No. 7, and

FURTHER RESOLVED, that The Montgomery County Board of Supervisors hereby approves the following changes to Contract No. 7:

A.	Change Order 7-1 (C7-PR1) Install Steam Condensate Lines	(+) \$13,757.78
B.	Change Order 7-2 Unused Contingency Allowance	(-) 1,481.46
C.	Change Order 7-3 Unused Chiller Allowance	(-) 528.00
D.	Change Order 7-4 Repair Ceiling in L108	(-) 189.00

TOTAL CHANGE ORDERS

(+) \$11,559.32

and,

FURTHER RESOLVED, that upon the recommendation of The Saratoga Associates

and Planning Director, the County Treasurer be and hereby is directed to close out Contract No. 7, Library Renovations - HVAC, with DiGesare Mechanical, and release all retainage due, pending receipt of written notification from The Saratoga Associates and Planning Director that all punch list items have been completed:

1. Original Contract Amount		\$294,000.00
2. Contingency Allowance	(+)	10,000.00
Allowance Used	(-)	8,518.54
Unused Balance	(-)	1,481.46
3. Chiller Allowance	(+)	3,800.00
Allowance Used	(-)	3,272.00
Unused Balance	(-)	528.00
4. Change Orders 1-4	(+)	11,559.32
 FINAL CONTRACT AMOUNT		 \$305,559.32

and,

FURTHER RESOLVED, that this Resolution is contingent upon adoption of a similar resolution by the Fulton County Board of Supervisors:

RESOLUTION ADOPTED with Aye(1364). Supervisors Dandreano and Grzyb voted nay. Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1364) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton County Board of Supervisors  
FMCC  
Saratoga Associates

\*\*

RESOLUTION NO. 146 of 1998 DATED: April 14, 1998  
RESOLUTION AUTHORIZING CHANGE ORDER - CONTRACT NO. 11 (FMCC MASTER  
PLAN PROJECT)

Resolution by Supervisor: Wills  
Seconded by Supervisor: Cuozzo

RESOLVED, that the Montgomery County Board of Supervisors hereby approves the following change order to Contract No. 11,

Change Order	Description	Amount
11-5	Install underground drainage system in lower level of Classroom Building	\$26,062.00

Original Contract Amount	\$276,520.00
Net Previous CO 11-1 - 11-4	(+) 30,667.00
Change Order 11-5	(+) 26,062.00
Revised Contract Amount	\$333,249.00

and,

FURTHER RESOLVED, that this Resolution is contingent upon passage of a similar resolution by the Fulton County Board of Supervisors,

RESOLUTION ADOPTED with Aye(1364). Supervisors Dandreano and Grzyb voted nay.

Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1364) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton County Board of Supervisors  
FMCC  
Saratoga Associates

\*\*

RESOLUTION NO. 147 of 1998 DATED: April 14, 1998  
RESOLUTION AUTHORIZING CHANGE ORDER - CONTRACT NO.14 (FMCC MASTER PLAN  
PROJECT)

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Cuzzo

RESOLVED, that the Montgomery County Board of Supervisors hereby approves  
the following change order to Contract No. 14 of the FMCC Master Plan Project:

CHANGE ORDER	DESCRIPTION	AMOUNT
14-1	Provide new 200 pair cable from Administration Building to Clock Tower Vault	\$ 5,273.80

Original Contract Amount	\$154,565.00
Net Change C.O. 14-1	(+) 5,273.80
Revised Contract Amount	\$159,838.80

and,

FURTHER RESOLVED, that this Resolution is contingent upon adoption of a  
similar resolution by the Fulton County Board of Supervisors,

RESOLUTION ADOPTED with Aye(1216). Supervisors Dandreaano, Coluni and Grzyb  
voted nay. Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1216) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton County Board of Supervisors  
Saratoga Associates  
FMCC

\*\*

RESOLUTION NO. 148 of 1998 DATED: April 14, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - TOURISM PROGRAM  
ADMINISTRATION (MONTGOMERY COUNTY CHAMBER OF COMMERCE)

Resolution by Supervisor: Cuzzo  
Seconded by Supervisor: Mead

WHEREAS, the President of the Montgomery County Chamber of Commerce has  
proposed a contractual arrangement whereby the County would provide payment for  
certain costs associated with administration of the 1998 tourism program,

RESOLVED, that the Chairman of the Board of Supervisors, following review  
and approval by the County Attorney, hereby is authorized and directed to sign a  
1998 Tourism Program Administration Agreement with the Montgomery County Chamber  
of Commerce, and

FURTHER RESOLVED, that said agreement shall be for a period commencing on January 1, 1998 and terminating on September 30, 1998, with payment not to exceed a total of \$18,000.00,

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery County Chamber of Commerce

\*\*

RESOLUTION NO. 149 of 1998 DATED: April 14, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS (SNOW AND  
ICE CONTROL)

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Dandreaano

RESOLVED, that, pursuant to Section 135A of the Highway Law, the Chairman of the Board of Supervisors hereby is authorized to enter into agreements with the City of Amsterdam, the Village of St. Johnsville, and the 10 Towns of the County of Montgomery for the control of snow and ice on County roads, and

FURTHER RESOLVED, that payment for work to be performed under the terms of said agreements, shall be at the rate of \$2,800.00 per center line mile during the winter of 1998-99.

RESOLUTION ADOPTED with Aye(1574). Supervisor Wills voted nay. Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1574) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

\*\*

RESOLUTION NO. 150 of 1998 DATED: April 14, 1998  
RESOLUTION MEMORIALIZING STATE LEGISLATURE AND GOVERNOR TO ENACT AND  
SIGN LEGISLATION INCREASING SALES TAX

Resolution by Supervisor: Hassan  
Seconded by Supervisor: Keller

WHEREAS, Montgomery County continues to be negatively impacted by increasing local share costs of Federal and State mandates, and

WHEREAS, said mandate funding obligations have resulted in dramatic increases in real property taxes, and

WHEREAS, it is necessary that other revenue sources be made available to help ease the tax burden on real property owners, and

WHEREAS, it is recommended that the sales tax be increased to help offset real property levies,

RESOLVED, that the Board of Supervisors hereby memorializes the New York State Legislature and Governor Pataki to enact and sign legislation amending Section 1210 of the State Tax Law to permit Montgomery County to increase the salestax from seven percent to eight percent, with the additional one percent to beretained by the County of Montgomery, and

FURTHER RESOLVED, that revenue generated from said increase shall be assigned to a dedicated fund, with payments from said fund limited to capital improvements and debt service.

CALL TO QUESTION by Supervisor Mead, seconded by Supervisor Van Kersen, failed with Aye(771). Supervisors Dandreano, Cuzzo, Wills and Coluni voted nay.

Supervisor Barone was absent.

RESOLUTION DEFEATED with Aye(417). Supervisors Dandreano, Cuzzo, Wills, Coluni, Grzyb, Vesp, Paton, Hisert and Stagliano voted nay. Supervisor Barone was absent.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
The Honorable George Pataki  
The Honorable Hugh T. Farley

\*\*

RESOLUTION NO. 151 of 1998  
RESOLUTION CORRECTING 1998 TOWN AND COUNTY TAX ROLLS

DATED: April 14, 1998

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Keller

WHEREAS, various property owners have filed Applications for Corrected Tax Roll, pursuant to Section 554 of the Real Property Tax Law, with the Real Property Tax Director, alleging errors on the 1998 Tax Roll, and

WHEREAS, said Director has investigated and filed a report, pursuant to said statute, confirming existence of said,

RESOLVED, that the 1998 Tax Roll hereby is ordered corrected as follows:

APPLICANT	SBL	CORRECTION
Six K's Enterprises 112 Perthshire Drive Amsterdam, NY 12010	113.-1-37.11 Town of Root	Reduce Assessment to \$4,000.00

FURTHER RESOLVED, that the tax levying body hereby is authorized and directed to approve said applications by making notations on the original

FURTHER RESOLVED, That the Real Property Tax Director also is authorized and directed to make an order setting forth the corrected taxes, and directing the officer having jurisdiction over tax roll to correct the rolls, and to affix the orders and approved applications to the tax rolls and the warrants, per Section 554 of the Real Property Tax Law, such annexed applications and warrants becoming a part of such tax rolls, and

FURTHER RESOLVED, that said Director shall immediately submit, to the officer having jurisdiction over the tax roll, and above order, all approved applications, and

FURTHER RESOLVED, that said Director shall immediately submit, to the officers having jurisdiction over the tax roll, and above order, all approved applications, and

FURTHER RESOLVED, that said Director shall mail Notices of Approval of Application to the applicants and shall file duplicate copies of applications with the Board of Supervisors, and

FURTHER RESOLVED, that, provided the applications were filed pursuant to Paragraph 7A of Section 554 of the Real Property Tax Law, each applicant shall have eight days, from the date of the mailing of the Notice of Approval, to pay such corrected taxes, without interest, and

FURTHER RESOLVED, that said officers having charge of the tax rolls hereby are ordered and directed to immediately collect corrected tax, and

FURTHER RESOLVED, that the County Treasurer hereby is directed to charge any taxes deleted from the current rolls, by this resolution, wherever appropriate, against the account of the respective property-taxing jurisdiction for inclusion in the next ensuing tax levy, and

FURTHER RESOLVED, that said Treasurer is directed to notify, prior to May 1, 1998 the appropriate districts that any relevy cancelled by this resolution will not be returned.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Real Property

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RESOLUTION NO. 152 of 1998  
RESOLUTION AUTHORIZING DORM BUILDING OCCUPANCY

DATED: April 14, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Vesp

WHEREAS, the Sheriff's Department has vacated its Dorm Building, and

WHEREAS, the Commissioner of Public Works requested authorization to occupy said Building,

RESOLVED, that the Board of Supervisors hereby authorizes the Public Works Department's Buildings and Grounds Division to use the former Dorm Building for shop and storage activities.

RESOLUTION ADOPTED with Aye(1572). Supervisor Dandreano voted nay. Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1572) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

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RESOLUTION NO. 153 of 1998  
RESOLUTION AUTHORIZING SOLICITATION OF BIDS - NEW FUEL SYSTEM (DPW)

DATED: April 14, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: McMahan

RESOLVED, that the Purchasing Agent hereby is authorized and directed to solicit bids for a new fuel system for the Department of Public Works, per provisions of Section 103 of the General Municipal Law.

MOTION TO TABLE by Supervisor Grzyb, seconded by Supervisor Dandreano, failed with Aye(757). Supervisors Cuzzo, Wills, Coluni, Hassan, Mead, Keller, Paton, VanKersen and Stagliano voted nay. Supervisor Barone was absent.

MOTION TO TABLE by Supervisor Dandreano, seconded by Supervisor Grzyb, failed with Aye(654). Supervisors Wills, McMahan, Hassan, Mead, Keller, Vesp, Paton, Hisert, Van Kersen and Stagliano voted nay. Supervisor Barone was absent.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Vesp, in the RESOLVED clause, after "for" insert, "removal of existing system and

installation of, to be bid separately", passed with Aye(1619). Supervisors Barone and Stagliano were absent.

RESOLUTION ADOPTED with Aye(1619). Supervisors Barone and Stagliano were absent.

Duly adopted upon roll call, all members present (1619) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

\*\*

RESOLUTION NO. 154 of 1998 DATED: April 14, 1998  
RESOLUTION ENDORSING COLLEGE UNION AND PHYSICAL EDUCATION BUILDING  
PROJECT (FMCC)

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Cuzzo

WHEREAS, Fulton-Montgomery Community College (FMCC) officials, including the FMCC Board of Trustees and the Foundation of Fulton-Montgomery Community College, Inc., have established a goal to create a new capital construction project to address renovation and construction needs in the College Union and Physical Education Buildings, and

WHEREAS, the Fulton County Board of Supervisors and Montgomery County Board of Supervisors, as co-sponsors of FMCC, recognize the need to renovate existing building space, address ADA and building code deficiencies and make other modifications to the campus to extend its useful life, and,

WHEREAS, the original phase of the FMCC Master Plan project, in the amount of \$14,030,000 addressed most of the FMCC needs, except for the College Union and Physical Education Building, and

WHEREAS, the State University of New York (SUNY) has committed to fund 50 percent of a newly-proposed project for renovation and construction related to the College Union and Physical Education Building Project, as a component of the Master Plan, with an estimated total maximum contribution of \$500,000.

WHEREAS, each County's estimated maximum share would be 25 percent of the total project cost, not to exceed \$250,000,

RESOLVED, that the Montgomery County Board of Supervisors hereby endorses the concept of the College Union and Physical Education Building Project, as a component of the FMCC Master Plan Project, with an implementation schedule to be determined by the co-sponsors, and

FURTHER RESOLVED, that subject to the availability of 50 percent funding from SUNY and the continued availability of the corresponding local share from Fulton County, the Montgomery County Board of Supervisors hereby commits to provide its local share, to a maximum of \$250,000, toward implementing the FMCC College Union and Physical Education Building Project, and

FURTHER RESOLVED, that this funding commitment is contingent upon both Fulton and Montgomery Counties serving as Lead Agency in the final planning, design and construction phases of said project, and

FURTHER RESOLVED, that copies of this Resolution be forwarded to the State University of New York, Fulton-Montgomery Community College, Fulton County Board of Supervisors, and the FMCC Foundation.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer

County Administrator  
County Clerk  
FMCC

\*\*

RESOLUTION NO. 155 of 1998

DATED: April 14, 1998

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Keller

WHEREAS, Resolution No. 154 has been adopted by the Montgomery County Board of Supervisors, and

WHEREAS, it is understood by the Montgomery County Board of Supervisors, from presentation and communications by Fulton-Montgomery Community College (FMCC) officials, that any and all local share funds for the College Union and Physical Education Building Project will be raised by the Foundation of Fulton-Montgomery Community College, Inc. with no expectation of any County funds being used, and

WHEREAS, Resolution No. 154 is in the form, as adopted, to satisfy guidelines of the State University of New York and of the State University Construction Fund, and

WHEREAS, the "County share" is interpreted as funds to be raised by the Foundation, through fund raising efforts, and

RESOLVED, that the Montgomery County Board of Supervisors, while endorsing the College Union and Physical Education Building Project, will provide no financing or funding for said project from County funds, and

FURTHER RESOLVED, that copies of this Resolution be forwarded to Fulton-Montgomery Community College and the Foundation of FMCC.

RESOLUTION ADOPTED with Aye(1619). Supervisors Barone and Stagliano were absent.

Duly adopted upon roll call, all members present (1619) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
FMCC

OTHER

Motion by Supervisor VanKersen, seconded by Supervisor Coluni, to enter into Executive Session for the purpose of discussing pending litigation, as permitted by Article 7 of the Public Officers Law, passed with Aye(1721). Supervisor Barone was absent. The Board entered into Executive Session at 9:56 p.m.

Motion by Supervisor Vesp, seconded by Supervisor Hisert, to conclude the Executive Session at 11:14 p.m., passed with Aye(1721). Supervisor Barone was absent.

ADJOURNMENT

Motion by Supervisor Keller, seconded by Supervisor Coluni, to adjourn the meeting, passed with Aye(1721). Supervisor Barone was absent. Chairman McMahon declared the meeting adjourned at 11:16 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PROCLAMATIONS . . . . .	1
PUBLIC COMMENT . . . . .	1
ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . .	1
READING OF COMMUNICATIONS . . . . .	1
OLD BUSINESS . . . . .	2
RES114 Resolution Approving Capital Projects - 1998	
NEW BUSINESS . . . . .	3
RES170 Resolution Amending Resolution No. 131 Of 1998	
RES171 Resolution Appointing Purchasing Agent	
RES174 Resolution Honoring Memory of Joseph F. Corcetti	
RES156 Resolution Consolidating Ag Districts No. 3, 4, 7	
RES157 Resolution Exempting Clothing From Sales Tax	
RES158 Resolution Establishing Public Hearing - Intro. LL No. 3	
RES159 Resolution Establishing Public Hearing - Intro. LL No. 4	
RES160 Resolution Amending 1998 Operating Budget - Tourism	
RES161 Resolution Authorizing Installment Contract	
RES162 Resolution Authorizing Utility Service Changes	
RES163 Resolution Authorizing RFP - FMCC	
RES164 Resolution Authorizing Closeout of Contract - FMCC	
RES165 Resolution Amending 1998 Operating Budget - Economic Development	
RES166 Resolution Authorizing Agreement - Environmental Engineering	
RES167 Resolution Amending 1998 Operating Budget - Social Services	
RES168 Resolution Authorizing Solicitation of Bids - Elevator	
RES169 Resolution Authorizing Agreement - Court Cleaning	
RES172 Resolution Appointing MOSA Member	
RES173 Resolution Appointing Member of Ethics Board	
RES175 Resolution Authorizing Removal of Property from Auction	
OTHER . . . . .	14
RES176 Resolution Authorizing Insurance Coverage	
ADJOURNMENT . . . . .	15

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for April 28, 1998, was called to order at 7:33 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Hisert. Roll call indicated that all Supervisors were present.

MOMENT OF SILENCE

Supervisor Hassan offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Barone, to provide for the addition of Resolutions Nos. 174 and No. 175, to consider Resolutions No. 170, 171 and 174 before Resolution No. 156 and to hold an Executive Session after "Other", passed with Aye(1868). Motion by Supervisor Wills, seconded by Supervisor Barone, to adopt the amended agenda, passed with Aye(1868).

PROCLAMATIONS

Proclamation honoring Fulmont Community Action Agency, Inc. will be presented at a later date by Chairman McMahon.

PUBLIC COMMENT

Robert Reidy, Social Services Commissioner, provided an update on DSS issues.

George Vosburg, Town of Root, spoke against siting a landfill near his recreational boating area.

Alice Knapik, Town of Glen, discussed various issues.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Keller, seconded by Supervisor Van Kersen, to adopt the Minutes of the Regular Meeting of April 14, 1998, passed with Aye(1660). Supervisor Grzyb voted nay.

READING OF COMMUNICATIONS

None.

Resolution by Supervisor: Mead

Seconded by Supervisor: Vesp

WHEREAS, it has been recommended that various Capital Projects to be undertaken during 1998 be financed through bonding,

RESOLVED, that the Board of Supervisors hereby approves the following Capital Projects for 1998:

1. Department of Public Works - Replacement of Fuel Storage, at a cost not exceed \$100,000.
2. Department of Public Works - Road and Bridge Programs, at a cost not to exceed \$200,000.
3. Data Processing - Upgrade of AS/400, at a cost not to exceed \$190,000.
4. Real Property Tax Services - Revaluation and Digital Soil Survey, at a cost not to exceed \$190,000.
5. FMCC - Master Plan, at a cost not to exceed \$200,000.

, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to arrange for preparation of appropriate legislation authorizing bonding to fund said Capital Projects.

MOTION TO TABLE by Supervisor Barone, seconded by Supervisor Cuzzo, passed by Aye(1868).

MOTION TO REMOVE FROM TABLE by Supervisor Wills, seconded by Supervisor Keller, passed with Aye(1513). Supervisor Grzyb voted nay. Supervisor Barone was absent. (4/14/98).

MOTION TO TABLE by Supervisor Van Kersen, seconded by Supervisor Vesp, passed with Aye(1572). Supervisor Dandreano voted nay. Supervisor Barone was absent. (4/14/98).

MOTION TO REMOVE FROM TABLE by Supervisor Mead, seconded by Supervisor Van Kersen, passed with Aye(1660). Supervisor Grzyb voted nay. (4/28/98)

MOTION TO AMEND by Supervisor Mead, seconded by Supervisor Van Kersen, to add items "6. Department of Public Works, equipment purchase, at a cost not to exceed \$266,409", and "7. Department of Public Works, repair of Court House roof, at a cost not to exceed \$50,000".

MOTION TO AMEND by Supervisor Barone, seconded by Supervisor Paton, to delete item "4", amend "5" by deleting "\$200,000" and inserting in its stead, "\$838,000" and to add "8. Montgomery Meadows, \$65,000".

MOTION TO TABLE by Supervisor Barone, seconded by Supervisor Grzyb, passed with Aye(1294). Supervisors Cuzzo, Wills, Hassan, Mead and Paton voted nay. (4/28/98)

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Director of Real Property Tax Service

Douglas Landon

Richard C. Healy

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Director of Real Property Tax Service  
Director of Data Processing

NEW BUSINESS

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RESOLUTION NO. 170 of 1998  
RESOLUTION AMENDING NO. 131 OF 1998

DATED: April 28, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: McMahan

WHEREAS, Resolution No. 131 of 1998 was adopted by the Montgomery County Board of Supervisors on March 24, 1998, and

WHEREAS, Resolution No. 131 contained a contingency that Herkimer Pre-Cut, Inc., satisfying all conditions recommended by the Montgomery County Industrial Development Agency as a condition of its pending loan from the Montgomery County Revolving Loan Fund, one of which was that 50 percent of the loan amount to personally guaranteed by the borrower's principal and collateralized by unencumbered liquid assets, and

WHEREAS, Herkimer Pre-Cut, Inc. had indicated it is unable and/or unwilling to provide such guarantee and collateral,

RESOLVED, that Resolution No. 131 of 1998 is hereby amended to delete the personal guarantee and collateral requirements from the pending loan to Herkimer Pre-Cut, Inc.

MOTION TO TABLE by Supervisor Barone, seconded by Supervisor Mead, failed with Aye(543). Supervisors Barone, Mead, Vesp and Paton voted aye.

MOTION TO CALL THE QUESTION by Supervisor Grzyb, seconded by Supervisor Van Kersen, passed with Aye(934-2/3 majority). Supervisors Dandreano, Barone, Keller and Paton voted nay.

RESOLUTION ADOPTED with Aye(939). Supervisors Dandreano, Barone, Wills, Grzyb, Mead and Paton voted nay. Supervisor Hassan abstained.

Duly adopted upon roll call, all members present (0939) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Planning Department  
Director of Economic Opportunity & Development

\*\*

RESOLUTION NO. 171 of 1998  
RESOLUTION APPOINTING PURCHASING AGENT

DATED: April 28, 1998

Resolution by Supervisor: Vesp  
Seconded by Supervisor: Hisert

RESOLVED, that Linda Hudson of Fort Plain hereby is appointed Purchasing Agent, effective June 8, 1998, at an annual salary of \$\_\_\_\_\_.

MOTION TO AMEND by Supervisor Barone, seconded by Supervisor Dandreano, to

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insert "28,832", passed with Aye(1868).
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MOTION TO AMEND by Supervisor Vesp, seconded by Supervisor Hisert, to add, ", and FURTHER RESOLVED, that said appointee shall serve on a provisional basis, pending successful completion of a non-competitive examination to be administered by the Personnel Officer.", passed with Aye(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee

\*\*

RESOLUTION NO. 174 of 1998

DATED: April 28, 1998

RESOLUTION HONORING THE MEMORY OF JOSEPH F. CROCETTI

Resolution by Supervisor: Barone  
Seconded by Supervisor: Coluni

WHEREAS, Joseph F. Crocetti served with distinction during a 20-year career as an Auditor with the New York State Department of Agriculture and Markets, retiring in 1979, and

WHEREAS, Mr. Crocetti subsequently commenced a second career as an Elementary Teacher at St. Stanislaus School and as a substitute in the Greater Amsterdam School District, and

WHEREAS, Mr. Crocetti, who performed the Heimlich Maneuver to save the life of a choking student, was honored when the Board of Supervisors proclaimed May 20, 1989 as "Joe Crocetti Day in Montgomery County", and

WHEREAS, Mr. Crocetti, a Navy Veteran of World War Two, was a graduate of Monroe Community College and the State University of New York at Albany, and

WHEREAS, Mr. Crocetti is survived by his wife of 51 years, the former Jennie Volturo, two sons, Joseph F. Crocetti, Jr., of Boston, Massachusetts, and Robert J. Crocetti of Pittsfield, Massachusetts; a daughter, Rosemary Baker of Amsterdam; and two brothers, Samuel Crocetti of Newton, Massachusetts and Dominick Crocetti of Louisville, Kentucky,

RESOLVED, that the Montgomery County Board of Supervisors hereby recognizes the outstanding lifetime achievements of Joseph F. Crocetti, and

FURTHER RESOLVED, that the Board of Supervisors hereby honors the memory of Mr. Crocetti and expresses its condolences and heartfelt sympathies to his family upon his passing.

MOTION by Supervisor Coluni, seconded by Supervisor Barone, to have the Clerk of the Board cast one unanimous vote in favor of the Resolution, passed with Aye(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
The Family of Joseph F. Crocetti

\*\*

RESOLUTION NO. 156 of 1998

DATED: April 28, 1998

RESOLUTION CONSOLIDATING AGRICULTURAL DISTRICTS NOS. 3,4 and 7

Resolution by Supervisor: Hassan

Seconded by Supervisor: Grzyb

WHEREAS, the Montgomery County Planning Board and the Montgomery County Agricultural and Farmland Protection Board have submitted recommendations concerning the review of Agricultural Districts Nos. 3, 4 and 7, and

WHEREAS, a public hearing concerning the proposed consolidation was conducted on Tuesday, April 14, 1998,

RESOLVED, that the Board of Supervisors hereby determines that Agricultural Districts Nos. 3, 4 and 7 be modified and consolidated into Montgomery County Agricultural District No. 3, and

FURTHER RESOLVED, that said District include only those listed Real Property Tax parcels which are attached and made part of this resolution, and

FURTHER RESOLVED, that the Director of Planning and Development hereby is authorized and directed to submit said plan and related documentation, to the Commissioner of the Department of Agriculture and Markets for certification and to file a description of said consolidated district with the County Clerk and the Commissioner of Agriculture and Markets.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Planning Department

\*\*

RESOLUTION NO. 157 of 1998  
RESOLUTION EXEMPTING CLOTHING FROM SALES AND USE TAX

DATED: April 28, 1998

Resolution by: Full Board  
Seconded by Supervisor:

Be it enacted by The Montgomery County Board of Supervisors, as follows:

Section one. Receipts from sales of and consideration given or contracted to be given for purchase of clothing exempt from state sales and compensating use taxes pursuant to paragraph 30 of subdivision (a) of section 115 of the tax law shall also be exempt from sales and compensating use taxes imposed in this jurisdiction.

Section two. This resolution shall take effect immediately and shall apply to sales made and uses occurring during the period commencing September 1, 1998, and ending September 7, 1998, although made or occurring under a prior contract.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 158 of 1998  
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. 3  
OF 1998

DATED: April 28, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor:

WHEREAS, a public hearing is required to be held concerning Introductory

Local Law No. 3 of 1998 "A Local Law Authorizing the Sale of County-Owned Property, Not Needed for a County Purpose, at Private Sale",

RESOLVED, that Introductory Local Law No. 3 of 1998 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday May 12, 1998 at 7:25 p.m., in the Chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said public hearing to be published according to law.

RESOLUTION WITHDRAWN BY SPONSOR.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 159 of 1998 DATED: April 28, 1998  
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. 4  
OF 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor:

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. 4 of 1998 "A Local Law Authorizing the Sale of County-Owned Property, Not Needed for a County Purpose, at Private Sale",

RESOLVED, that Introductory Local Law No. 4 of 1998 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday May 12, 1998 at 7:25 p.m., in the Chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said public hearing to be published according to law

RESOLUTION WITHDRAWN BY SPONSOR.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 160 of 1998 DATED: April 28, 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (TOURISM)

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Cuzzo

WHEREAS, the Montgomery County Occupancy Tax Advisory Board has recommended that tax receipts be allocated to help provide for staffing of the Canajoharie Tourism Booth.

RESOLVED, that the Board of Supervisors hereby accepts the recommendation of the Occupancy Tax Advisory Board, and authorizes the appropriation of \$5,400 to the Canajoharie-Palatine Chamber of Commerce, said funds to be applied exclusively toward costs of staffing the Canajoharie Tourism Booth, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement, citing funding stipulations, with said Canajoharie-Palatine Chamber of Commerce, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue:	A-06-3-1113-00	Tax Hotel Room Occupancy	by \$5,400
Appropriations:	A-01-4-6420-00.4577	Promotion of Industry Tourism - Bed Tax	by \$5,400

MOTION TO AMEND by Supervisor Dandreano, seconded by Supervisor McMahon, in the RESOLVED and FURTHER RESOLVED clauses, delete "Canajoharie-Palatine" and insert, in its stead, "Montgomery County".

MOTION TO AMEND by Supervisor Vesp, seconded by Supervisor Hisert, in the RESOLVED clause, after "Booth", insert "with any excess funds to be returned to Montgomery County."

MOTION TO CALL THE QUESTION by Supervisor Grzyb, seconded by Supervisor Barone, passed with Aye(1304-2/3 majority).

MOTION TO AMEND (Vesp/Hisert), passed with Aye(1617). Supervisors Dandreano and Stagliano voted nay.

MOTION TO CALL THE QUESTION by Supervisor Grzyb, seconded by Supervisor Vesp, passed with Aye(1091-2/3 majority). Supervisors Dandreano and Wills voted nay.

MOTION TO AMEND (Dandreano/McMahon), passed with Aye(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Canajoharie-Palatine  
Chamber of Commerce

\*\*

RESOLUTION NO. 161 of 1998

DATED: April 28, 1998

RESOLUTION AUTHORIZING COUNTY TREASURER TO IMPLEMENT INSTALLMENT  
CONTRACT

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Keller

WHEREAS, the Board of Supervisors, by adoption of Resolution No. 91 of 1996, addressed delinquent real property tax situations involving legal and/or medical hardships, and

WHEREAS, a committee was created to address said situations,

RESOLVED, that a hardship exists regarding a delinquency in the Town of Canajoharie. SBL # 109.15-1-3, in the name of Barry and Susan Jones and the

Board of Supervisors hereby authorizes implementation of an installment payment agreement, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to take the necessary steps to remove said parcel from the Real Property Auction and to execute documents for full satisfaction of delinquency,

including interest, penalties and related costs.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
County Auditor

\*\*

RESOLUTION NO. 162 of 1998  
RESOLUTION AUTHORIZING UTILITY SERVICE CHANGES

DATED: April 28, 1998

Resolution by Supervisor: Cuzzo  
Seconded by Supervisor: Keller

WHEREAS, the Montgomery County Board of Supervisors, by adoption of No. 236 of 1997, authorize an audit of utility bills, and

WHEREAS, said audit was performed by Cost Control Associates and has resulted in certain recommendations designed to produce savings on future county utility bills,

RESOLVED, that electric service accounts for the following county facilities be switched to Niagara Mohawk Power Corporation's "Priced to Grow" program:

- County Office Building (78-2716-001-496-0)
- Old Court House (78-2716-001-158-0)
- Montgomery Meadows (76-2701-022-207-0)
- Public Safety Facility (76-2711-002-394-0)
- Main Treatment Plant (78-2719-001-377-0)

,and

FURTHER RESOLVED, that gas service for Montgomery Meadows be switched to Niagara Mohawk Power Corporation's "Pooled Balancing Service", and

FURTHER RESOLVED, that the Cost Control Associates hereby is authorized to act on behalf of the County to implement said changes, and

FURTHER RESOLVED, that Cost Control Associates also is authorized to issue a Request for Proposals for gas transportation to the following County facilities:

- County Office Building (78-2716-002-165-0)
- County Office Building Annex (78-2716-001-156-0)
- New Court House (78-2716-001-354-0)
- Old Court House (78-2716-002-151-0)
- Public Safety Facility (76-2711-002-394-0)
- DPW Office and Garage (78-2716-001-152-0)

RESOLUTION ADOPTED with Aye(1719). Supervisor Dandreano voted nay.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

Purchasing

\*\*

RESOLUTION NO. 163 of 1998

DATED: April 28, 1998

RESOLUTION AUTHORIZING A REQUEST FOR PROPOSALS - ARCHITECT/ENGINEERING  
SERVICES (FMCC)

Resolution by Supervisor: Cuozzo  
Seconded by Supervisor: McMahan

RESOLVED, that the Purchasing Agent hereby is authorized and directed to Requests for Proposals for design services for the "College Union and Physical Education Building Project" for Fulton-Montgomery Community College, and

FURTHER RESOLVED, that the Montgomery County Board of Supervisors reserves the right to reject any or all proposals, and

FURTHER RESOLVED, that certified copies of this Resolution be forwarded to the Fulton County Board of Supervisors, Fulton-Montgomery Community College, FMCC Foundation, and the State of New York Construction Fund,

MOTION TO CALL THE QUESTION by Supervisor Dandreano, seconded by Supervisor Grzyb, passed with Aye(1304-2/3 majority).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
FMCC  
Fulton County Board of Supervisors

\*\*

RESOLUTION NO. 164 of 1998 DATED: April 28, 1998  
RESOLUTION AUTHORIZING CLOSEOUT OF CONTRACT NO. 4 (FMCC MASTER PLAN PROJECT)

Resolution by Supervisor: Cuozzo  
Seconded by Supervisor: McMahan

RESOLVED, that the Montgomery County Board of Supervisor's hereby approves the following charges to the Contingency allowances contained within Contract Campus Entry and Parking Lot Site Work, awarded to Luizzi Brothers:

Total Contingency Allowance	\$35,000.00
CA-1 Install two catch basins in Courtyard	952.60
CA-2 Raise concrete walkway to match Courtyard	466.40
CA-3 Install additional shrubs in planting bed	390.50
CA-4 Install drains under brick pavers in Courtyard	1,959.10
CA-5 Remove tree near sidewalk	967.32
CA-6 Add grading west of Courtyard for drainage	1,394.80
CA-7 Provide tow additional light fixtures at Entrance	5,757.40
	11,888.12
Unused Balance	\$23,111.88

, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign the following credit Change Orders with Luizzi Brothers for Contract No. 4 Campus Entry and Parking Site Work Project:

CO-1 Unused Contingency Allowance	\$23,111.88
CO-2 Delete electrical conduit to tower	2,900.00
CO-3 Change curd from 6" to 5"	1,600.00

CO-4	Delete angled brick	150.00
CO-5	Unused sign allowance	2,542.28
CO-6	Reused stormwater pipe in lieu of new pipe	495.53
CO-7	Delete concrete foundation for Campus directory sign	1,184.70

CO-8 Partial, not entire, removal of

Sculpture Base 500.00

TOTAL \$32,484.39

Original Contract Amount \$716,330.00

Total Change Orders 32,484.39

Final Contract Amount \$683,845.61

, and

FURTHER RESOLVED, that upon the recommendation of the Saratoga Associates, the Board of Supervisors approves the contract and the release of all retainage, contingent upon receipt of written notification from The Saratoga Associates that all punch list items have been completed, and

FURTHER RESOLVED, that this Resolution is contingent upon approval of a similar resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1512). Supervisors Coluni and Grzyb voted nay.

Duly adopted upon roll call, all members present (1512) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
FMCC  
Fulton County Board of Supervisors

\*\*

RESOLUTION NO. 165 of 1998

DATED: April 28, 1998

RESOLUTION AMENDING 1998 OPERATING BUDGET (ECONOMIC OPPORTUNITY AND DEVELOPMENT)

Resolution by Supervisor: Barone

Seconded by Supervisor: Cuozzo

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD:

A-24-4-6430-00	Economic Opportunity and Development	
.2259	Computer Equipment	\$ 3,000.00
.4424	Equipment Repairs	
.4455	Training	
.4457	Published Studies and Reports	
.4472	Food and Lodging	
.4473	Registration Fees, etc	
.4476	Association Dues	
.4493	Educ. & Train. Publications	
.4499	Legal Reference	

TRANSFER:

From:	A-01-4-1990-00.4400	Contingent Account	
		Contractual Expenses	\$10,100.00

To:	A-24-4-6430-00	Economic Opportunity & Development	
	.2259	Computer Equipment	\$ 3,000.00
	.4424	Equipment Repairs	100.00
	.4455	Training	1,000.00
	.4457	Published S. & R.	250.00
	.4472	Food and Lodging	3,000.00
	.4473	Registration fees etc	1,000.00

.4476	Association Dues	750.00
.4493	E.& T.Publications	500.00
.4499	Legal Reference	500.00

MOTION TO AMEND by Supervisor Dandreano, seconded by Supervisor Barone, in the

RESOLVED clause, "ADD", insert ".4411 Telephone \$500.00", "TRANSFER, From" delete "\$10,100.00" and insert in its stead, "\$10,600.00" and "To" add ".4411 Telephone \$500.00", passed with Aye(1868).

RESOLUTION ADOPTED with Aye(1721). Supervisor Wills voted nay.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Economic Opportunity and Development

\*\*

RESOLUTION NO. 166 of 1998

DATED: April 28, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ENVIRONMENTAL  
ENGINEERING SERVICES

Resolution by Supervisor: Mead  
Seconded by Supervisor: McMahon

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 105 of 1998, to solicit proposals for environmental engineering services at the Richard L. Hanson Fire Training Center, and

WHEREAS, proposals have been received from venders interested in providing said service,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with Precision Environmental of 2144 Saratoga Avenue, Ballston Spa, New York, for provision of environmental engineering services at the Richard L. Hanson Fire Training Center, at a cost not to exceed \$13,320.00.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

\*\*

RESOLUTION NO. 167 of 1998

DATED: April 28, 1998

RESOLUTION AMENDING 1998 OPERATING BUDGET (SOCIAL SERVICES)

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Coluni

WHEREAS, the Commissioner of Social Services has been notified of approval of a \$63,800.00 Work Now II Program award, and

WHEREAS, said award will provide additional federal funding for the period ending on March 31, 1999, and

WHEREAS, it is necessary to amend the 1998 Operating Budget to provide for inclusion of said funding,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:



Appropriations: A-18-4-6010-00. Social Services Admin  
Other Service Fees by \$36,264.00

FURTHER RESOLVED, that the balance of said award, \$27,536.00, will be included in the 1999 Operating Budget.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Social Services

\*\*

RESOLUTION NO. 168 of 1998 DATED: April 28, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF BIDS - ANNEX BUILDING ELEVATOR

Resolution by Supervisor: Mead  
Seconded by Supervisor: Cuozzo

WHEREAS, the Commissioner of Public Works has recommended that bids be solicited for installation of an elevator in the County Annex Building,

RESOLVED, that the Purchasing Agent, in cooperation with the Commissioner of Public Works, hereby is authorized and directed to solicit bids for the purchase and installation of an elevator in the County Annex Building, per provisions of Section 103 of the General Municipal Law.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

\*\*

RESOLUTION NO. 169 of 1998 DATED: April 28, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - COURT CLEANING

Resolution by Supervisor: Mead  
Seconded by Supervisor: Keller

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with the New York State Unified Court System to provide cleaning services for the interior of the Montgomery County Court facilities, as well as minor and emergency repairs to that facility, and

FURTHER RESOLVED, that said agreement shall be for a five-year period, commencing on April 1, 1998 and ending on March 21, 2003, and

FURTHER RESOLVED, that, except as provided in Section VII (F) of the agreement, the maximum total compensation to Montgomery County, for any period, shall not exceed the amount approved in Appendix C of the agreement.

RESOLUTION ADOPTED with Ave(1511). Supervisor Dandreano voted nay. Supervisor

Grzyb abstained.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

\*\*

RESOLUTION NO. 172 of 1998  
RESOLUTION APPOINTING MOSA MEMBER

DATED: April 28, 1998

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Van Kersen

WHEREAS, a vacancy exists for a Montgomery County member of the Montgomery-Otsego-Schoharie Solid Waste Management Authority (MOSA),

RESOLVED, that \_\_\_\_\_ of \_\_\_\_\_ hereby is appointed a Montgomery County member of MOSA for a four-year term, and

FURTHER RESOLVED, that said term shall expire on December 31, 2001.

MOTION TO AMEND by Supervisor McMahan, seconded by Supervisor Van Kersen, in the RESOLVED clause, insert "David Hale" "Amsterdam".

MOTION TO AMEND by Supervisor Dandreaano, seconded by Supervisor Wills, in the RESOLVED clause, insert "Earl Marshall" "Canajoharie", passed with Aye(1058). Supervisors Grzyb, McMahan, Vesp, Paton, Van Kersen and Stagliano voted nay. Supervisor Hassan abstained.

RESOLUTION ADOPTED with Aye(1660). Supervisor Grzyb voted nay.

Duly adopted upon roll call, all members present (1660) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
MOSA

\*\*

RESOLUTION NO. 173 of 1998  
RESOLUTION APPOINTING MEMBER OF ETHICS ADVISORY BOARD

DATED: April 28, 1998

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Van Kersen

WHEREAS, Local Law No. 1 of 1990 provides for a County Ethics Advisory Board consisting of five members, and

WHEREAS, a vacancy exists for a member of said Board,

RESOLVED, that \_\_\_\_\_ of \_\_\_\_\_ hereby is appointed a member of the Montgomery County Ethics Advisory Board to fill and unexpired term ending on June 30, 1998.

MOTION TO AMEND by Supervisor McMahan, seconded by Supervisor Barone, in the RESOLVED clause, insert "Francis Avery" "Canajoharie", passed with Aye(1719). Supervisor Dandreaano voted nay.

RESOLUTION ADOPTED with Aye(1570). Supervisor Dandreaano voted nay. Supervisor Cuzzo abstained.

Duly adopted upon roll call, all members present (1570) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

Appointee  
Ethics Advisory Board

\*\*

RESOLUTION NO. 175 of 1998 DATED: April 28, 1998  
RESOLUTION AUTHORIZING REMOVAL OF PROPERTY FROM REAL ESTATE AUCTION  
(110.-1-41)

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Vesp

WHEREAS, the owner's representative has offered to redeem a tax-foreclosure property listed on Montgomery County's Real Estate Auction scheduled for May 30, 1998, and

WHEREAS, the enforcement procedure on said property has been prolonged for 11 years because of bankruptcies, restraining orders, zoning problems, and other matters,

RESOLVED, that the Board of Supervisors hereby accepts the redemption offer tendered by the owner of property on Old Sharon Road in the Town of Canajoharie, identified as Tax Map No. 110.-1-41, and

FURTHER RESOLVED, that acceptance of said offer, which provides for payment to the County of all delinquent taxes and associated costs, shall be contingent upon the County's receipt of full payment presently in the amount of \$78,735.60, and

FURTHER RESOLVED, that, subject to the previously stated payment terms and conditions, said property will be removed from the listing of tax-foreclosed properties to be sold at public auction on May 30, 1998.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

OTHER

Motion by Supervisor Van Kersen, seconded by Supervisor Keller, to enter into Executive Session for the purpose of discussing pending litigation, as permitted by Article 7 of the Public Officers Law, passed with Aye(1868). The Board entered into Executive Session at 9:46 p.m.

Motion by Supervisor Keller, seconded by Supervisor Hassan, to conclude the Executive Session at 10:34 p.m., passed with Aye(1868).

Motion to suspend the rules of procedure to consider emergency Resolution No. 176, passed with Aye(1304-2/3 majority).

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RESOLUTION NO. 176 of 1998 DATED: April 28, 1998  
RESOLUTION AUTHORIZING INSURANCE COVERAGE - DEGRAFF STREET BUILDING

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Vesp

RESOLVED, that the County Administrator hereby is authorized and directed to secure fire insurance coverage for the building located at 16 DeGraff Street

in Amsterdam, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	A-01-4-1990-00.4400	Contingent Account Contractual Expenses	\$8,000.00
To:	A-01-4-1910-00.4489	Unallocated Insurance Countywide Insurance	\$8,000.00

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

ADJOURNMENT

Motion by Supervisor Dandreano, seconded by Supervisor Coluni, to adjourn the meeting, passed with Aye(1868). Chairman McMahon declared the meeting adjourned at 10:39 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . . 1

MOMENT OF SILENCE . . . . . 1

ADOPTION OF THE AGENDA . . . . . 1

PROCLAMATIONS . . . . . 1

PUBLIC COMMENT . . . . . 1

ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . . 1

READING OF COMMUNICATIONS . . . . . 1

OLD BUSINESS . . . . . 2

RES114 Resolution Approving Capital Projects - 1998

NEW BUSINESS . . . . . 3

RES177 Resolution Reinstating Positions - Planning

RES178 Resolution Amending Resolution No. 71 of 1998

RES179 Resolution Establishing Positions - Jail

RES180 Resolution Approving Capital Project - FMCC

RES181 Resolution Approving Capital Project - Road/Bridge Program

RES182 Resolution Approving Capital Project - Data Processing

RES183 Resolution Approving Capital Project - Court House Roof

RES184 Resolution Approving Capital Project - Fuel Storage

RES185 Resolution Approving Capital Project - Montgomery Meadows

RES186 Resolution Approving Capital Project - DPW Equipment

RES187 Resolution Authorizing FMCC Change Orders - Master Plan

RES188 Resolution Authorizing Payment to Electrical Contractor

RES189 Resolution Authorizing Agreement - Montgomery Meadows

RES190 Resolution Amending 1998 Operating Budget - History

RES191 Resolution Amending 1998 Operating Budget - Elections

RES192 Resolution Directing Submission of Budget Reports

RES193 Resolution Authorizing Solicitation of Proposals - Medicaid

RES194 Resolution Amending 1998 Operating Budget - Sheriff

RES195 Resolution Honoring Memory of John W. Cechnicki

RES196 Resolution Authorizing Agreements - History

RES197 Resolution Authorizing Solicitation of Proposal - Tryon Oil

RES198 Resolution Authorizing Solicitation of Proposal - Revolving Loan

OTHER . . . . . 15

ADJOURNMENT . . . . . 15

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for May 12, 1998, was called to order at 7:35 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Van Kersen. Roll call indicated that Supervisor Paton was absent. All votes in these minutes reflect his absence.

MOMENT OF SILENCE

Supervisor Barone offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills , seconded by Supervisor Dandreano, to provide for the addition of Resolutions Nos. 195, 196, 197 and 198, passed with Aye(1726). Supervisor Paton was absent. Motion by Supervisor Wills, seconded by Supervisor Dandreano, to adopt the amended agenda, passed with Aye(1726). Supervisor Paton was absent.

PROCLAMATIONS

None.

PUBLIC COMMENT

Alice Knapik, Town of Glen, discussed several topics.

John Thomas, Town of Glen, and Scott McKay, Town of Florida, members of the Montgomery County Planning Board, spoke in favor of Resolution No. 177.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Wills, seconded by Supervisor Keller, to adopt the Minutes of the Public Hearing of April 28, 1998 and the Regular Meeting of April 28, 1998, passed with Aye(1518). Supervisor Grzyb voted nay. Supervisor Paton was absent.

READING OF COMMUNICATIONS

Letter from Roemer, Wallins and Mineaux advising that Judge Best has scheduled a hearing for May 18, 1998 regarding the County's action against MCIDA and Central national Bank.

RESOLUTION NO. 114 of 1998

DATED: March 24, 1998

RESOLUTION APPROVING CAPITAL PROJECTS - 1998

Resolution by Supervisor: Mead

Seconded by Supervisor: Vesp

WHEREAS, it has been recommended that various Capital Projects to be undertaken during 1998 be financed through bonding,

RESOLVED, that the Board of Supervisors hereby approves the following Capital Projects for 1998:

1. Department of Public Works - Replacement of Fuel Storage, at a cost not exceed \$100,000.
2. Department of Public Works - Road and Bridge Programs, at a cost not to exceed \$200,000.
3. Data Processing - Upgrade of AS/400, at a cost not to exceed \$190,000.
4. Real Property Tax Services - Revaluation and Digital Soil Survey, at a cost not to exceed \$190,000.
5. FMCC - Master Plan, at a cost not to exceed \$200,000.

, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to arrange for preparation of appropriate legislation authorizing bonding to fund said Capital Projects.

MOTION TO TABLE by Supervisor Barone, seconded by Supervisor Cuzzo, passed by Aye(1868).

MOTION TO REMOVE FROM TABLE by Supervisor Wills, seconded by Supervisor Keller, passed with Aye(1513). Supervisor Grzyb voted nay. Supervisor Barone was absent. (4/14/98).

MOTION TO TABLE by Supervisor Van Kersen, seconded by Supervisor Vesp, passed with Aye(1572). Supervisor Dandreano voted nay. Supervisor Barone was absent. (4/14/98).

MOTION TO REMOVE FROM TABLE by Supervisor Mead, seconded by Supervisor Van Kersen, passed with Aye(1660). Supervisor Grzyb voted nay. (4/28/98)

MOTION TO AMEND by Supervisor Mead, seconded by Supervisor Van Kersen, to add items "6. Department of Public Works, equipment purchase, at a cost not to exceed \$266,409", and "7. Department of Public Works, repair of Court House roof, at a cost not to exceed \$50,000".

MOTION TO AMEND by Supervisor Barone, seconded by Supervisor Paton, to delete item "4", amend "5" by deleting "\$200,000" and inserting in its stead, "\$838,000" and to add "8. Montgomery Meadows, \$65,000".

MOTION TO TABLE by Supervisor Barone, seconded by Supervisor Grzyb, passed with Aye(1294). Supervisors Cuzzo, Wills, Hassan, Mead and Paton voted nay. (4/28/98)

RESOLUTION DIED ON THE TABLE. (5/12/98)

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

Commissioner of Public Works  
Director of Real Property Tax Service  
Director of Data Processing

NEW BUSINESS

\*\*

RESOLUTION NO. 177 of 1998  
RESOLUTION REINSTATING POSITIONS (PLANNING)

DATED: May 12, 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Keller

WHEREAS, Resolution No. 118 of 1998 abolished positions of Senior Planner and Assistant Planner from the Department of Planning & Development, and

WHEREAS, said Department has secured a \$1.3 million grant for the Montgomery County Industrial Development Agency, assisted other departments in obtaining grants and provided a revenue source of \$21,284. in 1997, and

WHEREAS, said Department's 1998 budget included funding for said positions, and

WHEREAS, inclusion of said positions enabled the County Planning Board to commit the Department to various projects, and

WHEREAS, the Board of Supervisors has expressed its intent not to harm said Department, by creating the Department of Economic Opportunity and Development, and

WHEREAS, the absence of said positions already has hindered the performance of the Department of Planning & Development,

RESOLVED, that the positions of Senior Planner and Assistant Planner in the Department of Planning and Development hereby are reinstated, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	A-01-4-1990-00.4400	Contingency Account	\$36,666.85
		Contractual Expenses	
To:	A-23-4-8020-00.1110(47)	Senior Planner	\$20,994.60
	.1110(447)	Assistant Planner	\$15,672.25

MOTION TO TABLE by Supervisor Hassan, seconded by Supervisor Van Kersen, failed with Aye(257). Supervisors Hassan, Vesp and Van Kersen voted aye. Supervisor Paton was absent.

MOTION TO CALL THE QUESTION by Supervisor Barone, seconded by Supervisor Grzyb, passed with Aye(1199-2/3 majority). Supervisor Paton was absent.

RESOLUTION DEFEATED with Aye(828). Supervisors Dandreano, Cuozzo, Barone, Coluni, Grzyb and Mead voted nay. Supervisor Paton was absent.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Planning

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RESOLUTION NO. 178 of 1998  
RESOLUTION AMENDING RESOLUTION NO. 71 OF 1998

DATED: May 12, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills



WHEREAS, the Sheriff has requested an increase in the staffing ceiling for the Sheriff's Office and Jail, and

WHEREAS, said increases would be from 52 to 72 parttime and from 81 to 86 full time positions,

RESOLVED, that Resolution No. 71 of 1998 hereby is amended to provide for deletion of the Resolved Clause, inserting, in its stead, "RESOLVED, that Montgomery County's personnel count, effective May 12, 1998 will not exceed staffing levels within the respective departments, per the employment totals contained in a modified report tendered by the Personnel Officer, said modifications including provisions for 72 parttime and 86 full time positions in the Sheriff's Office and Jail, and".

MOTION TO CALL THE QUESTION by Supervisor Grzyb, seconded by Supervisor Wills passed with Aye(1199-2/3 majority). Supervisor Paton was absent.

RESOLUTION ADOPTED with Aye(1220). Supervisors Dandreano, Cuzzo and Grzyb voted nay. Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1220) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

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RESOLUTION NO. 179 of 1998 DATED: May 12, 1998  
RESOLUTION ESTABLISHING POSITIONS CORRECTION CORPORAL (JAIL)

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

RESOLVED, that the Board of Supervisors hereby authorizes the establishment of six corrections positions in the Jail, each at an annual base salary of \$25,676, and,

FURTHER RESOLVED, that six Correction Officers positions in the Jail hereby are abolished, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-15-4-3150-00 Jail  
.1110 (489) Correction Corporal  
.1110 (491) Correction Corporal  
.1110 (493) Correction Corporal  
.1110 (494) Correction Corporal  
.1110 (495) Correction Corporal  
.1110 (496) Correction Corporal

TRANSFER:

FROM: A-15-4-3150-00. Jail \$  
.1110 ( ) Correction Officer  
.1110 ( ) Correction Officer

TO: A-15-4-3150-00.1110 Jail \$  
.1110 (489) Correction Corporal  
.1110 (491) Correction Corporal  
.1110 (493) Correction Corporal  
.1110 (494) Correction Corporal  
.1110 (495) Correction Corporal

.1110 (496) Correction Corporal

MOTION TO CALL THE QUESTION by Supervisor Hassan, seconded by Supervisor Grzyb, passed with Aye(1199-2/3 majority). Supervisor Paton was absent.

RESOLUTION ADOPTED with Aye(1079). Supervisors Dandreano, Cuzzo, Grzyb and McMahon voted nay.

Duly adopted upon roll call, all members present (1079) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff  
Payroll  
Personnel

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RESOLUTION NO. 180 of 1998  
RESOLUTION APPROVING CAPITAL PROJECT - 1998 (FMCC)

DATED: May 12, 1998

Resolution by Supervisor: Cuzzo  
Seconded by Supervisor: Wills

WHEREAS, it has been recommended that various Capital Projects to be undertaken during 1998 be financed through bonding,

RESOLVED, that the Board of Supervisors hereby approves the following Capital Project for 1998:

Fulton-Montgomery Community College - Master Plan, at a cost not to exceed \$838,000.00

, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to arrange for preparation of appropriate legislation authorizing bonding to fund said Capital Project.

RESOLUTION ADOPTED with Aye(1369). Supervisors Dandreano and Grzyb voted nay. Supervisors Dandreano and Grzyb voted nay. Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1369) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton Co Board of Supervisors  
FMCC

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RESOLUTION NO. 181 of 1998  
RESOLUTION APPROVING CAPITAL PROJECT - 1998 (ROAD AND BRIDGE PROGRAMS)

DATED: May 12, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Vesp

WHEREAS, it has been recommended that various Capital Projects to be undertaken during 1998 be financed through bonding,

RESOLVED, that the Board of supervisors hereby approves the following  
Capital Project for 1998:

Department of Public Works - Road and Bridge Programs, at a cost not to  
exceed \$200,000

, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to arrange for preparation of appropriate legislation authorizing bonding to fund said Capital Project.

RESOLUTION ADOPTED with Aye(1369). Supervisors Dandreano voted nay. Supervisor Grzyb abstained. Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1369) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

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RESOLUTION NO. 182 of 1998 DATED: May 12, 1998  
RESOLUTION APPROVING CAPITAL PROJECT - 1998 (DATA PROCESSING)

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Hassan

WHEREAS, it has been recommended that various Capital Projects to be undertaken during 1998 be financed through bonding,

RESOLVED, that the Board of Supervisors hereby approves the following Capital Project for 1998:

Data Processing - Upgrade of AS/400, at a cost not to exceed \$190,000

, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to arrange for preparation of appropriate legislation authorizing bonding to fund said Capital Project.

MOTION TO AMEND by Supervisor Grzyb, seconded by Supervisor Dandreano, that the amount of \$190,000 be taken from A-599 Unappropriated Fund Balance and Transfer to: A-14-4-1680-00.2259 Computer Equipment \$175,000 and A-14-4-1680-00.4439 Other Services Fees \$15,000, passed with Aye(1484). Supervisors Keller, Van Kersen and Stagliano voted nay. Supervisor Paton was absent.

RESOLUTION ADOPTED with Aye(1247). Supervisors Dandreano, Cuozzo, Keller and Stagliano voted nay. Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1247) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Data Processing

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RESOLUTION NO. 183 of 1998 DATED: May 12, 1998  
RESOLUTION APPROVING CAPITAL PROJECT (COURT HOUSE ROOF)

Resolution by Supervisor: Mead  
Seconded by Supervisor: Cuozzo

WHEREAS, it has been recommended that various Capital Projects to be undertaken during 1998 be financed through bonding,

RESOLVED, that the Board of Supervisors hereby approves the following Capital Project for 1998:

Department of Public Works - New Court House Roof, at a cost not to exceed \$50,000.

, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to arrange for preparation of appropriate legislation authorizing bonding to fund said Capital Project.

MOTION TO AMEND by Supervisor Grzyb, seconded by Supervisor Cuzzo, that the amount of \$50,000 be taken from Unappropriated Fund Balance, failed with Aye(840). Supervisors Dandreaano, Cuzzo, Barone, Coluni, Grzyb and Hassan voted aye. Supervisor Paton was absent.

RESOLUTION ADOPTED with Aye(1290). Supervisors Dandreaano, Grzyb and Keller voted nay. Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1290) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

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RESOLUTION NO. 184 of 1998 DATED: May 12, 1998  
RESOLUTION APPROVING CAPITAL PROJECT - 1998 (FUEL STORAGE)

Resolution by Supervisor: Mead  
Seconded by Supervisor: Vesp

WHEREAS, it has been recommended that various Capital Projects to be undertaken during 1998 be financed through bonding,

RESOLVED, that the Board of Supervisors hereby approves the following Capital Project for 1998.

Department of Public Works - Replacement of Fuel Storage, at a cost not to exceed \$100,000.00

, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to arrange for preparation of appropriate legislation authorizing bonding to fund said Capital Project.

RESOLUTION ADOPTED with Aye(1364). Supervisors Dandreaano and Grzyb voted nay. Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1369) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

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RESOLUTION NO. 185 of 1998 DATED: May 12, 1998  
RESOLUTION APPROVING CAPITAL PROJECT - 1998 (MONTGOMERY MEADOWS)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

WHEREAS, it has been recommended that various Capital Projects to be undertaken during 1998 be financed through bonding,

RESOLVED, that the Board of Supervisors hereby approves the following Capital Project for 1998:

Montgomery Meadows - Renovations to "A" Wing Shower area, at a cost not to exceed \$65,000

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to arrange for preparation of appropriate legislation authorizing bonding to fund said Capital Project.

MOTION TO AMEND by Supervisor Grzyb, seconded by Supervisor Dandreano, that the amount of \$65,000 be taken from the Montgomery Meadows Unappropriated Fund Balance, failed with Aye(502). Supervisors Barone, Wills and Grzyb voted aye. Supervisor Paton was absent.

RESOLUTION ADOPTED with Aye(1518). Supervisor Grzyb voted nay. Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1518) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Administrator Montgomery Meadows

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RESOLUTION NO. 186 of 1998

DATED: May 12, 1998

RESOLUTION APPROVING CAPITAL PROJECT - 1998 (DPW EQUIPMENT)

Resolution by Supervisor: Mead  
Seconded by Supervisor: Keller

WHEREAS, it has been recommended that various Capital Projects to be undertaken during 1998 be financed through bonding,

RESOLVED, that the Board of Supervisors hereby approves the following Capital Project for 1998:

Department of Public Works - Equipment, at a cost not to exceed \$266,409

, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to arrange for preparation of appropriate legislation authorizing bonding to fund said Capital Project.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Barone, to delete "\$266,409", and, in its stead, insert "\$233,109", passed with Aye(1726). Supervisor Paton was absent.

RESOLUTION ADOPTED with Aye(1073). Supervisors Dandreano, Cuozzo, and Wills voted nay. Supervisor Grzyb abstained. Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1073) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

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RESOLUTION NO. 187 of 1998

DATED: May 12, 1998

RESOLUTION AUTHORIZING CHANGE ORDERS - CONTRACT NO. 10 (FMCC MASTER PLAN PROJECT)

Resolution by Supervisor: Cuzzo  
Seconded by Supervisor: Wills

RESOLVED, that the Montgomery County Board of Supervisors hereby approves

the following change orders to Contract No. 10 of the FMCC Master Plan Project:

Change order	Description	Amount
10-21	Provide changes per CCD-10-28 (construct shaft wall)	(+) \$ 2,375.92
10-22	Provide changes per CCD-10-25 (demo ceiling in C143, add stud enclosure in C239/239A and cut chalkboard in C239A)	(+) 1,263.79
10-23	Correct error in amount of CO-10-10	680.34
10-24	Provide credit per CCD 10-38 & installing carpet deleted from TV Studios into C107,C109 & CM1	(-) 1,590.00
10-25	Delete four blowers at fume hoods	(-) 1,600.00
10-26	Provide stage curtains	(+) 1,021.23
10-27	Cut/Splice steel columns 40'	(+) 2,636.70
	Original Contract Amount	\$5,968,000.00
	Net Change CO 1-20	17,230.86
	Net Change CO 21-26	4,787.98
	Revised Contract Amount	\$5,990,018.81

FURTHER RESOLVED, that approval of this Resolution in contingent upon passage of a similar resolution by the Fulton County Board of Supervisors.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Barone, in change order 10-27 delete "2,636.70" and insert, in its stead, "2,386.70", delete "4,787.98" and insert, in its stead, "4,537.98" and delete "\$5,990,018.81" and insert, in its stead, "\$5,989,768.84", passed with Aye(1429). Supervisors Dandreano and Cuozzo voted nay. Supervisor Paton was absent.

RESOLUTION ADOPTED with Aye(1221). Supervisors Dandreano, Coluni and Grzyb voted nay. Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1221) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton Co Board of Supervisors  
FMCC  
Saratoga Associates

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RESOLUTION NO. 188 of 1998  
RESOLUTION AUTHORIZING PAYMENT TO ELECTRICAL CONTRACTOR

DATED: May 12, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

WHEREAS, the County of Montgomery previously entered into agreement with Clifford R. Gray, Inc. for electrical contracting services for the Ronald R. Emery Public Safety Facility, and

WHEREAS, said Clifford R. Gray, Inc. has submitted an additional application to the County for payment of services in the amount of \$306,000, covering the time frame beyond the base period of their agreement, and

WHEREAS, the County has determined, upon advice of legal counsel, that a negotiated resolution of all matters between the County and Clifford R. Gray Inc. will be in the best interests of the County, and

WHEREAS, representatives of the County have negotiated a settlement which is acceptable to the County and the Board of Supervisors now desires to formally authorize the resolution of all claims by and against Gray Electric,

RESOLVED, by the Montgomery County Board of Supervisors, as follows:

1. The County shall pay Clifford R. Gray, Inc. the sum of \$200,000.
2. Said payments are conditioned upon the County's receipt of full and complete release of all claims and liens made by Clifford R. Gray Inc. against the County
3. This Resolution shall take effect immediately.

MOTION TO AMEND by Supervisor Barone, seconded by Supervisor Coluni, to add, "and, FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to advance said \$200,000, as follows: A391/A200 - Due from Other Funds, H200 #13/H630 #13 - Due to Other Funds.", passed with Aye (1518). Supervisor Grzyb voted nay. Supervisor Paton was absent.

RESOLUTION ADOPTED with Aye(1369). Supervisors Dandreano and Grzyb voted nay. Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1369) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 189 of 1998 DATED: May 12, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - WIND ENERGY SYSTEM  
(MONTGOMERY MEADOWS)

Resolution by Supervisor: Paton  
Seconded by Supervisor: McMahan

WHEREAS, the Power Authority of the State of New York has awarded a \$30,000 grant to the County of Montgomery for a Wind Energy System project at the Montgomery Meadows,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement accepting a \$30,000 award from the Power Authority of the State of New York for acquisition and installation of a Wind Energy System at the Montgomery Meadows.

RESOLUTION ADOPTED with Aye(1726). Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1726) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Administrator Montgomery Meadows  
County Attorney

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RESOLUTION NO. 190 of 1998 DATED: May 12, 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (HISTORY)

Resolution by Supervisor: Coluni

WHEREAS, the Montgomery County Department of History and Archives has been awarded a Local Grant from the New York State Archives and Record Administration for the 1997-1998 Grant period,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD:	A-22-4-7510-00.1111	History Overtime	
TRANSFER:			
FROM:	A-22-4-7510-00.4434	Historian Consultants	\$4,028.50
TO:	A-22-4-7510-00.1111	Historian Overtime	\$4,028.50

RESOLUTION WITHDRAWN BY SPONSOR.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Historian

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RESOLUTION NO. 191 of 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (ELECTIONS)

DATED: May 12, 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Cuozzo

WHEREAS, pursuant to a New York State Board of Elections mandates that Voting Machine Custodians receive equal compensation,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:			
FROM:	A-11-4-1450-00.4453	Elections Postage	\$1,530.00
TO:	A-11-4-1450-00.4435	Elections Custodial/Maint.	\$1,530.00

RESOLUTION ADOPTED with Aye(1577). Supervisor Dandreaano voted nay. Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1577) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Board of Elections

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RESOLUTION NO. 192 of 1998  
RESOLUTION DIRECTING SUBMISSION OF BUDGET REPORTS

DATED: May 12, 1998

Resolution by Supervisor: Dandreaano  
Seconded by Supervisor: Cuozzo

WHEREAS, it is the duty of the Board of Supervisors to annually adopt an operating budget for the County, and

WHEREAS, it is the duty of the Board of Supervisors, in the best interest of the taxpayers of the County, to monitor the flow of revenue and expenditures

under said operating budget during the course of the budget year, and

WHEREAS, the Board of Supervisors desires to gauge the County's economic condition and allow adequate time and opportunity to rectify any fiscal imbalance which may adversely influence property taxes,

RESOLVED, that the County Administrator/Budget Officer and all Department Heads of the County hereby are required to submit to the Board of Supervisors, not later than June 30, 1998, anticipated revenue and expenditures for the fiscal year 1998 operating budget items which they believe to be unrealistic in terms of revenue and expenditure projections as well as any other suggestions and recommendation they wish to make.

RESOLUTION ADOPTED with Aye(1247). Supervisors Vesp, Hisert and Stagliano voted nay. Supervisors Hassan and Keller abstained. Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1247) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 193 of 1998

DATED: May 12, 1998

RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - MEDICAID  
REIMBURSEMENT CLAIMS

Resolution by Supervisor: Paton  
Seconded by Supervisor: McMahan

WHEREAS, Federal Medicaid funding is available for Preschool Special Education services under the Preschool Supportive Health Services Program, Section 368 (d) and (e) of Chapter 558 of the Social Services Law, and

WHEREAS, the Public Health Director recommends use of a private firm for the identification, review and reconciliation of all eligible outstanding Preschool Supportive Health Services Program claims for the Period of June 1, 1996 - December 31, 1997, and to identify, review and reconcile all pending or adjusted claims for June 1, 1996, to December 31, 1997,

RESOLVED, that the Purchasing Agent hereby is authorized and directed to solicit proposals for the service of Federal Medicaid Reimbursement Claiming for Montgomery County children enrolled in the Preschool Special Education Program.

RESOLUTION ADOPTED with Aye(1726). Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1726) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Public Health

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RESOLUTION NO. 194 of 1998

DATED: May 12, 1998

RESOLUTION AMENDING 1998 OPERATING BUDGET (SHERIFF)

Resolution by Supervisor: Barone  
Seconded by Supervisor: Keller

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-15-4-3110-00.1150      Sheriff  
   Allowances

TRANSFER:

FROM: A-15-4-3110-00.4467 Sheriff \$1,800.00  
Uniform Allowance

TO: A-15-4-3110-00.1150 Sheriff \$1,800.00  
Allowances

MOTION TO AMEND by Supervisor Van Kersen, seconded by Supervisor Keller, in "To", after .1150, add "(485)", passed with Aye(1726). Supervisor Paton was absent.

RESOLUTION ADOPTED with Aye(1726). Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1726) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 195 of 1998

DATED: May 12, 1998

RESOLUTION HONORING THE MEMORY OF JOHN W. CECHNICKI

Resolution by: Full Board  
Seconded by Supervisor:

WHEREAS, John W. Cechnicki served with distinction as a member of the Montgomery County Board of Supervisors for over 10 years, and

WHEREAS, Mr. Cechnicki represented the Town of Root as Supervisor, from 1982 to 1991, and

WHEREAS, Mr. Cechnicki, a Granville native who moved to Montgomery County in 1948, was a Navy Veteran of World War Two, and

WHEREAS, Mr. Cechnicki was employed by the General Electric Company for 32 years, having served as a Millwright and Foreman, until retiring in 1978, and

WHEREAS, Mr. Cechnicki served six years as a member of the Board of Trustees of Fulton-Montgomery Community College, including a one-year term of Chairman of the Board, and

WHEREAS, Mr. Cechnicki was a communicant and trustee of Saints Peter and Paul Church, where he also served as a Eucharistic Minister and Lector, and

WHEREAS, Mr. Cechnicki was a fourth degree member of Knights of Columbus Council 415 and Assembly 0758, having held leadership positions in both organizations, and

WHEREAS, Mr. Cechnicki was a member of Veterans of Foreign Wars Post 32, American Legion Post 222 and Sampson World War Two Vets, and

WHEREAS, Mr. Cechnicki was predeceased, in 1978, by his first wife, the former Florence Zovistaski, to whom he was married for 37 years, and

WHEREAS, Mr. Cechnicki is survived by his wife of 14 years, the former Marion Emanuel; four sons, Gene, Joseph, David and Edmund Cechnicki; and six daughters, Constance Vrooman, Katherine Wolfe, Mary Parsons, Diane Whitbeck, Eileen Schriener and Nora Valovage, and

WHEREAS, Mr. Cechnicki also is survived by six sisters, Katherine

Symansky, Verna Cechnicki, Mary Michand, Judwiga Thomas, Lucy Wilcox and Constance Pastor; 27 grandchildren and a great-grandson,

RESOLVED, that the Board of Supervisors of Montgomery County hereby recognizes the outstanding lifetime achievements of John W. Cechnicki, and

FURTHER RESOLVED, that the Board of Supervisors hereby honors the memory of John W. Cechnicki and expresses its condolences and heartfelt sympathy to his family upon his passing.

MOTION by Supervisor Wills, seconded by Supervisor Van Kersen, to have the Clerk of the Board of Supervisors cast one unanimous vote in favor of the Resolution, passed with Aye(1726). Supervisor Paton was absent.

RESOLUTION ADOPTED with Aye(1726). Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1726) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
The Family of John W. Cechnicki

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RESOLUTION NO. 196 of 1998 DATED: May 12, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - ARCHIVAL  
ASSISTANCE (HISTORY)

Resolution by Supervisor: Coluni  
Seconded by Supervisor: Vesp

WHEREAS, the Historian/research Records Management Officer has recommended that the County contract for archival assistance,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign agreements with Violet Fallone, Alice Jettner, Sandra Allen and Kelly Yacobucci for assistance in maintaining County Archives, and

FURTHER RESOLVED, that said agreements shall provide for compensation at the rate of \$9.00 per hour, not to exceed a total of \$4,028.00, for the period commencing on May 13, 1998 and ending on June 30, 1998, and

FURTHER RESOLVED, that funding for said assistance will be provided by a grant from New York State's Local Government Records Management Improvement Fund 1997-1998 grant.

RESOLUTION ADOPTED with Aye(1577). Supervisor Dandreano voted nay. Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1577) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Historian

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RESOLUTION NO. 197 of 1998 DATED: May 12, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - ENGINEERING SERVICES  
(TRYON OIL PROPERTY)

Resolution by Supervisor: Grzyb  
Seconded by Supervisor: Barone

RESOLVED, that the Purchasing Agent hereby is authorized and directed to solicit proposals for engineering services at the former Tryon Oil Property in the Village of Fort Johnson.

RESOLUTION ADOPTED with Aye(1726). Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1726) voting aye.

Douglas Landon

Richard C. Healy

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Planning

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RESOLUTION NO. 198 of 1998

DATED: May 12, 1998

RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - REVOLVING LOAN FUND

Resolution by Supervisor: Barone  
Seconded by Supervisor: McMahon

WHEREAS, the Board of Supervisors administers the Montgomery County Economic Development Program Revolving Loan Fund, and

WHEREAS, said program is funded by the U.S. Department of Housing and Urban Development's CDBG Program and is subject to applicable federal regulations, and

WHEREAS, it is the intent of the Board of Supervisors to develop a systematic approach that will document, review and provide analysis for all aspects of said program,

RESOLVED, that the Board of Supervisors hereby authorizes the Director of Economic Opportunity and Development to solicit proposals for development of materials to be used in administration of the Montgomery County Revolving Loan Fund.

RESOLUTION ADOPTED with Aye(1726). Supervisor Paton was absent.

Duly adopted upon roll call, all members present (1726) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

OTHER

Supervisor Dandreano requested a status report on lawsuits filed against the County.

Supervisor Cuzzo provided an update on MOSA's Gat proposal.

Chairman McMahon stated that the FMCC Operating Budget will be discussed by the Ways and Means Committee on May 26, 1998.

ADJOURNMENT

Motion by Supervisor Barone, seconded by Supervisor Coluni, to adjourn the meeting, passed with Aye(1726). Supervisor Paton was absent. Chairman McMahon declared the meeting adjourned at 9:28 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PROCLAMATIONS . . . . .	1
PUBLIC COMMENT . . . . .	1
SPECIAL PRESENTATIONS . . . . .	1
ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . .	1
READING OF COMMUNICATIONS . . . . .	2
OLD BUSINESS . . . . .	2
NEW BUSINESS . . . . .	2
RES199 Resolution Reappointing Planning Board Member	
RES200 Resolution Amending Resolution No. 76 of 1998	
RES201 Resolution Authorizing Agreement - MVEDD	
RES202 Resolution Authorizing Membership - Mental Health	
RES203 Resolution Authorizing Solicitation of Bids - Bridge Repair	
RES204 Resolution Authorizing Contract Extension - Auction	
RES205 Resolution Accepting Proposal - Public Health	
RES206 Resolution Correcting 1998 Tax Rolls	
RES207 Resolution Amending Resolution No. 116 of 1998	
RES208 Resolution Authorizing Solicitation of Bids - Roof Replacement	
RES209 Resolution Authorizing Solicitation of Bids - Public Works	
RES210 Resolution Authorizing Agreement - Jail	
RES211 Resolution Accepting Proposal - Montgomery Meadows	
RES212 Resolution Supporting Legislation Amending Social Services Law	
RES213 Resolution Directing Interim Maintenance - Public Safety Facility	
RES214 Resolution Expression Opposition of OTB Relocation	
RES215 Resolution Designating Interim OTB Director	
OTHER . . . . .	10
ADJOURNMENT . . . . .	10

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for May 26, 1998, was called to order at 7:31 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Hisert. Roll call indicated that all Supervisors were present.

MOMENT OF SILENCE

Supervisor Hassan offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Van Kersen, to provide for the addition of Resolutions Nos. 208, 209, 210, 211, 212, 213, 214 and 215, passed with Aye(1868). Motion by Supervisor Wills, seconded by Supervisor Van Kersen, to adopt the amended agenda, passed with Aye(1868).

PROCLAMATIONS

None.

PUBLIC COMMENT

Alice Knapik, Town of Glen, discussed the County's item pricing law.

Bill McCarthy, Town of Root, favors dissolution of MOSA.

Pat Freund, MOSA Watch Chairman, discussed landfill issues.

SPECIAL PRESENTATIONS

William McGimpsey and Mark DelBalso of R. Folchetti & Associates discussed the Eastern Montgomery County Regional Water and Sewer Study.

Neil Van Slyke, Montgomery Meadows Administrator, discussed the Department of Health report.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Van Kersen, seconded by Supervisor Barone, to adopt the Minutes of the Regular Meeting of May 12, 1998, passed with Aye(1518). Supervisor Grzyb voted nay. Supervisor Paton abstained.

None.

OLD BUSINESS  
\*\*

None.

NEW BUSINESS  
\*\*

RESOLUTION NO. 199 of 1998 DATED: May 26, 1998  
RESOLUTION REAPPOINTING MONTGOMERY COUNTY PLANNING BOARD MEMBER

Resolution by Supervisor: Vesp  
Seconded by Supervisor: Barone

WHEREAS, a vacancy exists on the Montgomery County Planning Board,

RESOLVED, that Keith MacGregor, 964 Salt Springville Road, Cherry Valley, hereby is reappointed a member of the Montgomery County Planning Board, representing the Town of Minden, for a term expiring on June 30, 2001.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Planning Board  
Appointee

\*\*

RESOLUTION NO. 200 of 1998 DATED: May 26, 1998  
RESOLUTION AMENDING RESOLUTION NO. 76 OF 1998

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: HASSAN

WHEREAS, Resolution No. 76, adopted by the Montgomery County Board of Supervisors on February 10, 1998, granted non-binding approval for the Montgomery-Otsego-Schoharie Solid Waste Management Authority (MOSA) to solicit approval for certain capital projects, and

WHEREAS, several municipalities have local laws and/or ordinances prohibiting landfills in their jurisdictions,

RESOLVED, that Resolution No. 76 of 1998 hereby is amended to add: "Further Resolved, that no proposal shall be considered which pertains to a site located in a town, village or city which, on or before February 1, 1998, has in effect a local law or ordinance which prohibits the siting, construction or operation of landfill proposed, if sited, constructed or operated by a private person or business entity."

RESOLUTION DEFEATED with Aye(718). Supervisors Wills, Coluni, Hassan, Keller, Hisert, Paton and Van Kersen voted aye. Supervisors Barone, Grzyb and McMahon abstained.

Douglas Landon

Richard C. Healy

cc: County Treasurer  
County Administrator  
County Clerk  
MOSA

\*\*

RESOLUTION NO. 201 of 1998 DATED: May 26, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MOHAWK VALLEY  
ECONOMIC DEVELOPMENT DISTRICT

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Van Kersen

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with the Mohawk Valley Economic Development District (MVEDD) for the provision of business development and economic improvement services, at a cost not to exceed \$10,000, for the period commencing on January 1, 1998 and ending on December 31, 1998.

RESOLUTION ADOPTED with Aye(1511). Supervisor Grzyb voted nay. Supervisor Cuozzo abstained.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
MVEDD

\*\*

RESOLUTION NO. 202 of 1998 DATED: May 26, 1998  
RESOLUTION AUTHORIZING ASSOCIATION MEMBERSHIP - NATIONAL ASSOCIATION  
OF COUNTY BEHAVIORAL HEALTH DIRECTORS (MENTAL HEALTH)

Resolution by Supervisor: Coluni  
Seconded by Supervisor: McMahon

RESOLVED, that the Board of Supervisors hereby authorizes membership in the National Association of County Behavioral Health Directors for the Director of Community Services, and

FURTHER RESOLVED, that said membership is authorized within the limit of funds which may be budgeted, annually, for said purpose.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Community Services

\*\*

RESOLUTION NO. 203 of 1998 DATED: May 26, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF BIDS - BRIDGE REPAIR

Resolution by Supervisor: Mead

Seconded by Supervisor: Keller

WHEREAS, the Commissioner of Public Works has recommended that bids be solicited for a bridge repair project,

RESOLVED, that the Purchasing Agent, in cooperation with the Commissioner of Public Works, hereby is authorized and directed to solicit bids for the repair of the McDonald Drive Bridge, B.I1.. 3310160, over McQueen Creek.

RESOLUTION ADOPTED with Aye(1660). Supervisor Grzyb abstained.

Duly adopted upon roll call, all members present (1660) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

\*\*

RESOLUTION NO. 204 of 1998 DATED: May 26, 1998  
RESOLUTION AUTHORIZING CONTRACT EXTENSION - AUCTIONEERING SERVICES

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Van Kersen

WHEREAS, Resolution No. 35 of 1998, adopted on January 13, 1998, accepted the proposal of Haroff Auction and Realty of Schroon Lake to provide auctioneering services for the sale of County-owned real property, and

WHEREAS, the County Treasurer has recommended that the contract for said auctioneering services be extended,

RESOLVED, that the contract with Haroff Auction and Realty of Schroon Lake, for the provision of auctioneering services for the sale of County-owned real property, hereby is extended for a one-year period, expiring on December 31, 1999, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign said contract extension.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Haroff Auction & Realty

\*\*

RESOLUTION NO. 205 of 1998 DATED: May 26, 1998  
RESOLUTION ACCEPTING PROPOSAL - MEDICAID REIMBURSEMENT CLAIMING  
(PUBLIC HEALTH)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Van Kersen

WHEREAS, the Purchasing Agent was authorized to solicit proposals for Preschool Special Education Federal Medicaid Reimbursement Claiming, and

WHEREAS, said proposals were opened on Wednesday, May 20, 1998.

RESOLVED, that the Board of Supervisors hereby accepts the following proposal submitted by , and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign and execute documents pertaining to said award.

MOTION TO AMEND by Supervisor Barone, seconded by Supervisor Van Kersen, to

insert in the RESOLVED clause, "Institute of Health and Human Services",  
passed with Aye(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Public Health  
Purchasing Agent

\*\*

RESOLUTION NO. 206 of 1998  
RESOLUTION CORRECTING 1998 TOWN AND COUNTY TAX ROLLS

DATED: May 26, 1998

Resolution by Supervisor: Wills  
Seconded by Supervisor: Keller

WHEREAS, a property owner has filed an Application for Corrected Tax Roll,  
pursuant to Section 554 of the Real Property Tax Law, with the Real Property Tax  
Director, alleging errors on the 1998 Tax Roll, and

WHEREAS, said Director has investigated and filed a report, pursuant to  
said statute, confirming existence of said errors,

RESOLVED, that the 1998 Tax Roll hereby is ordered corrected, as follows:

Applicant	SBL	Correction
Paul T. & Stanley R. Bush 2 Cornell St. Amsterdam, NY 12010	56.29-1-32 City of Amsterdam	Reduce Assessment to \$40,000

, and

FURTHER RESOLVED, that the tax levying body hereby is authorized and  
directed to approve said application by making notations on the original  
application and duplicates, and by entering the correct extension of taxes, and

FURTHER RESOLVED, that the Real Property Tax Director is authorized and  
directed to make an order setting for the the corrected taxes, and directing the  
officer having jurisdiction to correct said roll and to affix the order and  
approved application to the tax rolls and the warrant, per Section 554 of the  
Real Property Tax Law, such annexed application and warrant becoming a part of  
such tax rolls, and

FURTHER RESOLVED, that said Director shall immediately submit the approved  
application to the officer having jurisdiction over the tax roll and above  
order, and

FURTHER RESOLVED, that said Director shall mail Notice of Approval of  
Application to the applicant and shall file a duplicate copy of the application  
with the Board of Supervisors, and

FURTHER RESOLVED, that, provided the application was filed pursuant to  
Paragraph 7A of Section 554 of the Real Property Tax Law, the applicant shall  
have eight days, from the date of the mailing of the Notice of Approval, to pay  
such corrected taxes, without interest, and

FURTHER RESOLVED, that said officer having charge of the tax rolls hereby  
is ordered and directed to immediately collect corrected tax, and

FURTHER RESOLVED, that the County Treasurer is directed to charge any taxes

deleted from the current rolls by this Resolution, wherever appropriate, against the account of the respective property-taxing jurisdiction for inclusion in the next ensuing tax levy, and

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Real Property

\*\*

RESOLUTION NO. 207 of 1998  
RESOLUTION AMENDING RESOLUTION NO. 116 OF 1998

DATED: May 26, 1998

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: McMahan

RESOLVED, that Resolution No. 116 of 1998 hereby is amended to provide for deletion, in the Resolved clause, of "\$21,000.00" and insertion, in its stead, of "\$25,000.00".

RESOLUTION ADOPTED with Aye(1513). Supervisor Wills voted nay. Supervisor Grzyb abstained.

Duly adopted upon roll call, all members present (1513) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel/Payroll

\*\*

RESOLUTION NO. 208 of 1998  
RESOLUTION AUTHORIZING SOLICITATION OF BIDS - ROOF REPLACEMENTS  
(PUBLIC WORKS)

DATED: May 26, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Vesp

RESOLVED, that the Purchasing Agent, in cooperation with the Commissioner of Public Works, hereby is authorized and directed to solicit bids for replacement of the roof on the New Court House addition and replacement of a section of the County Annex Building roof.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Purchasing Agent

\*\*

RESOLUTION NO. 209 of 1998  
RESOLUTION AUTHORIZING SOLICITATION OF BIDS - TANDEM DUMP TRUCK (PUBLIC WORKS)

DATED: May 26, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Coluni

RESOLVED, that the Purchasing Agent, in cooperation with the Commissioner of Public Works, hereby is authorized and directed to solicit bids for the purchase of a new tandem dump truck.

RESOLUTION ADOPTED with Aye(1570). Supervisors Dandreano and Cuzzo voted nay.

Duly adopted upon roll call, all members present (1570) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Purchasing Agent

\*\*

RESOLUTION NO. 210 of 1998 DATED: May 26, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT (JAIL)

Resolution by Supervisor: Barone  
Seconded by Supervisor: Van Kersen

WHEREAS, the Sheriff has been awarded an \$11,347.00 grant from the U.S. Department of Justice, and

WHEREAS, said funds will be used to purchase equipment for the new Public Safety Center,

RESOLVED, that the Board of Supervisors hereby accepts an \$11,347.00 grant from the U.S. Department of Justice, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement acknowledging said acceptance.

MOTION TO AMEND by Supervisor Barone, seconded by Supervisor Wills, in the title of the Resolution, delete "Chairman" and insert, in its stead, "Sheriff" and in the FURTHER RESOLVED clause, delete "Chairman of the Board" and insert, in its stead, "Sheriff", passed with Aye(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
County Attorney  
Sheriff

\*\*

RESOLUTION NO. 211 of 1998 DATED: May 26, 1998  
RESOLUTION ACCEPTING PROPOSAL - ACCOUNTING CONSULTANT SERVICES  
(MONTGOMERY MEADOWS)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

WHEREAS, proposals were solicited for provision of accounting consultant services at Montgomery Meadows,

RESOLVED, that the Board of Supervisors hereby accepts the proposal submitted by \_\_\_\_\_ to provide accounting consultant services to Montgomery Meadows, at a cost not to exceed \$20,000, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following

review and approval by the County Attorney, hereby is authorized and directed to sign an agreement authorizing said proposal.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Paton, in the RESOLVED clause, insert "Bollan, Sheedy & Torani" and to add, ", and FURTHER RESOLVED, that the County Treasurer hereby is authorized and

directed to amend the 1998 Operating Budget as follows: TRANSFER: From:  
Eh-34-4-9001-00.8820, Montgomery Meadows, Retirement, To:  
EH34-4-6020-00.4434, Montgomery Meadows, Consultants."

MOTION TO AMEND by Supervisor Dandreano, seconded by Supervisor Grzyb, to delete "\$20,000" and insert, in its stead, "\$10,000", failed with Aye(508). Supervisors Dandreano and Grzyb voted aye.

MOTION TO AMEND Wills/Paton, passed with Aye(1511). Supervisor Dandreano voted nay. Supervisor Grzyb abstained.

RESOLUTION ADOPTED with Aye(1472). Supervisor Dandreano voted nay. Supervisors Grzyb and Hassan abstained.

Duly adopted upon roll call, all members present (1472) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
County Attorney  
Nursing Home Administrator

\*\*

RESOLUTION NO. 212 of 1998

DATED: May 26, 1998

RESOLUTION SUPPORTING LEGISLATION AMENDING SOCIAL SERVICES LAW

Resolution by: Full Board  
Seconded by Supervisor:

WHEREAS, Montgomery County's 1998 Operating Budget has been negatively impacted by the failure of the New York State Department of Health to provide timely notice of a Medicaid Rate adjustment, and

WHEREAS, at the urging of the Commissioner of Social Services and the Social Services Committee, legislation designed to prevent reoccurrence of this type of situation is being considered by the New York State Legislature,

RESOLVED, that the Montgomery County Board of Supervisors hereby expresses support of Senate Bill 7017 and Assembly Bill 10879, sponsored by Senator Hugh T. Farley and Assemblyman Paul D. Tonko, respectively, which would amend Social Services Law to require timely notification to local Social Service districts of negotiated Medicaid rate adjustments, and

FURTHER RESOLVED, that copies of this Resolution be forwarded to Governor Pataki, State Senator Farley, Assemblyman Tonko and the New York State Association of Counties.

MOTION by Supervisor Wills, seconded by Supervisor Barone, to have the Clerk of the Board cast one unanimous vote in favor of the Resolution, passed with Aye(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Social Services  
Honorable Hugh T. Farley  
Honorable Paul D. Tonko  
NYSAC

\*\*

RESOLUTION NO. 213 of 1998

DATED: May 26, 1998

RESOLUTION DIRECTING PROVISION OF INTERIM MAINTENANCE - PUBLIC SAFETY  
FACILITY

Resolution by Supervisor: Barone  
Seconded by Supervisor: Van Kersen

RESOLVED, that the Commissioner of Public Works hereby is authorized and directed to provide for interim maintenance at the Ronald R. Emery Public Safety Facility.

RESOLUTION WITHDRAWN BY SPONSOR.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff  
Public Works

\*\*

RESOLUTION NO. 214 of 1998 DATED: May 26, 1998  
RESOLUTION EXPRESSING OPPOSITION OF RELOCATION OF OTB'S AMSTERDAM  
FACILITY

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Coluni

RESOLVED, that the Board of Supervisors hereby expresses opposition to any relocation of the Capital District Off-Track Betting Corporation's Amsterdam facility from it's existing site at 141 Guy Park Avenue.

RESOLUTION ADOPTED with Aye(1472). Supervisor Cuozzo voted nay. Supervisors Grzyb and Hassan abstained.

Duly adopted upon roll call, all members present (1472) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
OTB

\*\*

RESOLUTION NO. 215 of 1998 DATED: May 26, 1998  
RESOLUTION DESIGNATING INTERIM OTB DIRECTOR

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Wills

RESOLVED, that Supervisor Ronald J. Barone, Sr. hereby is designated as Montgomery County's Representative to the Board of Directors of the Capital District Regional Off-Track Betting Corporation, and

FURTHER RESOLVED, that said designation shall be on an interim basis, without compensation, for a period not to exceed 90 days, commencing on May 27, 1998.

MOTION TO CALL THE QUESTION, by Supervisor Grzyb, seconded by Supervisor Wills, passed with Aye(1304-2/3 majority).

RESOLUTION ADOPTED with Aye(1621). Supervisor Grzyb voted nay. Supervisor Hassan abstained.

Duly adopted upon roll call, all members present (1621) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

OTB  
Appointee

OTHER

Sheriff Amato discussed problems with the E-911 system in the City of Amsterdam.

ADJOURNMENT

Motion by Supervisor Grzyb, seconded by Supervisor Barone, to adjourn the meeting, passed with Aye(1868). Chairman McMahon declared the meeting adjourned at 9:40 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PROCLAMATIONS . . . . .	1
PUBLIC COMMENT . . . . .	1
SPECIAL PRESENTATIONS . . . . .	1
ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . .	1
READING OF COMMUNICATIONS . . . . .	2
OLD BUSINESS . . . . .	2
NEW BUSINESS . . . . .	2
RES216 Resolution Authorizing Disbursement Mortgage Tax Money	
RES217 Resolution Awarding Bid No. 06-98	
RES218 Bond Resolution for 1998	
RES219 Resolution Support Legislation	
RES220 Resolution Appointing Planning Board Member	
RES221 Resolution Requesting Consideration for Legalized Gambling	
RES222 Resolution Appointing Traffic Safety Board Members	
RES2223 resolution Designating OTB Director	
RES224 Resolution Directing that County Not Replead Federal Complaint	
RES225 Resolution Establishing Position - Planning	
RES226 Resolution Authorizing Membership - Economic Development Council	
RES227 Resolution Authorizing Conference Attendance - Real Property	
OTHER . . . . .	11
ADJOURNMENT . . . . .	11

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for June 9, 1998, was called to order at 7:35 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Hisert. Roll call indicated that all Supervisors were present.

MOMENT OF SILENCE

Ken Prahl offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Van Kersen, to provide for the addition of Resolutions Nos. 222, 223, 224, 225, 226, and 227, passed with Aye(1660). Supervisor Grzyb voted nay. Motion by Supervisor Wills, seconded by Supervisor Van Kersen, to adopt the amended agenda, passed with Aye(1660). Supervisor Grzyb voted nay.

PROCLAMATIONS

None.

PUBLIC COMMENT

Alice Knapik, Town of Glen, spoke again proposed Resolution No. 221.

Nancy Picard, MCEDC Treasurer, urged the County to replead its federal lawsuit against MCEDC.

Evelyn Lindley, Town of Root, spoke against legalized gambling in Montgomery County.

SPECIAL PRESENTATIONS

Thomas Myles, Chairman of FMCC's Board of Trustees, and Charles McWilliams, Business Manager, discussed FMCC's proposed 1998-99 Operating Budget.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Paton, seconded by Supervisor Van Kersen, to adopt the Minutes of the Regular Meeting of May 26, 1998, passed with Aye(1660). Supervisor Grzyb voted nay.

None.

OLD BUSINESS  
\*\*

None.

NEW BUSINESS  
\*\*

RESOLUTION NO. 216 of 1998 DATED: June 9, 1998  
RESOLUTION AUTHORIZING COUNTY TREASURER TO DISBURSE MORTGAGE TAX MONEY

Resolution by Supervisor: Keller  
Seconded by Supervisor: McMahon

RESOLVED, that the Board of Supervisors hereby authorizes the County Treasurer to disburse Mortgage Tax money for the period from October 1, 1997, through March 31, 1998, and

FURTHER RESOLVED, that said Treasurer is directed to take all necessary steps, under proper accounting procedure, to adjust the books of her office, effective immediately.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
County Auditor

\*\*

RESOLUTION NO. 217 of 1998 DATED: June 9, 1998  
RESOLUTION AWARDDING BID NO. 06-98

Resolution by Supervisor: Mead  
Seconded by Supervisor: Keller

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 153 of 1998, to solicit bids for a new fuel system for the Department of Public Works, and

WHEREAS, said bids were opened on May 26, 1998,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 06-98 to Machnick Builders Ltd., Green Island, New York, as follows:

Installation of new system	\$ 78,400.00
Removal of old system	8,000.00
Liquid disposal	.80 per gallon
Services of Geologist	75.00 per hour
Soil testing	275.00 each

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign and execute any documents pertaining to said award.

RESOLUTION ADOPTED with Aye(1511). Supervisors Dandreano and Grzyb voted nay.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
County Attorney  
Commissioner of Public Works  
Purchasing Agent

\*\*

RESOLUTION NO. 218 of 1998 DATED: June 9, 1998  
BOND RESOLUTION OF THE COUNTY OF MONTGOMERY, NEW YORK ("THE COUNTY")  
DATED JUNE 9, 1998, AUTHORIZING VARIOUS COUNTY IMPROVEMENTS; ESTIMATING  
THE AGGREGATE COST THEREOF TO BE \$1,486,109; APPROPRIATING SAID AMOUNT  
THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,486,109 SERIAL BONDS OF THE  
COUNTY TO FINANCE SAID COST

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

WHEREAS, the Board of Supervisors has heretofore approved certain capital projects of the County all as more particularly described in Resolution Nos. 180, 181, 183, 185 and 186 of 1998, dated May 12, 1998 (the "Prior Resolutions"), and

WHEREAS, the Board of Supervisors desires to expand upon the Prior Resolutions and approve the method of financing of costs of such capital projects,

RESOLVED, by the Board of Supervisors of the County of Montgomery, New York (by a favorable vote of not less than two-thirds of all of its members), as follows:

SECTION 1

Pursuant to Sections 31.00 and 32.00 of the Local Finance Law, constituting Chapter 33-A of the Consolidated Laws of the State of New York (the "Law"), the County hereby authorizes the capital improvements and projects (the "Projects") listed below:

(a) The renovation and construction of certain buildings and associated sitework, including but not limited to the library renovation project, the new annex and classroom renovation project, special capital projects and miscellaneous professional fees associated therewith of the Fulton-Montgomery Community College (the "FMCC Renovation and Reconstruction Project"), the maximum cost thereof being hereby estimated to be \$838,000, appropriating said amounts therefor and authorizing the issuance of \$838,000 serial bonds to finance such costs;

(b) The resurfacing of County roads and the rehabilitation and renovation of County bridges (the "DPW Highway and Bridge Improvements"), the maximum cost thereof being hereby estimated to be \$200,000, appropriating said amount therefor and authorizing the issuance of \$200,000 serial bonds to finance such costs;

(c) The construction, reconstruction removal and replacement of a roof for the New Courthouse (the "New Courthouse Roof"), the maximum cost thereof being

hereby estimated to be \$50,000, appropriating said amount therefor and authorizing the issuance of \$50,000 serial bonds to finance such costs;

(d) The Replacements and acquisition of a new fuel storage tank for the Department of Public Works Highway Yard (the "DPW Fuel Storage Tank Replacement"), the maximum cost thereof being hereby estimated to be \$100,000,

appropriating said amount therefor and authorizing the issuance of \$100,000 serial bonds to finance such costs;

(e) The construction, reconstruction, renovation, replacement and installation to the "A: Wing Shower area a Montgomery Meadows RHCf (the "Montgomery Meadows - Renovation to "A" Wing Shower Area"), the maximum cost thereof being hereby estimated to be \$65,000, appropriating said amount therefor and authorizing the issuance of \$65,000 serial bonds to finance such costs; and

(f) The acquisition of (i) one 3/4 ton truck with utility body, (ii) one 1 ton truck with dump body, (iii) one motor grader, (iv) one tandem dump truck, and (v) three hand compactors for the Department of Public Works (the "DPW Equipment"), the maximum cost thereof being hereby estimated to be \$233,109, appropriating said amount therefor and authorizing the issuance of \$233,109 serial bonds to finance such costs.

## SECTION 2

It is determined that the period of probable usefulness of the aforesaid specific objects or purposes are as follows:

(a) FMCC renovation and Reconstruction Project - 20 years pursuant to Section 11.00 (a)(12)(a)(1) of the Law.

(b) (1) DPW Highway Improvements - 10 year pursuant to Section 11.00 (a)(20)(b) of the Law

(b) (2) DPW Bridge Improvements - 10 years pursuant to Section 11.00(a)(10) of the Law.

(c) New Courthouse Roof - 15 years pursuant to Section 11.00(a)(12)(a)(2) of the Law.

(d) DPW Fuel Storage Tank Replacement - 5 years pursuant to Section 11.00(a)(32) of the Law.

(e) Montgomery Meadows - Renovations to "A" Wing Shower Area - 10 years pursuant to Section 11.00(a)(13) of the Law.

(f) DPW Equipment -

(i) 3/4 ton Truck with Utility Body - 10 years pursuant to 11.00(a)(28) of the Law.

(ii) One Ton Truck with Dump Body - 10 years pursuant to Section 11.00(a)(28) of the Law.

(iii) Motor Grader - 5 years pursuant to Section 11.00(a)(32) of the Law.

(iv) Tandem Dump Truck - 15 years pursuant to Section 11.00 (a)(28) of the Law.

(v) Hand Compactors - 5 years pursuant to Section 11.00(a) (32) of the Law.

## SECTION 3

The plan of financing includes the issuance of \$1,486,109 serial bonds and the levy of a tax upon all of the real property in the County to pay the principal of and interest on said bonds as the same shall become due and owing.

## SECTION 4

The temporary use of available funds of the County, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized to be expended pursuant to Section 165.10 of the Local Finance Law for the specific objects or purposes described

in Section 1 of this resolution. If such temporary funds are used for any expenditure authorized in this resolution, the County intends to reimburse such funds with the proceeds of the tax-exempt borrowing authorized and identified pursuant to Section 1 above.

SECTION 5

The proposed average maturity date of the bonds authorized pursuant to this resolution is expected to exceed five (5) years.

SECTION 6

The serial bonds issued to finance the cost of each object or purpose described in Section 1 above shall mature no later than the date of the expiration of the period of probable usefulness for each such object or purpose.

SECTION 7

The County hereby covenants and agrees with the holders from time to time of the serial bonds of the County issued pursuant to this resolution, and any bond anticipation notes of the County issued in anticipation of the sale of said bonds, that the County will duly and faithfully observe and comply with all provisions of the United States Internal Revenue Code of 1986, as amended (the "Code"), and any proposed or final regulation of the Internal Revenue Service issued pursuant thereto (the "regulations") unless, in the opinion of Bonds Counsel to the County, such compliance is not required by the Code and Regulation to maintain the exemption of interest on said obligations from Federal income taxation.

SECTION 8

Pursuant to Section 617.5(a) of the regulations of the New York State Department of Environmental Conservation, certain of the Project set forth in Section 1 of this resolution is subject to the procedures required by the State Environmental Quality Review Act ("SEQRA") and no "action" as the same is referred to in Article 9 of the Environmental Conservation Law and SEQRA regulations shall be taken and no serial bonds shall be issued until all of the procedures and requirements set forth therein have been completed with respect to such project.

SECTION 9

Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the real property within the County without legal or constitutional limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said serial bonds and any bond anticipation notes issued in anticipation of said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

SECTION 10

Subject to the provisions of this Bond Resolution and the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of serial bonds and bond anticipation notes, or the renewals of said obligations and of Section 50.00 and Section 60.00 of the Law, the powers and duties of the Board of Supervisors relative to authorizing serial bonds and bond anticipation notes and prescribing the terms, form and content as to sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Treasurer of the County, the chief fiscal officer of the County. Pursuant to the provisions of paragraph a of Section 56.00 of the Local Finance Law, the power to determine whether to issue bonds and bond anticipation notes having substantially level or declining annual debt service, as provided in paragraph d of Section 21.00 of the Local Finance Law, is hereby delegated to the Treasurer of the County, the chief fiscal officer of said County. In addition to the delegation of powers described above, the powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the County Treasurer, who shall advertise such bonds for

sale, conduct the sale and award the funds in such manner as she shall deem best for the interests for the County; provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any other or rule of the State Comptroller applicable to the sale of municipal bonds.

SECTION 11

All costs and expenses in connection with the acquisition and development of the objects and purposes set forth in Section 1 above, and the financing thereof by the sale of bonds, including but not limited to, the fees and expenses of bond counsel, financial advisors, underwriters feasibility consultants, counsel for the County and other professionals, shall be paid to the extent permitted by law from the proceeds of the sale of such bonds.

SECTION 12

The validity of the bonds authorized by this bond resolution and of any notes issued in anticipation of said bonds may be contested only if:

(a) Such obligations are authorized for any object or purpose for which the County is not authorized to expend money; or

(b) The provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) Such obligations are authorized in violation of the provisions of the constitution.

SECTION 13

This resolution shall be published in full in the designated official newspapers of the County for such purpose, together with a notice of the Clerk of the Board of Supervisors in substantially the form provided in Section 81.00 of the Law.

SECTION 14

The resolution is not subject to a mandatory or permissive referendum pursuant to Section 33.10 of the Law.

SECTION 15

This resolution shall take effect immediately.

MOTION TO AMEND by Supervisor Dandreaano, seconded by Supervisor Barone, in the RESOLVED clause, SECTION 1 (f), delete "(iii) one motor grader", failed with Aye(740). Supervisors Dandreaano, Cuozzo, Barone, Wills, and Coluni voted aye.

MOTION TO CALL THE QUESTION BY Supervisor Grzyb, seconded by Supervisor Van Kersen, passed with Aye(986-2/3 majority). Supervisors Dandreaano, Barone and Paton voted nay.

RESOLUTION ADOPTED with Aye(931-2/3 majority). Supervisors Dandreaano, Cuozzo and Grzyb voted nay.

Duly adopted upon roll call, all members present (0931) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 219 of 1998

DATED: June 9, 1998

RESOLUTION SUPPORTING LEGISLATION AMENDING ENVIRONMENTAL CONSERVATION  
LAW

Resolution by Supervisor: Hassan

Seconded by Supervisor: Grzyb

WHEREAS, it has been recommended that the Montgomery-Otsego-Schoharie Solid Waste Management Authority be dissolved, and

WHEREAS, legislation that would help facilitate dissolution of solid waste

authorities has been introduced in the New York State Legislature,

RESOLVED, that the Montgomery County Board of Supervisors hereby expresses support of Senate Bill No. 7503, and a newly sponsored Bill in the Assembly which would amend the Environmental Conservation Law to enable member municipalities to apply to the Department of Environmental Conservation for dissolution of a Solid Waste Authority and for state assistance payments, and

FURTHER RESOLVED, that copies of this Resolution be forwarded to Governor Pataki, State Senator Farley, Assemblyman Tonko and the New York State Association of Counties.

MOTION TO AMEND BY Supervisor Cuzzo, seconded by Supervisor Dandreaano, to delete the first WHEREAS clause, failed with Aye(852). Supervisors Dandreaano, Cuzzo, Barone, Coluni, Vesp and Stagliano voted aye.

MOTION TO CALL THE QUESTION by Supervisor Grzyb, seconded by Supervisor Van Kersen, passed with Aye(984-2/3 majority). Supervisor Dandreaano and Wills voted nay. Supervisor Coluni abstained.

RESOLUTION ADOPTED with Aye(1422). Supervisor Dandreaano voted nay. Supervisors Cuzzo and Coluni abstained.

Duly adopted upon roll call, all members present (1422) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
MOSA  
The Honorable George Pataki  
The Honorable Hugh T. Farley  
The Honorable Paul D. Tonko  
NYSAC

\*\*

RESOLUTION NO. 220 of 1998 DATED: June 9, 1998  
RESOLUTION APPOINTING MONTGOMERY COUNTY PLANNING BOARD MEMBER

Resolution by Supervisor: Hisert  
Seconded by Supervisor: Barone

WHEREAS, a vacancy exists on the Montgomery County Planning Board,

RESOLVED, that Paul Wolhberg, 239 Groff Road, Palatine Bridge, hereby is appointed as a member of the Montgomery County Planning Board, representing the Town of Palatine, for a term expiring on June 30, 2000.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Planning Department

\*\*

RESOLUTION NO. 221 of 1998 DATED: June 9, 1998  
RESOLUTION REQUESTING NEW YORK STATE TO CONSIDER MONTGOMERY COUNTY AS  
SITE FOR LEGALIZED GAMBLING

Resolution by Supervisor: Barone

WHEREAS, the New York State Legislature has indicated through recent legislation that several areas throughout the state be identified as sites at which legalized gambling may be conducted, and

WHEREAS, the Montgomery County Board of Supervisors believes that a legalized gambling site in Montgomery County would be beneficial to the area tourism industry and the County's economy as a whole, and

WHEREAS, the Montgomery County Board of Supervisors believes there are sites in the County which would be appropriate for a gambling facility,

RESOLVED, that the Montgomery County Board of Supervisors endorses New York State's plan and requests that Montgomery County be considered for placement of a site for legalized gambling, and

FURTHER RESOLVED, that copies of this Resolution be provided to appropriate State officials to advise them of the County's position.

MOTION TO TABLE by Supervisor Dandreaano, seconded by Supervisor Wills, passed with Aye(1721). Supervisor Barone voted nay. (6/9/98)

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Governor Pataki  
Senator Farley  
Assemblyman Tonko

\*\*

RESOLUTION NO. 222 of 1998  
RESOLUTION APPOINTING TRAFFIC SAFETY BOARD MEMBERS

DATED: June 9, 1998

Resolution by Supervisor: Vesp  
Seconded by Supervisor: Barone

RESOLVED, that the following persons hereby are appointed members of the Montgomery County Traffic Safety Board, for terms ending on June 30, 2001.

Name	Address
Homer L. Buddles, III	135 Lighthall Rd., Fort Plain
Eileen S. Broyles	34 North Pawling St., Hagaman
Richard Furman	122 Lorraine Blvd., Amsterdam

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointees

\*\*

RESOLUTION NO. 223 of 1998  
RESOLUTION DESIGNATING OTB DIRECTOR

DATED: June 9, 1998

Resolution by Supervisor:  
Seconded by Supervisor:

RESOLVED, that Supervisor Ronald J. Barone, Sr. hereby is designated as Montgomery County's Representative to the Board of Directors of the Capital District Regional Off-Track Betting Corporation, and

FURTHER RESOLVED, that said designee shall serve, without compensation, for a term ending on December 31, 2001.

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
OTB  
Appointee

\*\*

RESOLUTION NO. 224 of 1998 DATED: June 9, 1998  
RESOLUTION DIRECTING THAT COUNTY NOT REPLEAD FEDERAL COMPLAINT

Resolution by Supervisor: Cuzzo  
Seconded by Supervisor: Stagliano

WHEREAS, Montgomery County's Federal Court action against the Montgomery County Economic Development Corporation, et al, was dismissed,

RESOLVED, that the Board of Supervisors hereby directs that Montgomery County not replead its complaint against the Montgomery County Economic Development Corporation, et al.

MOTION TO AMEND by Supervisor Hassan, seconded by Supervisor Wills, to delete the RESOLVED clause and insert, in its stead, "RESOLVED, that the Board of Supervisors hereby directs that Montgomery County continue with its Federal Lawsuit litigation against Montgomery County Economic Development Corporation and other named parties.", failed with Aye(367). Supervisors Wills, Hassan, Keller and Hisert voted aye.

RESOLUTION DEFEATED with Aye(668). Supervisors Cuzzo, Mead, Vesp, Hisert, Van Kersen and Stagliano voted aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Roemer Wallens & Mineaux

\*\*

RESOLUTION NO. 225 of 1998 DATED: June 9, 1998  
RESOLUTION ESTABLISHING POSITION (PLANNING)

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Wills  
Supervisor: Hassan

RESOLVED, that the position of Planner hereby is established in the Department of Planning and Development, at an annual base salary of \$22,722, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

FROM: A-01-4-1990-00.4400	Contingent Account Contractual Expenses	\$11,500.00
TO: A-23-4-8020-00.1110 (304)	Planning and Development Planner	\$11,500.00

RESOLUTION ADOPTED with Aye(1660). Supervisor Grzyb voted nay.

Duly adopted upon roll call, all members present (1660) voting aye.

Douglas Landon

Richard C. Healy

cc: County Treasurer  
County Administrator  
County Clerk  
Planning  
Payroll/Personnel

\*\*

RESOLUTION NO. 226 of 1998 DATED: June 9, 1998  
RESOLUTION AUTHORIZING MEMBERSHIP - NYS ECONOMIC DEVELOPMENT COUNCIL  
(ECONOMIC OPPORTUNITY AND DEVELOPMENT)

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Barone

RESOLVED, that the Director of Economic Opportunity and Development authorized to obtain membership in the New York State Economic Development Council, and

FURTHER RESOLVED, that said membership is authorized within the limits of funds budgeted annually for said purpose.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Economic Development

\*\*

RESOLUTION NO. 227 of 1998 DATED: June 9, 1998  
RESOLUTION AUTHORIZING CONFERENCE ATTENDANCE \_ ESRI (REAL PROPERTY)

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Keller

WHEREAS, David Faulkner has requested authorization to attend the Environmental Systems Research Institute's User Conference in San Diego, California, and

WHEREAS, approval of said request would provide for attendance on County time, with all costs to be paid by the attendee,

RESOLVED, that David Faulkner hereby is authorized to attend, at his own expense, the Environmental Systems Research Institute's User Conference in San Diego, California, from July 27 to July 31, 1998.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Real Property Tax Service Agency  
David Faulkner

Supervisor Cuozzo requested a Resolution to establish a cap on attorney fees in the County's litigation against MCEDC.

Supervisor Dandreano requested a Resolution establishing nine legislative districts and an elected County Executive.

ADJOURNMENT

Motion by Supervisor Vesp, seconded by Supervisor Coluni, to adjourn the meeting, passed with Aye(1868). Chairman McMahon declared the meeting adjourned at 9:50 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PROCLAMATIONS . . . . .	1
PUBLIC COMMENT . . . . .	1
SPECIAL PRESENTATIONS . . . . .	1
ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . .	1
READING OF COMMUNICATIONS . . . . .	2
OLD BUSINESS . . . . .	2
RES221 Resolution Requesting Consideration of Legalized Gambling	
NEW BUSINESS . . . . .	2
RES228 Resolution Scheduling Public Hearing FMCC Tentative Budget	
RES229 Resolution Authorizing Agreement - Data Processing	
RES230 Resolution Authorizing Agreement - Data Processing	
RES231 Resolution Amending 1998 Operating Budget - Economic Opportunity	
RES232 Resolution Authorizing Agreement - Montgomery Meadows	
RES233 Resolution Amending 1998 Operating Budget - County Road Fund	
RES234 Resolution Awarding Bid No. 08-98 Public Works	
RES235 Resolution Awarding Bid No. 09-98 Public Works	
RES236 Resolution Authorizing Solicitation of Bids - Public Works	
RES237 Resolution Appointing Members of Ethics Advisory Board	
RES238 Resolution Reappointing Planning Board Member	
RES239 Resolution Authorizing Solicitation of Transportation Bids	
RES240 Resolution Establishing Legal Fees Payment	
RES241 Resolution Amending 1998 Operating Budget - DeGraff Street	
RES242 Resolution Authorizing Study of County Government	
RES243 Resolution Supporting Electric Rate Reduction Application	
RES244 Resolution Directing Preparations of Legislation	
OTHER . . . . .	11
ADJOURNMENT . . . . .	11

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for June 23, 1998, was called to order at 7:35 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Grzyb. Roll call indicated that Supervisor Barone was absent. All votes in these minutes reflect his absence.

MOMENT OF SILENCE

Supervisor Mead offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Van Kersen, seconded by Supervisor Wills, to provide for the addition of Resolutions Nos. 239, 240, 241, 242, 243, and 244, and to provide for an executive session after "Approval of Minutes", passed with Aye(1682). Supervisor Hassan voted nay. Motion by Supervisor Wills, seconded by Supervisor Van Kersen, to adopt the amended agenda, passed with Aye(1721660). Supervisor Barone was absent.

PROCLAMATIONS

None.

PUBLIC COMMENT

None.

SPECIAL PRESENTATIONS

Edward Winters, Cornell Cooperative Extension Executive Director and Christine Michaels, Montgomery County Chamber of Commerce President, presented the Harvest Tours Map.

Marsha Johnson, Data Processing Director, explained the new tax bills.

Mike Kayes, Planning Director, presented the New York State Strategic Plan for Agriculture.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Keller, seconded by Supervisor Hisert, to adopt the Minutes of the Regular Meeting of June 9, 1998, passed with Aye(1660). Supervisor Grzyb voted nay. Supervisor Barone was absent.

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Motion by Supervisor Van Kersen, seconded by Supervisor Keller, to enter into executive session at 8:21 p.m. for the purpose of discussing potential litigation, as permitted by article 7 of the Public Officers Law, passed with Aye(721). Supervisor Barone was absent.

Motion by Supervisor Hassan, seconded by Supervisor Van Kersen, to conclude the executive session at 8:41 p.m., passed with Aye(1721). Supervisor Barone was absent.

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READING OF COMMUNICATIONS

None.

OLD BUSINESS

\*\*

RESOLUTION NO. 221 of 1998

DATED: June 9, 1998

RESOLUTION REQUESTING NEW YORK STATE TO CONSIDER MONTGOMERY COUNTY AS  
SITE FOR LEGALIZED GAMBLING

Resolution by Supervisor: Barone  
Seconded by Supervisor: Coluni

WHEREAS, the New York State Legislature has indicated through recent legislation that several areas throughout the state be identified as sites at which legalized gambling may be conducted, and

WHEREAS, the Montgomery County Board of Supervisors believes that a legalized gambling site in Montgomery County would be beneficial to the area tourism industry and the County's economy as a whole, and

WHEREAS, the Montgomery County Board of Supervisors believes there are sites in the County which would be appropriate for a gambling facility,

RESOLVED, that the Montgomery County Board of Supervisors endorses New York State's plan and requests that Montgomery County be considered for placement of a site for legalized gambling, and

FURTHER RESOLVED, that copies of this Resolution be provided to appropriate State officials to advise them of the County's position.

MOTION TO TABLE by Supervisor Dandreano, seconded by Supervisor Wills, passed with Aye(1721). Supervisor Barone voted nay. (6/9/98)

RESOLUTION DIED ON THE TABLE.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Governor Pataki  
Senator Farley  
Assemblyman Tonko

NEW BUSINESS

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RESOLUTION NO. 228 of 1998

DATED: June 23, 1998

RESOLUTION SCHEDULING PUBLIC HEARING - TENTATIVE 1998-99 FMCC OPERATING  
BUDGET

Resolution by Supervisor: Cuzzo  
Seconded by Supervisor: McMahon

WHEREAS, a Public Hearing is required to be held concerning the Tentative Budget of Fulton-Montgomery Community College for the fiscal year commencing September 1, 1998 and ending August 31, 1999

RESOLVED, that the Montgomery County Board of Supervisors hereby schedules a Public Hearing on the proposed 1998-99 Operating Budget of Fulton-Montgomery Community College for 7:15 p.m., Tuesday, July 14, 1998, in the Supervisors' Chambers, County Office Building, Route 30A (Broadway), Fonda, New York, and

FURTHER RESOLVED, that the Clerk of The Board of Supervisors shall cause legal notice of said Public Hearing to be published according to law.

RESOLUTION ADOPTED WITH Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
FMCC

\*\*

RESOLUTION NO. 229 of 1998 DATED: June 23, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - CITY OF  
AMSTERDAM (DATA PROCESSING)

Resolution by Supervisor: Keller  
Seconded by Supervisor: Wills

WHEREAS, the Data Processing Director has recommended renewal of a contract to provide data processing services to the City of Amsterdam, and

WHEREAS, said contract will generate annual revenue of approximately \$21,850.00, and

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign a renewal agreement to provide data processing services to the City of Amsterdam for the period commencing on July 1, 1998 and ending on June 30, 1999.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Data Processing

\*\*

RESOLUTION NO. 230 of 1998 DATED: June 23, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - CITY OF  
JOHNSTOWN (DATA PROCESSING)

Resolution by Supervisor: Keller  
Seconded by Supervisor: McMahon

WHEREAS, the Director of Data Processing has recommended renewal of a contract to provide payroll services to the City of Johnstown, and

WHEREAS, said contract will generate annual revenue of approximately \$7,000.00, and

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement to provide data processing payroll services to the City of Johnstown, for the period commencing on July 1, 1998 and ending on June 30, 1999.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Data Processing

\*\*

RESOLUTION NO. 231 of 1998

DATED: June 23, 1998

RESOLUTION AMENDING 1998 OPERATING BUDGET (ECONOMIC OPPORTUNITY)

Resolution by Supervisor: McMahon

Seconded by Supervisor: Paton

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD/INCREASE:

Revenue:           A-24-3-2410-00           Rental of                           by \$17,000.00  
Real Property

Appropriations: A-24-4-1620-00.   Buildings  
  .2212 Chairs & Stools  
  .2215 Tables & Stands  
  .2216 Carpet / Flooring  
  .2230 Motor Vehicle Equip.  
  .2255 Building Custodial  
  .2256 Grounds                           by \$ 1,000.00  
  .2265 Plumbing                       by     500.00  
  .2267 Electrical                     by    1,000.00  
  .2269 Fans & Air Cond.               by     500.00  
  .2273 Ventilation Systems  
  .2282 Copying  
  .4411 Telephone  
  .4412 Lights & Power                 by    3,000.00  
  .4413 Water & Sewer                 by    3,000.00  
  .4414 Natural Gas                    by    2,000.00  
  .4415 Heating Oil  
  .4422 Equipment Rental/Lease  
  .4423 Property Repairs               by    1,000.00  
  .4424 Equipment Repairs               by    1,000.00  
  .4425 Maint. Agreements             by    1,000.00  
  .4439 Other Service Fees  
  .4444 Custodial                      by    1,500.00  
  .4448 Construction/Maint.           by    1,500.00

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Mead, as follows:

"Revenue" - delete "\$17,000" and insert, in its stead, "\$20,000.00"

"Appropriations"

".4413 change "\$3,000.00" to "\$4,000.00"

".4424 change "\$1,000.00" to "\$500.00"  
".4444 change "\$1,500.00" to "\$1,000.00"  
".4448 change "\$1,500.00" to "\$1,000.00"

Add ".4448 Misc. Tax Reimbursement/Payments by \$3,500.00",

passed with Aye(1721). Supervisor Barone was absent.

RESOLUTION ADOPTED WITH Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Economic  
Opportunity & Development

\*\*

RESOLUTION NO. 232 of 1998 DATED: June 23, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SOCIAL WORKER  
SERVICES (MONTGOMERY MEADOWS)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

WHEREAS, the Nursing Home Administrator has recommended approval of an agreement for professional Social Worker services,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement for provision of consulting Social Worker services to Montgomery Meadows, with Jane S. Harrington of Ballston Lake, for a period commencing on July 1, 1998 and ending on June 30, 1999, and

FURTHER RESOLVED, that payment shall be at the rate of \$35.00 per hour, not to exceed a total of \$4,480.00.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Jane S. Harrington  
Montgomery Meadows

\*\*

RESOLUTION NO. 233 of 1998 DATED: June 23, 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (COUNTY ROAD FUND)

Resolution by Supervisor: Mead  
Seconded by Supervisor: Vesp

WHEREAS, the final allocation of State Consolidated Highway Improvement funds have been clarified, it is necessary to adjust the County Road Fund to reflect a funding increase,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue: D-12-3-3501-00 Consolidated Highway by \$41,008.00  
Aid

Appropriations: D-12-4-9900-00.9950 Interfund Transfer  
Transfer Cap. Proj.  
Fund

by \$41,889.00

DECREASE:

Appropriations: D-12-4-5110.00.4448 Construction & Maint. by \$ 881.00

RESOLUTION ADOPTED with Aye(1513). Supervisor Grzyb abstained. Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1513) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

\*\*

RESOLUTION NO. 234 of 1998  
RESOLUTION AWARDED BID NO. 08-98 (PUBLIC WORKS)

DATED: June 23, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Keller

WHEREAS, the Purchasing Agent was authorized by Resolution No. 61 of 1998, to solicit bids for the reconstruction of the Mohawk Drive bridge, and

WHEREAS, said bids were opened on June 18, 1998, and

RESOLVED, that the Board of Supervisors hereby award Bid No. 08-98 to \_\_\_\_\_, and

FURTHER RESOLVED, that the Commissioner of Public Works hereby is authorized to approve work change orders up to 10 percent of the estimated quantities, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign appropriate documents pertaining to said award.

MOTION TO AMEND BY Supervisor Vesp, seconded by Supervisor Keller, in the RESOLVED clause, insert, "Stephen Miller, General Contractors, Inc., for a base bid of \$219,450.51", passed with Aye(1513). Supervisor Grzyb abstained. Supervisor Barone was absent.

RESOLUTION ADOPTED with Aye(1513). Supervisor Grzyb abstained. Supervisor Barone was absent

Duly adopted upon roll call, all members present (1513) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Purchasing Agent

\*\*

RESOLUTION NO. 235 of 1998  
RESOLUTION AWARDED BID NO. 09-98 (PUBLIC WORKS)

DATED: June 23, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Vesp

WHEREAS, the Purchasing Agent was authorized by Resolution No. 203 of 1998, to solicit bids for the reconstruction of McDonald Drive bridge, and

WHEREAS, said bids were opened on June 18, 1998, and

RESOLVED, that the Board of Supervisors hereby awards Bid No. 09-98 to  
\_\_\_\_\_, and

FURTHER RESOLVED, that the Commissioner of Public Works hereby is

authorized to approve work change orders up to 10 percent of the estimated quantities, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign appropriate documents pertaining to said award.

MOTION TO AMEND by Supervisor Vesp, seconded by Supervisor Wills, in the RESOLVED clause, insert, "Stephen Miller, General Contractors, Inc., for a base bid of \$155,816.53", passed with Aye(1513). Supervisor Grzyb abstained. Supervisor Barone was absent.

RESOLUTION ADOPTED with Aye(1513). Supervisor Grzyb abstained. Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1513) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Purchasing Agent

\*\*

RESOLUTION NO. 236 of 1998

DATED: June 23, 1998

RESOLUTION AUTHORIZING SOLICITATION OF BIDS (PUBLIC WORKS)

Resolution by Supervisor: Mead  
Seconded by Supervisor: Vesp

WHEREAS, the Commissioner of Public Works has recommended that bids be solicited for removal of pulpwood from the County's Reforestation Land,

RESOLVED, that the Purchasing Agent, in cooperation with the Commissioner of Public Works, hereby is authorized and directed to solicit bids for thinning of pulpwood from the reforestation area in the Town of Charleston.

RESOLUTION ADOPTED with Aye(1513). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Purchasing Agent

\*\*

RESOLUTION NO. 237 of 1998

DATED: June 23, 1998

RESOLUTION APPOINTING MEMBERS OF ETHICS ADVISORY BOARD

Resolution by Supervisor:  
Seconded by Supervisor:

WHEREAS, Local Law No. 1 of 1990 provides for a County Ethics Advisory Board consisting of five members, and

WHEREAS, said Local Law also provides that members of the Ethics Advisory Board, none of whom may be a County employee or officer, shall be appointed, by the Board of Supervisors, for terms of four years,

RESOLVED, that the following persons hereby are appointed members of the Montgomery County Ethics Advisory Board for terms commencing on July 1, 1998 and expiring on June 30, 2002.

Patricia Hernigle  
Laura Iwan

P.O. Box 365, Fultonville  
315 Jones Road, Amsterdam

Marco Zumbolo 133 Florida Avenue, Amsterdam

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Ethics Advisory Board

\*\*

RESOLUTION NO. 238 of 1998 DATED: June 23, 1998  
RESOLUTION REAPPOINTING MONTGOMERY COUNTY PLANNING BOARD MEMBER

Resolution by Supervisor: Mead  
Seconded by Supervisor: Grzyb

WHEREAS, a vacancy exists on the Montgomery County Planning Board,

RESOLVED, that Scott McKay, 216 Hartley Road, Amsterdam, hereby is reappointed a member of the Montgomery County Planning Board, representing the Town of Florida, for a term expiring on June 30, 2001.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Planning Department

\*\*

RESOLUTION NO. 239 of 1998 DATED: June 23, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF TRANSPORTATION BIDS (COUNTY COORDINATED CHILDRENS SERVICES)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Wills

RESOLVED, that the Purchasing Agent hereby is authorized and directed to solicit bids for County Coordinated Children's Services transportation for the 1998-99 school year, per competitive bidding provisions of Section 103 of the General Municipal Law and per requirements of the State Education Law.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Public Health  
Purchasing Agent

\*\*

RESOLUTION NO. 240 of 1998

DATED: June 23, 1998

RESOLUTION ESTABLISHING BASIS FOR PAYMENT OF LEGAL FEES

Resolution by Supervisor: Cuozzo

Seconded by Supervisor: Vesp

WHEREAS, the Montgomery County Board of Supervisors has adopted Resolutions 118 of 1997 and 224 of 1998, and

WHEREAS, the Montgomery County Board of Supervisors desires to control the cost of future litigation against the Montgomery County Economic Development Corporation, et al, and

WHEREAS, the County's lawsuit against the Montgomery County Economic Development Corporation, et al, is a civil action for money damages,

RESOLVED, that legal fees associated with the civil action by Montgomery County against the Montgomery County Economic Development Corporation, et al, as of June 9, 1998, be paid on a contingency basis of one-third (1/3) of any and all sums recovered by and on behalf of the County to Roemer, Wallens & Mineaux, LLP, the law firm representing the County action, and

FURTHER RESOLVED, that a copy of this Resolution be forwarded to Roemer, Wallens & Mineaux, LLP to advise as to the County's method of payment for legal fees related to this action.

MOTION TO TABLE by Supervisor Grzyb, seconded by Supervisor Dandreano passed with Aye(1187). Supervisors Cuzzo, Wills, Hassan, Mead and Stagliano voted nay. Supervisor Barone was absent.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Roemer, Wallens & Mineaux, LLP

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RESOLUTION NO. 241 of 1998

DATED: June 23, 1998

RESOLUTION AMENDING 1998 OPERATING BUDGET (DEGRAFF ST)

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: McMahon

WHEREAS, Montgomery County has purchased the contractual interest of the Degraff Street Development Corporation in the DeGraff Street Industrial Complex, and

WHEREAS, said interests consist of a contract with the Amsterdam Industrial Development Agency (AIDA) which call for the PILOT payments in the amount of \$250.00 per month to be made by the DeGraff Street Development Corporation to AIDA, as well as payment of water and sewer use charges to the City of Amsterdam, and

WHEREAS, said PILOT payments have not been made since October 1997 and the water and sewer use charges are in arrears,

RESOLVED, that the County Treasurer is hereby authorized and directed to immediately pay the sum of \$3,500.00 to AIDA, representing the PILOT payments for November 1997 through December 1998, and

FURTHER RESOLVED, that the County Treasurer is hereby authorized and directed to pay delinquent water and sewer charges to the City of Amsterdam once the amount of same is determined per review by the County Attorney.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon

Richard C. Healy

County Attorney

Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Economic Opportunity

and Development

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RESOLUTION NO. 242 of 1998

DATED: June 23, 1998

RESOLUTION AUTHORIZING THE STUDY OF RESTRUCTURING COUNTY GOVERNMENT

Resolution by Supervisor: Dandreano

Seconded by Supervisor: Wills

WHEREAS, the Montgomery County Board of Supervisors desires to change the structure of Montgomery County government, and

WHEREAS, the Board of Supervisors wishes to place before the electors of the County a referendum to replace the Board of Supervisors with a nine-member legislature,

RESOLVED, that the Director of Planning and Development and the County Attorney are hereby authorized and directed to analyze the County's demographics based upon available census information and prepare a proposed map of the county divided into nine districts of equal or substantially equal populations.

MOTION TO CALL THE QUESTION by Supervisor Grzyb, seconded by Supervisor Wills, failed with Aye(369-2/3 majority). Supervisor Wills, Grzyb and McMahon voted aye. Supervisor Barone was absent.

MOTION TO AMEND by Supervisor Vesp, seconded by Supervisor Wills, in the second WHEREAS clause and in the RESOLVED clause, before "nine" insert "seven or".

MOTION TO AMEND by Supervisor Mead, seconded by Supervisor Paton, in the RESOLVED clause, delete "Director of Planning" failed with Aye(305). Supervisors Grzyb and Mead voted aye. Supervisor Barone was absent.

MOTION TO AMEND by Supervisor Hassan, seconded by Supervisor Stagliano, to add to the RESOLVED clause ", and to conduct a study of the pros and cons of the different types of executive officer and staffs.", failed with Aye(220). Supervisors Hassan, Keller and Stagliano voted aye. Supervisor Barone was absent.

MOTION TO AMEND (Vesp/Wills), passed with Aye(1174). Supervisors Grzyb, Mead, Keller, Van Kersen and Stagliano voted nay. Supervisor Barone was absent.

RESOLUTION ADOPTED with Aye(954). Supervisors Grzyb, McMahon, Hassan, Mead, Keller, Paton and Van Kersen voted nay. Supervisor Barone was absent.

Duly adopted upon roll call, all members present (0954) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
County Attorney  
Director of Economic Opportunity  
and Development

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RESOLUTION NO. 243 of 1998

DATED: June 23, 1998

RESOLUTION SUPPORTING ELECTRIC RATE REDUCTION APPLICATION

Resolution by Supervisor: Grzyb

Seconded by Supervisor: Wills

WHEREAS, it has come to the attention of the Board of Supervisors that two local businesses - Amsterdam Printing and Litho Company and Quandt's Wholesale Distributors, Inc. are considering filing applications to secure reduced

electric power rates, under an existing program,

RESOLVED, that the Board of Supervisors hereby endorses the applications of both businesses to secure reduction in their respective electric power rates,

FURTHER RESOLVED, that copies of this endorsing Resolution be forwarded to

the Niagara Mohawk Power Corporation.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Niagara Mohawk Power Corp.

\*\*

RESOLUTION NO. 244 of 1998

DATED: June 23, 1998

RESOLUTION DIRECTING COUNTY ATTORNEY TO PREPARE LEGISLATION - SMOKE  
FREE WORK ENVIRONMENT

Resolution by Supervisor: Wills  
Seconded by Supervisor: Grzyb

RESOLVED, that the County Attorney hereby is directed to prepare  
legislation regarding a smoke-free work environment for Montgomery County.

Duly adopted upon roll call, all members present (1334) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sister Rita Jean DuBrey

OTHER

ADJOURNMENT

Motion by Supervisor Vesp, seconded by Supervisor Van Kersen, to adjourn the  
meeting, passed with Aye(1721). Supervisor Barone was absent. Chairman McMahon  
declared the meeting adjourned at 10:05 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for July 14, 1998, was called to order at 7:35 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Grzyb. Roll call indicated that Supervisor Van Kersen was absent. All votes in these minutes reflect his absence.

MOMENT OF SILENCE

Supervisor Barone offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Barone, seconded by Supervisor Coluni, to provide for the addition of Resolutions Nos. 275, 276, 277, 278, and 279, passed with Aye(1807). Supervisor Van Kersen was absent. Motion by Supervisor Barone, seconded by Supervisor Coluni, to adopt the amended agenda, passed with Aye(1807). Supervisor Van Kersen was absent.

PROCLAMATIONS

None.

PUBLIC COMMENT

Alice Knapik, Town of Glen, discussed the sale of County property.

SPECIAL PRESENTATIONS

Seids Jonker, Montgomery County Dairy Task Force Chairman, discussed Task Force issues and actions.

Supervisor Barone presented a certificate from the NYS Canals & Trails Trek to Sheriff Amato.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Wills, seconded by Supervisor Keller, to adopt the Minutes of the Regular Meeting of June 23, 1998, passed with Aye(1452). Supervisor Grzyb voted nay. Supervisor Barone abstained. Supervisor Van Kersen was absent.

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READING OF COMMUNICATIONS

None.

OLD BUSINESS

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RESOLUTION NO. 240 of 1998

DATED: June 23, 1998

RESOLUTION ESTABLISHING BASIS FOR PAYMENT OF LEGAL FEES

Resolution by Supervisor: Cuzzo

Seconded by Supervisor: Vesp

WHEREAS, the Montgomery County Board of Supervisors has adopted Resolutions 118 of 1997 and 224 of 1998, and

WHEREAS, the Montgomery County Board of Supervisors desires to control the cost of future litigation against the Montgomery County Economic Development Corporation, et al, and

WHEREAS, the County's lawsuit against the Montgomery County Economic Development Corporation, et al, is a civil action for money damages,

RESOLVED, that legal fees associated with the civil action by Montgomery County against the Montgomery County Economic Development Corporation, et al, as of June 9, 1998, be paid on a contingency basis of one-third (1/3) of any and all sums recovered by and on behalf of the County to Roemer, Wallens & Mineaux, LLP, the law firm representing the County action, and

FURTHER RESOLVED, that a copy of this Resolution be forwarded to Roemer, Wallens & Mineaux, LLP to advise as to the County's method of payment for legal fees related to this action.

MOTION TO TABLE by Supervisor Grzyb, seconded by Supervisor Dandreano passed with Aye(1187). Supervisors Cuzzo, Wills, Hassan, Mead and Stagliano voted nay. Supervisor Barone was absent.

MOTION TO REMOVE FROM TABLE by Supervisor Cuzzo, seconded by Supervisor Stagliano, failed with Aye(802). Supervisors Dandreano, Cuzzo, Coluni, Mead, Vesp and Stagliano voted aye. Supervisor Van Kersen was absent.  
(7/14/98)

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Roemer, Wallens & Mineaux, LLP

NEW BUSINESS

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RESOLUTION NO. 245 of 1998

DATED: July 14, 1998

RESOLUTION ENDORSING OTSEGO COUNTY REQUEST FOR REPORT OF EXAMINATION

Resolution by: Full Board

Seconded by Supervisor:

WHEREAS, the Otsego County Board of Representatives has requested that the New York State Comptroller conduct another Report of Examination covering operation of the Montgomery-Otsego-Schoharie Solid Waste Management Authority (MOSA), and

WHEREAS, said Board of Representatives also has requested information regarding any corrective action proposed by MOSA in response to a Report of Examination completed by the Comptroller's Office in 1996,

RESOLVED, that the Montgomery County Board of Supervisors hereby endorses the requests by the Otsego County Board of Representatives to the New York State Comptroller concerning Reports of Examination covering operation of the Montgomery-Otsego-Schoharie Solid Waste Management Authority.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
NYS Comptroller  
MOSA

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RESOLUTION NO. 246 of 1998

DATED: July 14, 1998

RESOLUTION HONORING THE MEMORY OF RAYMOND D. QUINION

Resolution by: Full Board  
Seconded by Supervisor:

WHEREAS, Raymond D. Quinion served with distinction as a member and former Chief of the Florida Volunteer Fire Department, and

WHEREAS, Mr. Quinion, a Hudson native, was employed by Quandt's Food Distributors for 31 years, having served as Accounts Manager of Bids Coordination, and

WHEREAS, Mr. Quinion was a member of the Florida Reformed Church, where he served as Deacon and as a leader of the Youth Fellowship Group, and

WHEREAS, Mr. Quinion, a Cranesville resident, was a Manager and Coach of Florida Youth Commission baseball teams, a Coach in the Interchurch Basketball League and a member of Montgomery County Foster Parents, and

WHEREAS, Mr. Quinion is survived by his mother, Irma Krumm Quinion of Philmont; two daughters, Shirley Combs and Sherry Rackowski, both of Amsterdam; a brother, Donald Quinion of Claverack; a sister, Rhona Olson of Philmont; and three grandchildren,

RESOLVED, that the Board of Supervisors of Montgomery County hereby recognizes the outstanding lifetime achievements of Raymond D. Quinion, and

FURTHER RESOLVED, that the Board of Supervisors hereby honors the memory of Raymond D. Quinion and expresses its deepest condolences and heartfelt sympathy to his family upon his passing.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
The Family of Raymond D. Quinion

\*\*

RESOLUTION NO. 247 of 1998

DATED: July 14, 1998

RESOLUTION ADOPTING 1998-99 FMCC OPERATING BUDGET

Resolution by Supervisor:  
Seconded by Supervisor:

WHEREAS, the Fulton-Montgomery Community College Operating Budget for the 1998-99 fiscal year has been presented to the Boards of Supervisors of the Counties of Montgomery and Fulton by the FMCC Board of Trustees, and

WHEREAS, the required public hearing on said tentative budget has been held,

RESOLVED, that the Fulton-Montgomery Community College Operating Budget for the fiscal year beginning September 1, 1998 and ending August 31, 1999, with appropriations totaling \$10,692,911.00 hereby is accepted and approved, and

FURTHER RESOLVED, that the amount to be appropriated by the County of Montgomery, as it's sponsor share of said Budget, shall be \$1,085,821.00, and

FURTHER RESOLVED, that said sponsor's share shall be included in the Montgomery County Operating Budget for 1999, as required by the Education Law of the State of New York, and

FURTHER RESOLVED, that this Resolution shall take effect upon adoption of a similar Resolution by the Fulton County Board of Supervisors.

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
FMCC

\*\*

RESOLUTION NO. 248 of 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (SHERIFF)

DATED: July 14, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Coluni

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD:	A-15-4-3110-00	Sheriff		
		.2215	Tables and Stands	
		.2251	Communications	
		.2281	Lighting Equipment	

INCREASE:

Revenue:	A-15-3-2626-00	Fines and Forfeitures		
		Forfeiture Crim.	by	\$4,880.00
		Proc. Rest.		

Appropriations:	A-15-4-3110-00	Sheriff		
		.2215	Tables & Stand	by \$ 315.00
		.2251	Communications	by 4,420.00
		.2281	Lighting Equipment	by 145.00

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 249 of 1998  
RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - LIABILITY INSURANCE  
COVERAGE

DATED: July 14, 1998

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Dandreano

RESOLVED, that the Purchasing Agent, in cooperation with the County Administrator, hereby is authorized and directed to solicit proposals for provision of liability and casualty insurance coverage for the County of Montgomery.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Hisert, to add, "and

FURTHER RESOLVED, that NYMIR be urged to provide quotes.", passed with Aye(1599). Supervisor Grzyb voted nay. Supervisor Van Kersen was absent.

MOTION TO AMEND by Supervisor Vesp, seconded by Supervisor Cuzzo, in the RESOLVED clause, after "Montgomery", insert "and that any County insurance agency may act as broker", passed with Aye(1807). Supervisor Van Kersen was absent.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent

\*\*

RESOLUTION NO. 250 of 1998  
RESOLUTION TRANSFERRING FUNDS (LEGISLATIVE BOARD)

DATED: July 14, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: McMahon

WHEREAS, additional funds are needed to provide for payment of various legal expenses,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From: A-01-4-1990-00.4400	Contingent Account	
	Contractual Expenses	\$17,343.11
To: A-01-4-1010-00.4431	Legislative Board	
	Attorneys, Acct, Audit	\$17,343.11

RESOLUTION ADOPTED with Aye(1162). Supervisors Dandreano, Cuzzo, Coluni, Mead and Stagliano voted nay. Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1162) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 251 of 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (PUBLIC HEALTH)

DATED: July 14, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Dandreano

WHEREAS, the Board of Supervisors authorized acceptance of a Healthy Heart Grant, and

WHEREAS, the funds appropriated in the 1998 Operating Budget represent only one-half of the funding approved by the New York State Department of Health for the 1998-99 grant period,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue:                   A-16-3-3401-07                   Public Health Grant                   by                   \$25,000.00

Appropriations: A-16-4-4010-07 Grant  
.4439 Other Service Fees by \$25,000.00

TRANSFER:

From: A-16-4-4010-07 Grant  
.4449 Special Supplies \$16,893.00

To: A-16-4-4010-07 Grant  
.2259 Computer Equipment \$ 600.00  
.4439 Other Service Fees 10,393.00  
.4454 Central Purchasing 3,600.00  
.4471 Mileage 300.00  
.4526 Education Programs 2,000.00

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director, Public Health

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RESOLUTION NO. 252 of 1998 DATED: July 14, 1998  
RESOLUTION AUTHORIZING ACCEPTANCE OF YOUTH BUREAU FUNDS (PUBLIC HEALTH)

Resolution by Supervisor: Paton  
Seconded by Supervisor:

WHEREAS, the Public Health Department has been awarded Youth Bureau funding to assist the Teen Pregnancy Prevention Task Force in implementing the "ZAPPEN" Project,

RESOLVED, that the Board of Supervisors hereby authorizes acceptance of SDPP Youth Bureau funding to help implement the Teen Pregnancy Prevention Task Force's "ZAPPEN" Project, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign said agreement, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 County Operating Budget as follows:

ADD/INCREASE:

Revenue: A-16-3-3401-09 Public Health Grant by \$8,605.00

Appropriations: A-16-4-4010-09 Public Health Grant  
.4411 Telephone by \$ 93.75  
.4439 Other Service Fees by 5,100.00  
.4449 Special Supplies & Mat'ls by 500.00  
.4454 Central Purchasing by 200.00  
.4471 Mileage by 1,106.25  
.4491 Advertising by 100.00  
.4526 Education Programs by 1,505.00

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Public Health Director

Youth Bureau Director

\*\*

RESOLUTION NO. 253 of 1998

DATED: July 14, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - NUTRITION EDUCATION  
(PUBLIC HEALTH)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

WHEREAS, the Public Health Department has received a Healthy Heart Grant to promote physical activity and nutrition in Montgomery County, and

WHEREAS, the Public Health Director has determined the need to contract with an agency to assist in nutrition education and promotion,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with Cornell Cooperative Extension to provide nutrition education and promotion associated with the Healthy Heart Grant received by the Public Health Department, and

FURTHER RESOLVED, that the total cost of said agreement shall not exceed \$20,000.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director, Public Health

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RESOLUTION NO. 254 of 1998 DATED: July 14, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - VETERINARY SERVICES  
(PUBLIC HEALTH)

Resolution by Supervisor: Paton  
Seconded by Supervisor:

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with \_\_\_\_\_ for the purpose of rabies veterinary services, and

FURTHER RESOLVED, that said agreement may be renewed annually, by addendum, if there are no substantive changes.

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Public Health Director

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RESOLUTION NO. 255 of 1998 DATED: July 14, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - PHYSICAL ACTIVITY  
RESOURCE DIRECTORY (PUBLIC HEALTH)

Resolution by Supervisor: Paton  
Seconded by Supervisor:

WHEREAS, the Healthy Heart Coalition has determined that a resource directory should be developed and marketed to promote the physical activity opportunities in Montgomery County, and

WHEREAS, the Public Health Director has determined the need to contract

with a marketing agency to conduct said project,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with \_\_\_\_\_ to develop, market and distribute a physical activity resource directory, and

FURTHER RESOLVED, that the total cost of said project shall not exceed \$16,482.

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Public Health

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RESOLUTION NO. 256 of 1998 DATED: July 14, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - COMMUNITY HEALTH  
ASSESSMENT (PUBLIC HEALTH)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

WHEREAS, the Public Health Department is required to submit a Community Health Assessment on October 1, 1998, and

WHEREAS, costs associated with preparation of said Assessment preparation are reimbursed under Article 6 of the Public Health Law, and

WHEREAS, the Public Health Director has determined the need to contract with a consultant to prepare the Community Health Assessment,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with \_\_\_\_\_ for preparation of a Community Health Assessment, and

FURTHER RESOLVED, that the total cost of the project shall not exceed \$8,500.00.

MOTION TO AMEND by Supervisor Paton, seconded by Supervisor Grzyb, in the RESOLVED clause, insert "Health Policy Analysts, Inc.", passed with Aye(1807). Supervisor Van Kersen was absent.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Public Health Director

\*\*

RESOLUTION NO. 257 of 1998 DATED: July 14, 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (BUS OPERATIONS)

Resolution by Supervisor: Keller  
Seconded by Supervisor: Hassan

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-01-3-5630-00.2246 Bus Operations  
Bus

INCREASE:

Revenue: A-01-3-1789-00 Transportation

	Other Transportation Income	by	\$ 59,294.00
A-01-3-3589-00	State Aid Transportation	by	\$265,706.00
Appropriations: A-01-4-5630-00.2246	Bus Operations		

RESOLUTION ADOPTED with Aye(1599). Supervisor Grzyb abstained. Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1599) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 258 of 1998  
RESOLUTION AMENDING RESOLUTION NO. 28 OF 1998

DATED: July 14, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

RESOLVED, that Resolution No. 28 of 1998 hereby is amended to modify funding of 1998 SDPP Programs, as follows:

AGENCY/PROGRAM	RECOMMENDED FUNDING
Montgomery County Public Health Department (Zero Adolescent Pregnancy Peer Education Network)	\$ 8,605.00
Big Brothers/Big Sisters of Montgomery County (Big Sisters/Young Mothers)	3,828.00
Catholic Charities of Montgomery County (Begin Again)	8,167.00
Montgomery County Probation Department (Juvenile Field Project)	11,105.00

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director, Youth Bureau

\*\*

RESOLUTION NO. 259 of 1998  
RESOLUTION AMENDING RESOLUTION NO. 29 OF 1998

DATED: July 14, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Cuzzo

RESOLVED, that Resolution No. 29 of 1998 hereby is amended to provide for modification of 1998 YDPP Programs, as follows:

AGENCY PROGRAM	STATE AID REQUESTED
Big Brothers/Big Sisters, Inc. (Big Brothers/Big Sisters Program)	\$11,132.00
Catholic Charities of Montgomery County (Schools Aiding Family Environment)	9,254.00
Community Youth Center, Inc. (Youth Center)	5,657.00

St. Johnsville Youth Center, Inc.  
(Youth Center)

6,004.00

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director, Youth Bureau

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RESOLUTION NO. 260 of 1998 DATED: July 14, 1998  
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. 5  
OF 1998

Resolution by Supervisor: Stagliano  
Seconded by Supervisor: McMahon

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. 5 of 1998, "A Local Law Authorizing the Private Sale of County-Owned Property, Not Needed for a County Purpose",

RESOLVED, that Introductory Local Law No. 5 of 1998 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, August 11, 1998 at 7:20 p.m., in the Chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said public hearing to be published according to law.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Real Property Tax Service Agency

\*\*

RESOLUTION NO. 261 of 1998 DATED: July 14, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - TELEPHONE SYSTEM

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Coluni

RESOLVED, that the Purchasing Agent, in cooperation with the Commissioner of Public Works, hereby is authorized and directed to solicit proposals for enhancements to the County's Telephone System.

MOTION TO AMEND by Supervisor Dandreano, seconded by Supervisor Wills, to delete the RESOLVED clause, and insert, in its stead, "RESOLVED, that Supervisor William Hisert is authorized and directed to examine the County telephone system and submit recommendations.", passed with Aye(1705). Supervisor Hisert abstained. Supervisor Van Kersen was absent.

RESOLUTION ADOPTED with Aye(1705). Supervisor Hisert abstained. Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1705) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer

County Administrator  
County Clerk  
Purchasing Agent

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RESOLUTION NO. 262 of 1998

DATED: July 14, 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Keller

RESOLVED, that the Montgomery County Board of Supervisors hereby approves the following change orders to Contract No. 10 of the FMCC Master Plan

Change Order	Description	Amount
10-28	Provide changes per CCD 10-27, 10-29 and 10-30	(+) \$ 5,144.91
10-29	Provide changes per CCD 10-31 and 10-32	(-) 6,233.26
10-30	Provide changes per CCD 10-34, 10-36, 10-39 & 10-41	(+) 7,117.96
10-31	Provide changes per CCD 10-42, 10-43, 10-44 & 10-46	(+) 12,937.27
Original Contract Amount		\$5,968,000.00
Net Change CO 1-27		21,768.84
Net Change CO 28-31		18,966.88
Revised Contract Amount		\$6,008,735.72

and,

FURTHER RESOLVED, that this Resolution is contingent upon passage of a similar resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1599). Supervisor Grzyb voted nay. Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1599) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton County Board of Supervisors  
FMCC

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RESOLUTION NO. 263 of 1998 DATED: July 14, 1998  
RESOLUTION AUTHORIZING CHANGE ORDERS - CONTACT NO. 12 (FMCC MASTER PLAN PROJECT)

Resolution by Supervisor: Keller  
Seconded by Supervisor: McMahon

RESOLVED, that the Montgomery County Board of Supervisors hereby approves the following change orders to Contract No. 12 of the FMCC Master Plan Project:

Change Order	Description	Amount
12-3	Install Fire Damper between rooms C001 & C043 per PR 12-1	(+) \$ 792.00
12-4	Provide new exhaust fans & ductwork per	(+) 8,125.00

PR 12-4

12-5	Provide additional support for Chiller per CCD 12-1	(+)	558.00
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Original Contract Amount			\$1,148,000.00
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Net Change C0 1-5	11,593.00
Net Change C0 6-8	9,475.00
Revised Contract Amount	\$1,169,068.00

and,

FURTHER RESOLVED, that this Resolution is contingent upon passage of a similar resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1599). Supervisor Grzyb voted nay. Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1599) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fulton County Board of Supervisors  
FMCC

\*\*

RESOLUTION NO. 264 of 1998 DATED: July 14, 1998  
RESOLUTION AUTHORIZING CHANGE ORDER - CONTRACT NO. 13 (FMCC MASTER  
PLAN PROJECT)

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Keller

RESOLVED, that the Montgomery County Board of Supervisors hereby approves the following change order to Contract No. 13 of the FMCC Master Plan Project:

Change Order	Description	Amount
13-6	Provide Additional connections to fire Alarm System as required by DASNY & Code Enforcement Off.	(+)\$ 19,846.87
Original Contract Amount		\$ 787,000.00
Net Change C0 1-5		38,345.26
Net Change C0 6		19,846.87
Revised Contract Amount		\$ 845,192.13

and,

FURTHER RESOLVED, that this Resolution is contingent upon passage of a similar resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1599). Supervisor Grzyb voted nay. Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1599) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator

County Clerk  
Fulton County Board of Supervisors  
FMCC

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RESOLUTION NO. 265 of 1998

DATED: July 14, 1998

RESOLUTION AMENDING 1998 OPERATING BUDGET (ECONOMIC OPPORTUNITY)

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Barone

WHEREAS, the Director of Economic Opportunity and Development has requested a transfer of funds to provide for the purchase of equipment,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follow:

ADD: A-24-4-6430-00 Economic Opportunity  
.2282 Copying  
.4425 Maintenance Agreements

TRANSFER:

From: A-24-4-6430-00 Economic Opportunity  
.1110(473) Economic Development Specialist \$ 6,200.00

To: A-24-4-6430-00 Economic Opportunity  
.2282 Copying \$ 5,000.00  
.4425 Maintenance Agreements 1,200.00

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Economic Opportunity and  
Development

\*\*

RESOLUTION NO. 266 of 1998 DATED: July 14, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - FULMONT COMMUNITY  
ACTION AGENCY, INC. (DATA PROCESSING)

Resolution by Supervisor: Keller  
Seconded by Supervisor: Dandreano

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement for the provision of data processing services to the Fulmont Community Action Agency, Inc., and

FURTHER RESOLVED, that said agreement, with estimated revenue of \$800, shall be for a period commencing on August 1, 1998 and ending on December 31, 1998.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Data Processing

\*\*

RESOLUTION NO. 267 of 1998 DATED: July 14, 1998  
RESOLUTION APPOINTING MONTGOMERY COUNTY PLANNING BOARD MEMBER

Resolution by Supervisor: Dandreano

Seconded by Supervisor: Wills

WHEREAS, a vacancy exists on the Montgomery County Planning Board,

RESOLVED, that Gerard Koller, 49 Lincoln Avenue, Amsterdam, hereby is

appointed a member of the Montgomery County Planning Board, representing the City of Amsterdam's First Ward, for a term expiring on June 30, 1999.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Planning Department

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RESOLUTION NO. 268 of 1998 DATED: July 14, 1998  
RESOLUTION DESIGNATING ADMINISTRATIVE BOARD MEMBER - ECONOMIC  
DEVELOPMENT ZONE

Resolution by Supervisor: Wills  
Seconded by Supervisor: Barone

WHEREAS, the Board of Supervisors is responsible for designating a Montgomery County representative to the Administrative Board of the newly-formed Economic Development Zone,

RESOLVED, that Michael Yevoli, Director of Economic Opportunity and Development, hereby is designated as Montgomery County's representative to the Economic Development Zone Administrative Board.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Economic Opportunity  
and Development

\*\*

RESOLUTION NO. 269 of 1998 DATED: July 14, 1998  
RESOLUTION ESTABLISHING POSITION (SHERIFF)

Resolution by Supervisor: Barone  
Seconded by Supervisor: Coluni

RESOLVED, that an additional Dispatcher's position hereby is established in the Sheriff's Department, at a base annual salary of \$20,494.00, and

FURTHER RESOLVED, that the position of Senior Dispatcher hereby is abolished, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-15-4-3110-00.1110(498) Sheriff  
Dispatcher

TRANSFER:

Sheriff  
From: A-15-4-3110-00.1110(726) Senior Dispatcher \$ 9,423.00

To: A-15-4-3110-00.1110(498) Sheriff Senior Dispatcher \$ 9,423.00

RESOLUTION ADOPTED with Aye(1450). Supervisors Dandreano and Grzyb voted nay.  
Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1450) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel/Payroll  
Sheriff

\*\*

RESOLUTION NO. 270 of 1998  
RESOLUTION ESTABLISHING POSITION (PUBLIC HEALTH)

DATED: July 14, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Wills

RESOLVED, that the Board of Supervisors hereby authorizes establishment of the position of Account Clerk Typist, effective July 20, 1998, at a base annual salary of \$18,342.00, and

FURTHER RESOLVED, that the position of Principal Clerk hereby is abolished, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-16-4-4010-00.1110(497) Public Health  
Account Clerk Typist

TRANSFER:

From: A-16-4-4010-00.1110(298) Public Health  
Principal Clerk

To: A-16-4-4010-00.1110(497) Public Health  
Account Clerk Typist

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Vesp, to delete the first FURTHER RESOLVED clause, in the second FURTHER RESOLVED, in the "ADD" and "To", delete ".1110" and insert, in its stead, ".1130" and in both "From" and "To" insert "\$8,363.00", passed with Aye(1450). Supervisors Dandreano and Grzyb voted nay. Supervisor Van Kersen was absent.

RESOLUTION ADOPTED with Aye(1450). Supervisors Dandreano and Grzyb voted nay. Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1450) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director, Public Health

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RESOLUTION NO. 271 of 1998  
RESOLUTION REAPPOINTING MONTGOMERY COUNTY PLANNING BOARD MEMBER

DATED: July 14, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Vesp

WHEREAS, a vacancy exists on the Montgomery County Planning Board,

RESOLVED, that Anthony Bruno, 1238 Old Trail Road, Johnstown, hereby is reappointed as a member of the Montgomery County Planning Board, representing the Town of Mohawk, for a term expiring on June 30, 2001.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Keller, to add, ",  
and FURTHER RESOLVED, that Gary Soodsma, 493 STHWY 162, Sprakers and Keith  
MacGregor, 964 Salt Springville Road, Cherry Valley, hereby are reappointed  
as members of the Montgomery County Planning Board, representing the Towns  
of Root and Minden, respectively, for terms expiring on June 30, 2001.",

passed with Aye(1807). Supervisor Van Kersen was absent.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Planning Department  
Appointee

\*\*

RESOLUTION NO. 272 of 1998  
RESOLUTION ESTABLISHING POSITIONS (JAIL)

DATED: July 14, 1998

Resolution by Supervisor: Wills  
Seconded by Supervisor: Keller

RESOLVED, that two Corrections Officer positions hereby are established in the jail, effective July 20, 1998, at a base annual salary of \$21,528, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-15-4-3150-00	Jail	
.1110(499)	Correction Officer	
.1110(500)	Correction Officer	

TRANSFER:

From: A-01-4-1990-00	Contingent Account	\$20,614.00
.4400	Contractual Expenses	

To: A-15-4-3150-00	Jail	
.1110(499)	Corrections Officer	\$ 9,816.00
.1110(500)	Corrections Officer	\$ 9,816.00
.1113(1176)	Shift Differential	982.00

MOTION TO AMEND by Supervisor Dandreano, seconded by Supervisor Wills, to add, ", and FURTHER RESOLVED, that Supervisor Barone hereby is authorized and directed to meet with the Commissioner of Corrections to discuss Jail staffing requirements and report results of said meeting to the Board of Supervisors.", passed with Aye(1599). Supervisor Grzyb voted nay. Supervisor Van Kersen was absent.

RESOLUTION ADOPTED with Aye(1012). Supervisors Dandreano, Cuozzo, Grzyb and Paton voted nay. Supervisor Barone abstained. Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1012) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff  
Personnel/Payroll

\*\*

RESOLUTION NO. 273 of 1998  
RESOLUTION ESTABLISHING PUBLIC HEARING ON INTRODUCTORY LOCAL LAW NO. 6  
OF 1998

DATED: July 14, 1998

Resolution by Supervisor: Wills  
Seconded by Supervisor: Keller

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. 6 of 1998, "A Local Law Electing a Retirement Incentive Program as

RESOLVED, that Introductory Local Law No. 6 of 1998 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, August 11, 1998 at 7:25 p.m., in the Chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said public hearing to be published according to law.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel Officer  
CSEA

\*\*

RESOLUTION NO. 274 of 1998

DATED: July 14, 1998

RESOLUTION ADOPTING LOCAL RETIREMENT INCENTIVE PROGRAM

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

WHEREAS, the County of Montgomery has developed a Retirement Incentive Program for its employees, and

WHEREAS, the Montgomery County Office, Public Works, and Infirmary Units, Civil Service Employee's Association, Inc., has expressed acceptance of said proposed program,

RESOLVED, that employees who are eligible for retirement, pursuant to the provisions of the New York State Retirement and Social Security Law, shall receive a lump-sum incentive payment of \$7,000.00, if the following conditions are satisfied:

1. The employee, on or before August 1, 1998, must provide written notification, to the County Personnel Officer, of intent to participate in the local Retirement Program.
2. No later than December 31, 1998, the employee must retire from employment with the County of Montgomery and be eligible to receive a pension from the New York State Employee's Retirement System.
3. The employee must be retired and removed from the Montgomery County payroll no later than December 31, 1998.
4. Employees shall not be eligible to receive unemployment insurance benefits based upon the employee's employment with the County of Montgomery.
5. The Retirement Incentive will commence on September 1, 1998, and end on December 31, 1998.

, and

FURTHER RESOLVED, that said Program be administered by the Personnel Officer.

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 275 of 1998 DATED: July 14, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - PHYSICAL ACTIVITY  
RESOURCE DIRECTORY

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

WHEREAS, the Public Health Department has received a Healthy Heart grant to promote physical activity and nutrition in Montgomery County, and

WHEREAS, the healthy Heart Grant has determined that a physical activity resource directory should be developed and marketed to promote the physical activity opportunities in the County, and

WHEREAS, the Public Health Director has determined the need to contract with a consultant to conduct the project,

RESOLVED, that the Purchasing Agent, in cooperation with the Public Health Director, hereby is authorized and directed to solicit proposals for the development, production and distribution of a physical activity resource directory for Montgomery County.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Public Health

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RESOLUTION NO. 276 of 1998 DATED: July 14, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - VETERINARY SERVICES  
(PUBLIC HEALTH)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

RESOLVED, that the Purchasing Agent, in cooperation with the Public Health Director, hereby is authorized and directed to solicit proposals for veterinary services.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Public Health

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RESOLUTION NO. 277 of 1998 DATED: July 14, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - CERTIFIED PUBLIC  
ACCOUNTING SERVICES

Resolution by Supervisor: Wills  
Seconded by Supervisor: Barone

RESOLVED, that the Purchasing Agent, in cooperation with the County Administrator, hereby is authorized and directed to solicit proposals for provision of Certified Public Accounting services to the County of Montgomery, and

FURTHER RESOLVED, that said proposals shall include provision of audit,

accounting and management advisory services for the years ending on December 1998, 1999 and 2000.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 278 of 1998 DATED: July 14, 1998  
RESOLUTION ESTABLISHING PUBLIC HEARING - 1998-99 FMCC OPERATING BUDGET

Resolution by Supervisor: Wills  
Seconded by Supervisor: McMahan

RESOLVED, that the Montgomery County Board of Supervisor hereby schedules a Public Hearing on the proposed 1998-99 Operating Budget of Fulton-Montgomery Community College for 7:00 p.m., Tuesday, August 11, 1998, in the Supervisors' Chambers, County Office Building, Route 30A (Broadway), Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors shall cause legal notice of said Public Hearing to be published according to law.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 279 of 1998 DATED: July 14, 1998  
RESOLUTION APPOINTING YOUTH BOARD MEMBER

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Dandreano

RESOLVED, that Jessica Walton of 240 Indian Road, Fonda, New York hereby is appointed a member of the Montgomery County Youth Board.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director, Youth Bureau

OTHER

Supervisor Keller announced that the Personnel Committee will meet on 7:00 p.m. on Tuesday, July 21, 1998, to interview candidates for OTB Director.

ADJOURNMENT

Motion by Supervisor Wills, seconded by Supervisor Dandreano, to adjourn the meeting, passed with Aye(1807). Supervisor Van Kersen was absent. Chairman McMahon declared the meeting adjourned at 9:31 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PROCLAMATIONS . . . . .	1
PUBLIC COMMENT . . . . .	1
SPECIAL PRESENTATIONS . . . . .	1
ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . .	2
READING OF COMMUNICATIONS . . . . .	2
OLD BUSINESS . . . . .	2
NEW BUSINESS . . . . .	2
RES280 Resolution Honoring Memory of John G. Boshart	
RES293 Resolution Authorizing Memorandum of Understanding - FMCC	
RES306 Resolution Amending 1997-98 Operating Budget - FMCC	
RES313 Resolution Authorizing Change Orders - FMCC	
RES317 Resolution Endorsing Grant Application - FMCC	
RES318 Resolution Adopting 1998-99 Operating Budget - FMCC	
RES320 Resolution Authorizing Purchase of Equipment - FMCC	
RES281 Resolution Endorsing Revenue Sharing Proposal	
RES282 Resolution Appointing Planning Board Members	
RES283 Resolution Amending 1998 Rules of Procedure	
RES284 Resolution Adopting Introductory Local Law No. 5 of 1998	
RES285 Resolution Adopting Introductory Local Law No. 6 of 1998	
RES286 Resolution Appointing OTB Director	
RES287 Resolution Directing Candidate Search - County Administrator	
RES288 Resolution Establishing Positions - Public Works	
RES289 Resolution Appointing Sewer District Director	
RES290 Resolution Authorizing Agreement - Nursing Students	
RES291 Resolution Authorizing Agreement - Cleanup Investigation	
RES292 Resolution Amending 1998 Operating Budget - Treasurer	
RES294 Resolution Authorizing Solicitation of Proposals - Gas	
RES295 Resolution Authorizing Agreement - Court Security Services	
RES296 Resolution Amending 1998 Operating Budget - Sheriff	
RES297 Resolution Transferring Funds - Legislative Board	
RES298 Resolution Transferring Funds - Sheriff	
RES299 Resolution Awarding Bid No. 01-98	
RES300 Resolution Awarding Bid No. 11-98	
RES301 Resolution Awarding Bid No. 12-98	
RES302 Resolution Accepting Proposal - Rabies Services	
RES303 Resolution Accepting Proposal - Physical Activity Directory	
RES304 Resolution Amending 1998 Operating Budget - Tourism	
RES305 Resolution Authorizing Solicitation of Bids - Public Works	

TABLE OF CONTENTS

RES307 Resolution Awarding Bid No. 10-98

RES308 Resolution Establishing Public hearing - Sewer Rental Rates

RES309 Resolution Authorizing Agreements - Mental Health

RES310 Resolution Amending 1998 Operating Budget - Social Services

RES311 Resolution transferring Funds - Worker Compensation

RES312 Resolution Authorizing Solicitation of Proposals - Meadows

RES314 Resolution Establishing Public Hearing - Intro. Local Law No. 7

RES315 Resolution Amending Resolution No. 258 of 1998

RES316 Resolution Authorizing Agreements - Bus Operations

RES319 Resolution Establishing Positions - Jail

OTHER . . . . . 27

ADJOURNMENT . . . . . 27

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for August 11, 1998, was called to order at 7:30 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Hisert. Roll call indicated that Supervisors Hassan and Stagliano were absent. All votes in these minutes reflect their absence.

MOMENT OF SILENCE

Commissioner Robert Reidy offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Dandreano, to provide for the addition of Resolutions Nos. 315, 316, 317, 318, 319, and 320 and to consider Resolutions No. 293, 306, 313, 317, 318 and 320 after Resolution 280, passed with Aye(1727). Supervisors Hassan and Stagliano were absent. Motion by Supervisor Wills, seconded by Supervisor Dandreano, to adopt the amended agenda, passed with Aye(1727). Supervisors Hassan and Stagliano were absent.

PROCLAMATIONS

None.

PUBLIC COMMENT

Alice Knapik, Town of Glen, discussed the sale of County property.

Harry Shaffer, Head Start Employees CSEA President, said no Fulmont workers are owed back pay.

Linda Marrotta, Fulmont Board member, discussed agency services and policies.

Elliot King, Fulmont Board member, spoke in support of the agency.

SPECIAL PRESENTATIONS

Colonel Peter A. Chiefari, National Guard, discussed new National Guard initiatives to help municipalities.

Denis Wilson, Fulmont Community Action Agency Executive Director, discussed allegations made against the agency.

## ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Keller, seconded by Supervisor Barone, to adopt the Minutes of the Regular Meeting of July 14, 1998, passed with Aye(1519). Supervisor Grzyb voted nay. Supervisors Hassan and Stagliano were absent.

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## READING OF COMMUNICATIONS

None.

## OLD BUSINESS

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None.

## NEW BUSINESS

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RESOLUTION NO. 280 of 1998

DATED: August 11, 1998

RESOLUTION HONORING THE MEMORY OF JOHN G. BOSHA RT

Resolution by: Full Board

Seconded by Supervisor:

WHEREAS, John G. Boshart served with distinction as President of Fulton-Montgomery Community College for 11 years, until his retirement in 1991, and

WHEREAS, Mr. Boshart, a Fonda native, served as Superintendent of the Fonda-Fultonville Central School District, from 1956 to 1979, and

WHEREAS, Mr. Boshart was a Physical Education Teacher in the Mayfield Central School District from 1931 to 1941 and from 1946 to 1956, and

WHEREAS, Mr. Boshart was an Army veteran of World War Two, having served as a First Sergeant in the Pacific, and

WHEREAS, Mr. Boshart was a member of the Mohawk Valley Regional Economic Development Council, the Mohawk Valley Regional Education Center for Economic Development's Coordination Committee, Tri-County Administrator's Association and the New York State Artificial Breeders Sire Selection Committee, and

WHEREAS, Mr. Boshart also was a 32-year member of the New York State Section Two Athletic Council, having served two terms as President, and

WHEREAS, Mr. Boshart was a former member of the Chamber of Commerce of both Montgomery County and Fulton County, the Board of Trustees of Fulton-Montgomery Community College, the Section Two Basketball Committee and the Tri-Valley League Athletic Council, and

WHEREAS, Mr. Boshart was a member of the Fonda Reformed Church, where he served as Deacon and Elder on the Consistory, and

WHEREAS, Mr. Boshart is survived by his wife of 50 years, Mary; seven sons, Richard, Jim and Henry Boshart, all of Fonda, Phil, Bill and Bob Boshart, all of Johnstown, and John G. Boshart, Jr. of Louisville, Kentucky; four daughters, Ann Boshart of Fonda, Peggy Peck of Peck's Lake, Jean McGrath of Fort Lauderdale, Florida and Sue Boshart of Dallas, Texas, and

WHEREAS, Mr. Boshart also is survived by two sisters, Ann Van Dyke of

Caroga Lake and Jean Jones of Dunwoody, Georgia; two brothers, James Boshart of Boca Raton, Florida and Phillip Boshart of Venice, Florida and eight grandchildren,

RESOLVED, that the Board of Supervisors hereby recognizes the outstanding lifetime achievements of John G. Boshart, and

FURTHER RESOLVED, that the Board of Supervisors hereby honors the memory of John G. Boshart and expresses its deepest condolences and heartfelt sympathy to his family upon his passing.

MOTION by Supervisor Wills, seconded by Supervisor Barone, to have the Clerk of the Board cast one unanimous vote in favor of the Resolution, passed with Aye(1727). Supervisors Hassan and Stagliano were absent.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
The Family of John G. Boshart

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RESOLUTION NO. 293 of 1998

DATED: August 11, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN MEMORANDUM OF UNDERSTANDING  
(FMCC)

Resolution by Supervisor: Wills  
Seconded by Supervisor: McMahon

WHEREAS, Resolution no. 154 of 1998 endorsed the concept of a "College Union and Physical Education Building Project" for the Fulton-Montgomery Community College, as proposed by FMCC officials, FMCC Board of Trustees and the FMCC Foundation to address renovation and construction needs in the College Union and Physical Education Buildings, and

WHEREAS, a Memorandum of Understanding with the FMCC Foundation for payment of the local share of said project has been prepared,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign a Memorandum of Understanding with the FMCC Foundation and FMCC Board of Trustees for the "College Union and Physical Education Building Project", as attached hereto and made a part hereof, and

FURTHER RESOLVED, that copies of this Resolution be forwarded to the County Treasurer, County Attorney, FMCC, FMCC Board of Trustees, FMCC Foundation, Fulton County Board of Supervisors, Budget Director/County Auditor, Administrative Officer/Clerk of the Board, and the each and every other person, institution or agency which will further the purpose of this Resolution.

RESOLUTION ADOPTED with Aye(1579). Supervisors Coluni, Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1579) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

FMCC  
FMCC Board of Trustees  
Fulton Co. Board of Supervisors

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RESOLUTION NO. 306 of 1998

DATED: August 11, 1998

RESOLUTION AMENDING 1997-98 OPERATING BUDGET OF FULTON-MONTGOMERY  
COMMUNITY COLLEGE - RECEIPT OF GRANT REVENUE

Resolution by Supervisor: McMahon

Seconded by Supervisor: Wills

WHEREAS, the Fulton-Montgomery Community College has requested that its 1997-98 Operating Budget be amended to increase revenue and appropriations by \$272,765, and

WHEREAS, said increase will be fully-funded through receipt of grants and will not require any additional contribution by the County of Montgomery,

RESOLVED, that the 1997-98 Operating Budget of Fulton-Montgomery Community College hereby is amended to include the following:

## Grants:

PIC Academic Enrichment	\$ 8,120.00
Small Business Assistance	4,500.00
Post-Secondary Tech Prep Incentive	2,000.00
BRIDGE	72,691.00
Bridge Child Care	12,480.00
Technology Laboratory Update	44,200.00
Learning Center Expansion	38,846.00
Legislative	3,000.00
VATEA II - Single Parent	675.00
Supervision - Private Companies	14,155.00
Non-Profit Supervision Training	9,998.00
EOP Supplement	10,152.00
BRIDGE VI Quarter 5	24,648.00
College to Work (BRIDGE)	27,300.00
Total	<u>\$272,765.00</u>

, and

FURTHER RESOLVED, that the President and Board of Trustees of Fulton-Montgomery Community College do everything necessary to properly record the receipt and disbursement of said grants, to assure that additional funds will not be required from the sponsoring counties, and

FURTHER RESOLVED, that this Resolution shall take effect following adoption of a similar Resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County AttorneyRichard C. Healy  
Clerk, Board of Supervisorscc: County Treasurer  
County Administrator  
County Clerk  
Board of Trustees (FMCC)  
FMCC

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RESOLUTION NO. 313 of 1998

DATED: August 11, 1998

RESOLUTION AUTHORIZING CHANGE ORDERS (FMCC MASTER PLAN PROJECT)

Resolution by Supervisor: Wills

Seconded by Supervisor: Keller

RESOLVED, that the Montgomery County Board of Supervisors hereby authorized the following work change orders for the Fulton-Montgomery Community College Master Plan Project:

CONTRACT : BUILDING CONSTRUCTION: (DePoalo & Sons)

Change Order#	Description:	Amount
10-32	Provide changes per CCD 10-47 to adjust ceiling tile/grid at doors A165,A165A, A166, & A166A	\$ 762.61
	Add a new door C004	663.98
	Provide (5) white boards for temporary surge	2,081.50
	Change granite curbing from 18" to 16"	(-) 718.75
	Relocate 12" sanitary line at gazebo that conflicted with new stairs	455.19
	Total CO 10-32	<u>\$3,244.53</u>
10-33	Repair broken sanitary sewer at classroom building	\$1,684.85
	Expose piping at manhole to verify invert elevation	341.45
	Add window support to C043	1,713.91
	Add Library walkoff mats	1,534.50
	Add walkoff mats at the Annex Canopies	421.30
	Excavation to locate 6" sanitary line	160.54
	TOTAL CO 10-33	<u>\$ 5,856.55</u>
10-34	Install new asphalt over existing instead of removing existing asphalt per PR10-8	(-) \$17,025.00
	Delete abatement of flooring per 227 per CCD-39	(-) 300.00
	Add fabric wrapped wood blocking at doors & windows in Rooms A011 & A010 per CCD-26	698.36
	TOTAL CO 10-34	(-) <u>\$16,626.64</u>
	ORIGINAL CONTRACT AMOUNT	\$5,968,000.00
	NET CHANGE C0 1-31	40,735.72
	NET CHANGE C0 32-34	(-) 7,525.56
	REVISED CONTRACT AMOUNT	\$6,001,210.16

CONTRACT 11: PLUMBING CONSTRUCTION: (GENERAL MECHANICAL)

11-6	Provide changes per CCD 11-2 to reinsulate pipes in lower level of Classroom Building that were abated during demolition
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TOTAL C0 11-6 \$ 9,232.00

11-7

Add 6" riser and control  
station and piping for  
sink in room C218 per

\$ 3,883.00

	Change pendant sprinkler to wall mounted per CCD8	434.00
	Relocate fire house cabinet in theater per CCD9	359.00
	TOTAL CO 11-7	<u>\$ 4,676.00</u>
11-8	Provide changes per CCD11-10 to reinsulated pipes in entry level of Classroom Building that were abated during demolition	
	TOTAL CO 11-8	\$ 9,123.49
	ORIGINAL CONTRACT AMOUNT	\$ 276,520.00
	NET CHANGE CO 1-5	56,729.00
	NET CHANGE CO 6-7	23,031.49
	REVISED CONTRACT AMOUNT	\$ 356,280.49
CONTRACT 12 HVAC CONSTRUCTION (GENERAL MECHANICAL)		
12-3	(Revised) Add to previously approved CO 11-3 for \$792.00 the additional cost of \$980.00 for core-drilling 17 holes in Classroom Building (+) \$980.00	
	TOTAL CO 12-3	\$ 1,772.00(revised)
12-6	Provide new controls for Air Handling System in Admin. Building. Old controls not compatible with new system. This excludes electrical wiring which is being done on a time and mater- ials basis & will be processed later as a separate CO for Contract 13	
	TOTAL CO 12-6	\$ 6,937.00
	ORIGINAL CONTRACT AMOUNT	\$1,148,000.00
	NET CHANGE CO 1-5	21,068.00
	NET CHANGE CO 6+ REVISED CO-3	7,917.00
		\$1,176,985.00

CONTRACT 13: ELECTRICAL CONSTRUCTION: (GROSS ELECTRIC)

13-7	Change elevator motor from 20HP to 25HP per PR 13-1	\$ 1,180.00
	Add additional electric for projection screens per CCD5	378.00
	Add Light switches and misc wiring in classroom C027 per CCD 6	2,046.00
	Add light and switch to Stor- age Room Co44 per CCD 7	407.00
	Remove doghouses in Rooms C125 C123, C121, C119, & C215 per	780.00

PR13-8

TOTAL CO 13-7

\$ 4,791.00

13-8

Work performed under CCD13

which included:

- a. retain existing panels CDP1 CBB-1 (-)\$ 948.00
- b. Delete trenching and new underground duct bank (-) 8,247.00
- c. Provide 100 Amp light connection 1,013.00
- d. Provide work for PR 13-4 & PR 1-4A 1,519.10

Work performed under CCD 8  
which included: 403.00

- a. Turn electrical switch to inside of Rm L117
- b. Provide and install a locking switch to Rm L118
- c. Relocate fire strobe to inside wall of Rm L117

Upgrade HH fixture to 277V per CCD12 8,244.50

Revisions to outlets in TV & Control Studios per CCD9 3,283.00

Add new lights to Rooms C128 & C133 per CCD 10 2,213.00

TOTAL CO 13-8 \$ 7,480.70

13-9

Provide new electrical outlets & wiring for exhaust for Zoology C239A per CCD16 per request of FMCC \$ 3,443.00

Add light fixture to paint studio at request of FMCC 414.00

Add switching for "Q" track fixtures in Corridor A100E 231.00

Relocate electrical/computer outlets installed in one wall to a new wall per request of FMCC to accom classroom configuration 5,416.00

Revised electrical requirements in Rooms C030 C036 per PR 13-6 4,096.00

TOTAL CO 13-9 \$ 13,600.00

ORIGINAL CONTRACT AMOUNT \$ 787,000.00

NET CHANGE C0 1-6 58,192.20

NET CHANGE C0 7-9 25,571.70

REVISED CONTRACT AMOUNT \$ 871,064.00

, and

FURTHER RESOLVED, that approval of this Resolution is contingent upon adoption of a similar Resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1519). Supervisor Grzyb voted nay. Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1519) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
FMCC

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RESOLUTION NO. 317 of 1998

DATED: August 11, 1998

RESOLUTION ENDORSING GRANT APPLICATION - TECHNOLOGY FUND IMPROVEMENT PROJECT

Resolution by Supervisor: Wills  
Seconded by Supervisor: McMahan

WHEREAS, a Chancellor's "Technology Fund" grant program has been established, through the State University of New York, at community colleges, and

WHEREAS, FMCC desires to apply for funds from said grant program, and

WHEREAS, FMCC has obtained local matching funds, in the form of a federal VATEA grant and local "nursing/science lab donations", at no actual cost to the two County sponsors,

RESOLVED, that the Montgomery County Board of Supervisors hereby endorses the SUNY Chancellor's "Technology Fund Improvement Project", and

FURTHER RESOLVED, that Fulton-Montgomery Community College hereby is authorized to apply for funding in the amount of \$113,000, with an equal local match to be provided by the college from third party sources, and

FURTHER RESOLVED, that said authorization is contingent upon the condition that no actual cost will be incurred by the college sponsors, and

FURTHER RESOLVED, that this Resolution shall take effect upon adoption of a similar Resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
FMCC

\*\*

RESOLUTION NO. 318 of 1998

DATED: August 11, 1998

RESOLUTION ADOPTING 1998-99 FMCC OPERATING BUDGET

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Wills

WHEREAS, The Fulton-Montgomery Community College Operating Budget for the 1998-99 fiscal year has been presented to the Boards of Supervisors of the Counties of Montgomery and Fulton by the FMCC Board of Trustees, and

WHEREAS, the required public hearing on said tentative budget has been held,

RESOLVED, that the Fulton-Montgomery Community College Operating Budget for

the fiscal year beginning September 1, 1998 and ending August 31, 1999, with appropriations totaling \$10,871,356.00 hereby is accepted and approved, and

FURTHER RESOLVED, that the amount to be appropriated by the County of Montgomery, as it's sponsor share of said Budget, shall be \$1,085,821.00, and

FURTHER RESOLVED, that said sponsor's share shall be included in the Montgomery County Operating Budget for 1999, as required by the Education Law of the State of New York, and

FURTHER RESOLVED, that this Resolution shall take effect upon adoption of a similar Resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
FMCC

\*\*

RESOLUTION NO. 320 of 1998

DATED: August 11, 1998

RESOLUTION AUTHORIZING PURCHASE OF AUDIO/VISUAL EQUIPMENT

Resolution by Supervisor: McMahon

Seconded by Supervisor: Wills

WHEREAS, audio/visual projection equipment was not included in final plans and specifications for the Classroom Renovation/New Annex Project of the FMCC Master Plan, and

WHEREAS, said equipment needs have now been identified,

RESOLVED, that Fulton-Montgomery Community College hereby is authorized to purchase, via State Contract, approximately 17 classroom projection systems, for installation and use throughout the College, from Audio-Video Corporation, of Albany, at a cost not to exceed \$134,634.00, and

FURTHER RESOLVED, that the Treasurer of FMCC Capital Projects, hereby is directed to transfer \$134,634.00 from the FMCC Master Plan's Miscellaneous Contingency Account to a new Capital Account, the FMCC Master Plan's New Annex A/V Equipment Account, with appropriate shares from New York State and the Counties of Fulton and Montgomery, and

FURTHER RESOLVED, that approval of this Resolution is contingent upon approval of a similar resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
FMCC

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RESOLUTION NO. 281 of 1998

DATED: August 11, 1998

RESOLUTION ENDORSING REVENUE SHARING PROPOSAL

Resolution by: Full Board

Seconded by Supervisor:

WHEREAS, the General Purpose Local Government Aid Study Commission is responsible for developing a new revenue sharing formula by December 31, 1998, and

WHEREAS, the State Comptroller has presented a multi-tiered revenue sharing reform proposal for consideration by said Commission, and

WHEREAS, said Comptroller has requested input from local government officials regarding his proposal,

RESOLVED, that the Board of Supervisors hereby endorses the Revenue Sharing proposal developed by the State Comptroller and urges its consideration by the General Purpose Local Government Aid Study Commission.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
State Comptroller

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RESOLUTION NO. 282 of 1998  
RESOLUTION APPOINTING PLANNING BOARD MEMBERS

DATED: August 11, 1998

Resolution by Supervisor: McMahon  
Supervisor: Van Kersen  
Seconded by Supervisor: Barone

WHEREAS, vacancies exist on the Montgomery County Planning Board,

RESOLVED, that Ivor Jones of 1425 STHWY 163, Canajoharie, and John Lyker of 667 East Lykers, Road, Sprakers, hereby are appointed members of the Montgomery County Planning Board, representing the Towns of Canajoharie and Root, respectively, for terms expiring on June 30, 2001.

MOTION TO AMEND by Supervisor McMahon, seconded by Supervisor Grzyb, in the RESOLVED Clause, delete "Ivor Jones, 1425 STHWY 163" and in its stead, insert, "Wayne Heiser, 699 Clinton Road", passed with Aye(1727). Supervisors Hassan and Stagliano were absent.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointees  
Planning Department

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RESOLUTION NO. 283 of 1998  
RESOLUTION AMENDING 1998 RULES OF PROCEDURE - BOARD OF SUPERVISORS

DATED: August 11, 1998

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Wills

WHEREAS, the 1998 Rules of Procedure were adopted by the Board of Supervisors on January 6, 1998, and

WHEREAS, it has been proposed that said Rules of Procedure be amended,

RESOLVED, that Section I A of the 1998 Rules of Procedure hereby is amended by deleting "July, August and", on both the second and fifth lines.

RESOLUTION DEFEATED with Aye(885). Supervisors Dandreano, Cuzzo, Wills, McMahon, Vesp and Paton voted aye. Supervisors Hassan and Stagliano were absent.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 284 of 1998

DATED: August 11, 1998

RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. 5 OF 1998

Resolution by Supervisor: Wills  
Seconded by Supervisor: Van Kersen

WHEREAS, on July 14, 1998, a proposed Local Law for the County of Montgomery, entitled: "A Local Law Authorizing the Sale of County-Owned Property, Not Needed for a County Purpose, at Private Sale", was presented to the Board of Supervisors for consideration, and

WHEREAS, on July 14, 1998, Resolution No. 260 of 1998 was adopted, authorizing and directing that a Public Hearing be held by the Board of Supervisors on the 11th day of August, 1998, at the time and place appointed,

RESOLVED, that said Local Law, known as Introductory Local Law No. 5 of 1998, entitled: "A Local Law Authorizing the Sale of County-Owned Property, Not Needed for a County Purpose, at Private Sale", hereby is adopted and approved and is incorporated and attached hereto, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to file three certified copies thereof in the Office of the Secretary of State and to ensure that it is published in the County's designated legal newspapers, as required by law.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 285 of 1998

DATED: August 11, 1998

RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. 6 OF 1998

Resolution by Supervisor: Wills  
Seconded by Supervisor: Van Kersen

WHEREAS, on July 14, 1998, a proposed Local Law for the County of Montgomery, entitled: "A Local Law Authorizing the Sale of County-Owned Property, Not Needed for a County Purpose, at Private Sale", was presented to the Board of Supervisors for consideration, and

WHEREAS, on July 14, 1998, Resolution No. 273 of 1998 was adopted, authorizing and directing that a Public Hearing be held by the Board of Supervisors on the 11th day of August, 1998, at the time and place appointed,

RESOLVED, that said Local Law, known as Introductory Local Law No. 6 of 1998, entitled: "A Local Law Authorizing the Sale of County-Owned Property, Not needed for a County Purpose, at Private Sale", hereby is adopted and approved and is incorporated and attached hereto, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to file three certified copies thereof in the Office of the Secretary of State and to ensure that it is published in the County's designated legal newspapers, as required by law.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were

absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 286 of 1998  
RESOLUTION APPOINTING OTB DIRECTOR

DATED: August 11, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: Wills

RESOLVED, that \_\_\_\_\_ hereby is appointed Montgomery County Director for the Capital District Regional Off-Track Betting Corporation for a term ending on \_\_\_\_\_.

MOTION TO AMEND by Supervisor Dandreano, seconded by Supervisor Van Kersen, in the RESOLVED clause, insert "Peter Bylina" and delete "for a term ending on" and insert, in its stead, "to serve at the pleasure of the Board of Supervisors".

MOTION TO AMEND by Supervisor Barone, seconded by Supervisor Mead, in the RESOLVED clause, insert "Rick Cetnar" and delete "for a term ending on" and insert, in its stead, "to serve at the pleasure of the Board of Supervisors", failed with Aye(829). Supervisors Cuzzo, Barone, Wills, Coluni, McMahon and Mead voted aye. Supervisors Hassan and Stagliano were absent.

MOTION TO AMEND by Supervisor Coluni, seconded by Supervisor Cuzzo, in the RESOLVED clause, insert "Michael Greco" and delete "for a term ending on" and insert, in its stead, "to serve at the pleasure of the Board of Supervisors", failed with Aye(591). Supervisors Cuzzo, Barone, Wills and Coluni voted aye. Supervisors Hassan and Stagliano were absent.

MOTION Dandreano/Van Kersen, passed with Aye(1727). Supervisors Hassan and Van Stagliano were absent.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Van Kersen were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Capital District Regional Off-Track  
Betting Corporation

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RESOLUTION NO. 287 of 1998  
RESOLUTION DIRECTING CANDIDATE SEARCH - COUNTY ADMINISTRATOR

DATED: August 11, 1998

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Wills

WHEREAS, the term of the County Administrator will expire on September 15, 1999, and

WHEREAS, it has been proposed that a search be conducted to identify qualified candidates for said position, and

RESOLVED, that the Board of Supervisors hereby authorizes the commencement of a search to identify candidates for the position of County Administrator, and

FURTHER RESOLVED, that appropriate legislation be drafted to provide for appointment of a Qualifications Committee to facilitate said search, and

FURTHER RESOLVED, that said Committee be directed to commence its search on or about \_\_\_\_\_.

MOTION TO AMEND by Supervisors Cuzzo, seconded by Supervisor Van Kersen, in the second FURTHER RESOLVED clause, insert "January, 1999", passed with Aye(1727). Supervisors Hassan and Stagliano were absent.

RESOLUTION ADOPTED with Aye(1371). Supervisor Coluni voted nay. Supervisor Grzyb abstained. Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1371) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 288 of 1998  
RESOLUTION ESTABLISHING POSITIONS (PUBLIC WORKS)

DATED: August 11, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: McMahan

WHEREAS, the Commissioner of Public Works has recommended establishment of the positions of Executive Secretary and Principal Account Clerk Typist,

RESOLVED, that the Board of Supervisors hereby authorizes establishment of the positions of Executive Secretary and Principal Account Clerk Typist in the Department of Public Works, at base annual salaries of \$20,684.00 and \$21,053.00, respectively, and

FURTHER RESOLVED, that the positions of Senior Clerk Stenographer and Account Clerk Typist hereby are abolished in said Department, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD:

A-12-4-1490-00.1110(501)	Public Works Admin. Executive Secretary	
D-12-4-5010-00.1110(502)	Highway Admin. Prin. Acct. Clerk Typist	

TRANSFER:

From: A-12-4-1490-00.1110(432)	Public Works Admin. Senior Clerk Steno.	\$7,382.15
A-12-4-1620-00.1110(421)	Buildings Custodian	691.00
D-12-4-5010-00.1110(041)	Highway Admin. Senior Acct. Clerk Typist	341.55
D-12-4-5020-00.1110(163)	Engineering Acct. Clerk Typist	7,296.17
D-12-4-5110-00.1110(144)	Maint. Roads & Bridges Highway Labor	1,027.95
To: A-12-4-1490-00.1110(501)	Public Works Executive Secretary	\$8,073.15
D-12-4-5010-00.1110(502)	Highway Admin. Prin. Acct. Clerk Typist	8,665.67

RESOLUTION ADOPTED with Aye(1519). Supervisor Grzyb abstained. Supervisor Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1519) voting aye.

Douglas Landon

Richard C. Healy

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Personnel/Payroll

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RESOLUTION NO. 289 of 1998 DATED: August 11, 1998  
RESOLUTION APPOINTING AT-LARGE DIRECTOR (SEWER DISTRICT)

Resolution by Supervisor: Vesp  
Seconded by Supervisor: McMahon

RESOLVED, that Robert Younglove of 328 Canal Street, Fort Plain, hereby is appointed as the Member-at-Large on the Board of Directors of Montgomery County Sanitary District No. 1, and

FURTHER RESOLVED, that said appointment shall be for an unexpired term ending on December 31, 1998.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sanitary District No. 1

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RESOLUTION NO. 290 of 1998 DATED: August 11, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - NURSING STUDENTS  
(PUBLIC HEALTH)

Resolution by Supervisor: Wills  
Seconded by Supervisor: Paton

WHEREAS, the Public Health Director has recommended entering into an agreement to serve as a resource site for nurses enrolled in the Distance Learning Program conducted by Plattsburgh State University,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with the State University of New York to provide a resource site for nursing students participating in Plattsburgh State University's Distance Learning Program.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Public Health  
SUNY Plattsburgh

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RESOLUTION NO. 291 of 1998

DATED: August 11, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - CLEANUP  
INVESTIGATION

Resolution by Supervisor: Wills

Seconded by Supervisor: Dandreano

WHEREAS, Montgomery County has received partial funding for an investigation regarding the Brownsfield cleanup of the former Tryon Petroleum Storage Site in Fort Johnson, and

WHEREAS, three responses have been received to the County's request for proposals for said investigation,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with \_\_\_\_\_, in an amount not to exceed \$\_\_\_\_\_, to perform an investigation regarding cleanup of the former Tryon storage site.

MOTION TO AMEND by Supervisor Dandreano, seconded by Supervisor Vesp, in the RESOLVED clause, to insert "Kleen Solutions of New York, \$19,000" and after "site", add "contingent upon approval of the New York State Department of Environmental Conservation", passed with Aye(1727). Supervisors Hassan and Stagliano were absent.

MOTION TO TABLE by Supervisor Grzyb, seconded by Supervisor Barone, failed with Aye(434). Supervisors Barone, Grzyb and Keller voted aye. Supervisors Hassan and Stagliano were absent.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 292 of 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (TREASURER)

DATED: August 11, 1998

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: McMahon

WHEREAS, the County Treasurer has received a corrected Debt Service Schedule for County issue, and

WHEREAS, periodic payments are made from the account for various issues,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

Increase: A-06-4-9700-00.7107 Debt Service  
Serial Bond-Interest by \$114,611.63

Decrease: A-06-4-1325-00.4477 Treasurer  
Sewer/Water Repymnt/Glen by 38,343.20

Increase: A-06-3-5031-00. Interfund Transfer by \$ 76,268.43

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon

Richard C. Healy

County Attorney

Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
County Auditor

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RESOLUTION NO. 294 of 1998 DATED: August 11, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - NATURAL GAS SUPPLY

Resolution by Supervisor: Vesp  
Seconded by Supervisor: Van Kersen

RESOLVED, that the Purchasing Agent, in cooperation with the Commissioner of Public Works and Cost Control Associates, hereby is authorized and directed to solicit proposals for the supply of Natural Gas, and

FURTHER RESOLVED, that all proposals shall be forwarded to the Purchasing Agent.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent

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RESOLUTION NO. 295 of 1998 DATED: August 11, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - COURT SECURITY SERVICES

Resolution by Supervisor: Barone  
Seconded by Supervisor: Keller

WHEREAS, the Sheriff provides security officers for courts in Montgomery County, under the Unified Court System of the State of New York, and

WHEREAS, associated costs for said services will be fully reimbursed by the State, in an amount not to exceed \$118,000 for the period commencing on April 1, 1998 and ending on March 31, 1999,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign a renewal agreement with the Unified Court System of the State of New York for the period of April 1, 1998 to March 31, 1999, for provision of security services by the County Sheriff's Office to courts in Montgomery County, with State financial reimbursement for said services not to exceed \$118,000.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

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RESOLUTION NO. 296 of 1998 DATED: August 11, 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (SHERIFF)

Resolution by Supervisor: Barone  
Seconded by Supervisor: Coluni

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:



.2251 Communications  
.2281 Lighting Equipment

TRANSFER:

From: A-15-4-3110-00      Sheriff

.4626 Restricted Crim. Invest. \$ 4,880.00

To: A-15-4-3110-00 Sheriff  
.2215 Tables & Stands 315.00  
.2251 Communications 4,420.00  
.2281 Lighting Equipment 145.00

,and

FURTHER RESOLVED, that Resolution No. 248 of 1998 hereby is rescinded.

RESOLUTION ADOPTED with Aye(1370). Supervisors Dandreano and Grzyb voted nay.  
Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1370) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 299 of 1998  
RESOLUTION AWARDDING BID NO. 01-98

DATED: August 11, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Coluni

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 236 of 1998, to solicit bids for removal of pulpwood from the County's Reforestation Land, and

WHEREAS, said bids were opened on July 21, 1998,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 01-98 to John Witkowski of Cobleskill, in the amount of \$1,500.00.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Commissioner Public Works  
John Witkowski

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RESOLUTION NO. 300 of 1998  
RESOLUTION AWARDDING BID NO. 11-98

DATED: August 11, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Wills

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 28 of 1998, to solicit bids for replacement of the County Annex Building roof, and

WHEREAS, said bids were opened on July 14, 1998,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 11-98 to J&B Roofing Corporation of Cohoes, for a base bid price of \$12,400.00 and deck replacement at \$6.50 per square foot, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following

review and approval by the County Attorney, hereby is authorized and directed to sign and execute documents pertaining to said award.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Commissioner Public Works  
J & B Roofing Corporation

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RESOLUTION NO. 301 of 1998  
RESOLUTION AWARDING BID NO. 12-98

DATED: August 11, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Keller

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 208 of 1998, to solicit bids for replacement of the New Court House Addition roof, and

WHEREAS, said bids were opened on July 14, 1998,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 12-98 to Schuyler Construction of Fort Edward, for a base bid of \$49,350.00 and for deck replacement at \$6.00 per square foot, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign and execute any documents pertaining to said award.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Commissioner Public Works  
Schuyler Construction

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RESOLUTION NO. 302 of 1998  
RESOLUTION ACCEPTING PROPOSAL - RABIES VETERINARY SERVICES  
(PUBLIC HEALTH)

DATED: August 11, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 276 of 1998, to solicit proposals for Rabies Veterinary Services for the Public Health Department, and

WHEREAS, said proposals were opened on August 6, 1998,

RESOLVED, that the Board of Supervisors hereby accepts the proposal submitted by \_\_\_\_\_, in the amount of \$\_\_\_\_\_, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign and execute any documents pertaining to said award.

MOTION TO AMEND by Supervisor Paton, seconded by Supervisor Hisert, in the RESOLVED clause, insert, "Fort Plain Animal Hospital" and "75.00 to \$144.00", passed with Aye(1727). Supervisors Hassan and Stagliano were absent.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Public Health  
Appointee

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RESOLUTION NO. 303 of 1998 DATED: August 11, 1998  
RESOLUTION ACCEPTING PROPOSAL - PHYSICAL ACTIVITY RESOURCE DIRECTORY  
(PUBLIC HEALTH)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 275 of 1998, to solicit proposals for a Physical Activity Resource Directory, and

WHEREAS, said proposals were opened on August 6, 1998,

RESOLVED, that the Board of Supervisors hereby accepts the proposal submitted by \_\_\_\_\_, in an amount not to exceed \$\_\_\_\_\_, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign and execute any documents pertaining to said award.

MOTION TO AMEND by Supervisor Paton, seconded by Supervisor Coluni, in the RESOLVED clause, insert "Media Action" and "16,482", passed with Aye(1727). Supervisors Hassan and Stagliano were absent.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Appointee

\*\*

RESOLUTION NO. 304 of 1998 DATED: August 11, 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (TOURISM)

Resolution by Supervisor: Cuzzo  
Seconded by Supervisor: Wills

WHEREAS, the Montgomery County Occupancy Tax Advisory Board has recommended

that tax receipts be allocated to help provide for printing brochures for the Mohawk Valley Museums Consortium,

RESOLVED, that the Board of Supervisors hereby accepts the recommendation of the Occupancy Tax Advisory Board, and authorizes the appropriation of \$475.00 to the Mohawk Valley Museums Consortium, said funds to be applied exclusively

toward costs of printing brochures for said consortium, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement, citing funding stipulations, with said Mohawk Valley Museums Consortium, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue:	A-06-3-1113	Tax	
		Hotel Room Occupancy	by \$475.00
Appropriations:	A-01-4-6420-00.4577	Promotion of Industry	by \$475.00
		Tourism - Bed Tax	

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
MC Occupancy Tax Board Chairman  
Mohawk Valley Museums Consortium

\*\*

RESOLUTION NO. 305 of 1998 DATED: August 11, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF BIDS - GRADER (PUBLIC WORKS)

Resolution by Supervisor: Mead  
Seconded by Supervisor: Vesp

WHEREAS, the Commissioner of Public Works has recommended that bids be solicited for a new grader,

RESOLVED, that the Purchasing Agent, in cooperation with the Commissioner of Public Works, hereby is authorized and directed to solicit bids for the purchase of a new grader.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Commissioner of Public Works

\*\*

RESOLUTION NO. 307 of 1998  
RESOLUTION AWARDED BID NO. 10-98

DATED: August 11, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Cuozzo

WHEREAS, the Purchasing Agent was authorized, by Resolution no. 239 of

1998, to solicit bids for 1998-99 transportation for Coordinated Children's Services, and

WHEREAS, said bids were opened on July 14, 1998,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 10-98, as follows:

Routes 1 and 2 to Brown Transportation, Inc.

Routes 3, 4, 5, 6 & 8 to Paul Neznek, Inc.

Route 7 to \_\_\_\_\_

Route 9 to \_\_\_\_\_

, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign and execute any documents pertaining to said award.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Paton in the RESOLVED clause, Route 7 and Route 9, insert, "Paul Neznek, Inc.", passed with Aye(1727). Supervisors Hassan and Stagliano were absent.

RESOLUTION ADOPTED with Aye(1727). Supervisor Grzyb abstained. Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1519) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Public Health

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RESOLUTION NO. 308 of 1998

DATED: August 11, 1998

RESOLUTION ESTABLISHING PUBLIC HEARING - SEWER RENTAL RATES

Resolution by Supervisor: McMahan  
Seconded by Supervisor: VanKersen

WHEREAS, the Board of Directors of Montgomery County Sanitary District No. 1 has accepted a proposal modifying the sewer rental rate structure, and

WHEREAS, a public hearing is required to be held, prior to consideration of said rate structure by the Board of Supervisors,

RESOLVED, that the proposed modification of the sewer rate structure of Montgomery County Sanitary Sewer District No. 1 hereby is submitted to the Board of Supervisors for consideration, following the holding of a public hearing, and

FURTHER RESOLVED, that said public hearing shall be held on Tuesday September 8, 1998, at 7:20 p.m., in the Chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said public hearing to be published according to law.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
MC Sanitary Sewer District No. 1

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RESOLUTION NO. 309 of 1998 DATED: August 11, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS (MENTAL HEALTH)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

WHEREAS, the Montgomery County Community Services Board has recommended that the Mental Health Department enter into various agreements with St. Mary's Hospital Community Mental Health and Alcoholism Center,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign agreements with St. Mary's Hospital Community Mental Health and Alcoholism Center for the following:

Service:	Amount:
Office Lease & Clerical Support	\$ 21,528.00
Mental Health Services	771,631.00
Alcoholism Services	200,000.00
Alcoholism Counseling Services	39,208.00

FURTHER RESOLVED, that said agreements shall commence on January 1, 1998 and terminate on December 31, 1998 and,

FURTHER RESOLVED, that said agreements may be renewed, as appropriate, without further legislative approval, should there be no substantive changes in the respective provisions.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Mental Health Director

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RESOLUTION NO. 310 of 1998 DATED: August 11, 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (SOCIAL SERVICES)

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Keller

WHEREAS, the Commissioner of Social Services has been notified of approval of a \$75,000.00 Enhanced Drug and Alcohol Services Program (EDASP) award, and

WHEREAS, said award will provide additional federal funding for the period ending on June 30, 1999, and

WHEREAS, it is necessary to amend the 1998 Operating Budget to provide for inclusion of the \$30,000.00 to be allocated this year,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue: A-18-4610-00

Federal Aid

Social Services Admin by \$30,000.00

Appropriations: A-18-4-6010-00.4438 Social Services Admin  
Misc. Service Fees by \$30,000.00

, and

FURTHER RESOLVED, that the balance of the federal award, \$45,000.00, will be included in the 1999 Operating Budget.

RESOLUTION ADOPTED with Aye(1519). Supervisor Grzyb voted nay. Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1519) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Social Services

\*\*

RESOLUTION NO. 311 of 1998  
RESOLUTION TRANSFERRING FUNDS (WORKER COMPENSATION)

DATED: August 11, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Van Kersen

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget as follows:

TRANSFER:

From:	S-10-4-1910-00.4481	Unallocated Insurance Liability Insurance	\$19,000.00
	S-10-4-1710-00.4548	Administration WC Assessment	12,000.00
	.4495	Investigations	3,000.00
To:	S-10-4-1720-00.4436	Benefits & Awards Medical Fees	\$ 9,000.00
	.4464	WC Benefits	25,000.00

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel

\*\*

RESOLUTION NO. 312 of 1998  
RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - PHYSICAL THERAPY  
SERVICES (MONTGOMERY MEADOWS)

DATED: August 11, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

RESOLVED, that the Purchasing Agent, in cooperation with the Nursing Home Administrator, hereby is authorized and directed to solicit proposals for physical therapy services for Montgomery Meadows.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Nursing Home Administrator

\*\*

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RESOLUTION NO. 314 of 1998 DATED: August 11, 1998  
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. 7  
OF 1998

Resolution by Supervisor: Wills  
Seconded by Supervisor: Cuzzo

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. 7 of 1998, "A Local Law Authorizing the Private Sale of County-Owned Property, Not Needed for a County Purpose",

RESOLVED, that Introductory Local Law No. 7 of 1998 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, September 8, 1998 at 7:25 p.m., in the chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said public hearing to be published according to law.

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 315 of 1998 DATED: August 11, 1998  
RESOLUTION AMENDING RESOLUTION NO. 258 OF 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Cuzzo

RESOLVED, that Resolution No. 258 of 1998 hereby is amended to provide for deletion, in the Resolved clause, of "Montgomery County Public Health Department" and insertion, in its stead, of "Amsterdam Memorial Hospital".

RESOLUTION ADOPTED with Aye(1727). Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1727) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

Public Health  
Youth Bureau  
Amsterdam Memorial Hospital

\*\*

RESOLUTION NO. 316 of 1998 DATED: August 11, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - (BUS OPERATION)

Resolution by Supervisor: Cuzzo  
Seconded by Supervisor: Wills

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign all agreements regarding acquisition of a new commuter bus, and

FURTHER RESOLVED, that parties to said agreements may include, but not be limited to Laketran, Motor Coach Industries and Brown Coach, Inc., and

FURTHER RESOLVED, that funding for said purchase shall consist of \$265,706.00 in State Aid and a local share of \$72,823.00 to be provided by Brown Coach, Inc.

FURTHER RESOLVED, that Resolution No. 257 of 1998 hereby is amended to provide for deletion of "\$59,294.00" and "\$325,000.00" and insertion, in its stead, of "\$72,823.00" and "\$338,529.00", respectively.

RESOLUTION ADOPTED with Aye(1519). Supervisor Grzyb abstained. Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1519) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent

\*\*

RESOLUTION NO. 319 of 1998 DATED: August 11, 1998  
RESOLUTION ESTABLISHING POSITIONS (JAIL)

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Barone

WHEREAS, the New York State Commissioner of Corrections has approved Montgomery County's application for a variance regarding employment of seven additional Corrections Officers during 1998, and

WHEREAS, said variance enables three positions to be established in 1999,

RESOLVED, that the Board of Supervisors hereby authorizes the establishment of three full-time equivalent Correction Officer positions in the 1999 Operating Budget, and

FURTHER RESOLVED, the Board of Supervisors hereby directs that said positions be filled prior to February 1, 1999.

RESOLUTION ADOPTED with Aye(1079). Supervisors Dandreano, Cuzzo, Grzyb and Paton voted nay. Supervisors Hassan and Stagliano were absent.

Duly adopted upon roll call, all members present (1079) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff  
Personnel/Payroll

OTHER

Supervisor Keller said the Personnel Committee will meet at 7:00 p.m. Tuesday, August 18, 1998, to interview candidates for the MCIDA Board of Directors.

Supervisor Dandreano will schedule a Ways and Means Committee to discuss proposed Legislative Districts.

ADJOURNMENT

Motion by Supervisor Barone, seconded by Supervisor Wills, to adjourn the meeting, passed with Aye(1727). Supervisors Hassan and Stagliano were absent. Chairman McMahon declared the meeting adjourned at 10:21 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
STATEMENT OF PURPOSE OF MEETING . . . . .	1
ACTION ON BUSINESS . . . . .	1
RES321 Resolution Accepting Glen Canal View Business Park Road	
ADJOURNMENT . . . . .	2

CALL TO ORDER

The Special Meeting of the Montgomery County Board of Supervisors for August 28, 1998 was called to order at 6:10 p.m. by Chairman Barone. The Pledge of Allegiance to the Flag was led by Supervisor Grzyb. Roll call indicated that Supervisors Cuozzo, Barone Coluni, Hassan and Van Kersen were absent.

MOMENT OF SILENCE

A moment of silence was observed.

STATEMENT OF PURPOSE OF MEETING

The stated purpose of the meeting was to consider Resolution No. 321, a Resolution Authorizing Acceptance of Glen Canal View Business Park Road.

ACTION ON BUSINESS

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RESOLUTION NO. 321 of 1998 DATED: August 28, 1998  
RESOLUTION AUTHORIZING ACCEPTANCE OF GLEN CANAL VIEW BUSINESS PARK ROAD

Resolution by Supervisor: Hisert  
Seconded by Supervisor: Wills

WHEREAS, it has been recommended that the Glen Canal View Business Park Road be made part of the Montgomery County Road System,

RESOLVED, that the Glen Canal View Business Park Road, located in the Town of Glen, hereby is accepted as part of the Montgomery County Road System, and

FURTHER RESOLVED, that the Commissioner of Public Works hereby is authorized and directed to place said road upon the Montgomery County Road System map, and

FURTHER RESOLVED, that said road shall consist of the tract identified in the description which is attached hereto and made part of this Resolution, and

FURTHER RESOLVED, that approval of this Resolution is contingent upon dedication of said road by the Montgomery County Industrial Development Agency, when made, to the County of Montgomery.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Dandreano, to delete the WHEREAS, RESOLVED, first, second and third FURTHER RESOLVED clauses and insert in its stead,

WHEREAS, it has been recommended that Montgomery County accept responsibility for providing seal coating and, when necessary, an asphalt topcoat surface to the Glen Canal View Business Park Road, located in the Town of Glen, and

WHEREAS, it is anticipated that the Montgomery County Industrial Development Agency (MCIDA) will dedicate the Glen Canal View Business Park Road to the Town of Glen and that the Town of Glen will accept said road,

RESOLVED, that Montgomery County shall accept responsibility for seal coating and, when deemed necessary by the Montgomery County Commissioner of

Public Works and Highway Superintendent of the Town of Glen, asphalt paving of a topcoat surface on the Glen Canal View Business Park Road, after sewer and water laterals have been installed, and

FURTHER RESOLVED, that approval of this resolution is contingent upon dedication of said road by the MCIDA to the Town of Glen and acceptance to said road by the Town of Glen.

, passed with Aye(1245). Supervisor Keller abstained. Supervisors Cuzzo, Barone, Coluni, Hassan and Van Kersen were absent.

RESOLUTION ADOPTED with Aye(1245). Supervisor Keller abstained. Supervisors Cuzzo, Barone, Coluni, Hassan and Van Kersen were absent.

Duly adopted upon roll call, all members present (1245) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
MC Industrial Development Agency

ADJOURNMENT

Chairman McMahon declared the Meeting adjourned at 6:32 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PROCLAMATIONS . . . . .	1
PUBLIC COMMENT . . . . .	1
SPECIAL PRESENTATIONS . . . . .	2
ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . .	2
READING OF COMMUNICATIONS . . . . .	2
OLD BUSINESS . . . . .	2
NEW BUSINESS . . . . .	2
RES334 Resolution Designating Tourism Promotion Agency	
RES335 Resolution Allocating hotel/Motel Tax Receipts	
RES322 Resolution Adopting Introductory Local Law No. 7 of 1998	
RES323 Resolution Approving Sewer Rental Rates	
RES324 Resolution Authorizing Removal of Archival Records	
RES325 Resolution Establishing Position - Economic Opportunity	
RES326 Resolution Establishing Position - Personnel	
RES327 Resolution Appointing Member of MCIDA	
RES328 Resolution Authorizing Agreement - Court Security Services	
RES329 Resolution Amending 1998 Operating Budget - Jail	
RES330 Resolution Authorizing Agreement - Sheriff	
RES331 Resolution Transferring Funds - County Administrator	
RES332 Resolution Amending 1998 Operating Budget - Jail	
RES333 Resolution Amending 1998 Operating Budget - Stop DWI	
RES336 Resolution Establishing Public Hearing - Into. Local Law No. 8	
RES337 resolution Awarding Bid No. 13-98 - Public Works	
RES338 Resolution Authorizing Sale of Surplus Computer Equipment	
RES339 Resolution Authorizing Agreement - Data Processing	
RES340 Resolution Authorizing Solicitation of Proposals - Public Health	
RES341 Resolution Amending 1998 Operating Budget - Social Services	
RES342 Resolution Authorizing Agreement - Design Services	
RES343 Resolution Authorizing CDBG Application	
RES344 resolution Honoring Victorious Softball Team	
RES345 Resolution Authorizing Agreement - Public Health	
OTHER . . . . .	14
ADJOURNMENT . . . . .	15

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for September 8, 1998, was called to order at 7:35 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Grzyb. Roll call indicated that Supervisors Dandreano and Cuozzo were absent. All votes in these minutes reflect their absence.

MOMENT OF SILENCE

Supervisor Hassan offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Keller, to provide for the addition of Resolutions Nos. 341, 342, 343, 344, and 345, passed with Aye(1570). Supervisors Dandreano and Cuozzo were absent. Motion by Supervisor Wills, seconded by Supervisor Keller, to adopt the amended agenda, passed with Aye(1570). Supervisors Dandreano and Cuozzo were absent.

PROCLAMATIONS

None.

PUBLIC COMMENT

Barbara Spraker, Montgomery County Mohawk Valley Heritage Corridor Commissioner, presented the Mohawk Cup to Brian and Will Whiting of the Town of Charleston.

Christine Michaels, Montgomery County Chamber of Commerce President, discussed the proposed 1998-99 Tourism Program.

Alice Knapik, Town of Glen, discussed the Glen Canal View Business Park road.

Edward Winter, Cornell Cooperative Extension Director, discussed the Fonda Fair, the Amsterdam Beautification Corp. and 1999 budget proposals.

Assemblyman Paul Tonko urged continued support of the Mohawk Valley Heritage Corridor.

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Supervisors Dandreano and Cuozzo entered the meeting at 7:45 p.m.

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Marco Zumbolo, Ethics Advisory Board Chairman, urged the Board of Supervisors to fill three Ethics Board vacancies.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Wills, seconded by Supervisor Keller, to adopt the Minutes of the Public Hearings of August 11, 1998 and the Regular Meeting of August 11, 1998, passed with Aye(1621). Supervisor Grzyb voted nay. Supervisor Hassan abstained.

READING OF COMMUNICATIONS

None.

OLD BUSINESS

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None.

NEW BUSINESS

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RESOLUTION NO. 334 of 1998 DATED: September 8, 1998  
RESOLUTION DESIGNATING MONTGOMERY COUNTY CHAMBER OF COMMERCE AS  
OFFICIAL TOURISM PROMOTION AGENCY

Resolution by Supervisor: Cuozzo  
Seconded by Supervisor: Mead

WHEREAS, the Board of Supervisors encourages and supports promotion of tourism within Montgomery County,

RESOLVED, that the Board of Supervisors hereby designates the Montgomery County Chamber of Commerce as the official Tourism Promotion Agency for Montgomery County for the period from October 1, 1998, to September 30, 1999.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery County Chamber of Commerce

\*\*

RESOLUTION NO. 335 of 1998 DATED: September 8, 1998  
RESOLUTION ALLOCATING HOTEL/MOTEL OCCUPANCY TAX RECEIPTS (TOURISM  
MATCHING FUNDS PROGRAM)

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Cuozzo

WHEREAS, Montgomery County's Occupancy Tax Advisory Board has recommended an allocation of tax receipts,

RESOLVED, that the Board of Supervisors hereby accepts the recommendation of the Occupancy Tax Advisory Board and authorizes the allocation of \$22,000 in occupancy tax receipts to the Montgomery County Chamber of Commerce for use as a local share contribution in the 1998-99 New York State Tourism Matching Funds Program.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
MC Chamber of Commerce

\*\*

RESOLUTION NO. 322 of 1998

DATED: September 8, 1998

RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. 7 OF 1998

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Vesp

WHEREAS, on August 11, 1998, a proposed Local Law for the County of Montgomery, entitled: "A Local Law Authorizing the Sale of County-Owned Property, Not Needed for a County Purpose, at Private Sale", was presented to the Board of Supervisors for consideration, and

WHEREAS, on August 11, 1998, Resolution No. 314 of 1998 was adopted, authorizing and directing that a Public Hearing be held by the Board of Supervisors on the 8th day of September 1998, at the time and place appointed,

RESOLVED, that said Local Law, known as Introductory Local Law No. 7 of 1998, entitled: "A Local Law Authorizing the Sale of County-Owned Property, Not Needed for a County Purpose, at Private Sale", hereby is adopted and approved and is incorporated and attached hereto, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to file three certified copies thereof in the Office of the Secretary of State and to ensure that it is published in the County's designated legal newspapers, as required by law.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

County of Montgomery  
Local Law No. 6 of 1998

A Local Law Authorizing the Private Sale of County-Owned  
Property, Not Needed for a County Purpose

BE IT ENACTED by the Board of Supervisors of the County of  
Montgomery as follows:

SECTION 1. The Board of Supervisors of the County of Montgomery has determined that County-owned real property parcels, known as SBL 38.7-2-8, located in the Village of Fort Johnson, SBL 45.12-2-22, located in the Village of Fort Plain and SBL 27.-1-8, located in the Town of Minden, are no longer necessary for public use.

SECTION 2. The Board of Supervisors of the County of Montgomery hereby authorizes the sale and conveyance of all the right, title and interest of the County in and to said real property to Marks and Marks.

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RESOLUTION NO. 323 of 1998  
RESOLUTION APPROVING SEWER RENTAL RATES

DATED: September 8, 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Hisert

WHEREAS, the Board of Directors of Montgomery County Sanitary District No. 1 has proposed modifications to the sewer rental rate structure, and

WHEREAS, said proposal was presented at a public hearing conducted on September 8, 1998 by the Board of Supervisors,

RESOLVED, that modification of the sewer rate structure of Montgomery County Sanitary Sewer District No.1, as adopted by the District's Board of Directors, hereby is approved by the Board of Supervisors, and

FURTHER RESOLVED, that said rate structures shall be attached and made part of this Resolution.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
MC Sanitary Sewer District No. 1

\*\*

RESOLUTION NO. 324 of 1998  
RESOLUTION AUTHORIZING REMOVAL OF ARCHIVAL RECORDS

DATED: September 8, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Wills

WHEREAS, the Board of Supervisors, has established a Policy and Procedure Manual for the County Records Management Program, and

WHEREAS, said procedure includes deaccession provisions,

RESOLVED, that the Board of Supervisors hereby authorizes removal of records from the archives, as recommended by the Records Management Advisory Board and the Records Management Officer, and

FURTHER RESOLVED, that a summary of said records be attached and made part of this Resolution.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
History & Archives

\*\*

RESOLUTION NO. 325 of 1998

DATED: September 8, 1998

RESOLUTION ESTABLISHING POSITION (ECONOMIC OPPORTUNITY)

Resolution by Supervisor: Mead  
Seconded by Supervisor: Vesp

RESOLVED, that the position of Senior Clerk Stenographer hereby is established, effective September 14, 1998, in the Department of Economic Opportunity and Development, and

FURTHER RESOLVED, that the base annual salary of said position shall be \$18,862.00, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD:	A-24-4-6430-00.1110(503)	Econ. Opp. & Dev. Senior Clerk Steno	
INCREASE:			
Revenue:	A-24-3-2389-00.	Home & Comm. Other Services	by \$2,855.00
Appropriations:	A-24-4-6430-00.1110(503)	Econ. Opp. & Dev. Sr. Clerk Steno	by \$2,855.00
TRANSFER:			
From:	A-10-4-1430-00.1110(418)	Personnel Sr. Clerk Steno	\$1,427.50
	S-10-4-1710-00.1110(450)	Co. Worker Comp Admin Sr. Clerk Steno	1,427.50
To:	A-24-4-6430-00.1110(503)	Econ Opp. & Dev. Sr. Clerk Steno	\$2,855.00

RESOLUTION ADOPTED with Aye(1336). Supervisor Wills voted nay. Supervisors Keller and Vesp abstained. Supervisor Cuozzo was absent.

Duly adopted upon roll call, all members present (1336) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Economic Opportunity & Dev.

\*\*

RESOLUTION NO. 326 of 1998  
RESOLUTION ESTABLISHING POSITION (PERSONNEL)

DATED: September 8, 1998

Resolution by Supervisor: Wills  
Seconded by Supervisor: McMahan

RESOLVED, that the parttime position of Senior Clerk Typist hereby is established in the Personnel Department, effective September 14, 1998, and

FURTHER RESOLVED, that the position of Senior Clerk Stenographer in said Department hereby is abolished, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and



S-10-4-1710-00.1120(505) Co-Worker Comp. Admin.  
Senior Clerk Typist (PT)

TRANSFER:

From:	A-10-4-1430-00.1110(418)	Personnel Senior Clerk Steno	\$ 1,080.00
	S-10-4-1710-00.1110(450)	Co-Worker Comp. Admin. Senior Clerk Steno	1,080.00
To:	A-10-4-1430-00.1120(504)	Personnel Senior Clerk Typist (PT)	1,080.00
	S-10-4-1710-00.1120(505)	Co-Worker Comp. Admin. Senior Clerk Typist (PT)	\$ 1,080.00

RESOLUTION ADOPTED with Aye(1640). Supervisor Keller abstained. Supervisor Cuozzo was absent.

Duly adopted upon roll call, all members present (1640) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel/Payroll

\*\*

RESOLUTION NO. 327 of 1998 DATED: September 8, 1998  
RESOLUTION APPOINTING MEMBER OF THE MONTGOMERY COUNTY INDUSTRIAL  
DEVELOPMENT AGENCY

Resolution by Supervisor: Wills  
Seconded by Supervisor: Paton

RESOLVED, that \_\_\_\_\_, hereby is appointed a member of the  
Montgomery County Industrial Development Agency, and

FURTHER RESOLVED, that said appointee shall serve at the pleasure of the  
Board of Supervisors.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Keller, to insert,  
"John Von Ahn".

MOTION TO AMEND by Supervisor Dandreano, seconded by Supervisor Barone, to  
insert "Frank Valiante", failed with Aye(541). Supervisors Dandreano,  
Barone, Coluni and Mead voted aye. Supervisor Cuozzo was absent.

MOTION (Wills/Keller), passed with Aye(1719). Supervisor Cuozzo was absent.

MOTION by Supervisor Dandreano, seconded by Supervisor Wills, to have the Clerk  
of the Board cast one unanimous vote in favor of the Resolution, passed  
with Aye(1719). Supervisor Cuozzo was absent.

RESOLUTION ADOPTED with Aye(1719). Supervisor Cuozzo was absent.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery County IDA

Appointee

\*\*

RESOLUTION NO. 328 of 1998

DATED: September 8, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - COURT  
SECURITY SERVICES

Resolution by Supervisor: Barone  
Seconded by Supervisor: Cuzzo

WHEREAS, the Sheriff provides Court security services under the Unified Court System of the State of New York, and

WHEREAS, associated costs for said services will be fully reimbursed by the State, in an amount not to exceed \$118,000, for the period commencing on April 1, 1998 and ending on March 31, 1999,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign a renewal agreement with the Unified Court System of the State of New York, for the period commencing on April 1, 1998 and ending on March 31, 1999, for provision of Court security services, with reimbursement for said service not to exceed \$118,000.

RESOLUTION ADOPTED with Aye(1719). Supervisor Cuzzo was absent.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 329 of 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (JAIL)

DATED: September 8, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: McMahon

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue:	A-15-3-4389-00.	Federal Aid Other Public Safety	by	\$2,033.00
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Appropriations:	A-15-4-3150-00.2259	Jail Computer Equipment	by	\$2,033.00
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RESOLUTION ADOPTED with Aye(1362). Supervisors Dandreaano and Grzyb voted nay.  
Supervisor Cuzzo was absent.

Duly adopted upon roll call, all members present (1362) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 330 of 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT (SHERIFF)

DATED: September 8, 1998

Resolution by Supervisor: Barone

WHEREAS, the Sheriff has been awarded a \$160,014 supplemental grant under the U.S. Department of Justice's COPS Universal Hiring Program, and

WHEREAS, the local matching share of said grant will be a total of \$53,338, and

WHEREAS, said funds will be used to employ four part-time Deputies,

RESOLVED, that the Board of Supervisors hereby accepts a \$160,014 supplemental grant from the U.S. Department of Justice's COPS Universal Hiring Program and authorizes allocation of \$53,338 in local matching funds, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement acknowledging said acceptance.

RESOLUTION ADOPTED with Aye(1369). Supervisors Grzyb and Paton voted nay. Supervisor Cuozzo was absent.

Duly adopted upon roll call, all members present (1369) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 331 of 1998  
RESOLUTION TRANSFERRING FUNDS (COUNTY ADMINISTRATOR)

DATED: September 8, 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Keller

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	A-01-4-1990-00.4400	Contingent Account	
		Contractual Expenses	\$4,400.00
To:	A-01-4-1011-00.1120(479)	County Administrator	
		Principal Stenographer	\$4,400.00

RESOLUTION ADOPTED with Aye(1719). Supervisor Cuozzo was absent.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 332 of 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (JAIL)

DATED: September 8, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-15-4-3150-00 Jail

.2226 A/V & Camera Equipment  
.2251 Public Safety Comm. System  
.2259 Computer Equipment  
.2277 Firearms  
.2282 Copying

INCREASE:

Revenue:	A-15-3-4389-00	Federal Aid Other Public Safety	by \$11,347.00
Appropriations:	A-15-4-3150-00	Jail	
	.2226	A/V & Camera Equipment	by \$ 75.75
	.2251	Public Safety Comm Sys	by 2,864.25
	.2259	Computer Equipment	by 2,328.00
	.2277	Firearms	by 2,503.00
	.2282	Copying	by 2,956.00
	.4467	Uniform Allowance	by 620.00

RESOLUTION ADOPTED with Aye(1362). Supervisors Dandreano and Grzyb voted nay.  
Supervisor Cuozzo was absent.

Duly adopted upon roll call, all members present (1362) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 333 of 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (STOP DWI)

DATED: September 8, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Keller

WHEREAS, Montgomery County's STOP DWI Coordinator has advised that budget amendments are necessitated by projected revenue shortfalls,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

DECREASE:

Revenue:	A-32-3-2615-00	Fines & Forfeitures STOP DWI fines	by \$54, 770.00
Appropriations:	A-32-4-3315-00	STOP DWI	
	.4456	Copying	by \$ 200.00
	.4471	Mileage	by 60.00
	.4521	Sheriff	by 10,000.00
	.4526	Education	by 4,200.00
	.4527	Amsterdam P.D.	by 10,000.00
	.4528	Town & Vill. Courts	by 2,500.00
	.4529	St. Mary's Hosp.	by 10,000.00
	.4530	Town & Vill. Police	by 6,000.00
	.4531	Probation	by 5,000.00
	.4562	Catholic Family Svc	by 6,810.00

MOTION TO TABLE by Supervisor Dandreano, seconded by Supervisor Hassan, failed with Aye(479). Supervisors Dandreano, Cuozzo, Hassan and Paton voted nay.

MOTION TO CALL THE QUESTION by Supervisor Grzyb, seconded by Supervisor Van Kersen, passed with Aye(1198-2/3 majority). Supervisor Wills voted nay.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

STOP DWI Coordinator

\*\*

RESOLUTION NO. 336 of 1998

DATED: September 8, 1998

RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. 8  
OF 1998

Resolution by Supervisor: Van Kersen

Seconded by Supervisor: Keller

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. 8 of 1998, "A Local Law Authorizing the Private Sale of County-Owned Property, Not Needed for a County Purpose",

RESOLVED, that Introductory Local Law No. 8 of 1998 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, September 22, 1998, at 7:25 p.m., in the Chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said public hearing to be published, according to law.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 337 of 1998

DATED: September 8, 1998

RESOLUTION AWARDING BID NO. 13-98 (PUBLIC WORKS)

Resolution by Supervisor: Mead

Seconded by Supervisor: Keller

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 209 of 1998 to solicit bids for a new 1999 dump truck, and

WHEREAS, said bids were opened on August 11, 1998,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 13-98 to Dunn Truck Sales of Amsterdam, in an amount not to exceed \$69,565.00, a total which incorporates a \$7,715.00 trade-in allowance and a \$320.00 tire option.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Purchasing Agent

\*\*

RESOLUTION NO. 338 of 1998

DATED: September 8, 1998

RESOLUTION AUTHORIZING SALE OF SURPLUS COMPUTER EQUIPMENT (DATA  
PROCESSING)

Resolution by Supervisor: Keller

Seconded by Supervisor: Van Kersen

WHEREAS, the Director of Data Processing has recommended the sale of surplus computer equipment,

RESOLVED, that the Board of Supervisors hereby determines that certain surplus computer equipment, located in the Data Processing Department, is not needed for County purposes, and

FURTHER RESOLVED, that the Board of Supervisors hereby authorizes the sale of said surplus equipment.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Data Processing

\*\*

RESOLUTION NO. 339 of 1998

DATED: September 8, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENTS (DATA PROCESSING)

Resolution by Supervisor: Keller  
Seconded by Supervisor: Van Kersen

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign renewal agreements for the provision of data processing services to the Fulton, Montgomery and Schoharie Counties Private Industry Council and to Fulmont Community Action Agency, Inc., with estimated revenue of \$9,000 and \$1,475, respectively, and

FURTHER RESOLVED, that said agreements shall be for the period commencing on January 1, 1999 and ending on December 31, 1999.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Private Industry Council of Fulton,  
Montgomery and Schoharie Counties  
Fulmont Community Action Agency, Inc.

\*\*

RESOLUTION NO. 340 of 1998

DATED: September 8, 1998

RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - RABIES POST-EXPOSURE TREATMENT (PUBLIC HEALTH)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

WHEREAS, the Director of Public Health has recommended solicitation of proposals to secure rabies post-exposure treatment services,

RESOLVED, that the Purchasing Agent, in cooperation with the Director of Public Health, hereby is authorized and directed to solicit proposals for rabies post-exposure treatment services.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Public Health  
Purchasing Agent

\*\*

RESOLUTION NO. 341 of 1998 DATED: September 8, 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (SOCIAL SERVICES)

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Cuzzo

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue: A-18-3-2772-00 Miscellaneous  
State Bond Act by \$ 3,013,012

Appropriations: A-18-4-6011-00.6102 Social Services Programs  
Medical Assistance-MMIS by \$ 3,013,012

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Social Services

\*\*

RESOLUTION NO. 342 of 1998 DATED: September 8, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - DESIGN SERVICES

Resolution by Supervisor: Keller  
Seconded by Supervisor: Mead

WHEREAS, the steering Committee has reviewed five proposals for design services for the FMCC College Union/Physical Education Building Renovation Project, and

WHEREAS, said Steering Committee has recommended that Architecture + be employed to provide said services,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with Architecture + of Troy for provision of design services for FMCC's College Union/Physical Education Building Renovation Project, and

FURTHER RESOLVED, that said agreement shall provide for services to be provided at a cost not to exceed \$133,000, and

FURTHER RESOLVED, that this approval is contingent upon adoption of a similar Resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon

Richard C. Healy

cc: County Treasurer  
County Administrator  
County Clerk  
FMCC  
Fulton Co. Board of Supervisors

\*\*

RESOLUTION NO. 343 of 1998 DATED: September 8, 1998  
RESOLUTION AUTHORIZING PREPARATION OF COMMUNITY DEVELOPMENT BLOCK GRANT  
APPLICATION

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Wills

WHEREAS, the Department of Housing and Urban Development (HUD) is expected to announce plans to accept Community Development Block Grant (CDBG) applications for the 1999-2000 funding cycle, and

WHEREAS, said funding would be beneficial in supporting Montgomery County's development efforts, and

WHEREAS, it is recommended that all necessary steps be taken to help assure that Montgomery County is favorably positioned to qualify as a recipient of CDBG funds,

RESOLVED, that the Director of Planning and Development and the Director of Economic Opportunity and Development hereby are authorized and directed to identify eligible projects for potential inclusion in a Community Development Block Grant (CDBG) application, and

FURTHER RESOLVED, that proposed projects be described in a report to be presented to the Board of Supervisors on or before October 27, 1998, and

FURTHER RESOLVED, that the Board of Supervisors shall select one or more projects to be incorporated into a formal CDBG application.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Planning  
Director Economic Opportunity & Dev

\*\*

RESOLUTION NO. 344 of 1998 DATED: September 8, 1998  
RESOLUTION HONORING VICTORIOUS SOFTBALL TEAM

Resolution by: Full Board  
Seconded by Supervisor:

WHEREAS, the Montgomery County Softball Team under managers Supervisors Wills and Keller, despite their presence, practiced vigorously to get ready for the challenge of the season, and

WHEREAS, the Montgomery County Softball Team under the coaching of Mark Brownell excelled in its formidable task, and

WHEREAS, the Montgomery County Softball Team played competitively against the City of Amsterdam Team for the benefit of the Amsterdam Marching Rams, and

WHEREAS, in that contest held on a hot Saturday, the 23rd day of August at 12 noon, saw spectacular performances by both teams, and

WHEREAS, the incredible individual effort of Montgomery Meadows Administrator Neal E. Van Slyke, i.e. a diving catch to avoid a run by the City

and inside the park home run, proved to be the extra effort required for victory,

RESOLVED, that the Full Board of Montgomery County Supervisors congratulates and pays homage to the entire Montgomery County Softball Team for its 4 to 3 win over the City of Amsterdam Team and,

FURTHER RESOLVED, that a copy of this Resolution be given to each member of the County team which consisted of Mark Brownell, Joe Angelo, Tony Sheckton, Neil Van Slyke, Bob Lennon, Bill McCoski, Josh Whittemeyer, Mike Mason, Matt Beck, Mark Hoffman, Stacey Alibozek, Susan Alibozek, Jerry Bills, Paul Wagner, and Supervisors/Benchwarmers Wills and Keller.

MOTION by Supervisor Wills, seconded by Supervisor Coluni, to have the Clerk of the Board cast one unanimous vote in favor of the Resolution, passed with Aye(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 345 of 1998

DATED: September 8, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - CONSULTANT SERVICES  
(PUBLIC HEALTH)

Resolution by Supervisor: Van Kersen

Seconded by Supervisor: Keller

RESOLVED, that the Chairman of the Board of Supervisors hereby is authorized and directed, following review and approval by the County Attorney, to sign an agreement providing for Margaret Wojciechowski to serve as a Consultant for County Coordinated Children's Services, and

FURTHER RESOLVED, that said Consultant shall be compensated at the rate of \$30.00 per hour, not to exceed 10 hours per week.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Public Health

OTHER

Supervisor Cuzzo discussed three proposals received by MOSA.

Supervisor Wills recommended that the National Guard be requested to assist in completing various local projects.

Motion by Supervisor Van Kersen, seconded by Supervisor Coluni, to adjourn the meeting, passed with Aye(1868). Chairman McMahon declared the meeting adjourned at 9:22 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . . 1

MOMENT OF SILENCE . . . . . 1

ADOPTION OF THE AGENDA . . . . . 1

PROCLAMATIONS . . . . . 1

PUBLIC COMMENT . . . . . 1

SPECIAL PRESENTATIONS . . . . . 1

ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . . 2

READING OF COMMUNICATIONS . . . . . 2

OLD BUSINESS . . . . . 2

NEW BUSINESS . . . . . 2

RES346 Resolution Establishing Public Hearing - Into. Local Law No. 9 of 1998

RES347 Resolution Authorizing Solicitation of Bids - Food Service/Cleaning

RES348 Resolution Accepting Proposal - Montgomery Meadows

RES349 Resolution Amending 1998 Operating Budget - Treasurer

RES350 Resolution Amending Resolution No. 325 of 1998

RES351 Resolution Transferring Funds - Co-Worker Compensation

RES352 Resolution Authorizing Agreement - Real Property

RES353 Resolution Awarding Bid No. 14-98

RES354 Resolution Amending Resolution No. 288 of 1998

RES355 Resolution Amending 1998 Operating Budget - Youth Program

RES356 Resolution Authorizing Collection Action

RES357 Resolution Authorizing Agreement - Economic Opportunity

RES358 Resolution Requesting Federal Funding Eligibility Clarification

RES359 Resolution Transferring Funds - Taxes and Assessments

RES360 Resolution Authorizing Funding Assistance

RES361 Resolution Amending Resolution No. 302 of 1998

RES362 Resolution Appointing Members of Ethics Advisory Board

OTHER . . . . . 9

ADJOURNMENT . . . . . 10

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for September 22, 1998, was called to order at 7:35 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Hisert. Roll call indicated that Supervisors Barone, Vesp, Van Kersen and Stagliano were absent. All votes in these minutes reflect their absence.

MOMENT OF SILENCE

Supervisor Hassan offered a prayer.

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Supervisor Vesp entered the meeting at 7:38 p.m.

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ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Cuozzo, to provide for the addition of Resolutions Nos. 359, 360, 361, and 362, passed with Aye(1401). Supervisors Barone, Van Kersen and Stagliano were absent. Motion by Supervisor Wills, seconded by Supervisor Cuozzo, to adopt the amended agenda, passed with Aye(1401). Supervisors Barone, Van Kersen and Stagliano were absent.

PROCLAMATIONS

Proclamation declaring September 20-27, 1998, as Chamber of Commerce Week was presented by Supervisor Cuozzo to Mary Lou DelRio, Montgomery County Chamber of Commerce Chairperson.

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Supervisors Van Kersen and Stagliano entered the meeting at 7:41 p.m.

\*\*

PUBLIC COMMENT

Alice Knapik, Town of Glen, and Evelyn Lindley, Town of Root, expressed opposition to item pricing.

Debra Couser, Town of Minden, asked when HUD will conclude its investigation.

SPECIAL PRESENTATIONS

Nick Bartosik, Director of Weights and Measures, provided an item pricing law update.

Richard Smally, Fulton-Montgomery Community College Director of Workforce Development, discussed program initiatives and partnerships with local businesses and organizations.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Wills, seconded by Supervisor Van Kersen, to adopt the Minutes of the Special Meeting of August 28, 1998, the Public Hearings of September 8, 1998 and the Regular Meeting of September 8, 1998, passed with Aye(1513). Supervisor Grzyb voted nay. Supervisor Barone was absent.

READING OF COMMUNICATIONS

None.

OLD BUSINESS

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None.

NEW BUSINESS

\*\*

RESOLUTION NO. 346 of 1998 DATED: September 22, 1998  
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. 9  
OF 1998

Resolution by Supervisor: Cuozzo  
Seconded by Supervisor: Wills

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. 9 Of 1998, "A Local Law Establishing the Elective Office of County President and Establishing Powers and Duties Pertaining to the Office",

RESOLVED, that Introductory Local Law No. 9 of 1998 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, October 13, 1998 at 7:15 p.m., in the Chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said public hearing to be published according to law.

RESOLUTION DEFEATED with Aye(547). Supervisors Dandreano, Cuozzo, Wills and Stagliano voted aye. Supervisor Barone was absent.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 347 of 1998 DATED: September 22, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF BIDS - FOOD SERVICE AND CLEANING

Resolution by Supervisor: Keller  
Seconded by Supervisor: Wills

RESOLVED, that the Purchasing Agent hereby is authorized and directed to solicit bids for food service and cleaning supplies, per competitive bidding provisions of Section 103 of the General Municipal Law.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent

\*\*

RESOLUTION NO. 348 of 1998 DATED: September 22, 1998  
RESOLUTION ACCEPTING PROPOSAL - PHYSICAL THERAPY SERVICES (MONTGOMERY MEADOWS)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Van Kersen

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 312 of 1998, to solicit proposals for Physical Therapy Services, and

WHEREAS, said proposals were opened on September 4, 1998,

RESOLVED, that the Board of Supervisors hereby accepts the proposal submitted by Sunnyview Rehabilitation Hospital of Schenectady,

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign and execute any documents pertaining to said award.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Infirmary Director

\*\*

RESOLUTION NO. 349 of 1998 DATED: September 22, 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (TREASURER)

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue: A-06-3-2401-00

Use of Money & Property  
Interest & Earnings by \$1,440.00

Appropriations: A-06-4-1325-00.2259

Treasurer  
Computer Equipment by \$1,440.00

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 350 of 1998  
RESOLUTION AMENDING RESOLUTION NO. 325 OF 1998

DATED: September 22, 1998

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Paton

RESOLVED, that Resolution No. 325 of 1998 hereby is amended by deleting "S-10-4-1710-00.1110(450) Co-Worker Comp. Admin, Sr. Clerk Steno, 1,427.50" and inserting, in its stead, "A-10-4-1430-00.1120(147), Personnel, Acct. Clerk Typist (PT), 1,427.50.

RESOLUTION ADOPTED with Aye(1574). Supervisor Wills voted nay. Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1574) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel/Payroll

\*\*

RESOLUTION NO. 351 of 1998  
RESOLUTION TRANSFERRING FUNDS (CO-WORKER COMPENSATION)

DATED: September 22, 1998

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Coluni

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	S 511	Appropriated Reserve	
		Fund Balance	\$100,000.
		Interfund Transfer	
	S-10-4-9900-00.9970	Reserve Fund Cont.	24,426.
To:		Benefits & Awards	
	S-10-4-1720-00.4436	Medical Fees	\$ 54,426.
	.4464	Workers's Comp Benefits	70,000.

RESOLUTION ADOPTED with Aye (1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer

County Administrator  
County Clerk

\*\*

RESOLUTION NO. 352 of 1998

DATED: September 22, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - CONSULTANT SERVICES

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Van Kersen

WHEREAS, the Director of the Real Property Tax Service Agency has requested that training be provided to enable an employee to function as a GIS Specialist,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with David Faulkner of Waterford for provision of on-site GIS training to an employee of the Real Property Tax Service Agency, and

FURTHER RESOLVED, that said training shall be conducted on weekday evenings and Saturdays, at the rate of \$30.00 per hour, for a period not to exceed 40 hours.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Real Property

\*\*

RESOLUTION NO. 353 of 1998  
RESOLUTION AWARDED BID NO. 14-98

DATED: September 22, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Keller

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 305 of 1998, to solicit bids for a new Motor Grader, and

WHEREAS, said bids were opened on September 8, 1998,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 14-98 to Rupp Rental & Sales Corp. of Buffalo, in the amount of \$106,294.00.

RESOLUTION ADOPTED with Aye(1721). Supervisor Dandreaano voted nay. Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1572) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

\*\*

RESOLUTION NO. 354 of 1998  
RESOLUTION AMENDING RESOLUTION NO. 288 OF 1998

DATED: September 22, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: Van Kersen

RESOLVED, that Resolution No. 288 of 1998 hereby is amended by deleting

"341.55" and "7,296.17" and inserting, in their stead, "1,078.52" and "6,559.20", respectively.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel/Payroll  
Commissioner of Public Works

\*\*

RESOLUTION NO. 355 of 1998 DATED: September 22, 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (YOUTH PROGRAM)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Dandreano

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 operating budget, as follows:

INCREASE:

Revenue:	A-21-3-3828-00	State Aid	
		Youth Dev. & Del. Prev.	by \$2,464.00
Appropriations:	A-21-4-7310-00.4585	Youth Program	
		Youth Dev. & Del. Prev.	by \$2,464.00

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Youth Bureau

\*\*

RESOLUTION NO. 356 of 1998 DATED: September 22, 1998  
RESOLUTION AUTHORIZING COLLECTION ACTION - HOTEL/MOTEL OCCUPANCY TAX

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Coluni

WHEREAS, it has been reported that certain delinquencies may exist regarding payment of the Hotel/Motel Occupancy Tax,

RESOLVED, that the County Attorney, in cooperation with the County Treasurer, hereby is authorized and directed to determine whether any Hotel/Motel Occupancy Tax Accounts are delinquent, and

FURTHER RESOLVED, that the County Attorney is authorized and directed to initiate appropriate procedures, including legal action, to enable collection of any delinquent accounts.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator

County Clerk

\*\*

RESOLUTION NO. 357 of 1998

DATED: September 22, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - STAFF SUPPORT  
SERVICES (ECONOMIC OPPORTUNITY)

Resolution by Supervisor: Cuzzo  
Seconded by Supervisor: Wills

WHEREAS, the Department of Economic Opportunity and Development will provide administrative and staff support services to the Montgomery County Industrial Development Agency (MCIDA), and

WHEREAS, MCIDA will pay 50 percent of the compensation costs of an employee of said Department,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with the Montgomery County Industrial Development Agency (MCIDA) for provision of staff support services by the Department of Economic Opportunity and Development, and

FURTHER RESOLVED, that said agreement shall be for a four-month period, ending on December 31, 1998, and provide for MCIDA to provide for compensation not to exceed \$4,200.

RESOLUTION ADOPTED with Aye(1642). Supervisor Keller abstained. Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1642) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Economic Development

\*\*

22, 1998

RESOLUTION REQUESTING FEDERAL FUNDING ELIGIBILITY CLARIFICATION

Resolution by Supervisor: Dandreaano  
Seconded by Supervisor: Cuzzo

WHEREAS, questions have been raised regarding Montgomery County's eligibility for funding from the Department of Housing and Urban Development, and

WHEREAS, Montgomery County personnel are identifying projects for possible inclusion in a Community Development Block Grant application, and

WHEREAS, it is important that Montgomery County be positioned to eliminate any potential barriers to favorable action on said application,

RESOLVED, that the Board of Supervisors hereby requests assistance from federal legislators in helping to clarify Montgomery County's status with the Department of Housing and Development, and

FURTHER RESOLVED, that said assistance include determining whether there are any existing restrictions that might preclude Montgomery County from applying for a Community Development Block Grant, and

FURTHER RESOLVED, that copies of this Resolution be forwarded to Senators Alfonse D'Amato and Daniel Patrick Moynihan and Congressmen Michael R. McNulty and Sherwood L. Boehlert.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

Senator Alfonse D'Amato  
Senator Daniel Patrick Moynihan  
Congressman Michael R. McNulty  
Congressman Sherwood L. Boehlert

\*\*

RESOLUTION NO. 359 of 1998 DATED: September 22, 1998  
RESOLUTION TRANSFERRING FUNDS (TAXES AND ASSESSMENTS)

Resolution by Supervisor: Wills  
Seconded by Supervisor: Paton

WHEREAS, the County Treasurer has requested a transfer of funds to help enable payment of taxes on County-owned property in the Town of Charleston,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	A-06-4-1362-00.4438	Tax Adv. & Expense Misc. Service Fee	\$135.00
To:	A-06-4-1950-00.4400	Taxes & Assess./County Prop. Contractual Expenses	\$135.00

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 360 of 1998 DATED: September 22, 1998  
RESOLUTION AUTHORIZING FUNDING ASSISTANCE APPLICATION - EMERGENCY  
WATERSHED PROTECTION PROGRAM

Resolution by Supervisor: Grzyb  
Seconded by Supervisor: Paton

WHEREAS, a violent thunderstorm, on September 7, 1998, caused damage to several creeks in Montgomery County, and

WHEREAS, technical and financial assistance to alleviate said damage is available under the Emergency Watershed Protection Program (EWP), and

WHEREAS, 75 percent of the damage abatement costs are reimbursable through the EWP Program, with a 25 percent local share obligation,

RESOLVED, that the Board of Supervisors hereby authorizes the preparation and submission of an Emergency Watershed Protection Program (EWP) funding assistance application, and

FURTHER RESOLVED, that said funds will be utilized to reimburse municipalities for work performed to alleviate storm damage to the North Chuctanunda Creek, Zimmerman Creek and Timmerman Creek, and

FURTHER RESOLVED, that Montgomery County shall be responsible for the 25 percent local share of said projects, with a commitment to provide either cash reimbursement or in-kind services in an amount not to exceed \$1,350.

MOTION TO AMEND by Supervisor Grzyb, seconded by Supervisor Wills, in the second FURTHER RESOLVED clause, after "responsible" insert, "for coordinating said project and", passed with Aye(1721). Supervisor Barone was absent.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Emergency Management

\*\*

RESOLUTION NO. 361 of 1998  
RESOLUTION AMENDING RESOLUTION NO. 302 OF 1998

DATED: September 22, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

RESOLVED, that Resolution No. 302 of 1998 hereby is amended to provide for deletion of "Fort Plain Animal Hospital" and "75.00 to \$144.00", in its stead, of "Fultonville Animal Hospital" and "\$85.00 to \$190.00"

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Public Health

\*\*

RESOLUTION NO. 362 of 1998  
RESOLUTION APPOINTING MEMBERS OF ETHICS ADVISORY BOARD

DATED: September 22, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: Dandreano

RESOLVED, that Kurt Field of the Town of Glen and Louis A. Dybas, Sr. of 29 Lincoln Avenue, Amsterdam, hereby are appointed members of the Ethics Advisory Board for terms expiring on June 30, 2002.

RESOLUTION ADOPTED with Aye(1721). Supervisor Barone was absent.

Duly adopted upon roll call, all members present (1721) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointees

OTHER

County Administrator Allen discussed the potential impact of Conrail tax assessments.

Motion by Supervisor Vesp, seconded by Supervisor Grzyb, to adjourn the meeting, passed with Aye(1721). Supervisor Barone was absent. Chairman McMahon declared the meeting adjourned at 9:18 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PROCLAMATIONS . . . . .	1
PUBLIC COMMENT . . . . .	1
SPECIAL PRESENTATIONS . . . . .	2
ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . .	2
READING OF COMMUNICATIONS . . . . .	2
OLD BUSINESS . . . . .	2
NEW BUSINESS . . . . .	2
RES365 Resolution Recommending Appointment of Study Teams - MOSA	
RES380 Resolution Authorizing Financing Agreement - FMCC	
RES363 Resolution Adopting Intro Local Law No. 8 of 1998	
RES364 Resolution Appointing Member of Fire Advisory Board	
RES366 Resolution Ratifying Memorandum of Agreement with CSEA	
RES367 Resolution Urging Installation of Traffic Controls - STHWY 30	
RES368 Resolution Authorizing Satellite Office Relocation - Probation	
RES369 Resolution Authorizing Agreement Corrections Training Program	
RES370 Resolution Transferring Funds - Public Defense	
RES371 Resolution Establishing Public Hearing - Intro Local Law No. 10	
RES372 Resolution Amending 1998 Operating Budget - Data Processing	
RES373 Resolution Authorizing Acceptance of Alternative Bank Documentation	
RES374 Resolution Authorizing Closure of Capital Projects	
RES375 Resolution Authorizing Mortgage Refinancing Agreement	
RES376 Resolution Transferring Funds - Public Health	
RES377 Resolution Transferring Funds - Legislative Board	
RES378 Resolution Transferring Funds - Economic Opportunity	
RES379 Resolution Requesting Program Reports	
RES381 Resolution Transferring Funds - Sewer Fund	
RES382 Resolution Amending 1998 Operating Budget - Sheriff	
RES383 Resolution Reappointing Ethics Board Members	
RES384 Resolution Appointing Ethics Advisory Board Member	
RES385 Resolution Authorizing Designation of Bond Counsel	
RES386 RESOLUTION AUTHORIZING EXECUTION OF BUY ORDER	
OTHER . . . . .	14
ADJOURNMENT . . . . .	15

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for October 13, 1998, was called to order at 7:45 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Chairman McMahon. Roll call indicated that Supervisor Hisert was absent. All votes in these minutes reflect his absence.

MOMENT OF SILENCE

Supervisor Hassan offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Van Kersen, to provide for the addition of Resolutions Nos. 382, 383 and 384, and to provide for an Executive Session after Public Comment, passed with Aye(1766). Supervisor Hisert was absent. Motion by Supervisor Wills, seconded by Supervisor Van Kersen, to adopt the amended agenda, passed with Aye(1766). Supervisor Hisert was absent.

PROCLAMATIONS

None.

PUBLIC COMMENT

Steve Helmin, Citizens Against Local Landfills Chairman, spoke against proposed Resolution No. 365.

Jeff Lanfear, Town of Glen, spoke against siting a landfill in the Town of Glen.

Karen Chaplin, Town of Glen, said the Starin historic site located near the proposed landfill should be preserved.

Joe Emmanuel, Amsterdam First Ward Alderman, urged economic cooperation between the City and County.

Daniel Szabo, Fultonville Mayor, said he does not support bringing outside garbage into the County.

Ron Crewell, Town of Glen, spoke against siting a landfill in the Town of Glen.

George Vosburgh, Town of Root, said MOSA should not be given any additional power.

Ethel Fitzgerald, Town of Mohawk, said a study on why MOSA failed should be conducted.

Wilson Nethawy, Fultonville, said the County will lose control if MOSA is enters a partnership with Casella-Red Oak.

Jeff Flayman, Town of Glen, questioned the need for a County landfill.

Larry Coddington, Town of Glen, said he supported the creation of MOSA but now believes it should be dissolved.

Linda Blanchard, Town of Glen, offered her services to help with MOSA.

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Motion by Supervisor Wills, seconded by Supervisor Keller to enter into Executive Session for the purpose of discussion of collective negotiation as allowed by Article 4 of the Civil Service Law, passed with Aye(1766). Supervisor Hisert was absent. The Board entered into Executive Session at 8:45 p.m.

Motion by Supervisor Van Kersen, seconded by Supervisor Wills, to conclude the Executive Session at 9:25 p.m., passed with Aye(1766). Supervisor Hisert was absent.

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#### SPECIAL PRESENTATIONS

Norma Palmer, County Treasurer, discussed delinquent tax properties and refinancing of bond issues.

Michael Yevoli, Director of Economic Opportunity and Development, discussed proposed matching funds grants for shovel-ready sites in New York State.

#### ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Keller, seconded by Supervisor Van Kersen, to adopt the Minutes of the Public Hearing of September 22, 1998 and the Regular Meeting of September 22, 1998, passed with Aye(1558). Supervisor Grzyb voted nay. Supervisor Hisert was absent.

#### READING OF COMMUNICATIONS

Supervisors Cuzzo and Barone presented the Clerk of the Board with letters from citizens concerned about MOSA and siting of a proposed landfill.

#### OLD BUSINESS

None.

#### NEW BUSINESS

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RESOLUTION NO. 365 of 1998

DATED: October 13, 1998

RESOLUTION RECOMMENDING APPOINTMENT OF STUDY TEAMS (MOSA)

Resolution by Supervisor: Cuzzo

Seconded by Supervisor: Wills

WHEREAS, the Montgomery-Otsego-Schoharie Solid Waste Management Authority (MOSA) has received several responses to its solicitation of proposals regarding operational management, and

WHEREAS, development of an expanded proposal review format would be beneficial to the overall decision-making process,

RESOLVED, that the Board of Supervisors hereby recommends that the Montgomery-Otsego-Schoharie Solid Waste Management Authority (MOSA) Board of Directors appoint study teams to review proposals to enhance operational management, and

FURTHER RESOLVED, that findings and recommendations of the respective study teams be provided to the legislative bodies of the sponsoring counties.

RESOLUTION DEFEATED with Aye(251). Supervisors Cuzzo and Stagliano voted aye. Supervisor Hisert was absent.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery-Otsego-Schoharie Solid Waste  
Management Authority Board of Directors

\*\*

RESOLUTION NO. 380 of 1998 DATED: October 13, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN FINANCING AGREEMENT (FMCC)

Resolution by Supervisor: Cuzzo  
Seconded by Supervisor: Mead

RESOLVED, that the Chairman of the Board of Supervisors, hereby is authorized and directed following review and approval by the County Attorney, to sign a financing agreement between the Dormitory Authority of the State of New York, Fulton-Montgomery Community College and FMCC's co-sponsors, and

FURTHER RESOLVED, that this Resolution is contingent upon adoption of similar legislation by Fulton County.

RESOLUTION ADOPTED with Aye(1766). Supervisor Hisert was absent.

Duly adopted upon roll call, all members present (1766) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
381  
Fulton-Montgomery Community College  
Fulton County Board of Supervisors

\*\*

RESOLUTION NO. 363 of 1998 DATED: October 13, 1998  
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. 8 OF 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: Van Kersen

WHEREAS, on September 8, 1998, a proposed Local Law for the County of Montgomery, entitled: " A Local Law Authorizing the Sale of County-Owned Property, Not Needed for a County Purpose, at Private Sale", was presented to the Board of Supervisors for consideration, and

WHEREAS, on September 8, 1998, Resolution No. 336 of 1998 was adopted, authorizing and directing that a Public Hearing be held by the Board of

Supervisors on the 22nd day of September, 1998, at the time and place appointed,

RESOLVED, that said Local Law, known as Introductory Local Law No. 8 of 1998, entitled: " A Local Law Authorizing the Sale of County-Owned Property, Not Needed for a County Purpose, at Private Sale", hereby is adopted and approved and is incorporated and attached hereto, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to file three certified copies thereof in the Office of the Secretary of State and to ensure that it is published in the County's designated legal newspapers, as required by law.

RESOLUTION ADOPTED with Aye(1617). Supervisor Cuzzo voted nay. Supervisor Hisert was absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

County of Montgomery  
Local Law No. 8 of 1998

A Local Law Authorizing the Private Sale of County-Owned  
Property, Not Needed for a County Purpose

BE IT ENACTED by the Board of Supervisors of the County of Montgomery as follows:

SECTION 1. The Board of Supervisors of the County of Montgomery has determined that a County-owned real property parcel, known as SBL 135.1-1-48, located in the Town of Charleston is no longer necessary for public use.

SECTION 2. The Board of Supervisors of the County of Montgomery hereby authorizes the sale and conveyance of all the right, title and interest of the County in and to said real property to Marks and Marks.

\*\*

RESOLUTION NO. 364 of 1998  
RESOLUTION APPOINTING MEMBER OF FIRE ADVISORY BOARD

DATED: October 13, 1998

Resolution by Supervisor: Mead  
Seconded by Supervisor: Barone

RESOLVED, that Steve Krutz of 6352 STHWY 30, hereby is appointed a member of the Montgomery County Fire Advisory Board, representing the Town of Florida, for a term ending on December 31, 1999.

RESOLUTION ADOPTED with Aye(1617). Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Fire Coordinator  
Director of Emergency Management

\*\*

RESOLUTION NO. 366 of 1998  
RESOLUTION RATIFYING MEMORANDUM OF AGREEMENT BETWEEN COUNTY OF MONTGOMERY AND MONTGOMERY COUNTY LOCAL 829 OF C.S.E.A., INC. AND AUTHORIZING CHAIRMAN TO SIGN CONTRACT FOR THE PERIOD OF JANUARY 1, 1998 - DECEMBER 31, 2002.

DATED: October 13, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: Mead

WHEREAS, negotiations for a successor employment agreement to the contract with Montgomery County Local 829 of C.S.E.A. have been conducted, with the

parties reaching a Memorandum of Agreement, and

WHEREAS, said Memorandum of Agreement includes establishment of a new schedule for full-time C.S.E.A. Bargaining unit employees, in 1998, and annual increases as follows:

- 2.5 percent effective January 1, 1999
- 2.5 percent effective January 1, 2000
- 2.75 percent effective January 1, 2001
- 3.0 percent effective January 1, 2002

and,

WHEREAS, the membership of Montgomery County Local 829 of C.S.E.A. had ratified said Memorandum of Agreement,

RESOLVED, that the Montgomery County Board of Supervisors hereby ratifies and approves a Memorandum of Agreement between the County of Montgomery and Local 829 of C.S.E.A., Inc., pertaining to a successor employment contract, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors hereby is authorized to sign the ensuring contract, incorporating said Memorandum of Agreement, with C.S.E.A. for the period January 1, 1998, - December 31, 2002.

MOTION by Supervisor Dandreano, seconded by Supervisor Barone, to have the Clerk of the Board cast one unanimous vote in favor of the Resolution, passed with Aye(1617). Supervisors Cuzzo and Hisert were absent.

RESOLUTION ADOPTED with Aye(1617). Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery County Local 829 of C.S.E.A.

\*\*

RESOLUTION NO. 367 of 1998

DATED: October 13, 1998

RESOLUTION URGING INSTALLATION OF TRAFFIC CONTROLS - STATE HIGHWAY 30

Resolution by Supervisor: Dandreano

Seconded by Supervisor: Coluni

WHEREAS, continuing commercial development in the Town of Amsterdam has resulted in increased vehicular traffic on State Highway 30, creating a need for additional controls to help alleviate hazardous conditions,

RESOLVED, that the Board of Supervisors hereby urges the New York State Department of Transportation to install appropriate control devices to alleviate dangerous conditions attributable to increased vehicular traffic on State Highway 30 in the Town of Amsterdam, and

FURTHER RESOLVED, that specific attention be directed to a hazardous situation created by entry of northbound vehicles onto State Highway 30 from Northampton Road, and

FURTHER RESOLVED, that copies of this Resolution be forwarded to Governor Pataki, State Senator Farley and Assemblyman Tonko.

RESOLUTION ADOPTED with Aye(1409). Supervisor Grzyb abstained. Supervisors

Cuozzo and Hisert were absent.

Duly adopted upon roll call, all members present (1409) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
NYS Department of Transportation  
The Honorable George E. Pataki  
The Honorable Hugh T. Farley  
The Honorable Paul D. Tonko

\*\*

RESOLUTION NO. 368 of 1998 DATED: October 13, 1998  
RESOLUTION AUTHORIZING SATELLITE OFFICE RELOCATION (PROBATION)

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Stagliano

WHEREAS, the Probation Department maintains a satellite office in Amsterdam's Riverfront Center, and

WHEREAS, the lease for said office has expired, and

WHEREAS, it would be more cost effective to relocate said office to another facility,

RESOLVED, that the Director of Economic Opportunity and Development hereby is authorized and directed to arrange for siting the Probation Department's Amsterdam satellite office on the sixth floor of the DeGraff Street building.

MOTION TO AMEND by Supervisor McMahon, seconded by Supervisor Stagliano, to delete the third WHEREAS and the RESOLVED clause, and insert, in its stead, "RESOLVED, the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign a one-year lease renewal for the period ending on October 31, 1999, at a cost not to exceed \$391.16 per month, with the Amsterdam Riverfront Center", passed with Aye(1173). Supervisor Dandreano voted nay. Supervisors Barone and Coluni abstained. Supervisors Cuzzo and Hisert were absent.

RESOLUTION ADOPTED with Aye(1173). Supervisor Dandreano voted nay. Supervisors Barone and Coluni abstained. Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1173) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Probation  
Director of Economic Opportunity and Development

\*\*

RESOLUTION NO. 369 of 1998 DATED: October 13, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - DEPARTMENT OF  
CORRECTIONS TRAINING PROGRAM

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

WHEREAS, the New York State Department of Corrections has requested authorization to use the former Montgomery County Jail as a training site,

RESOLVED, that the Chairman of the Board of Supervisors, hereby is authorized and directed to following review and approval by the County Attorney, sign an agreement authorizing the New York State Department of Corrections to

conduct training operations at the former Montgomery County Jail.

MOTION TO AMEND by Supervisor Vesp, seconded by Supervisor Barone, in the RESOLVED clause, after "conduct", insert "non-destructive", passed with Aye(1409). Supervisor Grzyb voted nay. Supervisors Cuzzo and Hisert were absent.

RESOLUTION ADOPTED with Aye(1409). Supervisor Grzyb voted nay. Supervisors Cuozzo and Hisert were absent.

Duly adopted upon roll call, all members present (1409) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
NYS Department of Corrections  
Sheriff

\*\*

RESOLUTION NO. 370 of 1998  
RESOLUTION TRANSFERRING FUNDS (PUBLIC DEFENSE)

DATED: October 13, 1998

Resolution by Supervisor: Cuozzo  
Seconded by Supervisor: Keller

WHEREAS, the Public Defender has requested a transfer of funds to provide for payment of assigned counsel costs,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	A-01-4-1990-00.4400	Contingent Account Contractual Expenses	\$6,000.00
To:	A-28-4-1170-00.4431	Public Defense Attorneys, Account, Audit	\$6,000.00

RESOLUTION ADOPTED with Aye(1617). Supervisors Cuozzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Public Defender

\*\*

RESOLUTION NO. 371 of 1998  
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. 10  
OF 1998

DATED: October 13, 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Van Kersen

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. 10 of 1998, "A Local Law Rescinding Local Law No. 1 of 1993, Which Amended Local Law No. 11 of 1992, and Rescinding Local Law No. 11 of 1992, Which Established a Merchandise Item Pricing Regulation for the County of Montgomery",

RESOLVED, that Introductory Local Law No. 10 of 1998 hereby is submitted to

the Montgomery County Board of Supervisors for consideration following the holding of a public hearing, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, October 27, 1998 at 7:15 p.m., in the Chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said public hearing to be published according to law.

RESOLUTION ADOPTED with Aye(1188). Supervisors Grzyb, Keller and Paton voted nay. Supervisors Cuozzo and Hisert were absent.

Duly adopted upon roll call, all members present (1188) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 372 of 1998 DATED: October 13, 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (DATA PROCESSING)

Resolution by Supervisor: Keller  
Seconded by Supervisor: Van Kersen

WHEREAS, the Data Processing Department has received New York State funding to help defray the cost of tax bill preparation and receipt mailing,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue:	A-06-3-3089-00	State Aid-Other	by \$3,422.15
Appropriations:	A-14-4-1680-00.2259	Central Data Proc. Computer Equip.	by \$3,422.15

RESOLUTION ADOPTED with Aye(1617). Supervisors Cuozzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Data Processing  
Real Property

\*\*

RESOLUTION NO. 373 of 1998 DATED: October 13, 1998  
RESOLUTION AUTHORIZING COUNTY TREASURER TO ACCEPT ALTERNATIVE BANK  
DOCUMENTATION

Resolution by Supervisor: Wills  
Seconded by Supervisor: Vesp

WHEREAS, the General Municipal Law has been amended, authorizing acceptance of alternative documentation, in lieu of cancelled checks, and

WHEREAS, the County Treasurer has determined that the periods of retainage of check images by banks actually exceeds the County's requirements for Records Retention and Disposition, as directed by the New York State Education Department, and

WHEREAS, said Treasurer also has determined that acceptance of alternative documentation will help reduce storage requirements,

RESOLVED, that the Board of Supervisors hereby authorizes the County Treasurer to accept alternative forms of bank documentation, in lieu of cancelled checks, in accordance with amendments to the General Municipal Law.

RESOLUTION ADOPTED with Aye(1617). Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 374 of 1998  
RESOLUTION AUTHORIZING CLOSURE OF CAPITAL PROJECTS

DATED: October 13, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: Wills\

WHEREAS, the County Treasurer has been advised that various Capital Projects have been completed,

RESOLVED, that the County Treasurer hereby is authorized and directed to disburse balances and close-out the following:

Capital Project No. 17	PC Networking (Social Services-1994)
Capital Project No. 20	Master Plan - Phase I (Montgomery Meadows-1995)
Capital Project No. 86	Industrial Park Development (1993, 1997)

RESOLUTION ADOPTED with Aye(1617). Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Social Services  
Director of Infirmary  
Director of Econ. Opportunity

\*\*

RESOLUTION NO. 375 of 1998  
RESOLUTION AUTHORIZING COUNTY ADMINISTRATOR TO SIGN MORTGAGE  
REFINANCING AGREEMENT (AFFORDABLE HOUSING PROGRAM)

DATED: October 13, 1998

Resolution by Supervisor: Dandreaano  
Seconded by Supervisor: Coluni

WHEREAS, William and Michele Rocas were recipients of an Affordable Housing Grant, obtained through the Montgomery County Housing Development Company, Inc., and

WHEREAS, Mr. and Mrs. Rocas have expressed interest in refinancing the mortgage on their residence at 2 Creekway, Amsterdam, and

WHEREAS, Mr. and Mrs. Rocas are current with their mortgage and property tax payments,

RESOLVED, that the County Administrator, following review and approval by the County Attorney, hereby is authorized and directed to execute an agreement to enable William and Michele Rocas to refinance the mortgage on their residence, an Affordable Housing Program unit, located at 2 Creekway, Amsterdam.

RESOLUTION ADOPTED with Aye(1617). Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon

Richard C. Healy

cc: County Treasurer  
County Administrator  
County Clerk  
William & Michele Rocas

\*\*

RESOLUTION NO. 376 of 1998  
RESOLUTION TRANSFERRING FUNDS (PUBLIC HEALTH)

DATED: October 13, 1998

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Paton

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	A-16-4-4010-01.4493	Grant Ed. & Train. Pub.	\$808.01
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To:	A-16-4-4010-01.2251	Grant Comm./Fax Equipment	\$808.01
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RESOLUTION ADOPTED with Aye(1617). Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Public Health

\*\*

RESOLUTION NO. 377 of 1998  
RESOLUTION TRANSFERRING FUNDS (LEGISLATIVE BOARD)

DATED: October 13, 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Barone

WHEREAS, a transfer of funds is needed to provide for payment of various legal fees,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	A-01-4-1990-00.4400	Contingent Account Contractual Expenses	\$8,104.04
	A-599	Unappropriated Fund Bal.	8,268.48

To:	A-01-4-1010-00.4431	Legislative Board Attorneys, Account, Audit	\$16,372.52
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MOTION TO AMEND by Supervisor Barone, seconded by Supervisor Van Kersen, in "From" delete "8,268.48" and insert in its stead, "10,398.44", and in "To" delete "\$16,372.52" and insert, in its stead, "\$18,502.48", passed with Aye(1617). Supervisors Cuzzo and Hisert were absent.

RESOLUTION ADOPTED with Aye(1617). Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 378 of 1998  
RESOLUTION TRANSFERRING FUNDS (ECONOMIC OPPORTUNITY)

DATED: October 13, 1998

Resolution by Supervisor: Coluni  
Seconded by Supervisor: Barone

WHEREAS, the Director of Economic Opportunity and Development has requested a transfer of funds to provide for acquisition of additional computer equipment,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	A-24-4-6430-00.4472	Econ. Opp. & Dev. Food & Lodging	\$1,470.00
To:	A-24-4-6430-00.2259	Econ. Opp. & Dev. Computer Equip.	\$1,470.00

RESOLUTION ADOPTED with Aye(1409). Supervisor Grzyb voted nay. Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1409) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Economic Opportunity  
and Development

\*\*

RESOLUTION NO. 379 of 1998  
RESOLUTION REQUESTING PROGRAM REPORTS - WELFARE-TO-WORK GRANT

DATED: October 13, 1998

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Paton

WHEREAS, the Fulton-Montgomery-Schoharie Counties Private Industry Council, Inc. (PIC) has received a Grant under the Welfare-To-Work Program, and

WHEREAS, it would be beneficial for the Montgomery County Department of Social Services to receive reports involving PIC's grant activities and accomplishments,

RESOLVED, that the Board of Supervisors hereby requests that the Fulton-Montgomery-Schoharie Counties Private Industry Council, Inc.(PIC) provide the Commissioner of Social Services with monthly reports on activities and accomplishments under its Welfare-To-Work Program grant, and

FURTHER RESOLVED, that said reports be consistent with those tendered by PIC under a prior contractual agreement and that they be made available for distribution by said Commissioner, and

FURTHER RESOLVED, that copies of this Resolution be provided to Karen Papandrea, Welfare-To-Work Director for the New York State Department of Labor,

and to the PICBoard of Directors.

RESOLUTION ADOPTED with Aye(1617). Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
REGULAR MEETING  
PAGE: 12  
Douglas Landon  
County Attorney

SUPERVISORS' CHAMBERS  
7:30 P.M. OCTOBER 13, 1998

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Social Services  
Director of Private Industry Council

\*\*

RESOLUTION NO. 381 of 1998  
RESOLUTION TRANSFERRING FUNDS (SEWER FUND)

DATED: October 13, 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Grzyb

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: G-26-4-8110-00 Sewer Administration  
.2211 Desks  
.2212 Chairs & Stools  
.2217 Bookcases & Shelving  
.2223 Files & Cabinets

TRANSFER:

From: G-26-4-1990-00.4400 Contingent Account \$9,700.00  
Contractual Expenses

To: G-26-4-1990-00 Sewer Administration  
.2211 Desks \$4,000.00  
.2212 Chairs & Stools 1,000.00  
.2217 Bookcases & Shelving 700.00  
.2223 Files & Cabinets 1,000.00  
.2259 Computer Equipment 3,000.00

RESOLUTION ADOPTED with Aye(1617). Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
MC Sewer District

\*\*

RESOLUTION NO. 382 of 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (SHERIFF)

DATED: October 13, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Van Kersen

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-15-4-3110-00. Sheriff  
.2251 Communications  
.2277 Firearms  
.2282 Copying

DECREASE: A-15-4-3110-00.1110(419) Sheriff  
Undersheriff by \$ 4,400.00



Appropriations: A-15-4-3110-00	Sheriff		
.2226	A/V & Camera	by \$	290.00
.2251	Communications	by	5,295.00
.2259	Computer Equip	by	31,316.00
.2277	Firearms	by	2,175.00
.2282	Copying	by	4,920.00

RESOLUTION ADOPTED with Aye(1617). Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 383 of 1998 DATED: October 13, 1998  
RESOLUTION REAPPOINTING MEMBERS OF ETHICS ADVISORY BOARD

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

RESOLVED, that the following persons hereby are reappointed members of the Montgomery County Ethics Advisory Board for terms expiring on June 30, 2002:

Patricia Hernigle PO Box 365, Fultonville

Marco Zumbolo 133 Florida Avenue, Amsterdam

RESOLUTION ADOPTED with Aye(1468). Supervisor Dandreaano abstained. Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1468) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee  
Ethics Advisory Board

\*\*

RESOLUTION NO. 384 of 1998 DATED: October 13, 1998  
RESOLUTION APPOINTING MEMBER OF ETHICS ADVISORY BOARD

Resolution by Supervisor: Barone  
Seconded by Supervisor: Coluni

RESOLVED, that Robert F. Kenney of 208 Round Barn Road, Amsterdam, hereby is appointed to the Montgomery County Ethics Advisory Board for a term expiring on June 30, 2002.

RESOLUTION ADOPTED with Aye(1617). Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon

Richard C. Healy

County Attorney

Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Appointee

\*\*

Motion by Supervisor Van Kersen, seconded by Supervisor Barone, to Suspend the Rules of Procedure to allow for the introduction of Emergency Resolutions No. 385 and 386, passed with Aye(1136-2/3 majority). Supervisors Cuzzo and Hisert were absent.

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RESOLUTION NO. 385 of 1998  
RESOLUTION AUTHORIZING DESIGNATION OF BOND COUNSEL

DATED: October 13, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Coluni

RESOLVED, that the County Treasurer hereby is authorized and directed to acquire the services of Bond Counsel for the purpose of refunding issuances of previous capital project fundings, in 1998 and 1999, to realize savings from reduction in market interest rates.

RESOLUTION ADOPTED with Aye(1617). Supervisors Cuzzo and Hisert were absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 386 of 1998  
RESOLUTION AUTHORIZING EXECUTION OF BUY ORDER - NATURAL GAS PROCUREMENT

DATED: October 13, 1998

Resolution by Supervisor:  
Seconded by Supervisor:

RESOLVED, that Cost Control Associates hereby is authorized to execute a natural gas procurement buy order on behalf of the County of Montgomery, and

FURTHER RESOLVED, that said buy order shall provide for a price not to exceed \$3.80 per decatherm.

WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Cost Control Associates

OTHER

ADJOURNMENT

Motion by Supervisor Grzyb, seconded by Supervisor Stagliano, to adjourn the meeting, passed with Aye(1617). Supervisors Cuzzo and Hisert were absent. Chairman McMahon declared the meeting adjourned at 11:20 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PROCLAMATIONS . . . . .	1
PUBLIC COMMENT . . . . .	1
SPECIAL PRESENTATIONS . . . . .	1
ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . .	1
READING OF COMMUNICATIONS . . . . .	2
OLD BUSINESS . . . . .	2
NEW BUSINESS . . . . .	2
RES387 Resolution Scheduling 30-Day Ag District Review Period	
RES388 Resolution Adopting Introductory Local Law No. 10 of 1998	
RES389 Resolution Authorizing Execution of Buy Order- Natural Gas	
RES390 Resolution Authorizing Agreement - CPA Services	
RES391 Resolution Authorizing Agreement - Insurance Coverages	
RES392 Resolution Awarding Bid No. 15-89	
RES393 Resolution Awarding Bid No. 16-98	
RES394 Resolution Authorizing Bids - Equipment Maintenance	
RES395 Resolution Transferring Funds - Planning	
RES396 Refunding Bond Resolution	
RES397 Resolution Transferring Funds - Meadows	
RES398 Resolution Transferring Funds - CSEA Personnel	
RES399 Resolution Transferring Funds - Jail	
RES400 Resolution Establishing Position - Meadows	
RES401 resolution Authorizing Grant Application - Economic Opportunity	
RES402 Resolution Transferring Funds - Workers Compensation	
RES403 Resolution Authorizing Meeting with HUD Officials	
OTHER . . . . .	18
ADJOURNMENT . . . . .	19

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for October 27, 1998, was called to order at 7:30 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Chairman McMahon. Roll call indicated that all Supervisors were present.

MOMENT OF SILENCE

Supervisor Hassan offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Wills, seconded by Supervisor Barone, to provide for the addition of Resolutions Nos. 399, 400, 401, 402 and 403, passed with Aye(1868). Motion by Supervisor Barone, seconded by Supervisor Dandreaano, to adopt the amended agenda, passed with Aye(1868).

PROCLAMATIONS

None.

PUBLIC COMMENT

A total of 15 persons commented on issues involving MOSA and a proposed landfill, with a majority of speakers urging the dissolution of the Solid Waste Authority.

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SPECIAL PRESENTATIONS

Ronald Guzior, of Bollam, Sheedy and Torani, discussed new billing procedures for Montgomery Meadows that will take effect in January, 1999.

ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Van Kersen, seconded by Supervisor Mead, to adopt the Minutes of the Regular Meeting of October 13, 1998, passed with Aye(1660). Supervisor Grzyb voted nay.

None.

OLD BUSINESS

None.

NEW BUSINESS

\*\*

RESOLUTION NO. 387 of 1998 DATED: October 27, 1998  
RESOLUTION SCHEDULING 30-DAY AGRICULTURAL DISTRICT REVIEW PERIOD

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Vesp

WHEREAS, the Board of Supervisors is required to schedule a 30-day period of review of Agricultural Districts,

RESOLVED, that the Board of Supervisors hereby schedules, commencing on November 15, 1998, a 30-day review period for Agricultural District No. 1, situated within the Towns of Canajoharie and Minden, and

FURTHER RESOLVED, that any State Agency or landowner, within or adjacent to said District, may propose modifications to said District, and

FURTHER RESOLVED, that proposed modifications will be submitted to the Montgomery County Planning Board and to the Montgomery County Agricultural and Farmland Protection Board, with a public hearing to be scheduled on said proposed modifications.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Planning  
Montgomery Co Ag Farmland Protection Brd

\*\*

RESOLUTION NO. 388 of 1998 DATED: October 27, 1998  
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. 10 OF 1998

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Wills

WHEREAS, on October 13, 1998, a proposed Local Law for the County of Montgomery, entitled: "A Local Law Rescinding Local Law No. 1 of 1993, Which Amended Local Law No. 11 of 1992, and Rescinding Local Law No. 11 of 1992, Which Established a Merchandise Item Pricing Regulation for the County of Montgomery", was presented to the Board of Supervisors for consideration, and

WHEREAS, on September 13, 1998, Resolution No. 371 of 1998 was adopted, authorizing and directing that a Public Hearing be held by the Board of Supervisors on the 27th day of October 1998, at the time and place appointed,

RESOLVED, that said Local Law, known as Introductory Local Law No. 10 of

1998, entitled: "A Local Law Rescinding Local Law No. 1 of 1993, Which Amended Local Law No. 11 of 1992, and Rescinding Local Law No. 11 of 1992, Which Established a Merchandise Item Pricing Regulation for the County of Montgomery", hereby is adopted and is incorporated and attached hereto, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to file three certified copies thereof in the Office of the Secretary of State and to ensure that it is published in the County's designated legal newspapers, as required by law.

RESOLUTION ADOPTED with Aye(1073). Supervisors Dandreano, Cuzzo, Barone, Grzyb and Paton voted nay.

Duly adopted upon roll call, all members present (1073) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Weights & Measures

Local Law No.10 of 1998

A Local Law Rescinding Local Law No. 1 of 1993, Which Amended Local Law No. 11 of 1992, and Rescinding Local Law No. 11 of 1992, Which Established a Merchandise Item Pricing Regulation for the County of Montgomery.

BE IT ENACTED by the Board of Supervisors of the County of Montgomery as follows:

SECTION 1. The Board of Supervisors of the County of Montgomery has determined that Merchandise Item Pricing in Montgomery County as provided for in Local Law No. 11 of 1992, and amended by Local Law No. 1 of 1993, is no longer necessary.

SECTION 2. The Board of Supervisors of the County of Montgomery hereby rescinds Local Law No. 11 of 1992 and Local Law No. 1 of 1993.

\*\*

RESOLUTION NO. 389 of 1998

DATED: October 27, 1998

RESOLUTION AUTHORIZING EXECUTION OF BUY ORDER - NATURAL GAS PROCUREMENT

Resolution by Supervisor: Coluni  
Seconded by Supervisor: Vesp

RESOLVED, that Cost Control Associates hereby is authorized to execute a natural gas procurement buy order on behalf of the County of Montgomery, and

FURTHER RESOLVED, that said buy order shall provide for a price not to exceed \$3.80 per decatherm.

MOTION TO TABLE by Supervisor Grzyb, seconded by Supervisor Dandreano, failed with Aye(355). Supervisors Wills and Grzyb voted aye.

RESOLUTION ADOPTED with Aye(1660). Supervisor Grzyb abstained.

Duly adopted upon roll call, all members present (1660) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

Cost Control Associates

\*\*

RESOLUTION NO. 390 of 1998

DATED: October 27, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - CERTIFIED PUBLIC  
ACCOUNTING SERVICES

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Wills

WHEREAS, by adoption of Resolution No. 277 of 1998, the Board of Supervisors authorized solicitation of proposals for Certified Public Accounting services,

WHEREAS, two proposals were received and reviewed by the County Administrator and by the County Treasurer,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with Marvin and Company for provision of Certified Public Accounting services, and

FURTHER RESOLVED, that said agreement shall be for a three-year period, with annual fees, as follows:

1998	-	\$45,850
1999	-	\$47,350
2000	-	\$48,850

RESOLUTION ADOPTED with Aye(975). Supervisors Dandreano, Cuzzo, Coluni, Grzyb, Mead and Paton voted nay.

Duly adopted upon roll call, all members present (0975) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Marvin & Co.

\*\*

RESOLUTION NO. 391 of 1998

DATED: October 27, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - INSURANCE  
COVERAGES

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Cuzzo

WHEREAS, the Board of Supervisors, by adoption of Resolution No. 249 of 1998, authorized solicitation of proposals for provision of general liability and other pertinent insurance coverages, and

WHEREAS, proposals from qualified insurance agencies have been received and reviewed by the County Administrator,

RESOLVED, that the Hearn Agency of Canajoharie, hereby is awarded contracts to provide liability and other appropriate insurance coverages for the County of Montgomery, for the period from January 1, 1999 to December 31, 2001:

Coverage	Annual Premium
General Liability	\$90,261
Umbrella Liability	7,500
Public Officials	21,000
Auto	37,900
Medicaid Malpractice	34,815
Excess Employer's Liability	18,037

, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign appropriate agreements, and

FURTHER RESOLVED, that the County Administrator is authorized and directed to place said insurance coverages mentioned above as of 12:01 a.m. on January 1, 1999.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
The Hearn Agency, Inc.

\*\*

RESOLUTION NO. 392 of 1998  
RESOLUTION AWARDED BID NO. 15-98 (MEADOWS)

DATED: October 27, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Vesp

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 101 of 1998, to solicit bids for Shower Area Renovations at Montgomery Meadows, and

WHEREAS, said bids were opened on October 13, 1998,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 15-98 to J. J. Cramer, Inc., of Voorheesville, in the amount of \$61,000, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign and execute any documents pertaining to said award.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery Meadows  
Purchasing Agent

\*\*

RESOLUTION NO. 393 of 1998  
RESOLUTION AWARDED BID NO. 16-98

DATED: October 27, 1998

Resolution by Supervisor: Keller  
Seconded by Supervisor: CUOZZO

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 347 of 1998, to solicit bids for Food Service and Cleaning Supplies, and

WHEREAS, said bids were opened on October 13, 1998,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 16-98 of 1998, to the low bidder for each item - Central Poly, Hill and Markes, R.H. Crown and Sofco, respectively.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer

County Administrator  
County Clerk  
Commissioner of Public Works  
Montgomery Meadows  
Purchasing Agent

\*\*

RESOLUTION NO. 394 of 1998 DATED: October 27, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF BIDS - PUBLIC SAFETY  
COMMUNICATIONS EQUIPMENT MAINTENANCE

Resolution by Supervisor: Barone  
Seconded by Supervisor: Hassan

RESOLVED, that the Purchasing Agent hereby is authorized and directed to solicit bids for Public Safety Communications equipment maintenance, per competitive bidding provisions of Section 103 of the General Municipal Law.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff  
Purchasing Agent

\*\*

RESOLUTION NO. 395 of 1998 DATED: October 27, 1998  
RESOLUTION TRANSFERRING FUNDS (PLANNING)

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Keller

WHEREAS, the Director of Planning and Development has requested a transfer of funds to provide for acquisition of additional computer equipment,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	A-23-8020-00.1110(304)	Planning Planner	\$1,795.00
To:	A-23-4-8020-00.2259	Planning Computer Equipment	\$1,795.00

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Planning

\*\*

RESOLUTION NO. 396 of 1998

DATED: October 27, 1998

REFUNDING BOND RESOLUTION OF THE COUNTY OF MONTGOMERY, NEW YORK,  
ADOPTED OCTOBER 27, 1998, AUTHORIZING THE REFUNDING OF \$8,300,000  
GENERAL OBLIGATION (SERIAL) BONDS - 1995 AND \$3,435,000 PUBLIC

IMPROVEMENT (TERM) BONDS, 1996 OF THE COUNTY, STATING THE PLAN OF REFUNDING, APPROPRIATING AN AMOUNT NOT TO EXCEED \$12,865,000 THEREFORE, AUTHORIZING THE ISSUANCE OF \$12,865,000 REFUNDING SERIAL BONDS TO FINANCE SAID APPROPRIATION, AND MAKING CERTAIN DETERMINATIONS ALL RELATIVE THERETO

Resolution by Supervisor:  
Seconded by Supervisor:

WHEREAS, the County of Montgomery, New York (the "County"), has heretofore issued its \$9,000,000 GENERAL OBLIGATION (SERIAL) BONDS - 1995, dated May 1, 1995, now outstanding in the aggregate principal amount of \$8,300,000, which bonds mature in the principal amounts of (i) \$350,000 on May 1 in each of the years 1998 to 2001, inclusive, (ii) \$400,000 on May 1 in each of the years 2002 to 2007, inclusive; (iii) \$450,000 on May 1 in each of the years 2008 to 2011, inclusive; (iv) \$475,000 on May 1 in each of the years 2012 to 2013, inclusive; and (v) \$525,000 on May 1 in each of the years 2014 to 2017, inclusive, and which bonds bear interest at rates ranging from 5.60% to 5.70% per annum, with interest payable on May 1 and semi-annually thereafter on November 1 and May 1 in each year to maturity, and

WHEREAS, the County has heretofore issued its \$3,435,000 PUBLIC IMPROVEMENT (TERM) BONDS, 1996, dated May 29, 1996, now outstanding in the aggregate principal amount of \$3,435,000, which bonds bear interest at the rate of 5.75% per annum and mature on May 1, 2016, and which bonds are subject to mandatory redemption at par plus accrued interest prior to maturity in part by lot in annual installments of principal (i) on May 1, 2012 in the amount of \$510,000; (ii) on May 1, 2013 in the amount of \$670,000; (iii) on May 1, 2014 in the amount of \$710,000; (iv) on May 1, 2015 in the amount of \$750,000; and (v) on May 1, 2016 in the amount of \$795,000, with interest payable on May 1 and semi-annually thereafter on November 1 and May 1 in each year until maturity, and

WHEREAS, Section 90.10 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), permits the County to refund all or any portion of outstanding serial bonds by the issuance of new bonds, the issuance of which will result in present value debt service savings for the County,

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, NEW YORK (by the favorable vote of two-thirds of all the members of said Board of Supervisors), AS FOLLOWS:

Section 1. In this resolution, the following definitions apply, unless a different meaning clearly appears from the context:

a. "Bonds to be Refunded" means (i) all of the then-outstanding \$9,000,000 GENERAL OBLIGATION (SERIAL) BONDS - 1995 (the "1995 Bonds to be Refunded"); and (ii) \$3,435,000 PUBLIC IMPROVEMENT (TERM) BONDS, 1996 (the "1996 Bonds to be Refunded").

b. "Escrow Contract" means the contract to be entered into by and between the County and the Escrow Holder pursuant to Section 10 hereof.

c. "Escrow Holder" means the bank or trust company designated as such pursuant to Section 10 hereof.

d. "Present Value Savings" means the dollar savings which result from the issuance of the Refunding Bonds computed in accordance with Section 90.10.b.2(a) of the Law by discounting the principal and interest payments on both the Refunding Bonds and the Bonds To Be Refunded from the respective maturities thereof to the date of issue of the Refunding Bonds, at a rate equal to the effective interest cost of the Refunding Bonds. The effective interest cost of the Refunding Bonds shall be that rate which is arrived at by doubling the semi-annual interest rate (compounded semi-annually), necessary to discount the debt service payments on the Refunding Bonds from the maturity dates thereof to the date of issue of the Refunding Bonds and to the bona fide initial public offering price including estimated accrued interest, or, if there is no public

offering, to the price bid including estimated accrued interest.

e. "Redemption Date" means the dates on which the Bonds To Be Refunded, are to be redeemed, which Redemption Date shall be (i) November 1, 2004, with respect to the 1995 Bonds To Be Refunded; and (ii) May 1, 2006, with respect to the 1996 Bonds To Be Refunded.

f. "Refunding Bond" or "Refunding Bonds" means a portion or all of the \$12,865,000 Refunding Serial Bonds of the County, authorized pursuant to Section 2 hereof.

g. "Refunding Bond Amount Limitation" means an amount of Refunding Bonds which does to exceed (i) the principal amount of Bonds To Be Refunded; (ii) the aggregate amount of unmatured interest payable on such Bonds To Be Refunded and including either the maturity dates of the Non-Callable Bonds To Be Refunded or the Redemption Date of the Bonds To Be Refunded which are subject to prior redemption, as applicable; (iii) redemption premiums, if any, payable on the Bonds To Be Refunded; plus (iv) costs and expenses incidental to the issuance of the Refunding Bonds including the development of the refunding financial plan, and of executing and performing the terms and conditions of the Escrow Contract and all fees and charges of the Escrow Holder as referred to in Section 10 hereof.

Section 2. The Board of Supervisors of the County (the "Board of Supervisors"), hereby authorizes the refunding of all of the Bonds To Be Refunded of the County, in the principal amount of \$11,735,000, more particularly described and referred to in the Recitals hereof, and appropriates an amount not to exceed \$12,865,000 to accomplish such refunding. The plan of financing said appropriation includes the issuance of \$12,865,000 Refunding Bonds and the levy and collection of a tax upon all the taxable real property within the County to pay the principal of the interest on said Refunding Bonds as the same shall become due and payable. Serial bonds of the County in the maximum aggregate principal amount of \$12,865,000 and designated "REFUNDING SERIAL BONDS" are hereby authorized to be issued pursuant to the provisions of the Law, which may be issued in two or more series. The financial plan for the refunding (the "Refunding Financial Plan"), prepared for the County by Roosevelt & Cross, Inc. and annexed hereto as Exhibit "A", is hereby accepted and approved. The Refunding Financial Plan contemplates the deposit of all the proceeds of said Refunding Bonds with an Escrow Holder pursuant to an Escrow Contract as authorized in Section 10 hereof, the payment of all costs incurred by the County in connection with said refunding from such proceeds and the payment of the principal of and interest on the Bonds To Be Refunded becoming due and payable on the Redemption Date or the maturity dates of the Non-Callable Bonds To Be Refunded, as applicable.

Section 3. The \$11,735,000 Bonds To Be Refunded referred to in Section 1 hereof are the unmatured outstanding balance of two (2) separate issues of bonds, which were originally issued pursuant to various bond resolutions adopted by the Board of Supervisors authorizing the issuance of bonds of the County for various County purposes. The Refunding Bonds authorized in the aggregate principal amount not to exceed \$12,865,000 shall mature in amounts and at dates to be determined by the County Treasurer, but tentatively in accordance with the maturity schedule set forth in the Refunding Financial Plan. The County Treasurer, as the chief fiscal officer of the County, is hereby authorized to approve all details of the Refunding Financial Plan not contained herein.

Section 4. The maximum period of probable usefulness of the Bonds To Be Refunded is annexed hereto as Exhibit "B", commencing on the date of issuance of the first bond anticipation notes issued in anticipation of the sale of each of the two (2) issues of bonds referred to in Section 3 above. The issuance of the Refunding Bonds will not exceed the Refunding Bond Amount Limitation.

Section 5. The amount of estimated Present Value Savings, computed in accordance with subdivision two of paragraph b of Section 90.10 of the Law, is \$113,055.51 with respect to the 1995 Bonds To Be Refunded, and \$66,620.08 with respect to the 1996 Bonds To Be Refunded, resulting in the aggregate Present Value Savings in the amount of \$179,675.59.

Section 6. (a) The \$12,865,000 Refunding Bonds shall be sold at private sale, and the County Treasurer, the chief fiscal officer of the County, is hereby authorized to execute a purchase contract on behalf of the County for the sale of said Refunding Bonds, provided that the terms and conditions of such Board shall be approved by the State Comptroller, and further provided that prior to the issuance of the Refunding Bonds the County Treasurer shall have filed with the Board of Supervisors a certificate approved by the State

Comptroller setting forth the Present Value Savings to the County resulting from the issuance of the Refunding Bonds.

(b) In connection with such sale, the County hereby authorizes the preparation of an Official Statement and approves its use in connection with such sale, and, further, consents to the distribution of a Preliminary Official

Statement prior to the date said Official Statement is executed and available for distribution.

(c) The County Treasurer is hereby further authorized and directed to take any and all actions necessary to accomplish said refunding, and to execute any contracts and agreements for the purchase of and payment for services rendered or to be rendered the County in connection with said refunding.

Section 7. Each of the Refunding Bonds authorized by this resolution shall contain the recital of validity prescribed by Section 52.00 of the Law and said Refunding Bonds shall be general obligations of the County payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said Refunding Bonds and provision shall be made annually in the budget of the County for (a) the amortization and redemption of the Refunding Bonds to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Sections 50.00, 56.00 and 90.10 of the Law, the powers and duties of the Board of Supervisors relative to prescribing the terms, form and contents and as to the sale and issuance of the Refunding Bonds, and to executing any arbitrage certification relative thereto, as well as to executing the Escrow Contract described in Section 10 and the Official Statement referred to in Section 6, are hereby delegated to the County Treasurer, the chief fiscal officer of the County.

Section 9. The County hereby covenants and agrees with the holders from time to time of said bonds, and any bond anticipation notes issued in anticipation thereof, that the County will duly and faithfully observe and comply with the provisions of the Internal Revenue Code of 1986, as amended, and any proposed or final regulations promulgated thereunder, unless, in the opinion of Bond Counsel to the County, such compliance is not required to maintain the Federal tax exemption of interest on said obligations from Federal income taxation.

Section 10. Prior to the issuance of the Refunding Bonds, the County shall contract with a bank or trust company located and authorized to do business in this state, for the purpose of having such bank or trust company act as the Escrow Holder of the proceeds, inclusive of any premium from the sale of the Refunding Bonds, together with all income derived from the investment of such proceeds, if any. The Escrow Contract shall contain such terms and conditions as shall be necessary in order to accomplish the Refunding Financial Plan, including provisions for the Escrow Holder without further authorization or direction from the County, except as otherwise provided therein, (a) to make all required payments of principal and interest with respect to the Bonds To Be Refunded, (b) to pay costs and expenses incidental to the issuance of the Refunding Bonds, including the development of the refunding Financial Plan, and of executing and performing the terms and conditions of the Escrow Contract and all of its fees and charges as the Escrow Holder, and (c) to invest the moneys held by it consistent with the provisions of the Refunding Financial Plan. The Escrow Contract shall be irrevocable and shall constitute a covenant with the holders of the Refunding Bonds.

Section 11. The proceeds, inclusive of any premium, from the sale of the Refunding Bonds, immediately upon receipt, shall be placed in escrow by the County with the Escrow Holder in accordance with the Escrow Contract. All moneys held by the Escrow Holder shall be invested only in direct obligations of the United States of America or in obligations the principal of and interest on which are unconditionally guaranteed by the United States of America, which obligations shall mature or be subject to redemption at the option of the holder thereof not later than the respective dates when such moneys will be required to make payments in accordance with the Refunding Financial Plan. Any such moneys remaining in the custody of the Escrow Holder after the full execution of the Escrow Contract shall be returned to the County and shall be applied by the County only to the payment of the principal of or interest on the Refunding Bonds then outstanding or to the payment of or reimbursement for the costs of issuance or other administrative costs incurred in connection with the issuance

of the Refunding Bonds.

Section 12. That portion of such proceeds from the sale of the Refunding Bonds, together with interest earned thereon, if any, which shall be required for the payment of the principal of and interest on the Bonds To Be Refunded, in accordance with the Refunding Financial Plan, shall be irrevocably committed

and pledged to such purpose and the holders of the Bonds To Be Refunded shall have a lien upon such moneys and the investments thereof held by the Escrow Holder. The pledge and lien provided for herein shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding against all parties having claims of any kind in tort, contract or otherwise against the County irrespective of whether such parties have notice thereof. Neither this resolution, the Escrow Contract, nor any other instrument relating to such pledge and lien, need be filed or recorded.

Section 13. The validity of the Refunding Bonds authorized by this resolution may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 14. This resolution shall take effect immediately and shall be published, in full, in the official newspaper(s) of the County, together with a notice in substantially the form as prescribed by Section 81.00 of the Law.

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 397 of 1998  
RESOLUTION TRANSFERRING FUNDS (MONTGOMERY MEADOWS)

DATED: October 27, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

WHEREAS, the Nursing Home Administrator has requested a transfer of funds to provide for acquisition of a new hot water system,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	EH-34-4-6020-00.4438	Montgomery Meadows Misc. Service Fees	\$19,450.00
To:	EH-34-4-6020-00.2265	Montgomery Meadows Plumbing	\$19,450.00

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery Meadows

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RESOLUTION NO. 398 of 1998

DATED: October 27, 1998

RESOLUTION AMENDING 1998 BUDGET AND TRANSFERRING FUNDS - C.S.E.A.  
BARGAINING UNIT PERSONNEL

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Barone

WHEREAS, the adoption of Resolution No. 366 of 1998 approved and ratified a Memorandum of Agreement between the County of Montgomery and Local 829 of C.S.E.A., Inc., and

WHEREAS, said Memorandum of Agreement incorporates provisions which cause a successor Employment Agreement between the two parties for the period of January 1, 1998 to December 31, 2002, and

WHEREAS, said new agreement establishes a new salary schedule for eligible full-time C.S.E.A. employees, including increases retroactive to January 1, 1998, and

WHEREAS, it is necessary to amend the 1998 Operating Budget and transfer funds to provide proper appropriations for said increases and other payments, and

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget and transfer funds, upon official completion of signed contracts, as follows:

TRANSFER:

From: A 10 4 9001 00 8820 RETIREMENT \$184,248.00

To:

Account	Line	Description	Amount
A 01 4 1010 00 1110	554	RECEPTIONIST	\$805.00
A 02 4 3640 00 1110	452	SENIOR ACCOUNT CLERK TYPIST (P)	419.00
A 06 4 1325 00 1110	6	SENIOR ACCOUNT CLERK TYPIST (P)	419.00
A 06 4 1325 00 1110	113	ACCOUNTANT	528.00
A 06 4 1325 00 1110	271	PRINCIPAL ACCOUNT CLERK TYPIST (P)	997.00
A 06 4 1325 00 1110	1331	ACCOUNT CLERK TYPIST	658.00
A 07 4 1355 00 1110	1029	REAL PROPERTY INFORMATION SPEC (P)	940.00
A 08 4 1410 00 1110	62	INDEX/RECORDING CLERK	939.00
A 08 4 1410 00 1110	197	MOTOR VEHICLE CLERK	458.00
A 08 4 1410 00 1110	199	MOTOR VEHICLE CLERK	458.00
A 08 4 1410 00 1110	200	MOTOR VEHICLE CLERK	458.00
A 08 4 1410 00 1110	254	MOTOR VEHICLE CLERK	458.00
A 08 4 1410 00 1110	258	MOTOR VEHICLE CLERK	408.00
A 08 4 1410 00 1110	287	MOTOR VEHICLE SUPERVISOR	997.00
A 08 4 1410 00 1110	332	SENIOR CLERK TYPIST (P)	408.00
A 08 4 1410 00 1110	381	INDEX/RECORDING CLERK	1,539.00
A 08 4 1410 00 1110	876	MICROGRAPHICS EQUIPMENT OPERATOR	1,044.00
A 08 4 1410 00 1110	1268	PRINCIPAL CLERK (P)	334.00
A 10 4 1430 00 1110	283	SENIOR ACCOUNT CLERK TYPIST (P)	319.00
A 10 4 1430 00 1110	360	PERSONNEL ASSISTANT (P)	328.00
A 10 4 1430 00 1110	418	SENIOR CLERK STENOGRAPHER (P)	1,138.00
A 10 4 1430 00 1110	1100	SENIOR ACCOUNT CLERK TYPIST (P)	419.00
A 11 4 1450 00 1110	453	CLERK/ELECTION DATA SPECIALIST	369.00
A 11 4 1450 00 1110	454	CLERK/ELECTION DATA SPECIALIST	419.00
A 12 4 1490 00 1110	8	ACCOUNTING SUPERVISOR (P)	537.00
A 12 4 1490 00 1110	501	EXECUTIVE SECRETARY	1,366.00
A 12 4 1620 00 1110	149	HOURLY EMPLOYEES	11,650.00
A 12 4 1620 00 1110	421	CUSTODIAN	138.00
A 12 4 1620 00 1110	425	CLEANER	592.00
A 12 4 1620 00 1110	427	STRUCTURAL MAINT SUPERVISOR 2 (P)	687.00
A 12 4 1620 00 1110	621	CLEANER	487.00
A 12 4 1620 00 1110	622	CLEANER	487.00
A 14 4 1670 00 1110	284	PRINTER/COMPOSER	764.00
A 14 4 1670 00 1110	1164	SENIOR PRINTING MACHINE OPERATOR(P)	369.00
A 14 4 1680 00 1110	17	MICRO-COMPUTER TECHNICIAN	540.00
A 14 4 1680 00 1110	88	DATA ENTRY MACHINE OPERATOR	287.00

A	14	4	1680	00	1110	130	COMPUTER PROGRAMMER/ANALYST	340.00
A	14	4	1680	00	1110	280	MICRO-COMPUTER TECHNICIAN	540.00
A	14	4	1680	00	1110	285	SENIOR COMPUTER OPERATOR (P)	1,366.00
A	14	4	1680	00	1110	286	SENIOR ACCOUNT CLERK TYPIST - DEMO	997.00
A	14	4	1680	00	1110	292	COMPUTER PROGRAMMER	278.00
A	14	4	1680	00	1110	333	SENIOR COMPUTER PROGRAMMER (P)	772.00

A	14	4	1680	00	1110	1329	COMPUTER SERVICES COORDINATOR	290.00
A	15	4	3110	00	1110	110	DISPATCHER (CIVILIAN)	206.00
A	15	4	3110	00	1110	399	DISPATCHER (CIVILIAN)	506.00
A	15	4	3110	00	1110	406	DISPATCHER (CIVILIAN)	306.00
A	15	4	3110	00	1110	498	DISPATCHER (CIVILIAN)	506.00
A	15	4	3110	00	1110	930	DISPATCHER (CIVILIAN)	256.00
A	15	4	3110	00	1110	931	DISPATCHER (CIVILIAN)	306.00
A	15	4	3150	00	1110	29	HEAD COOK (JAIL) (P)	932.00
A	15	4	3150	00	1110	63	COOK	474.00
A	15	4	3150	00	1110	260	STRUCTURAL MAINT SUPERVISOR-JAIL (P)	1,801.00
A	15	4	3150	00	1110	262	CORRECTION FACILITY NURSE	816.00
A	16	4	4010	00	1110	27	COORD CHILDREN'S SERVICES PRG SPEC	727.00
A	16	4	4010	00	1110	51	REGISTERED PROFESSIONAL NURSE	618.00
A	16	4	4010	00	1110	183	ACCOUNT CLERK TYPIST	658.00
A	16	4	4010	00	1110	255	REGISTERED PROFESSIONAL NURSE	618.00
A	16	4	4010	00	1110	256	REGISTERED PROFESSIONAL NURSE	618.00
A	16	4	4010	00	1110	268	ACCOUNTING SUPERVISOR (P)	1,777.00
A	16	4	4010	00	1110	387	PRINCIPAL CLERK (P)	764.00
A	16	4	4010	00	1110	391	ACCOUNT CLERK TYPIST	658.00
A	16	4	4010	00	1110	430	EARLY INTERVENTION PROGRAM SPEC.	477.00
A	16	4	4010	00	1110	1106	PUBLIC HEALTH NURSE	721.00
A	16	4	4010	00	1110	1337	PUBLIC HEALTH EDUCATOR	521.00
A	16	4	4010	00	1130	497	ACCOUNT CLERK TYPIST	658.00
A	18	4	6010	00	1110	11	CLERK TYPIST	550.00
A	18	4	6010	00	1110	34	SOCIAL WELFARE EXAMINER	1,658.00
A	18	4	6010	00	1110	53	SUPPORT COLLECTOR	808.00
A	18	4	6010	00	1110	66	CASE WORKER	997.00
A	18	4	6010	00	1110	80	SOCIAL WELFARE EXAMINER	1,358.00
A	18	4	6010	00	1110	87	CASE WORKER	947.00
A	18	4	6010	00	1110	91	COMPUTER CONSOLE OPERATOR	458.00
A	18	4	6010	00	1110	92	COMPUTER CONSOLE OPERATOR	458.00
A	18	4	6010	00	1110	94	SOCIAL WELFARE EXAMINER	1,358.00
A	18	4	6010	00	1110	95	CASE WORKER	1,197.00
A	18	4	6010	00	1110	96	SOCIAL WELFARE EXAMINER	1,358.00
A	18	4	6010	00	1110	104	SENIOR ACCOUNT CLERK TYPIST (P)	419.00
A	18	4	6010	00	1110	213	CASE WORKER	1,197.00
A	18	4	6010	00	1110	273	STAFF DEVELOPMENT COORDINATOR	1,978.00
A	18	4	6010	00	1110	282	PRINCIPAL SOCIAL WELFARE EXAMINER-P	1,068.00
A	18	4	6010	00	1110	293	WELFARE MANAGEMENT SYSTEM SUPERVISOR	947.00
A	18	4	6010	00	1110	321	SOCIAL WELFARE EXAMINER	1,458.00
A	18	4	6010	00	1110	322	SOCIAL WELFARE EXAMINER	1,458.00
A	18	4	6010	00	1110	328	SENIOR SOCIAL WELFARE EXAMINER (P)	1,369.00
A	18	4	6010	00	1110	345	SUPPORT INVESTIGATOR	997.00
A	18	4	6010	00	1110	346	SOCIAL WELFARE EXAMINER	1,358.00
A	18	4	6010	00	1110	349	COMMUNITY SERVICE AIDE	450.00
A	18	4	6010	00	1110	354	ACCOUNT CLERK TYPIST	658.00
A	18	4	6010	00	1110	357	ACCOUNT CLERK TYPIST	408.00
A	18	4	6010	00	1110	358	ACCOUNT CLERK TYPIST	658.00
A	18	4	6010	00	1110	359	SOCIAL WELFARE EXAMINER	1,808.00
A	18	4	6010	00	1110	361	ACCOUNT CLERK TYPIST	458.00
A	18	4	6010	00	1110	363	ACCOUNT CLERK TYPIST	658.00
A	18	4	6010	00	1110	364	SOCIAL WELFARE EXAMINER	1,408.00
A	18	4	6010	00	1110	365	ACCOUNT CLERK TYPIST	458.00
A	18	4	6010	00	1110	371	CASE SUPERVISOR (P)	4,340.00
A	18	4	6010	00	1110	372	CASE SUPERVISOR (P)	5,065.00
A	18	4	6010	00	1110	373	CASE WORKER	997.00
A	18	4	6010	00	1110	374	CASE WORKER	1,197.00
A	18	4	6010	00	1110	375	CASE WORKER	1,197.00
A	18	4	6010	00	1110	376	CASE WORKER	1,197.00
A	18	4	6010	00	1110	377	CASE WORKER	1,672.00
A	18	4	6010	00	1110	378	SENIOR SOCIAL WELFARE EXAMINER (P)	1,414.00
A	18	4	6010	00	1110	379	CASE WORKER	947.00
A	18	4	6010	00	1110	382	CASE WORKER	1,197.00
A	18	4	6010	00	1110	383	CASE WORKER	897.00
A	18	4	6010	00	1110	384	CASE WORKER	947.00
A	18	4	6010	00	1110	385	CASE WORKER	1,197.00
A	18	4	6010	00	1110	386	CASE WORKER	897.00
A	18	4	6010	00	1110	400	CLERK TYPIST	500.00
A	18	4	6010	00	1110	402	CLERK TYPIST	1,220.00

A	18	4	6010	00	1110	403	COMMUNITY SERVICE AIDE	450.00
A	18	4	6010	00	1110	405	COMMUNITY SERVICE WORKER	808.00
A	18	4	6010	00	1110	409	COORDINATOR-CHILD SUPPORT (P)	883.00
A	18	4	6010	00	1110	448	EXECUTIVE SECRETARY	1,316.00
A	18	4	6010	00	1110	459	HOMEMAKER	1,030.00
A	18	4	6010	00	1110	461	HOMEMAKER	805.00

A 18 4 6010 00 1110	471	MEDICAL AUDIT CLERK	458.00
A 18 4 6010 00 1110	480	SOCIAL WELFARE EXAMINER	1,658.00
A 18 4 6010 00 1110	487	ACCOUNTANT	833.00
A 18 4 6010 00 1110	488	PRINCIPAL ACCOUNT CLERK TYPIST (P)	997.00
A 18 4 6010 00 1110	490	PRINCIPAL SOCIAL WELFARE EXAMINER-P	500.00
A 18 4 6010 00 1110	492	PRINCIPAL SOCIAL WELFARE EXAMINER-P	1,350.00
A 18 4 6010 00 1110	514	SOCIAL WELFARE EXAMINER	1,458.00
A 18 4 6010 00 1110	515	SOCIAL WELFARE EXAMINER	1,458.00
A 18 4 6010 00 1110	516	SOCIAL WELFARE EXAMINER	1,608.00
A 18 4 6010 00 1110	518	SOCIAL WELFARE EXAMINER	1,458.00
A 18 4 6010 00 1110	520	SOCIAL WELFARE EXAMINER	1,108.00
A 18 4 6010 00 1110	521	SOCIAL WELFARE EXAMINER	1,408.00
A 18 4 6010 00 1110	525	SENIOR ACCOUNT CLERK TYPIST (P)	419.00
A 18 4 6010 00 1110	527	SENIOR CASEWORKER (P)	769.00
A 18 4 6010 00 1110	528	SENIOR CASEWORKER (P)	959.00
A 18 4 6010 00 1110	530	CLERK TYPIST	500.00
A 18 4 6010 00 1110	532	CLERK TYPIST	550.00
A 18 4 6010 00 1110	537	SENIOR CLERK TYPIST (P)	408.00
A 18 4 6010 00 1110	538	SENIOR SOCIAL WELFARE EXAMINER (P)	1,419.00
A 18 4 6010 00 1110	539	SENIOR SOCIAL WELFARE EXAMINER (P)	1,864.00
A 18 4 6010 00 1110	540	SENIOR SOCIAL WELFARE EXAMINER (P)	2,014.00
A 18 4 6010 00 1110	542	SENIOR CASEWORKER (P)	909.00
A 18 4 6010 00 1110	543	SENIOR SOCIAL WELFARE EXAMINER (P)	1,369.00
A 18 4 6010 00 1110	556	RECEPTIONIST	805.00
A 18 4 6010 00 1110	583	SENIOR SUPPORT INVESTIGATOR (P)	1,619.00
A 18 4 6010 00 1110	595	SOCIAL WELFARE EXAMINER	1,458.00
A 18 4 6010 00 1110	596	SOCIAL WELFARE EXAMINER	1,408.00
A 18 4 6010 00 1110	853	SOCIAL WELFARE EXAMINER	1,158.00
A 18 4 6010 00 1110	889	SOCIAL WELFARE EXAMINER	1,408.00
A 18 4 6010 00 1110	938	HOMEMAKER	755.00
A 18 4 6010 00 1110	940	SOCIAL WELFARE EXAMINER	1,458.00
A 18 4 6010 00 1110	941	CASE WORKER	947.00
A 18 4 6010 00 1110	942	CLERK TYPIST	750.00
A 18 4 6010 00 1110	943	COMPUTER CONSOLE OPERATOR	458.00
A 18 4 6010 00 1110	1009	SOCIAL SERV INVESTIGATIVE COORD (P)	1,540.00
A 18 4 6010 00 1110	1035	RECEPTIONIST	805.00
A 18 4 6010 00 1110	1036	LONG TERM CARE COORDINATOR (P)	5,065.00
A 18 4 6010 00 1110	1120	JOB TRAINING DEVELOPER	165.00
A 18 4 6010 00 1110	1132	CLERK TYPIST	550.00
A 18 4 6010 00 1110	1154	CASE WORKER	947.00
A 18 4 6010 00 1110	1155	CASE WORKER	947.00
A 18 4 6010 00 1110	1156	ACCOUNT CLERK TYPIST	658.00
A 18 4 6010 00 1110	1221	CLERK TYPIST	550.00
A 18 4 6010 00 1110	1346	CASE WORKER	947.00
A 18 4 6010 00 1110	1347	CASE WORKER	1,197.00
A 21 4 7310 00 1110	99	ACCOUNT CLERK TYPIST	458.00
A 22 4 7510 00 1110	1055	LIBRARY AIDE	750.00
A 23 4 8020 00 1110	89	SENIOR ACCOUNT CLERK TYPIST (P)	419.00
A 23 4 8020 00 1110	303	PLANNER (P)	528.00
A 23 4 8020 00 1110	304	PLANNER (P)	528.00
A 24 4 6430 00 1110	473	ECON.OPP.&DEV.SPEC.-FIN. ANALYST	727.00
A 27 4 3140 00 1110	102	ACCOUNT CLERK TYPIST	458.00
A 27 4 3140 00 1110	112	WORK PROJECT SUPERVISOR	658.00
A 27 4 3140 00 1110	136	PROBATION SUPERVISOR (P)	2,019.00
A 27 4 3140 00 1110	137	SENIOR PROBATION OFFICER (P)	1,309.00
A 27 4 3140 00 1110	394	PROBATION OFFICER	1,443.00
A 27 4 3140 00 1110	1254	PROBATION OFFICER	711.00
A 27 4 3140 00 1110	1255	PROBATION OFFICER	1,201.00
A 27 4 3140 00 1110	1256	PROBATION OFFICER	661.00
A 27 4 3140 00 1110	1257	PROBATION OFFICER	661.00
A 27 4 3140 00 1110	1258	PROBATION OFFICER	711.00
A 27 4 3140 00 1110	1259	PROBATION OFFICER	711.00
A 27 4 3140 00 1110	1261	ADMINISTRATIVE ASSISTANT	997.00
A 27 4 3140 00 1110	1277	PROBATION OFFICER	711.00
A 27 4 3140 00 1110	1278	SENIOR ACCOUNT CLERK TYPIST (P)	619.00
A 30 4 1320 00 1110	21	AUDIT CLERK	658.00
A 30 4 1320 00 1110	392	SENIOR ACCOUNT CLERK TYPIST (P)	419.00
A 30 4 1320 00 1110	1330	PRINCIPAL ACCOUNT CLERK TYPIST (P)	997.00
A 31 4 1345 00 1110	1272	SENIOR ACCOUNT CLERK TYPIST (P)	564.00

A	31	4	1671	00	1110	83	MAIL CLERK	458.00
From:	D	12	4	9001	00	8820	RETIREMENT	\$24,178.00
To:								
D	12	4	5010	00	1110	41	SENIOR ACCOUNT CLERK TYPIST (P)	\$419.00
D	12	4	5010	00	1110	502	PRINCIPAL ACCOUNT CLERK TYPIST (P)	997.00

D	12	4	5020	00	1110	118	SENIOR ENGINEERING TECHNICIAN (P)	715.00
D	12	4	5020	00	1110	624	SENIOR ENGINEERING TECHNICIAN (P)	1060.00
D	12	4	5110	00	1110	144	HOURLY EMPLOYEES	20,500.00
D	12	4	5110	00	1110	278	GENERAL HIGHWAY MAIN SUPERVISOR (P)	487.00

From:	DM	12	4	5130	00	4441	GASOLINE & DIESEL FUEL	\$4,470.00
	DM	12	4	9001	00	8820	RETIREMENT	4,000.00
	DM	12	4	9001	00	8850	HOSPITAL & MEDICAL INS	4,000.00
	DM	12	4	9001	00	8855	SICK LV/RET.HLTH INS.ALT.	1,500.00

To:

DM	12	4	5130	00	1110	148	HOURLY EMPLOYEES	\$13,018.00
DM	12	4	5130	00	1110	1338	SUPERVISING AUTOMOTIVE MECHANIC (P)	687.00
DM	12	4	5130	00	1110	1341	SENIOR PUBLIC WORKS STOREKEEPER (P)	265.00

From:	EH	34	4	9001	00	8820	RETIREMENT	\$48,000.00
	EH	34	4	9001	00	8850	HOSPITAL & MEDICAL INS	38,567.00

To:

EH	34	4	6020	00	1110	7	ACCOUNTANT	\$328.00
EH	34	4	6020	00	1110	23	BUILDING MAINTENANCE SUPERVISOR (P)	1,061.00
EH	34	4	6020	00	1110	25	BUILDING MAINTENANCE WORKER	2,126.00
EH	34	4	6020	00	1110	28	BUILDING MAINTENANCE WORKER	2,176.00
EH	34	4	6020	00	1110	30	BUILDING MAINTENANCE WORKER	1,366.00
EH	34	4	6020	00	1110	31	CASE WORKER	997.00
EH	34	4	6020	00	1110	35	CLEANER	242.00
EH	34	4	6020	00	1110	36	CLEANER	287.00
EH	34	4	6020	00	1110	37	CLEANER	592.00
EH	34	4	6020	00	1110	39	CLEANER	287.00
EH	34	4	6020	00	1110	43	CUSTODIAL WORKER	242.00
EH	34	4	6020	00	1110	44	CLEANER	242.00
EH	34	4	6020	00	1110	45	CLEANER	237.00
EH	34	4	6020	00	1110	58	COOK	274.00
EH	34	4	6020	00	1110	59	COOK	274.00
EH	34	4	6020	00	1110	60	COOK	474.00
EH	34	4	6020	00	1110	61	COOK	224.00
EH	34	4	6020	00	1110	84	CUSTODIAL WORKER	242.00
EH	34	4	6020	00	1110	85	CUSTODIAL WORKER	187.00
EH	34	4	6020	00	1110	86	CUSTODIAL WORKER	237.00
EH	34	4	6020	00	1110	100	DIETETIC TECHNICIAN	424.00
EH	34	4	6020	00	1110	101	OCCUPATIONAL THERAPY ASSISTANT	392.00
EH	34	4	6020	00	1110	109	WARD CLERK	658.00
EH	34	4	6020	00	1110	120	FOOD SERVICE HELPER	188.00
EH	34	4	6020	00	1110	121	FOOD SERVICE HELPER	188.00
EH	34	4	6020	00	1110	123	FOOD SERVICE HELPER	138.00
EH	34	4	6020	00	1110	127	FOOD SERVICE HELPER	708.00
EH	34	4	6020	00	1110	128	FOOD SERVICE HELPER	88.00
EH	34	4	6020	00	1110	129	FOOD SERVICE HELPER	138.00
EH	34	4	6020	00	1110	131	FOOD SERVICE HELPER	508.00
EH	34	4	6020	00	1110	132	FOOD SERVICE HELPER	388.00
EH	34	4	6020	00	1110	134	HEAD NURSE (P)	945.00
EH	34	4	6020	00	1110	138	HEAD NURSE (P)	745.00
EH	34	4	6020	00	1110	143	PATIENTS ACCOUNTS WORKER	358.00
EH	34	4	6020	00	1110	151	HOUSEKEEPER	1,350.00
EH	34	4	6020	00	1110	153	PHYSICAL THERAPY AIDE	188.00
EH	34	4	6020	00	1110	166	LEISURE TIME ACTIVITIES AIDE	708.00
EH	34	4	6020	00	1110	167	LEISURE TIME ACTIVITIES AIDE	188.00
EH	34	4	6020	00	1110	168	NURSE ASSESMENT-CARE COORDINATOR(P)	1,661.00
EH	34	4	6020	00	1110	172	LEISURE TIME ACTIVITY DIRECTOR	3,111.00
EH	34	4	6020	00	1110	173	LICENSED PRACTICAL NURSE	389.00
EH	34	4	6020	00	1110	175	LICENSED PRACTICAL NURSE	439.00
EH	34	4	6020	00	1110	176	LICENSED PRACTICAL NURSE	439.00
EH	34	4	6020	00	1110	177	LICENSED PRACTICAL NURSE	439.00
EH	34	4	6020	00	1110	178	LICENSED PRACTICAL NURSE	439.00
EH	34	4	6020	00	1110	179	LICENSED PRACTICAL NURSE	439.00
EH	34	4	6020	00	1110	180	LICENSED PRACTICAL NURSE	439.00
EH	34	4	6020	00	1110	181	LICENSED PRACTICAL NURSE	1,114.00
EH	34	4	6020	00	1110	184	LICENSED PRACTICAL NURSE	514.00
EH	34	4	6020	00	1110	185	LICENSED PRACTICAL NURSE	439.00
EH	34	4	6020	00	1110	186	LICENSED PRACTICAL NURSE	514.00
EH	34	4	6020	00	1110	187	LICENSED PRACTICAL NURSE	439.00

EH	34	4	6020	00	1110	189	LICENSED PRACTICAL NURSE	1,164.00
EH	34	4	6020	00	1110	191	LICENSED PRACTICAL NURSE	439.00
EH	34	4	6020	00	1110	192	LICENSED PRACTICAL NURSE	514.00
EH	34	4	6020	00	1110	194	LICENSED PRACTICAL NURSE	439.00
EH	34	4	6020	00	1110	195	MEDICAL RECORDS ASSISTANT	1,657.00
EH	34	4	6020	00	1110	204	NURSING ASSISTANT	788.00

EH 34 4 6020 00 1110	205	NURSING ASSISTANT	738.00
EH 34 4 6020 00 1110	206	NURSING ASSISTANT	988.00
EH 34 4 6020 00 1110	207	NURSING ASSISTANT	788.00
EH 34 4 6020 00 1110	208	NURSING ASSISTANT	788.00
EH 34 4 6020 00 1110	209	NURSING ASSISTANT	988.00
EH 34 4 6020 00 1110	210	NURSING ASSISTANT	788.00
EH 34 4 6020 00 1110	211	NURSING ASSISTANT	688.00
EH 34 4 6020 00 1110	212	NURSING ASSISTANT	988.00
EH 34 4 6020 00 1110	214	NURSING ASSISTANT	688.00
EH 34 4 6020 00 1110	215	NURSING ASSISTANT	788.00
EH 34 4 6020 00 1110	217	NURSING ASSISTANT	738.00
EH 34 4 6020 00 1110	218	NURSING ASSISTANT	988.00
EH 34 4 6020 00 1110	219	NURSING ASSISTANT	688.00
EH 34 4 6020 00 1110	220	NURSING ASSISTANT	788.00
EH 34 4 6020 00 1110	221	NURSING ASSISTANT	988.00
EH 34 4 6020 00 1110	222	NURSING ASSISTANT	788.00
EH 34 4 6020 00 1110	223	NURSING ASSISTANT	738.00
EH 34 4 6020 00 1110	227	NURSING ASSISTANT	988.00
EH 34 4 6020 00 1110	229	NURSING ASSISTANT	788.00
EH 34 4 6020 00 1110	230	NURSING ASSISTANT	788.00
EH 34 4 6020 00 1110	231	NURSING ASSISTANT	738.00
EH 34 4 6020 00 1110	232	NURSING ASSISTANT	738.00
EH 34 4 6020 00 1110	233	NURSING ASSISTANT	738.00
EH 34 4 6020 00 1110	234	NURSING ASSISTANT	988.00
EH 34 4 6020 00 1110	236	NURSING ASSISTANT	988.00
EH 34 4 6020 00 1110	237	NURSING ASSISTANT	988.00
EH 34 4 6020 00 1110	238	NURSING ASSISTANT	788.00
EH 34 4 6020 00 1110	239	NURSING ASSISTANT	738.00
EH 34 4 6020 00 1110	240	NURSING ASSISTANT	788.00
EH 34 4 6020 00 1110	241	NURSING ASSISTANT	788.00
EH 34 4 6020 00 1110	243	NURSING ASSISTANT	988.00
EH 34 4 6020 00 1110	244	NURSING ASSISTANT	858.00
EH 34 4 6020 00 1110	245	NURSING ASSISTANT	788.00
EH 34 4 6020 00 1110	246	NURSING ASSISTANT	1,208.00
EH 34 4 6020 00 1110	247	NURSING ASSISTANT	1,258.00
EH 34 4 6020 00 1110	248	NURSING ASSISTANT	738.00
EH 34 4 6020 00 1110	249	NURSING ASSISTANT	1,208.00
EH 34 4 6020 00 1110	250	NURSING ASSISTANT	988.00
EH 34 4 6020 00 1110	251	NURSING ASSISTANT	738.00
EH 34 4 6020 00 1110	252	NURSING ASSISTANT	788.00
EH 34 4 6020 00 1110	253	NURSING ASSISTANT	988.00
EH 34 4 6020 00 1110	263	ORDERLY	231.00
EH 34 4 6020 00 1110	264	ORDERLY	1.00
EH 34 4 6020 00 1110	265	NURSING ASSISTANT	988.00
EH 34 4 6020 00 1110	266	ORDERLY	31.00
EH 34 4 6020 00 1110	269	LAUNDRY WORKER	142.00
EH 34 4 6020 00 1110	272	ASSISTANT COOK	564.00
EH 34 4 6020 00 1110	299	STORES ASSISTANT	758.00
EH 34 4 6020 00 1110	339	STORES CLERK (P)	376.00
EH 34 4 6020 00 1110	340	SUPERVISING NURSE (P)	899.00
EH 34 4 6020 00 1110	342	SUPERVISING NURSE (P)	1,724.00
EH 34 4 6020 00 1110	348	RECEPTIONIST	755.00
EH 34 4 6020 00 1110	350	WATCHPERSON	705.00
EH 34 4 6020 00 1110	380	CUSTODIAL WORKER	187.00
EH 34 4 6020 00 1110	446	PHYSICAL THERAPY ASSISTANT	642.00
EH 34 4 6020 00 1110	475	NURSING TRAINING SERVICE COORD (P)	499.00
EH 34 4 6020 00 1110	562	WARD CLERK	658.00
EH 34 4 6020 00 1110	594	WARD CLERK	458.00
EH 34 4 6020 00 1110	609	LICENSED PRACTICAL NURSE	639.00
EH 34 4 6020 00 1110	1038	ACCOUNTANT	328.00
EH 34 4 6020 00 1110	1052	SENIOR FOOD SERVICE HELPER (P)	237.00
EH 34 4 6020 00 1110	1056	HEAD NURSE (P)	745.00
EH 34 4 6020 00 1110	1057	LICENSED PRACTICAL NURSE	439.00
EH 34 4 6020 00 1110	1129	CASE WORKER	997.00
EH 34 4 6020 00 1130	216	LICENSED PRACTICAL NURSE	639.00
EH 34 4 6020 00 1130	216	FOOD SERVICE HELPER	388.00
EH 34 4 6020 00 1130	216	NURSING ASSISTANT	988.00

From: S 10 4 9001 00 8820 RETIREMENT \$959.00



RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
All Department Heads  
Personnel/Payroll  
CSEA Local 829 President

\*\*

RESOLUTION NO. 399 of 1998  
RESOLUTION TRANSFERRING FUNDS (JAIL)

DATED: October 27, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Coluni

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	A-15-4-3110-00	Sheriff		
		.1110(482) Deputy Sheriff Sgt.		\$ 2,169.28
		.1110(483) Deputy Sheriff Lt.		2,278.40
		.1110(484) Deputy Sheriff		1,649.60
To:	A-15-4-3150-00	Jail		
		.1110(67) Deputy Sheriff Sgt.		\$ 2,169.28
		.1110(76) Deputy Sheriff Lt.		2,278.40
		.1110(317) Deputy Sheriff		1,649.60

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 400 of 1998  
RESOLUTION ESTABLISHING POSITION (MONTGOMERY MEADOWS)

DATED: October 27, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

RESOLVED, that the position of Account Clerk Typist hereby is established at Montgomery Meadows, effective November 10, 1998, at an annual base salary of \$17,100.00, and

FURTHER RESOLVED, that the position of Principal Account Clerk Typist in said Department hereby is abolished, and

FURTHER RESOLVED, that the County Treasurer is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: EH-34-4-6020-00.1110(650) Montgomery Meadows  
Account Clerk Typist

From: EH-34-4-6020-00.1110(907) Montgomery Meadows  
Prin Acct Clerk Typist \$ 2,558.00

To: EH-34-4-6020-00.1110(650) Montgomery Meadows  
Account Clerk Typist \$ 2,558.00

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery Meadows

\*\*

RESOLUTION NO. 401 of 1998 DATED: October 27, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION  
(ECONOMIC OPPORTUNITY)

Resolution by Supervisor: McMahan  
Seconded by Supervisor: Van Kersen

WHEREAS, the Department of Economic Opportunity and Development is preparing applications for the Build Now-NY matching grant program, and

WHEREAS, local matching share commitment of \$50,000 will be required for each of two proposed applications, and

WHEREAS, one of said applications will seek funds for the Glen Canal View Business Park, while the other will be for the Florida Business Park,

RESOLVED, that the Board of Supervisors hereby commits a total of \$100,000 as the local share of two funding applications to be submitted under the Build Now-NY matching grant program, up to \$50,000 per application, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign said grant applications.

MOTION TO AMEND by Supervisor Mead, seconded by Supervisor Barone, delete the second WHEREAS clause, and, insert, in its stead, "WHEREAS, a local matching share commitment of \$50,000 will be required for the proposed application", and; delete the third WHEREAS clause, and insert, in its stead, "WHEREAS, said application will seek funds for the Glen Canal View Business Park,;" in the RESOLVED clause, delete "\$100,000" and insert, in its stead, "\$50,000", delete "two" and insert, in its stead, "a" and delete "applications" and insert, in its stead, "application", and delete "up to \$50,000 per application," passed with Aye(1868).

RESOLUTION ADOPTED with Aye(1511). Supervisors Cuozzo and Grzyb voted nay.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Economic Opportunity

\*\*

RESOLUTION NO. 402 of 1998 DATED: October 27, 1998  
RESOLUTION TRANSFERRING FUNDS (CO-WORKER COMPENSATION)

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Van Kersen

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From: S-599	Appropriated Fund Balance	\$140,000.00
To: S-10-4-1720-00	Co-Worker Compensation Fund	
	.4436 Medical Fees	\$ 60,000.00
	.4464 Worker's Comp. Benefits	80,000.00

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel Director

\*\*

RESOLUTION NO. 403 of 1998

DATED: October 27, 1998

RESOLUTION AUTHORIZING MEETING WITH HUD OFFICIALS

Resolution by Supervisor: Barone  
Seconded by Supervisor: Dandreano

RESOLVED, that the Board of Supervisors hereby authorizes and directs that a delegation, comprised of members of this Board and the County Attorney, meet with Michael F. Merrill, Director of Community Planning and Development for the U.S. Department of Housing and Urban Development (HUD), and his associates, to determine Montgomery County's funding eligibility status, and

FURTHER RESOLVED, that arrangements be made for said meeting to be held in Mr. Merrill's Buffalo, New York, office, at the earliest date convenient for the respective parties.

MOTION TO AMEND by Supervisor Grzyb, seconded by Supervisor Wills, in the FURTHER RESOLVED clause, delete "Mr. Merrill's Buffalo, New York, office" and insert, in its stead, "the Board of Supervisors' Chambers", failed with Aye(645) Supervisors Cuzzo, Wills, Grzyb and McMahon voted aye.

RESOLUTION ADOPTED with Aye(1223). Supervisors Cuzzo, Wills, Grzyb and McMahon voted nay.

Duly adopted upon roll call, all members present (1223) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Comm Planning & Development

OTHER

Supervisor Coluni requested a Resolution limiting each Special Presentation to 10 minutes.

Supervisor Cuzzo requested an opinion from the County Attorney regarding possible conflicts of interest.

Supervisor Van Kersen requested a Resolution for the dissolution of MOSA.

Chairman McMahon said a Committee-of-the-Whole will be held on November 17, 1998 to discuss solid waste issues and options.

Motion by Supervisor Barone, seconded by Supervisor Van Kersen, to adjourn the meeting, passed with Aye(1868). Supervisors Cuzzo and Hisert were absent. Chairman McMahon declared the meeting adjourned at 9:45 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . . 1

MOMENT OF SILENCE . . . . . 1

ADOPTION OF THE AGENDA . . . . . 1

PROCLAMATIONS . . . . . 1

PUBLIC COMMENT . . . . . 1

RES412 Resolution Declaring Intent to Dissolve MOSA . . . . . 1

SPECIAL PRESENTATIONS . . . . . 3

ADOPTION OF THE MINUTES OF PREVIOUS SESSION . . . . . 3

READING OF COMMUNICATIONS . . . . . 3

OLD BUSINESS . . . . . 4

NEW BUSINESS . . . . . 4

RES404 Resolution Authorizing Solicitation of Proposals - Meadows

RES405 Resolution Authorizing Solicitation of Proposals - Meadows

RES406 Resolution Authorizing Membership - Meadows

RES407 Resolution Authorizing Agreement - Meadows

RES408 Resolution Establishing Public Hearing 1999 Operating Budget

RES409 Resolution Transferring Funds - Public Defense

RES410 Resolution establishing Special Presentation Time Limits

RES411 resolution Authorizing Change Orders - FMCC

OTHER . . . . . 7

ADJOURNMENT . . . . . 8

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for November 10, 1998, was called to order at 7:40 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Chairman Hisert. Roll call indicated that Supervisors Dandreano, Cuzzo, Coluni and Paton were absent. All votes in these minutes reflect their absence.

MOMENT OF SILENCE

Supervisor Barone offered a prayer.

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Supervisors Cuzzo and Paton entered the meeting at 7:42 p.m.

Supervisors Dandreano and Coluni entered the meeting at 7:45 p.m.

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ADOPTION OF THE AGENDA

Motion by Supervisor Keller, seconded by Supervisor Van Kersen, to provide for the addition of Resolutions Nos. 409, 410, 411, and 412, and to consider Resolution No. 412 after "Public Comment" passed with Aye(1868). Motion by Supervisor Keller, seconded by Supervisor Van Kersen, to adopt the amended agenda, passed with Aye(1868).

PROCLAMATIONS

None.

PUBLIC COMMENT

A total of 18 persons commented on issues involving MOSA and a proposed landfill, with a majority urging dissolution of the Solid Waste Authority.

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RESOLUTION NO. 412 of 1998  
RESOLUTION DECLARING INTENT TO DISSOLVE MOSA

DATED: November 10, 1998

Resolution by Supervisor: Van Kersen  
Supervisor: Hassan  
Seconded by Supervisor: Dandreano

WHEREAS, the Montgomery, Otsego, Schoharie Solid Waste Management Authority Act, Title 13-AA of the Public Authorities Law, took effect on August 5, 1987, and

WHEREAS, during May, 1989, the Montgomery, Otsego, and Schoharie Boards agreed to and executed a Service Agreement which vested in the Montgomery-Otsego-Schoharie Solid Waste Management Authority (MOSA) for a period

of twenty-five years "primary responsibility for the management of solid waste generated or originated within the Counties" and which restricted MOSA's ability to import solid waste on a regular, sustained and continuous basis generated or originated outside the service area, and

WHEREAS, the premise of the Service Agreement was to reduce, reuse, recover and dispose of area solid waste in the most environmentally sound and cost-effective manner through a cooperative, coordinated solid waste management program, and

WHEREAS, during 1991, MOSA conducted an open and public process during which a solid waste management plan (SWMP) for the service area was developed, evaluated and approved as required by law, and

WHEREAS, the MOSA SWMP adopted then, and in effect now, expressly rejects the option of both private ownership of solid waste facilities and so-called full service procurement whereby private interests design, permit, construct and operate solid waste facilities, and

WHEREAS, the MOSA SWMP requires that local laws concerning land use be considered when siting solid waste facilities, and

WHEREAS, by 1997, MOSA, by reason of ineffective management and control within the Authority and adverse judicial rulings of nationwide application outside the Authority, had issued in excess of \$22 million of bonded indebtedness, with few present capital assets resulting, and

WHEREAS, the original MOSA purpose of region-wide, effective and safe reduction, reuse, recovery and disposal of solid waste now consists only of a MOSA program of transfer and out-of-area landfilling of service area waste, and

WHEREAS, during the spring of 1998, MOSA developed a request for proposals (RFP) which sought to solicit formation of a partnership with the Authority, or to privatize all, or a portion, of the Authority's operation in order to retire MOSA's debt, develop a long-term solid waste management operation and eliminate on-going county subsidization, the RFP drew only three responses, one of which was disqualified as non-responsive, and

WHEREAS, the proposals of Cassella/Red Oak Joint Venture and Waste Systems International, Inc. each involve the construction of a new landfill (each in Towns having valid local laws prohibiting the construction of new landfills) in excess of area needs and to which out-of-area waste will be delivered and the MOSA Board, by Resolution of September 1, 1998, has stated its desire to consider the proposals, select a landfill site and negotiate a contract with one of the private parties, contrary to the stated purpose and objectives of the MOSA enabling legislation, the Service Agreement, and the MOSA SWMP, and

WHEREAS, any public authority, which fails to fulfill its purpose, achieve its goals and follow its plans, almost since its creation, and which desires now to become little more than a public adjunct to private business intent upon evading the will of elected local government, must lose its authority to act for the public,

RESOLVED, that this Board does hereby declare its intent to begin to take all necessary and proper steps in the legislative, finance, legal and administrative process, both on its own behalf and together with the Otsego County Board of Representatives, the Schoharie County Board of Supervisors, the MOSA Governing Board and tri-county members of the New York Assembly and Senate delegation, to dissolve the Montgomery-Otsego-Schoharie Solid Waste Management Authority within the next six to fourteen months, and

FURTHER RESOLVED, that this Board does instruct and advise its appointed members to the MOSA Governing Board, and each of them, to undertake their responsibilities on that Board in the coming months in a manner which will foster the timely achievement of dissolution, without additional financial burdens or dissipation of assets, and

FURTHER RESOLVED, that this Board does hereby establish a special, temporary committee to be known as the "MOSA Dissolution Committee" made up of

five members of this Board, to be appointed by the Chairman of this Board, and having at least one member from the City of Amsterdam, and at least one member from the Towns of Charleston, Glen and Root, the committee shall meet and regularly report monthly to the full Board concerning its progress, plans and needs, and

FURTHER RESOLVED, the agenda for the meeting scheduled for November 17, 1998 is as follows: 1. Discussion/Presentation - manage MOSA to end of life; 2. Presentation (20 minutes) Waste Systems International, Inc.; 3. Presentation (20 minutes) Cassella; 4. Presentation (20 minutes) Citizens Groups CAMP, CALL; 5. Discussion/Presentation MOSA Dissolution; 6. Establish Committee - Membership: 3 Supervisors, City, Town, one from either Glen, Charleston or Root, - Financial advisor (MBIA, County Treasurer), Legal Advisor (recommendation from County Attorney); 7. Schedule of reports/updates.

MOTION TO AMEND by Supervisor Dandreano, seconded by Supervisor Coluni, to delete the third FURTHER RESOLVED clause.

MOTION TO AMEND by Supervisor Grzyb, seconded by Supervisor Keller, to delete the second FURTHER RESOLVED clause, passed with Aye(1578). Supervisors Cuozzo and McMahan abstained.

MOTION TO AMEND (Dandreano/Coluni), passed with Aye(1719). Supervisor Cuozzo abstained.

MOTION TO AMEND by Supervisor Keller, seconded by Supervisor Hassan, to add, ", and FURTHER RESOLVED, that the Montgomery County Board of Supervisors hereby authorized and directs the Purchasing Agent to solicit proposals for legal services to assist the County in achieving the dissolution of MOSA, with said proposals to be reviewed by the Personnel Committee and by the Ways and Means Committee, at a later date.", passed with Aye(1719). Supervisor Cuozzo abstained.

RESOLUTION ADOPTED with Aye(1719). Supervisor Cuozzo abstained.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
MOSA

\*\*

Supervisors Coluni and McMahan left the meeting at 9:20 p.m.

\*\*

#### SPECIAL PRESENTATIONS

Dean Robert W. Kusek, Fulton-Montgomery Community College Vice President, reported on FMCC activities.

#### ADOPTION OF THE MINUTES OF PREVIOUS SESSION

Motion by Supervisor Dandreano, seconded by Supervisor Hisert, to adopt the Minutes of the Public Hearing of October 27, 1998 and the Regular Meeting of October 27, 1998, passed with Aye(1372). Supervisors Coluni and McMahan were absent. Supervisor Grzyb voted nay.

#### READING OF COMMUNICATIONS

None.

None.

NEW BUSINESS

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RESOLUTION NO. 404 of 1998

DATED: November 10, 1998

RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - OCCUPATIONAL AND  
SPEECH THERAPY SERVICES (MONTGOMERY MEADOWS)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Grzyb

RESOLVED, that the Purchasing Agent, in cooperation with the Nursing Home Administrator, hereby is authorized and directed to solicit proposals for Occupational and Speech Therapy Services at Montgomery Meadows.

RESOLUTION ADOPTED with Aye(1580). Supervisors Coluni and McMahon were absent.

Duly adopted upon roll call, all members present (1579) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery Meadows

\*\*

RESOLUTION NO. 405 of 1998

DATED: November 10, 1998

RESOLUTION AUTHORIZING SOLICITATION OF PROPOSALS - DIETARY MANAGEMENT  
SERVICES (MONTGOMERY MEADOWS)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Grzyb

RESOLVED, that the Purchasing Agent, in cooperation with the Nursing Home Administrator, hereby is authorized and directed to solicit proposals for Dietary Management Services at Montgomery Meadows, and

FURTHER RESOLVED, that said proposals be for a two-year term.

RESOLUTION ADOPTED with Aye(1580). Supervisors Coluni and McMahon were absent.

Duly adopted upon roll call, all members present (1579) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery Meadows

\*\*

RESOLUTION NO. 406 of 1998

DATED: November 10, 1998

RESOLUTION AUTHORIZING ASSOCIATION MEMBERSHIP (MONTGOMERY MEADOWS)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Grzyb

RESOLVED, that the Nursing Home Administrator hereby is authorized to obtain membership for Montgomery Meadows in the Association for Professionals in Infection Control and Epidemiology, Inc. and

FURTHER RESOLVED, that said membership is authorized within the limits of funds budgeted annually for said purpose.

RESOLUTION ADOPTED with Aye(1580). Supervisors Coluni and McMahon were absent.

Duly adopted upon roll call, all members present (1579) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery Meadows

\*\*

RESOLUTION NO. 407 of 1998 DATED: November 10, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - HOSPICE SERVICES  
(MONTGOMERY MEADOWS)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Grzyb

WHEREAS, it has been recommended that Hospice services be made available at Montgomery Meadows,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with Hospice, Inc. to develop and implement a Hospice Plan of Care at Montgomery Meadows.

RESOLUTION ADOPTED with Aye(11580). Supervisors Coluni and McMahon were absent.

Duly adopted upon roll call, all members present (1579) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery Meadows

\*\*

RESOLUTION NO. 408 of 1998 DATED: November 10, 1998  
RESOLUTION ESTABLISHING PUBLIC HEARING ON 1999 TENTATIVE OPERATING  
BUDGET

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

RESOLVED, that pursuant to Section 359 of the County Law, the Montgomery County Board of Supervisors shall hold a Public Hearing on the 1999 Tentative Operating Budget and the Capital Program 1999-2004 at the Montgomery County Court House, 58 Broadway, Fonda, New York at 7:00 p.m., November 24, 1998, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized, empowered and directed to publish a notice of said hearing in the official newspapers of the County, and to include therein further notice that copies of the Tentative Operating Budget for 1999 are available at his office, where they may be inspected or purchased by interested persons during business hours, and

FURTHER RESOLVED, that said notice contain a statement showing the maximum salaries that may be fixed and payable, during the ensuing fiscal year, to members of the Montgomery County Board of Supervisors, including the Chairman, published at least once and at least five day shall elapse between publication

of such notice an the date specified for said hearing.

MOTION TO AMEND by Supervisor Vesp, seconded by Supervisor Dandreano, in the RESOLVED clause, delete "November 24" and insert, in its stead, "December 8", passed with Aye(1580). Supervisors Coluni and McMahon were absent.

RESOLUTION ADOPTED with Aye(1580). Supervisors Coluni and McMahon were absent.

Duly adopted upon roll call, all members present (1579) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
All Department/Agency Heads  
CSEA Local and Unit Presidents  
MCDSA President

\*\*

RESOLUTION NO. 409 of 1998  
RESOLUTION TRANSFERRING FUNDS - PUBLIC DEFENSE

DATED: November 10, 1998

Resolution by Supervisor: Cuzzo  
Seconded by Supervisor: Paton

WHEREAS, the Public Defender has requested a transfer of funds to provide for payment of Assigned Counsel costs,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget as follows:

TRANSFER:

From:	A-599	Unappropriated Fund Balance	\$15,000.00
To:	A-28-4-1170-00.4431	Public Defense Attys., Account., Audit	\$15,000.00

RESOLUTION ADOPTED with Aye(1580). Supervisors Coluni and McMahon were absent.

Duly adopted upon roll call, all members present (1579) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Public Defender

\*\*

RESOLUTION NO. 410 of 1998  
RESOLUTION ESTABLISHING SPECIAL PRESENTATION TIME LIMITS

DATED: November 10, 1998

Resolution by Supervisor: Coluni  
Seconded by Supervisor:

RESOLVED, that Special Presentations made during Regular Meetings of the Board of Supervisors shall each be limited to a maximum duration of 10 minutes.

RESOLUTION WITHDRAWN BY SPONSOR.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 411 of 1998

DATED: November 10, 1998

RESOLUTION AUTHORIZING CHANGE ORDERS (FMCC MASTER PLAN PROJECT)

Resolution by Supervisor: Van Kersen

Seconded by Supervisor: Cuzzo

RESOLVED, that the Board of Supervisors hereby authorizes the following work change orders for the Fulton-Montgomery Community College Master Plan Project:

Contract No. 10 - Building Construction (DePoalo & Son)

Change Order No.	Description	Amount
10-35	Cost associated with CCD 10-49, which added GWB inserts in corridors	\$4,277.81
	Costs associated with CCD 10-55, which included installing pipe insulation over abated piping	\$4,642.00
10-36	Costs associated with CCD 10-50, which included asbestos abatement in Mechanical Room CO 11 and reinsulating piping	\$15,739.47
	Original Contract Amount	\$5,968,000.00
	Net Change CO 1-34	33,210.16
	Net Change CO 35-36	24,659.28
	Revised Contract Amount	\$6,025,869.44

Contract No. 11 - Plumbing (General Mechanical Systems, Inc)

Change Order No.	Description	Amount
11-9	Increase sprinkler pipe sizes in Annex	\$6,953.00
	Original Contract Amount	\$276,520.00
	Net Change CO 1-8	79,760.49
	Net Change CO 9	6,953.00
	Revised Contract Amount	\$363,233.49

, and

FURTHER RESOLVED, that approval of this Resolution is contingent upon adoption of a similar Resolution by the Fulton County Board of Supervisors.

RESOLUTION ADOPTED with Aye(1580). Supervisors Coluni and McMahon were absent.

Duly adopted upon roll call, all members present (1579) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
FMCC  
Fulton Co. Board of Supervisors

OTHER

Supervisor Cuzzo recommended that the Personnel Committee meet to review proposed salary increases in the tentative 1999 Operating Budget.

Motion by Supervisor Grzyb, seconded by Supervisor Mead, to adjourn the meeting, passed with Aye(1580). Supervisors Coluni and McMahon were absent. Vice-Chairman Paton declared the meeting adjourned at 10:16 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PUBLIC COMMENT . . . . .	1
SPECIAL PRESENTATION . . . . .	2
ADOPTION OF MINUTES OF PREVIOUS SESSION . . . . .	2
OLD BUSINESS . . . . .	2
NEW BUSINESS . . . . .	2
RES413 Resolution Requesting Extension of Ag District Review Dates	
RES414 Resolution Authorizing Agreement - Records Management	
RES415 Resolution Authorizing Solicitation of Bids - Public Works	
RES416 Resolution Authorizing Sale of Surplus Equipment	
RES417 Resolution Amending PHC Program Policies - Public Health	
RES418 Resolution Amending 1998 Operating Budget - Emergency Management	
RES419 Resolution Authorizing Closure of Capital Project No. 13	
RES420 Resolution Transferring Funds - Treasurer	
RES421 Resolution Authorizing Agreement - Jail	
RES422 Resolution Authorizing Agreement - Youth Bureau	
RES423 Resolution Authorizing Agreements - Youth Bureau	
RES424 Resolution Authorizing SDPP Funds - Youth Bureau	
RES425 Resolution Allocating Program Funds - Youth Bureau	
RES426 Resolution Ratifying Agreement - Deputy Sheriff's Assoc.	
RES427 Refunding Bond Resolution	
RES428 Refunding Bond Resolution	
RES429 Resolution Transferring Funds - Purchasing	
RES430 Resolution Transferring Funds - Public Defense	
RES431 Resolution Authorizing Disbursement of Mortgage Tax Money	
RES432 Resolution Requesting Real property Tax Moratorium	
RES433 Resolution Urging Restoration of State Funds - Soil & Water	
RES434 Resolution Confirming AARMS Council Appointments	
RES435 Resolution Amending 1999 Tentative Operating Budget	
OTHER . . . . .	19
ADJOURNMENT . . . . .	19

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for November 24, 1995, was called to order at 7:31 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Hassan. Roll call indicated that Supervisor Van Kersen was absent. All votes in these minutes reflect his absence.

MOMENT OF SILENCE

Supervisor Hassan offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Grzyb, seconded by Supervisor Dandreano, to amend the Agenda to provide for the addition of Resolutions No. 429, 430, 431, 432, 433, 434, and 435, and to provide for an Executive Session after "Public Comment", and to provide for a "Special Presentation" after the Executive Session, passed with Aye(1807). Supervisor Van Kersen was absent. Motion by Supervisor Grzyb, seconded by Supervisor Dandreano, to adopt the amended agenda, passed with Aye(1807). Supervisor Van Kersen was absent.

PUBLIC COMMENT

Steve Helmin, CALL, Jim Arey, CAMP, and Wilson Nethaway, Fultonville, recommended appointing Mayor Dan Szabo to the MOSA Board of Directors.

Edward Winters, Cooperative Extension Executive Director, distributed copy of the Agency's 1998 report.

Bill Keenan, Town of Root, urged reconsideration of the decision of hiring a law firm to arrange dissolution of MOSA.

Jeff Lanfear, Town of Glen, and George Vosburgh, Town of Root, both urged using cigarette settlement revenue for the dissolution of MOSA.

John Blanchard, Town of Glen, urged the Board to move forward with hiring legal counsel.

Karen Chaplin, Town of Glen, recommended negotiations to expedite dissolution of MOSA.

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Motion by Supervisor Barone, seconded by Supervisor Paton, to enter into Executive Session for the purpose of discussion of collective negotiations and discussion of pending litigation, as provided by Article 14 of the Public Officers Law, passed with Aye(1807). Supervisor Van Kersen was absent. The Board entered Executive Session at 7:46 p.m.

Motion by Supervisor Hassan, seconded by Supervisor Barone, to conclude the Executive Session at 8:28 p.m., passed with Aye(1807). Supervisor Van Kersen was absent.

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County Attorney Landon reported on the recent meeting with HUD Officials. He noted a portion of the County's legal fes may be recovered from the Revolving Loan account.

ADOPTION OF MINUTES OF PREVIOUS SESSION

Motion by Supervisor Hisert, seconded by Supervisor Mead, to adopt the minutes of the Regular Meeting of November 10, 1998, passed with Aye(1807). Supervisor Van Kersen was absent.

OLD BUSINESS

None.

NEW BUSINESS

\*\*

RESOLUTION NO. 413 of 1998 DATED: November 24, 1998  
RESOLUTION REQUESTING EXTENSION OF AGRICULTURAL DISTRICT REVIEW DATES

Resolution by Supervisor: Hisert  
Seconded by Supervisor: Vesp

WHEREAS, Montgomery County Agricultural Districts Nos. 2 and 3 have anniversary dates of May 27, 1999 and July 22, 1999, respectively, and

WHEREAS, reviews of said Districts recently were completed, resulting in two major district consolidations, and

WHEREAS, Section 303-a of the Agricultural Districts Law allows counties with multiple districts with review dates in any 12-month period, to petition the Commissioner of Agriculture and Markets to approve, for good cause, an extension of up to four years for a district review,

RESOLVED, that the Board of Supervisors hereby petitions the Commissioner of Agriculture and Markets to extend the review dates of Montgomery County Agricultural Districts Nos. 2 and 3 to May 22, 2001 and July 22, 2003, respectively, and

FURTHER RESOLVED, that copies of this Resolution be forwarded to the New York State Commissioner of Agriculture and Markets, the Montgomery County Agricultural and Farmland Protection Board and the Montgomery County Planning Board.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Planning  
NYS Commissioner of Ag & Markets  
MC Ag Farmland Protection Board  
MC Planning Board

RESOLUTION NO. 414 of 1998 DATED: November 24, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - LOCAL GOVERNMENT  
RECORDS MANAGEMENT IMPROVEMENT FUND GRANT

Resolution by Supervisor: Wills  
Seconded by Supervisor: Coluni

WHEREAS, Montgomery County has been awarded a grant of \$8,996 from the State Archives and Records Administration, and

WHEREAS, said grant will be used for a Court Records Initiative Project,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign a Local Government Records Management Improvement Fund Grant Acceptance Form to enable receipt of \$8,996 for a Court Records Initiative Project.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of History & Archives

\*\*

RESOLUTION NO. 415 of 1998 DATED: November 24, 1998  
RESOLUTION AUTHORIZING SOLICITATION OF BIDS (PUBLIC WORKS)

Resolution by Supervisor: Mead  
Seconded by Supervisor: Barone

WHEREAS, the Commissioner of Public Works has recommended that bids be solicited for removal of pulpwood from the Reforestation Area,

RESOLVED, that the Purchasing Agent, in cooperation with the Commissioner of Public Works and the Consulting Forester, hereby is authorized and directed to solicit bids for thinning pulpwood from the Reforestation Area in the Town of Charleston.

RESOLUTION ADOPTED with Aye(1768). Supervisor Hassan abstained. Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1768) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works  
Purchasing Agent

\*\*

RESOLUTION NO. 416 of 1998 DATED: November 24, 1998  
RESOLUTION AUTHORIZING SALE OF SURPLUS EQUIPMENT

Resolution by Supervisor: Barone  
Seconded by Supervisor: Dandreano

WHEREAS, the Sheriff has determined that the two old radio towers at Oak Ridge are non-serviceable and are no longer needed for County purposes,

RESOLVED, that the Board of Supervisors hereby declares two old radio towers at Oak Ridge to be surplus property, and

FURTHER RESOLVED, that said towers shall be removed, at no cost to Montgomery County, and retained by Leonard Communications, Inc.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 417 of 1998 DATED: November 24, 1998  
RESOLUTION AMENDING MONTGOMERY COUNTY PHYSICALLY HANDICAPPED CHILDREN'S  
PROGRAM POLICIES (PUBLIC HEALTH)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

WHEREAS, the Physically Handicapped Children's Program was established to provide medical financial assistance,

WHEREAS, the Public Health Director has recommended changes to said Program,

RESOLVED, that Resolution No. 263 of 1993 hereby is rescinded, and

FURTHER RESOLVED, that the Physically Handicapped Children's Program shall continue to pay for diagnosis and evaluation and orthodontic/medical treatment services delivered prior to November 24, 1998, only to those children who were actively enrolled and not covered by other insurance or Medicaid, and

FURTHER RESOLVED, that payment for said services shall cease upon discharge, or aging out, of the PHC Program, and

FURTHER RESOLVED, that the Physically Handicapped Children's Program, effective November 24, 1998, shall reimburse health care providers for diagnosis and evaluation services only, as mandated by the NYS Department of Health, for children who have, or are suspected of having, physically disabling conditions or serious chronic illnesses, and

FURTHER RESOLVED, that said services shall be provided by specialty centers approved by the program and by physician specialists listed on the New York State roster of medical specialists, and

FURTHER RESOLVED, that these will not be a financial eligibility requirement, although the Program shall remain the payor of last resort, and

FURTHER RESOLVED, that said Program will determine the family's health insurance status, Medicaid coverage and disseminate information about Child Health Plus and other community services.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Public Health

\*\*

RESOLUTION NO. 418 of 1998

DATED: November 24, 1998

RESOLUTION AMENDING 1998 OPERATING BUDGET (EMERGENCY MANAGEMENT)

Resolution by Supervisor: Barone

Seconded by Supervisor: Cuzzo

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD:	A-02-4-3640-00.4460	Emergency Management Other Programs	
INCREASE:			
Revenue:	A-02-3-4305-00	Federal Aid Emergency Management	by \$1,350.00
Appropriations:	A-02-4-3640-00.4460	Emergency Management Other Programs	by \$1,350.00
TRANSFER:			
From:	A-02-4-3641-00.4449	S.H.Prog. EMS Classes Spec. Supplies/Materials	by \$338.00
To:	A-02-4-3640-00.4460	Emergency Management Other Programs	by \$338.00

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Emergency Management

\*\*

RESOLUTION NO. 419 of 1998 DATED: November 24, 1998  
RESOLUTION AUTHORIZING CLOSURE OF CAPITAL PROJECT NO. 13 - PUBLIC  
SAFETY CENTER

Resolution by Supervisor: Barone  
Seconded by Supervisor: Coluni

WHEREAS, adoption of Resolution No. 297 of 1994 authorized construction of a Public Safety Center, at a maximum cost of \$18 million, and

WHEREAS, the total cost of said construction, identified as Capital Project No. 13, has been established as being \$18,998,550.64, including change orders, cost overruns and legal issuing expenses, and

WHEREAS, after application of all appropriate revenue, said Project reflects a negative balance of \$280,588.80,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend Capital Project No. 13, as follows:

INCREASE:			
A-599	Appropriated Fund Bal.	by	\$ 271,623.80
A-06-4-9900-00.9950	Transfer to Capital Project	by	\$ 271,623.80

H-15-4-3015-13.2202	Expenditures	by	\$ 280,588.80
H-15-3-3389-13	Other Public Safety	by	\$ 8,965.00
H-15-3-5031-13	Interfund Transfer	by	\$ 271,623.80

, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to close Capital Project No. 13, upon completion of the Aforementioned entries and postings to all pertinent accounts.

RESOLUTION ADOPTED with Aye(1450). Supervisor Dandreano and Grzyb voted nay.  
Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1450) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 420 of 1998  
RESOLUTION TRANSFERRING FUNDS (TREASURER)

DATED: November 24, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Dandreano

WHEREAS, the County Treasurer has requested a transfer of funds to provide for payment for a new time clock in the Public Safety Center,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD:	A-06-4-1325-00.2219	Treasurer Clocks & Time Clocks	
TRANSFER:			
From:	A-06-4-1325-00.4477	Treasurer Sewer & Water Repay/Gen	\$2,900.00
To:	A-06-4-1325-00.2219	Treasurer Clocks & Time Clocks	\$2,900.00

RESOLUTION ADOPTED was Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 421 of 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - PSYCHIATRIC  
EXAMINATION OF INMATES (JAIL)

DATED: November 24, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Cuozzo

WHEREAS, Section 508 of the Corrections Law of the State of New York pertains to the security of jail inmates while they are receiving psychiatric care, and

WHEREAS, some inmates of the Montgomery County Corrections Facility receive

psychiatric examinations and treatment at the Rochester Psychiatric Center Forensic Unit, and

WHEREAS, such psychiatric care is provided in compliance with court orders or upon the direction of the County Mental Health Director,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to execute a renewal agreement with the County of Monroe pertaining to security arrangements for inmates of the Montgomery County Jail who are housed at the Rochester Psychiatric Center, and

FURTHER RESOLVED, that said agreement shall be for the period of January 1, 1999 to December 31, 1999, at the rate of \$110.00 per inmate.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff  
Director of Community Services

\*\*

RESOLUTION NO. 422 of 1998

DATED: November 24, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - YOUTH INITIATIVES PROGRAM (YOUTH BUREAU)

Resolution by Supervisor: Paton

Seconded by Supervisor: Wills

WHEREAS, the Montgomery County Youth Board has recommended 1999 Youth Initiatives Program agreements for youth services with various providers,

RESOLVED, that the Chairman to the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign 1999 Youth Initiatives Program agreements, as follows:

AGENCY/PROGRAM	RECOMMENDED FUNDING
Big Brothers/Big Sisters of Montgomery County (Youth Recruitment Program)	\$ 2,828.00
Catholic Charities of Montgomery County (Better Your Own Body)	5,151.00
Community Youth Center (Youth Employment Service)	3,839.00

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator

County Clerk  
Youth Bureau Director

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RESOLUTION NO. 423 of 1998

DATED: November 24, 1998

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - YOUTH DEVELOPMENT/

Resolution by Supervisor: Paton  
Seconded by Supervisor: Keller

WHEREAS, the Montgomery County Youth Board has recommended 1999 Youth Development/Delinquency Prevention Program Youth Services with various providers,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign 1999 Youth Development/Delinquency Prevention Program agreements, as follows:

AGENCY/PROGRAM	RECOMMENDED FUNDING
Big Brothers/Big Sisters of Montgomery County (Big Brothers/ Big Sisters Program)	\$10,516.00
Catholic Charities of Montgomery County (Schools Aiding Family Environment)	8,638.00
Community Youth Center (Youth Center)	5,041.00
St. Johnsville Youth Center (Youth Center)	5,388.00

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Youth Bureau Director

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RESOLUTION NO. 424 of 1998

DATED: November 24, 1998

RESOLUTION AUTHORIZING 1999 SPECIAL DELINQUENCY PREVENTION PROGRAM  
FUNDS (YOUTH BUREAU)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Grzyb

WHEREAS, the Montgomery County Youth Bureau is eligible for \$31,705.00 in 1999 Special Delinquency Prevention Program (SDPP) funding from the New York State Office of Children and Family Services, and

WHEREAS, various agencies have requested funding from said program,

RESOLVED, that the Board of Supervisors hereby authorizes allocation of 1999 Special Delinquency Prevention Program funds, as follows:

Big Brothers/Big Sisters of Montgomery County \$3,500.00  
(Partners To Assist Youth)

Catholic Charities of Montgomery County 7,672.00  
(Begin Again)

Montgomery County Probation Department (Juvenile Field Project)	8,925.00
Amsterdam Memorial Hospital (Zero Adolescent Pregnancy Peer Education Network)	8,605.00
Montgomery County Youth Bureau (Administration)	3,003.00

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Youth Bureau Director

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RESOLUTION NO. 425 of 1998

DATED: November 24, 1998

RESOLUTION ALLOCATING 1999 YOUTH DEVELOPMENT/DELINQUENCY PREVENTION  
PROGRAM FUNDS - MUNICIPAL PROGRAMS (YOUTH BUREAU)

Resolution by Supervisor: Paton

Seconded by Supervisor: McMahon

WHEREAS, various municipal recreation/service programs have applied to the Montgomery County Youth Bureau for 1999 Youth Development/Delinquency Prevention Program Funds, and

WHEREAS, the Montgomery County Youth Board of Directors has reviewed said applications and recommended allocation of said funds,

RESOLVED, that the Board of Supervisors hereby authorizes allocation of 1999 Youth Development/Delinquency Prevention Program funds for Municipal Programs, as follows:

MUNICIPALITY	RECOMMENDED FUNDING
City of Amsterdam(Juvenile Aid Bureau)	\$5,837.00
City of Amsterdam(Recreation Department)	9,000.00
Town of Amsterdam(Town Recreation)	1,154.00
Town of Canajoharie(Youth Center)	1,500.00
Town of Charleston(Town Recreation)	700.00
Town of Florida(Town Recreation)	2,150.00
Town of Glen(Town Recreation)	700.00
Town of Mohawk(Town Recreation)	1,215.00
Town of Mohawk(Tribes Hill Recreation)	865.00
Town of Palatine(Youth Center)	670.00
Town of Root(Youth Center)	1,400.00
Village of Canajoharie(Youth Center)	1,500.00
Village of Fonda(Village Recreation)	500.00
Village of Fort Johnson(Village Recreation)	500.00
Village of Fort Plain(Youth Center)	3,800.00
Village of Fultonville(Village Recreation)	500.00
Village of Hagaman(Village Recreation)	1,400.00
Village of Palatine Bridge(Youth Center)	1,000.00
Village of St. Johnsville(Village Recreation)	2,500.00

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Youth Bureau Director

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RESOLUTION NO. 426 of 1998 DATED: November 24, 1998  
RESOLUTION RATIFYING MEMORANDUM OF AGREEMENT BETWEEN COUNTY OF  
MONTGOMERY AND MONTGOMERY COUNTY DEPUTY SHERIFF'S ASSOCIATION AND  
AUTHORIZING CHAIRMAN TO SIGN CONTRACT FOR THE PERIOD OF JANUARY 1, 1997  
- DECEMBER 31, 2001

Resolution by: Full Board  
Seconded by Supervisor:

WHEREAS, negotiations for a successor employment agreement to the contract with the Montgomery County Deputy Sheriff's Association (MCDSA) have been conducted, with the parties reaching a Memorandum of Agreement, and

WHEREAS, said Memorandum of Agreement includes annual salary increases for full time MCDSA members, as follows:

- 1.0 percent effective January 1, 1997
- 1.0 percent effective January 1, 1998
- 3.0 percent effective January 1, 1999
- 3.0 percent effective January 1, 2000
- 3.0 percent effective January 1, 2001

, and

WHEREAS, the membership of the MCDSA has ratified said Memorandum of Agreement,

RESOLVED, that the Montgomery County Board of Supervisors hereby ratifies and approves a Memorandum of Agreement between the County of Montgomery and the MCDSA, pertaining to a successor employment contract, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors hereby is authorized to sign the ensuring contract, incorporating said Memorandum of Agreement, with the Montgomery County Deputy Sheriff's Association (MCDSA), for the period January 1, 1997 - December 31, 2001.

MOTION by Supervisor Barone, seconded by Supervisor Wills, to have the Clerk of the Board cast one unanimous vote in favor of the Resolution, passed with Aye(1807). Supervisor Van Kersen was absent.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
MCDSA  
Sheriff  
Personnel/Payroll

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RESOLUTION NO. 427 of 1998 DATED: November 24, 1998  
REFUNDING BOND RESOLUTION OF THE COUNTY OF MONTGOMERY, NEW YORK.

ADOPTED NOVEMBER 24, 1998, AUTHORIZING THE REFUNDING OF \$8,300,000  
GENERAL OBLIGATION (SERIAL) BONDS - 1995 AND \$3,435,000 PUBLIC  
IMPROVEMENT (TERM) BONDS, 1996 OF THE COUNTY, STATING THE PLAN OF  
REFUNDING, APPROPRIATING AN AMOUNT NOT TO EXCEED \$13,000,000 THEREFORE,  
AUTHORIZING THE ISSUANCE OF \$13,000,000 REFUNDING SERIAL BONDS TO  
FINANCE SAID APPROPRIATION, AND MAKING CERTAIN DETERMINATIONS ALL

Resolution by Supervisor: Wills  
Seconded by Supervisor: Keller

WHEREAS, the County of Montgomery, New York (the "County"), has heretofore issued its \$9,000,000 GENERAL OBLIGATION (SERIAL) BONDS - 1995, dated May 1, 1995, now outstanding in the aggregate principal amount of \$8,300,000, which bonds mature in the principal amounts of (i) \$350,000 on May 1 in each of the years 1998 to 2001, inclusive; (ii) \$400,000 on May 1 in each of the years 2002 to 2007, inclusive; (iii) \$450,000 on May 1 in each of the years 2008 to 2011, inclusive; (iv) \$475,000 on May 1 in each of the years 2012 to 2013, inclusive; and (v) \$525,000 on May 1 in each of the years 2014 to 2017, inclusive, and which bonds bear interest a rates ranging from 5.60% to 5.70% per annum, with interest payable on May 1 and semi-annually thereafter on November 1 and May 1 in each yea5r to maturity; and

WHEREAS, the County has heretofore issued its \$3,435,000 PUBLIC IMPROVEMENT (TERM) BONDS, 1996, dated May 29, 1996, now outstanding in the aggregate principal amount of \$3,435,000, which bonds bear interest at the rate of 5.75% per annum and mature on May 1, 2016, and which bonds are subject to mandatory redemption at par plus accrued interest prior to maturity in part by lot in annual installments of principal (i) on May 1, 2012 in the amount of \$510,000; (ii) on May 1, 2013 in the amount of \$670,000; (iii) on May 1, 2014 in the amount of \$710,000; (iv) on May 1, 2015 in the amount of \$750,000; and (v) on May 1, 2016 in the amount of \$795,000, with interest payable on May 1 and semi-annually thereafter on November 1 and May 1 in each year until maturity, and

WHEREAS, Section 90.10 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), permits the County to refund all or any portion of outstanding serial bonds by the issuance of new bonds, the issuance of which will result in present value debt service saving for the County;

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, NEW YORK (by the favorable vote of two-thirds of all the members of said Board of Supervisors), AS FOLLOWS:

Section 1. In this resolution, the following definitions apply, unless a different meaning clearly appears from the context:

a. "Bonds To Be Refunded" means (i) all to the then-outstanding \$9,000,000 GENERAL OBLIGATION (SERIAL) BONDS - 1995 (THE "1995 Bonds To Be Refunded"); and (ii) \$3,435,000 PUBLIC IMPROVEMENT (TERM) BONDS, 1996 (the "1996 Bonds To Be Refunded").

b. "Escrow Contract" means the contract to be entered into by and between the County and the Escrow Holder pursuant to Section 10 hereto.

c. "Escrow Holder" means the bank or trust company designated as such pursuant to Section 10 hereto.

d. "Present Value Savings" means the dollar savings which result from the issuance of the Refunding Bonds computed in accordance with Section 90.10.b.2(a) of the Law by discounting the principal and interest payments on both the Refunding Bonds and the Bonds To Be Refunded from the respective maturities thereof to the date of issue of the Refunding Bonds, at a rate equal to the effective interest cost of the Refunding Bonds. The effective interest cost of the Refunding Bonds shall be that rate which is arrived at by doubling the semi-annual interest rate (compounded semi-annually), necessary to discount the debt service payments on the Refunding Bonds from the maturity dates thereof to the date of issue of the Refunding Bonds and to the bona fide initial public offering price including estimated accrued interest, or, if there is no public offering, to the price bid including estimated accrued interest.

e. "Redemption Date" means the dates on which the Bonds To Be Refunded, are to be redeemed, which Redemption Date shall be (i) November 1, 2004, with

respect to the 1995 Bonds To Be Refunded; and (ii) May 1, 2006, with respect to the 1996 Bonds To Be Refunded.

f. "Refunding Bond" or "Refunding Bonds" means a portion or all of the \$13,000,000 Refunding Serial Bonds of the County, authorized pursuant to Section 2 hereof.

g. "Refunding Bond Amount Limitation" means an amount of Refunding Bonds which does not exceed (i) the principal amount of Bonds To Be Refunded; (ii) the aggregate amount of unmatured interest payable on such Bonds To Be Refunded to and including the maturity date of the Redemption Date of the Bonds To Be Refund which are subject o prior redemptio, as applicable; (iii) redemption premiums, if any, payable on the Bonds To Be Refunded; plus (iv) costs and expenses incidental to the issuance of the Refunding Bonds including the development of the refunding financial plan, and of executing and performing the term and conditions of the Escrow Contract and all fees and charges of the Escrow Holder as referred to in Section 10 hereto.

Section 2. The Board of Supervisors of the County (the "Board of Supervisors"), hereby authorizes the refunding of all of the Bonds To Be Refunded of the County, in the principal amount of \$11,735,000, more particularly described and referred to in the Recitals hereof, and appropriates an amount not to exceed \$13,000,000 to accomplish such refunding. The plan of financing said appropriation includes the issuance os \$13,000,000 Refunding Bonds and the levy and collection of a tax upon all the taxable real property within the County to pay the principal of and interest on said Refunding Bonds as the same shall become due and payable. Serial bonds of the County in the maximum aggregate principal amount of \$13,000,000 and designated "REFUNDING SERIAL BONDS" are hereby authorized to be issued pursuant to the provision of the Law, which may be issued in two or more series. This Resolution contemplates the deposit of all the proceeds of said Refunding Bonds with an Escrow Holder pursuant to an Escrow Contract as authorized in Section 10 hereof, the payment of all cost incurred by the County in connection with said refunding from such proceeds and the payment of the principal of and interest on the maturity dates of the Bonds To Be Refunded.

Section 3. The \$11,735,000 Bonds To Be Refunded referred to in Section 1 hereto are the unmatured outstanding balance of two (2) separate issues of bonds, which were originally issued pursuant to various bond resolutions adopted by the Board of Supervisors authorizing the issuance of bonds of the County for various County purposes. The Refunding Bonds authorized in the aggregate principal amount not to exceed \$13,000,000 shall mature in amounts and at dates to be determined by the County Treasurer, and the County Treasurer, as the chief fiscal officer of the County, is hereby authorized to approve all details of any refunding financial plan under which the County shall proceed.

Section 4. The maximum period of probable usefulness of the Bonds To Be Refunded, commenced on the date of issuance of the first bond anticipation notes issued in anticipation of the sale of each of the two (2) issues of bonds referred to in Section 3 above. The issuance of the Refunding Bonds will not exceed the Refunding Bond Amount Limitation.

Section 5. The amount of estimated Present Value Savings, computed in accordance with subdivision tow of paragraph b of Section 90.10 of the Law, is currently anticipated to be \$113,055.51 with respect to the 1995 Bonds To Be Refunded, and \$66,620.08 with respect to the 1996 Bonds To Be Refunded, resulting in an aggregate Present Value Savings in the amount of \$179,675.59.

Section 6. (a) The \$13,000,000 Refunding Bonds shall be sold at private sale, and the County Treasurer, the chief fiscal officer of the County, is hereby authorized to execute a purchase contract on behalf of the County for the sale of said Refunding Bonds, provided that the terms and conditions of such Board shall be approved by the State Comptroller, and further provided that prior to the issuance of the Refunding Bonds the County Treasurer shall have filed with the Board of Supervisors a certificate approved by the State Comptroller setting forth the Present Value Savings to the County resulting from the issuance of the Refunding Bonds.

(b) In connection with such sale, the County hereby authorizes the preparation of an Official Statement and approves its use in connection with such sale, and, further, consents to the distribution of a Preliminary Official Statement prior to the date said Official Statement is executed and available for distribution.

(c) The County Treasurer is hereby further authorized and directed to take

any and all actions necessary to accomplish said refunding, and to execute any contracts and agreements for the purchase of and payment for services rendered or to be rendered the County in connection with said refunding.

Section 7. Each of the Refunding Bonds authorized by this resolution shall contain the recital of validity prescribed by Section 52.00 of the Law and said

Refunding Bonds shall be general obligations of the County payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said Refunding Bonds and provision shall be made annually in the budget of the County for (a) the amortization and redemption of the Refunding Bonds to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Sections 50.00, 56.00 and 90.10 of the Law, the powers and duties of the Board of Supervisors relative to prescribing the terms, form and contents and as to the sale and issuance of the Refunding Bonds, and to executing any arbitrage certification relative thereto, as well as to executing the Escrow Contract described in Section 10 and the Official Statement referred to in Section 6, are hereby delegated to the County Treasurer, the chief fiscal officer of the County.

Section 9. The County hereby covenants and agrees with the holders from time to time of said bonds, and any bond anticipation notes issued in anticipation thereof, that the County will duly and faithfully observe and comply with the provisions of the Internal Revenue Code of 1986, as amended, and any proposed or final regulations promulgated thereunder, unless, in the opinion of Bond Counsel to the County, such compliance is not required to maintain the Federal tax exemption of interest on said obligations from Federal income taxation.

Section 10. Prior to the issuance of the Refunding Bonds, the County shall contract with a bank or trust company located and authorized to do business in this state, for the purpose of having such bank or trust company act as the Escrow Holder of the proceeds, inclusive of any premium from the sale of the Refunding Bonds, together with all income derived from the investment of such proceeds, if any. The Escrow Contract shall contain such terms and conditions as shall be necessary in order to accomplish the Refunding Financial Plan, including provisions for the Escrow Holder without further authorization or direction from the County, except as otherwise provided therein, (a) to make all required payments of principal and interest with respect to the Bonds To Be Refunded, (b) to pay costs and expenses incidental to the issuance of the Refunding Bonds, including the development of the refunding Financial Plan, and of executing and performing the terms and conditions of the Escrow Contract and all of its fees and charges as the Escrow Holder, and (c) to invest the moneys held by it consistent with the provisions of the Refunding Financial Plan. The Escrow Contract shall be irrevocable and shall constitute a covenant with the holders of the Refunding Bonds.

Section 11. The proceeds, inclusive of any premium, from the sale of the Refunding Bonds, immediately upon receipt, shall be placed in escrow by the County with the Escrow Holder in accordance with the Escrow Contract. All moneys held by the Escrow Holder shall be invested only in direct obligations of the United States of America or in obligations the principal of and interest on which are unconditionally guaranteed by the United States of America, which obligations shall mature or be subject to redemption at the option of the holder thereof not later than the respective dates when such moneys will be required to make payments in accordance with the Refunding Financial Plan. Any such moneys remaining in the custody of the Escrow Holder after the full execution of the Escrow Contract shall be returned to the County and shall be applied by the County only to the payment of the principal of or interest on the Refunding Bonds then outstanding or to the payment of or reimbursement for the costs of issuance or other administrative costs incurred in connection with the issuance of the Refunding Bonds.

Section 12. That portion of such proceeds from the sale of the Refunding Bonds, together with interest earned thereon, if any, which shall be required for the payment of the principal of and interest on the Bonds To Be Refunded, in accordance with the Refunding Financial Plan, shall be irrevocably committed and pledged to such purpose and the holders of the Bonds To Be Refunded shall have alien upon such moneys and the investments thereof held by the Escrow Holder. The pledge and lien provided for herein shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by

the Escrow Holder shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding against all parties having claims of any kind in tort, contract or otherwise against the County irrespective of whether such parties have notice thereof. Neither this resolution, the Escrow Contract, nor any other instrument relating to such pledge and lien, need be filed or recorded.

Section 13. The validity of the Refunding Bonds authorized by this resolution may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 14. This resolution shall take effect immediately and shall be published, in full, in the official newspaper(s) of the County, together with a notice in substantially the form as prescribed by Section 81.00 of the Law.

RESOLUTION ADOPTED with Aye(1658). Supervisor Cuzzo voted nay. Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1658) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 428 of 1998 DATED: November 24, 1998  
REFUNDING BOND RESOLUTION OF THE COUNTY OF MONTGOMERY, NEW YORK  
ADOPTED NOVEMBER 24, 1998, AUTHORIZING THE REDEMPTION OF \$8,300,000  
GENERAL OBLIGATION (SERIAL) BONDS - 1995 AND \$3,435,000 PUBLIC  
IMPROVEMENT (TERM) BONDS, 1996 OF THE COUNTY

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

WHEREAS, the County of Montgomery, New York (the "County"), has heretofore issued its \$9,000,000 GENERAL OBLIGATION (SERIAL) BONDS - 1995, dated May 1, 1995, now outstanding in the aggregate principal amount of \$8,300,000, which bonds mature in the principal amounts of (i) \$350,000 on May 1 in each of the years 1998 to 2001, inclusive, (ii) \$400,000 on May 1 in each of the years 2002 to 2007, inclusive; (iii) \$450,000 on May 1 in each of the years 2008 to 2011, inclusive; (iv) \$475,000 on May 1 in each of the years 2012 to 2013, inclusive; and (v) \$525,000 on May 1 in each of the years 2014 to 2017, inclusive, and which bonds bear interest at rates ranging from 5.60% to 5.70% per annum, with interest payable on May 1 and semi-annually thereafter on November 1 and May 1 in each year to maturity, and

WHEREAS, the County has heretofore issued its \$3,435,000 PUBLIC IMPROVEMENT (TERM) BONDS, 1996, dated May 29, 1996, now outstanding in the aggregate principal amount of \$3,435,000, which bonds bear interest at the rate of 5.75% per annum and mature on May 1, 2016, and which bonds are subject to mandatory redemption at par plus accrued interest prior to maturity in part by lot in annual installments of principal (i) on May 1, 2012 in the amount of \$510,000; (ii) on May 1, 2013 in the amount of \$670,000; (iii) on May 1, 2014 in the amount of \$710,000; (iv) on May 1, 2015 in the amount of \$750,000; and (v) on May 1, 2016 in the amount of \$795,000, with interest payable on May 1 and semi-annually thereafter on November 1 and May 1 in each year until maturity, and

WHEREAS, Section 90.10 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), permits the County to refund all or any portion of outstanding serial bonds by the issuance

of new bonds, the issuance of which will result in present value debt service savings for the County,

WHEREAS, pursuant to Resolution No. 427 of the County adopted on November 24, 1998 and entitled "Refunding Bond Resolution of the County of Montgomery, New York, Adopted November 24, 1998, Authorizing the refunding of \$8,300,000

General Obligation (Serial) Bonds - 1995 and \$3,435,000 Public Improvement (Term) Bonds, 1996 of the County, Stating the Plan of Refunding, Appropriating an amount not to exceed \$13,000,000 therefore, Authorizing the Issuance of \$13,000,000 Refunding Serial Bonds - 1998 to finance said appropriation, and making certain determinations all relative thereto" (the "Refunding Resolution") the County has, among other things, authorized the refunding of the bonds described above; and

WHEREAS, the County now desires to authorize the redemption of such bonds;

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, NEW YORK (by favorable vote of two-thirds of all the members of said Board of Supervisors), AS FOLLOWS:

Section 1. In this resolution, the following definitions apply, unless a different meaning clearly appears from the context:

a. "Bonds to be Refunded" means (i) all of the then-outstanding \$9,000,000 GENERAL OBLIGATION (SERIAL) BONDS - 1995 (the "1995 Bonds to be Refunded"); and (ii) \$3,435,000 PUBLIC IMPROVEMENT (TERM) BONDS, 1996 (the "1996 Bonds to be Refunded") of the County.

b. "Escrow Holder" means the bank or trust company designated as such pursuant to Section 10 of the Refunding Resolution.

c. "Redemption Date" means the dates on which the then outstanding Bonds To Be Refunded, are to be redeemed, which Redemption Date shall be (i) November 1, 2004 with the respect to the 1995 Bonds To Be Refunded; and (ii) May 1, 2006 with respect to the 1996 Bonds To Be Refunded.

d. "Refunding Bond" or "Refunding Bonds" means a portion or all of the \$13,000,000 Refunding Serial Bonds - 1998 of the County, authorized pursuant to the Refunding Resolution.

e. "Refunding Financial Plan" means the Refunding Financial Plan defined and described in the Refunding Resolution.

Section 2. The Board of Supervisors of the County hereby authorizes the call and redemption on the applicable Redemption Date of all of the then outstanding 1995 Bonds To Be Refunded and 1996 Bonds To Be Refunded of the County, all in accordance with the Refunding Financial Plan, conditioned upon and subject to the issuance of the Refunding Bonds. The County Treasurer, as Chief Fiscal Officer of the County is hereby authorized to take any and all action and execute and deliver any and all documents necessary or desirable to effectuate and carry out the intent of the Resolution.

Section 3. The Escrow Holder is hereby authorized and directed to cause a notice of such call for redemption to be given in the name of the County in the manner and within the times provided by Section 53.00 of the Law.

Section 4. This Resolution shall take effect immediately.

RESOLUTION ADOPTED with Aye(1658). Supervisor Cuozzo voted nay. Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1658) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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Resolution by Supervisor: Keller  
Seconded by Supervisor: McMahon

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From: A-599 Unappropriated Fund Balance \$1,558.03  
To: A-31-4-1345-00.1110(609) Central Purchasing  
Purchasing Agent \$1,558.03

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent

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RESOLUTION NO. 430 of 1998  
RESOLUTION TRANSFERRING FUNDS (PUBLIC DEFENSE)

DATED: November 24, 1998

Resolution by Supervisor: Coluni  
Seconded by Supervisor: Cuzzo

WHEREAS, the Public Defender has requested a transfer of funds to provide for payment of Assigned Counsel costs,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget as follows:

TRANSFER:

From: A-599 Unappropriated Fund Balance \$10,000.00  
To: A-28-4-1170-00.4431 Public Defense  
Attys., Account., Audit \$10,000.00

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Public Defender

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RESOLUTION NO. 431 of 1998  
RESOLUTION AUTHORIZING COUNTY TREASURER TO DISBURSE MORTGAGE TAX MONEY

DATED: November 24, 1998

Resolution by Supervisor: Vesp  
Seconded by Supervisor: Grzyb

RESOLVED, that the Board of Supervisors hereby authorizes the County Treasurer to disburse Mortgage Tax money for the period from April 1, 1998

through September 30, 1998, and

FURTHER RESOLVED, that said Treasurer is directed to take all necessary steps, under proper accounting procedure, to adjust the books of her office, effective immediately.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

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RESOLUTION NO. 432 of 1998

DATED: November 24, 1998

RESOLUTION REQUESTING MORATORIUM ON LEGISLATION GRANTING REAL PROPERTY  
TAX AND TAXABLE STATUS DATE EXEMPTIONS

Resolution by Supervisor:  
Seconded by Supervisor:

WHEREAS, there has been a rapid increase in legislation proposing real property and taxable status date exemptions, and

WHEREAS, said legislation, which offers fiscal relief to a small segment of the general population, collectively erodes local tax bases, and

WHEREAS, municipalities are under constant pressure to financially support state-mandated programs and to keep real property taxes at reasonable levels, and

WHEREAS, other forms of financial relief can be offered to those taxpayers who are granted real property and taxable status date exemptions,

RESOLVED, that the Montgomery County Board of Supervisors hereby requests that a moratorium be placed upon enactment of legislation granting real property tax and taxable status date exemptions, pending formation of a State Task Force to study the long-term effects of such legislation and alternative forms of tax relief, and

FURTHER RESOLVED, that a copy of this Resolution be forwarded to Governor George E. Pataki, State Senator Hugh Farley, and Assemblyman Paul Tonko.

MOTION TO TABLE by Supervisor Stagliano, seconded by Supervisor Vesp, passed with Aye(1807). Supervisor Van Kersen was absent. (11/24/98)

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Real Property  
The Honorable George E. Pataki  
The Honorable Hugh Farley  
Assemblyman Paul D. Tonko

\*\*

RESOLUTION NO. 433 of 1998

DATED: November 24, 1998

RESOLUTION URGING RESTORATION OF STATE FUNDING FOR SOIL AND WATER  
CONSERVATION DISTRICTS

Resolution by Supervisor: Keller  
Seconded by Supervisor: Hisert

WHEREAS, the New York State Soil and Water Conservation Districts Law provides for reimbursement of soil and water conservation districts, not to exceed \$30,000 to any district in any fiscal year, and

WHEREAS, said Districts are the local agencies that implement existing and new state conservation and environmental management programs, and

WHEREAS, the New York State Legislature previously provided financial support to said Districts to help protect the State's soil, water and natural

WHEREAS, there are no appropriations in the 1998-1999 State Budget to fund said Districts,

RESOLVED, that the Montgomery County Board of Supervisors hereby urges the New York State Legislature and Governor George E. Pataki to reinstate funding for Soil and Water Conservation Districts in the 1998-1999 State Budget, and

FURTHER RESOLVED, that copies of this Resolution be forwarded to Governor Pataki, State Senator Farley, Assemblyman Tonko, Assembly Speaker Silver and the Montgomery County Soil and Water Conservation District.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
The Honorable George E. Pataki  
The Honorable Hugh Farley  
Assemblyman Paul D. Tonko  
Assembly Speaker Sheldon Silver  
Montgomery Co Soil & Water Cons District

\*\*

RESOLUTION NO. 434 of 1998  
RESOLUTION CONFIRMING APPOINTMENTS TO AAREMS COUNCIL

DATED: November 24, 1998

Resolution by Supervisor: Wills  
Seconded by Supervisor: Grzyb

WHEREAS, the Montgomery County EMS Council has designated two individuals to fill vacancies on the Adirondack-Appalachian Regional Emergency Medical Services (AAREMS) Council,

RESOLVED, that the Board of Supervisors hereby confirms the appointments of Jane Karker and Dean Romano to three-year terms as members of the Adirondack-Appalachian Regional Emergency Medical Services (AAREMS) Council, and

FURTHER RESOLVED, that copies of this Resolution be forwarded to the Montgomery County EMS Council and to the AAREMS Council.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Grzyb, in the RESOLVED clause, after "members" insert ", and Edith Noeltner to a three-year term as Alternate", passed with Aye(1807). Supervisor Van Kersen was absent.

RESOLUTION ADOPTED with Aye(1807). Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (1807) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director, Emergency Management  
EMS Council

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RESOLUTION NO. 435 of 1998  
RESOLUTION AMENDING 1999 TENTATIVE OPERATING BUDGET

DATED: November 24, 1998

Resolution by Supervisor: Grzyb  
Seconded by Supervisor: Cuzzo

RESOLVED, that the 1999 Tentative Operating Budget hereby is amended to

provide for salary increases of 2.5 percent over the 1998 budget, as amended, for 1999 only, for all non-bargaining and elected employees, excluding members of the board of Supervisors, and

FURTHER RESOLVED, that the 1999 Tentative Operating Budget hereby is amended to provide for a salary for the County Administrator commensurate with the terms of his contract with the County of Montgomery.

RESOLUTION ADOPTED with Aye(943). Supervisor Wills, McMahon, Hassan, Mead, Keller, Vesp, Hisert and Stagliano voted nay. Supervisor Van Kersen was absent.

Duly adopted upon roll call, all members present (0943) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

OTHER

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Motion by Supervisor Dandreano, seconded by Supervisor Barone, to suspend the rules of procedure to allow for the consideration of voting on setting dates and times for budget meetings, failed with Aye(856-2/3 majority). Supervisors Dandreano, Cuozzo, Barone, Wills, Coluni, Grzyb and Mead voted aye. Supervisor Van Kersen was absent.

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Chairman McMahon said Committee-of-the-Whole meetings on the 1999 Tentative Operating Budget will be held on November 30, 1998 and December 1, 1998, beginning at 6:00 p.m.

Supervisor Keller said he would to meet with Otsego and Schoharie Counties regarding dissolution of MOSA.

Supervisor Dandreano said the meeting requested by Supervisor Keller should be authorized by the Board of Supervisors.

ADJOURNMENT

Motion by Supervisor Barone, seconded by Supervisor Dandreano, to adjourn the meeting, passed with Aye(1807). Supervisor Van Kersen was absent. Chairman McMahon declared the meeting adjourned at 9:45 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

## TABLE OF CONTENTS

CALL TO ORDER . . . . .	1
MOMENT OF SILENCE . . . . .	1
ADOPTION OF THE AGENDA . . . . .	1
PUBLIC COMMENT . . . . .	1
ADOPTION OF MINUTES OF PREVIOUS SESSION . . . . .	1
OLD BUSINESS . . . . .	1
RES432 Resolution requesting Real Property Moratorium	
NEW BUSINESS . . . . .	2
RES465 Resolution Adopting 1999 Operating Budget	
RES436 Resolution Transferring Funds - Mental Health	
RES437 Resolution Authorizing Agreement - Mental Health	
RES438 Resolution Amending 1998 Operating Budget - Mental Health	
RES439 Resolution Authorizing Membership - Mental Health	
RES440 Resolution Awarding Bid No. 17-98	
RES441 Resolution Accepting Proposal - Montgomery Meadows	
RES442 Resolution Accepting Proposal - Montgomery Meadows	
RES443 Resolution Transferring Funds - Public Health	
RES444 Resolution Directing County Not Replead Federal Complaint	
RES445 Resolution Authorizing Removal of Archival Records	
RES446 Resolution Establishing Position - Jail	
RES447 Resolution Transferring Funds - Security Service Courts	
RES448 Resolution Amending 1998 Operating Budget - Sheriff	
RES449 Resolution Transferring Funds - Montgomery Meadows	
RES450 Resolution Accepting Settlement	
RES451 Resolution Authorizing 1998 Salary Increases	
RES452 Resolution Delegating Authority to Amending 1998 Oper. Budget	
RES453 Resolution Seeking Partial Reimbursement of Legal Fees	
RES454 Resolution Authorizing Preparation of CDBG Grant Application	
RES455 Resolution Authorizing Release - AGT, Inc.	
RES456 Resolution Amending 1999 Operating Budget	
RES457 Resolution Amending 1999 Tentative Budget	
RES458 Resolution Amending 1999 Tentative Budget	
RES459 Resolution Amending 1999 Tentative Budget	
RES460 Resolution Amending 1999 Tentative Budget	
RES461 Resolution Amending 1999 Tentative Budget	
RES462 Resolution Amending 1999 Tentative Budget	
RES463 Resolution Amending 1999 Tentative Budget	
RES464 Resolution Amending 1999 Tentative Budget	
RES466 Resolution Authorizing Revenue Amendment for 1999 Budget	
RES467 Resolution Authorizing Overtime Appropriations	

TABLE OF CONTENTS

RES468 Resolution Adopting Capital Program - (1999 - 2004)

RES469 Resolution Approving Relevy of Delinquent Taxes

RES470 Resolution Amending 1998 Operating Budget - Personnel

OTHER . . . . . 25

ADJOURNMENT . . . . . 25

CALL TO ORDER

The Regular Meeting of the Montgomery County Board of Supervisors for December 8, 1998, was called to order at 7:31 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Hisert. Roll call indicated that all Supervisors were present.

MOMENT OF SILENCE

Social Services Commissioner Robert L. Reidy offered a prayer.

ADOPTION OF THE AGENDA

Motion by Supervisor Van Kersen, seconded by Supervisor Keller, to amend the Agenda to provide for the addition of Resolutions No. 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468 and 469 and to consider Resolution 465 first.

Motion by Supervisor Dandreano, seconded by Supervisor Cuozzo, to consider Resolutions 436 through 444 first, failed with Aye(898). Supervisor Dandreano, Cuozzo, Barone, Coluni, Grzyb and Mead voted aye.

Motion (Van Kersen/Keller), passed with Aye(970). Supervisors Dandreano, Cuozzo, Barone, Coluni, Grzyb and Mead voted nay.

PUBLIC COMMENT

ADOPTION OF MINUTES OF PREVIOUS SESSION

Motion by Supervisor Keller, seconded by Supervisor Hisert, to adopt the minutes of the Regular Meeting of November 24, 1998, passed with Aye(1660). Supervisor Grzyb voted nay.

OLD BUSINESS

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RESOLUTION NO. 432 of 1998

DATED: November 24, 1998

RESOLUTION REQUESTING MORATORIUM ON LEGISLATION GRANTING REAL PROPERTY  
TAX AND TAXABLE STATUS DATE EXEMPTIONS

Resolution by Supervisor:

Seconded by Supervisor:

WHEREAS, there has been a rapid increase in legislation proposing real property and taxable status date exemptions, and

WHEREAS, said legislation, which offers fiscal relief to a small segment of the general population, collectively erodes local tax bases, and

WHEREAS, municipalities are under constant pressure to financially support state-mandated programs and to keep real property taxes at reasonable levels, and

WHEREAS, other forms of financial relief can be offered to those taxpayers who are granted real property and taxable status date exemptions,

RESOLVED, that the Montgomery County Board of Supervisors hereby requests that a moratorium be placed upon enactment of legislation granting real property tax and taxable status date exemptions, pending formation of a State Task Force to study the long-term effects of such legislation and alternative forms of tax relief, and

FURTHER RESOLVED, that a copy of this Resolution be forwarded to Governor George E. Pataki, State Senator Hugh Farley, and Assemblyman Paul Tonko.

MOTION TO TABLE by Supervisor Stagliano, seconded by Supervisor Vesp, passed with Aye(1807). Supervisor Van Kersen was absent. (11/24/98)

RESOLUTION DIED ON THE TABLE.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Real Property  
The Honorable George E. Pataki  
The Honorable Hugh Farley  
Assemblyman Paul D. Tonko

NEW BUSINESS

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RESOLUTION NO. 465 of 1998 DATED: December 8, 1998  
RESOLUTION ADOPTING BUDGET FOR THE FISCAL YEAR COMMENCING JANUARY 1, 1999 AND ENDING DECEMBER 31, 1999, MAKING APPROPRIATIONS FOR THE CONDUCT OF MONTGOMERY COUNTY GOVERNMENT AND ESTABLISHING THE RATES OF COMPENSATION FOR OFFICERS AND EMPLOYEES FOR SUCH PERIOD

Resolution by Supervisor: Wills  
Seconded by Supervisor: Keller

WHEREAS, the Montgomery County Board of Supervisors has met and considered the 1999 Tentative Budget and has conducted a public hearing thereon, as required by County Law,

RESOLVED, that, in accordance with County Law, the 1999 Tentative Budget, on file with the Clerk of the Board of Supervisors, as changed, altered, revised and hereinafter set forth, hereby is adopted, and the several amounts set forth, in the "adopted" column of said Budget hereby are appropriated for the objects and purposes specified, effective January 1, 1999, and the salaries and wages stated in said Budget are fixed at the amounts shown.

MOTION TO AMEND by Supervisor Stagliano, seconded by Supervisor Paton, to add, ", and FURTHER RESOLVED, that the Montgomery County Board of Supervisors hereby authorizes 3 percent salary increase for 1998 and for 1999 for non-bargaining personnel listed on Resolution No. 451.

MOTION TO CALL THE QUESTION by Supervisor Van Kersen, seconded by Supervisor Stagliano, failed with Aye(659-2/3 majority). Supervisors Wills, McMahon, Hassan, Keller, Vesp, Paton, Hisert, Van Kersen and Stagliano voted aye.

MOTION TO AMEND by Supervisor Cuzzo, seconded by Supervisor Dandreaano, to provide for the inclusion of information contained in Resolution No. 464 as part of Resolution No. 465.

MOTION TO CALL THE QUESTION by Supervisor Van Kersen, seconded by Supervisor Wills, failed with Aye(659-2/3 majority). Supervisors Wills, McMahon,

Hassan, Keller, Vesp, Paton, Hisert, Van Kersen and Stagliano voted aye.

MOTION TO AMEND (Cuozzo/Wills), failed with Aye(898). Supervisors Dandreaano, Cuozzo, Barone, Coluni, Grzyb and Mead voted aye.

MOTION TO AMEND (Stagliano/Paton), passed with Aye(970). Supervisors Dandreaano, Cuozzo, Barone, Coluni, Grzyb and Mead voted nay.

RESOLUTION DEFEATED with Aye(828). Supervisors Wills, McMahon, Hassan, Keller, Vesp, Hisert, Van Kersen and Stagliano voted aye.

MOTION TO RECONSIDER by Supervisor Cuozzo, seconded by Supervisor Wills, passed with Aye(1660). Supervisor Grzyb voted nay.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Grzyb, to add:

PAGE:	ACCOUNT NUMBER:	CHANGE AMOUNT TO:	INCREASE (DECREASE)
2	A-01-4-1010-00-.1125(862) Other Compensation/Raises	__\$0_____	__(\$23,500)__

, passed with Aye(1868).

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Grzyb, to add:

2	A-01-4-1010-00.4434 Legislative Board-Consult.	__\$30,000_____	__(\$20,000)__
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, passed with Aye(1750). Supervisors Hassan and Keller voted nay.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Dandreaano, to add:

4	A-01-4-6420-00-4579 Promotion Ind. - Tourism	__\$18,000_____	__(\$5,300)__
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, passed with Aye(1039). Supervisors Grzyb, McMahon, Hassan, Keller, Hisert, Van Kersen and Stagliano voted nay. Supervisor Mead abstained.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Dandreaano, to add:

4	A-01-4-8751-00.4575 Vo. Extension Service-Coop. Ext.	__\$136,435_____	__(\$2,565)__
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, passed with Aye(1187). Supervisors McMahon, Hassan, Keller, Vesp, Hisert, Van Kersen and Stagliano voted nay.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Dandreaano, to add:

Rev 10	A-06-3-1110-00 Sales & Use Tax	__\$6,100,000_____	__\$50,000__
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, passed with Aye(1187). Supervisors McMahon, Hassan, Keller, Vesp, Hisert, Van Kersen and Stagliano voted nay.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Wills to add:

Rev 10	A-06-3-2920-00 OTB Distributed Earnings	__\$180,000_____	__\$25,000__
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, passed with Aye(1328). Supervisor Hassan, Keller, Vesp, Hisert, Van Kersen and Stagliano voted nay.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Dandreaano, to add:

18	A-09-4-1420-00-.4431 Co. Atty.-Atty, Audit, Acct.	__\$0_____	__(\$2,000)__
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, passed with Aye(1829). Supervisor Hassan voted nay.

MOTION TO AMEND by Supervisor Cuzzo, seconded by Supervisor Dandrea, to add:

29        A-14-4-1680-00-.2227        \_\_\_\$9,000\_\_\_        \_(\$4,000)\_\_\_  
          Data Processing-Paper Shredders

, passed with Aye(1868).

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Dandreaano, to add:

29 A-14-4-1680-00.2259 \_\_\_\$6,590\_\_\_ \_(\$1,700)\_\_\_  
Data Processing-Computer Equip.

, failed with Aye(740). Supervisors Dandreaano, Cuozzo, Barone, Wills and Coluni voted aye.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Dandreaano, to add:

35 A-15-4-3150-00.1120(323) \_\_\_\$300,000\_\_\_ \_(\$42,312)\_\_\_  
Jail-Correction Officers PT

, failed with Aye(506). Supervisors Dandreaano, Cuozzo and Grzyb voted nay.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Wills, to add:

51 A-18-4-6011-00.6102 \_\_\_\$8,250,000\_\_\_ \_(\$200,000)\_\_\_  
Soc. Serv. Prog.- MMIS

, passed with Aye(1187). Supervisors McMahon, Hassan, Keller, Vesp, Hisert, Van Kersen and Stagliano voted nay.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Grzyb, to add:

51 A-18-4-6011-00-.6123 \_\_\_\$400,000\_\_\_ \_(\$75,000)\_\_\_  
Soc. Serv. Prog.-Juvenile Del.

, passed with Aye(1344). Supervisors McMahon, Hassan, Keller, Hisert and Van Kersen voted nay. Supervisor Stagliano was absent.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Grzyb, to add:

51 A-18-4-6011-00.6129 \_\_\_\$200,000\_\_\_ \_(\$25,000)\_\_\_  
Soc. Serv. Prog.-State Training

, passed with Aye(1564). Supervisors McMahon, Van Kersen and Stagliano voted nay.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Grzyb, to add:

51 A-18-4-6011-00.6140 \_\_\_\$625,000\_\_\_ \_(\$25,000)\_\_\_  
Soc. Serv. Prog.-Safety Net

, passed with Aye(1344). Supervisors McMahon, Hassan, Keller, Hisert, Van Kersen and Stagliano voted nay.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Grzyb, to add:

51 A-18-4-6011-00.6119 \_\_\_\$900,000\_\_\_ \_(\$59,000)\_\_\_  
Soc. Serv. Prog.-Child Care

, passed with Aye(1187). Supervisors McMahon, Hassan, Keller, Vesp, Hisert, Van Kersen and Stagliano voted nay.

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Coluni, to add:

53 A-19-4-6510-00.4449 \_\_\_\$6,000\_\_\_ \_\_\_\$3,000\_\_\_  
Veterans Serv.-Special Supplies

, passed with Aye(1868).

MOTION TO AMEND by Supervisor Cuozzo, seconded by Supervisor Grzyb, to add:

63 A-24-4-1620-00.4434 \_\_\_\$2,500\_\_\_ \_(\$9,500)\_\_\_  
Econ. Opp & Dev.-Consultants

, failed with Aye(896). Supervisors Dandreano, Cuzzo, Barone, Grzyb, McMahon and Stagliano voted aye.

MOTION TO AMEND by Supervisor Cuzzo, seconded by Supervisor Grzyb, to add:

26 A-12-4-1620-00.4412            \_\_\$360,000\_\_\_            \_\_\$35,000\_\_\_  
Buildings-Light & Power

, passed with Aye(1039). Supervisors Coluni, McMahon, Hassan, Keller, Vesp,  
Hisert, Van Kersen and Stagliano voted nay.

MOTION TO AMEND by Supervisor Cuzzo, seconded by Supervisor Dandreaano, to add:

A-04-31-1320-00.1120( )        \_\_\$20,000\_\_\_        \_\_\$20,000\_\_\_  
Auditing-Auditor PT

passed with Aye(1070). Supervisors Wills, Grzyb, Mead, Paton, Hisert and  
Stagliano voted nay.

MOTION TO AMEND by Supervisor Barone, seconded by Coluni, to add:

4 A-01-4-6989-00.4578            \_\_\$75,000\_\_\_        \_\_\$20,000\_\_\_  
Office for the Aging

, passed with Aye(1297). Supervisors Cuzzo, McMahon, Keller, Hisert and Van  
Kersen voted nay.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Cuzzo, to add:

87 EH-34-4-6020-00.2257        \_\_\$37,653\_\_\_        \_\_\$6,500\_\_\_  
Health Services

87 EH-34-4-6020-00.2258        \_\_\$4,877\_\_\_        \_\_\$6,000\_\_\_  
Kitchen/Food

87 EH-34-4-6020-00.4422        \_\_\$8,888\_\_\_        \_\_\$5,000\_\_\_  
Equipment Rental/Lease

87 EH-34-4-6020-00.4445        \_\_\$291,925\_\_\_        \_\_\$2,500\_\_\_  
Medical

87 EH-34-4-6020-00.4449        \_\_\$160,050\_\_\_        \_\_\$2,500\_\_\_  
Special Supplies/Material

, passed with Aye(1868).

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Cuzzo, to add:

Rev 2 A-01-3-1789-00            \_\_\$102,823\_\_\_        \_\_\$72,823\_\_\_  
Other Transportation Income

Rev 2 A-01-3-3589-00            \_\_\$285,929\_\_\_        \_\_\$265,706\_\_\_  
State Aid - Transportation

4 A-01-4-5630-00.2246        \_\_\$338,529\_\_\_        \_\_\$338,529\_\_\_  
Bus Operations - Bus

, passed with Aye(1660). Supervisor Grzyb abstained.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Cuzzo, to add:

Rev31 A-15-3-3330-00            \_\_\$100,000\_\_\_        \_\_\$15,000\_\_\_  
State Aid - Unified Court

, passed with Aye(1720). Supervisor Coluni was absent.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Hisert, to add:

Rev31 A-15-3-3389-00            \_\_\$13,000\_\_\_        \_\_\$13,000\_\_\_  
State Aid - Other Public Safety

33 A-15-4-3110-00.2241        \_\_\$76,836\_\_\_        \_\_\$26,826\_\_\_  
Automobiles

, passed with Aye(1260). Supervisors Dandreano, Cuzzo and Grzyb voted nay.  
Supervisor Stagliano was absent.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor McMahon, to add:

33	A-15-4-3110-00.1120(442) Confidential Secretary-PT	__\$10,000__	__\$10,000__
33	A-15-4-3110-00.4455 Training	__\$6,000__	__\$10,000__

, passed with Aye(1260). Supervisors Dandreano and Grzyb voted nay.  
Supervisors Cuozzo and Stagliano were absent.

MOTION TO AMEND by Supervisor Wills, seconded by Supervisor Barone, to add:

33	A-15-4-3110-00.1120(1297) Dept. Sheriff - Investigator PT	__\$8,750__	__\$1,250__
----	--	-------------	-------------

, passed with Aye(1617). Supervisors Cuozzo and Stagliano were absent.

MOTION TO AMEND by Supervisor Stagliano, seconded by Supervisor Wills, to add:

Rev 47	A-18-3-3609-00 State Aid-Family Assistance	__\$418,997__	__\$123,541__
Rev 47	A-18-3-4609-00 Federal Aid-Family Assistance	__\$928,627__	__\$250,923__
51	A-18-4-6011-00.6109 Family Assistance	\$2,725,115__	__\$524,885__
51	A-18-4-6011-00.6055 Day Care	__\$400,000__	__\$200,000__

, passed with Aye(1511). Supervisors Dandreano and Grzyb voted nay.

MOTION by Supervisor Paton, seconded by Supervisor Stagliano, to add: ". and FURTHER RESOLVED, that the Montgomery County Board of Supervisors hereby authorizes a 3 percent salary increase for 1999, for non-bargaining personnel listed on Resolution No. 351.", passed with Aye(1265). Supervisors Dandreano, Cuozzo, Grzyb and Mead voted nay.

RESOLUTION ADOPTED with Aye(1363). Supervisors Dandreano, Coluni and Grzyb voted nay.

Duly adopted upon roll call, all members present (1363) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
CSEA  
MCDSA  
MCDSAPBA  
Personnel/Payroll  
All Department Heads

\*\*

RESOLUTION NO. 436 of 1998  
RESOLUTION TRANSFERRING FUNDS (MENTAL HEALTH)

DATED: December 8, 1998

Resolution by Supervisor: Cuozzo  
Seconded by Supervisor: Coluni

WHEREAS, the Director of Community Services has requested a transfer of funds to provide for payment of various expenses,

RESOLVED, that the County Treasurer hereby in authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From: A-17-4-4320-00.4565 Mental Health Programs  
Community Support System \$6,400.00

To: A-17-4-4310-00. Mental Health Administration

.4434	Consultants	\$4,400.00
.4476	Association Dues	2,000.00

RESOLUTION ADOPTED with Aye(1766). Supervisor Stagliano was absent.

Duly adopted upon roll call, all members present (1766) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Community Services

\*\*

RESOLUTION NO. 437 of 1998 DATED: December 8, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - CONSULTING SERVICES  
(MENTAL HEALTH)

Resolution by Supervisor: Cuozzo  
Seconded by Supervisor: Barone

WHEREAS, the Director of Community Services has requested authorization to contract for consulting services regarding School-Community Collaboration,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement with Sullivan Educational Associates to provide technical assistance services to Montgomery County and interested School Districts, and

FURTHER RESOLVED, that said services shall be provided at a cost not to exceed a total of \$4,400.00.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Community Services

\*\*

RESOLUTION NO. 438 of 1998 DATED: December 8, 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (MENTAL HEALTH)

Resolution by Supervisor: Cuozzo  
Seconded by Supervisor: Coluni

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue:	A-17-3-1490-00	Health		
		Mental Health	by	\$1,000.00

Appropriations:	A-17-4-4310-00	Mental Health Admin.		
	.4471	Mileage Allocations	by	\$ 500.00
	.4493	Ed. & Trng. Publications	by	500.00

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer

County Administrator  
County Clerk  
Mental Health

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RESOLUTION NO. 439 of 1998 DATED: December 8, 1998  
RESOLUTION AUTHORIZING CONSORTIUM MEMBERSHIP (MENTAL HEALTH)

Resolution by Supervisor: Cuzzo  
Seconded by Supervisor: Vesp

WHEREAS, the Director of Community Services has requested authorization to participate in a consortium comprised of Central New York Counties, and

WHEREAS, members of said consortium combine resources to address New York State Office of Mental Health requirements associated with placement of mentally ill persons in managed care plans, and

WHEREAS, said consortium uses member-provided funding to purchase legal and financial consulting services and to pay for meeting expenses,

RESOLVED, that the Board of Supervisors hereby authorizes Montgomery County's membership in the Central New York Behavioral Health Consortium (CNYBHC), and

FURTHER RESOLVED, that the Board of Supervisors also authorizes a \$2,000 contribution to CNYBHC for Montgomery County's 1999 membership, with said payment to be tendered in 1998 from unexpended Reinvestment Award funds.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Community Services

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RESOLUTION NO. 440 of 1998 DATED: December 8, 1998  
RESOLUTION AWARDING BID NO. 17-98

Resolution by Supervisor: Barone  
Seconded by Supervisor: Cuzzo

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 394 of 1998, to advertise for bids for Maintenance to Public Safety Communications equipment, and

WHEREAS, said bids were opened on November 24, 1998,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 17-98 to Leonard Communications of 1382 Crane Street, Schenectady.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

Purchasing Agent  
Sheriff

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RESOLUTION NO. 441 of 1998

DATED: December 8, 1998

RESOLUTION ACCEPTING PROPOSAL - DIETARY MANAGEMENT SERVICES (MONTGOMERY

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 405 of 1998, to solicit proposals for Dietary Management Services at Montgomery Meadows, and

WHEREAS, said proposals were opened on December 3, 1998.

RESOLVED, that the Board of Supervisors hereby accepts the proposal submitted by \_\_\_\_\_, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign documents pertaining to said award.

MOTION TO AMEND by Supervisor Paton, seconded by Supervisor Vesp, in the RESOLVED clause, insert "St. Mary's Hospital".

MOTION TO AMEND by Supervisor Dandreano, seconded by Supervisor Grzyb, in the RESOLVED clause, insert, "Amsterdam Memorial Hospital", failed with Aye(691). Supervisors Dandreano, Barone, Coluni, Grzyb and Hassan voted aye.

MOTION TO AMEND (Paton/Vesp), passed with Aye(1216). Supervisors Dandreano and Grzyb voted aye. Supervisors Barone and Coluni abstained.

RESOLUTION ADOPTED with Aye(1216). Supervisors Dandreano and Grzyb voted nay. Supervisors Barone and Coluni abstained.

Duly adopted upon roll call, all members present (1216) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Nursing Home Administrator

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RESOLUTION NO. 442 of 1998 DATED: December 8, 1998  
RESOLUTION ACCEPTING PROPOSAL - OCCUPATIONAL AND SPEECH THERAPY  
SERVICES (MONTGOMERY MEADOWS)

Resolution by Supervisor: Paton  
Seconded by Supervisor: Coluni

WHEREAS, the Purchasing Agent was authorized, by Resolution No. 404 of 1998, to solicit proposals for Occupational and Speech Services at Montgomery Meadows, and

WHEREAS, said proposals were opened on December 3, 1998.

RESOLVED, that the Board of Supervisors hereby accepts the proposal submitted by \_\_\_\_\_, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign documents pertaining to said award.

MOTION TO AMEND by Supervisor Paton, seconded by Supervisor Mead, in the RESOLVED clause, insert "Regional Rehabilitation Services, Inc.", passed with Aye(1868).

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Purchasing Agent  
Nursing Home Administrator

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RESOLUTION NO. 443 of 1998  
RESOLUTION TRANSFERRING FUNDS (PUBLIC HEALTH)

DATED: December 8, 1998

Resolution by Supervisor: Paton  
Seconded by Supervisor: Vesp

WHEREAS, the Public Health Director has requested a transfer of funds to provide for projected Early Intervention Program expenses,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	A-16-4-4046-00.4432	Co. Coord. Children's Serv.	
		Tuition	\$57,000.00
	A-16-4-4059-00.4475	Early Intervention	
		Transportation	16,000.00
To:	A-16-4-4059-00	Early Intervention	
	.4432	Tuition	\$65,000.00
	.4439	Other Service Fees	8,000.00

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director of Public Health

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RESOLUTION NO. 444 of 1998  
RESOLUTION DIRECTING THAT COUNTY NOT REPLEAD FEDERAL COMPLAINT

DATED: December 8, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Vesp

RESOLVED, that the Board of Supervisors hereby directs that Montgomery County not replead its Federal Court action against the Montgomery County Economic Development Corporation, et al.

MOTION TO AMEND by Supervisor Barone, seconded by Supervisor Van Kersen, before the RESOLVED clause, insert, "WHEREAS, Montgomery County is the recipient of a favorable acceptance, by the U.S. Department of Housing and Urban Development, for action taken regarding recovery of disbursed funds," passed with Aye(1617). Supervisor Cuozzo voted nay. Supervisor Stagliano was absent.

RESOLUTION ADOPTED with Aye(1617). Supervisor Cuozzo voted nay. Supervisor Stagliano was absent.

Duly adopted upon roll call, all members present (1617) voting aye.

Douglas Landon

Richard C. Healy

County Attorney

Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Roemer Wallens & Mineaux, LLP

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RESOLUTION NO. 445 of 1998  
RESOLUTION AUTHORIZING REMOVAL OF ARCHIVAL RECORDS

DATED: December 8, 1998

Resolution by Supervisor: Wills  
Seconded by Supervisor: Hisert

WHEREAS, Montgomery County's Policy and Procedure Manual for Records Management includes deaccession provisions,

RESOLVED, that the Board of Supervisors hereby authorizes removal of certain records from the Archives as recommended by the Records Management Advisory Board and the Records Management Officer, and

FURTHER RESOLVED, that a summary of said records be attached and made part of this Resolution.

RESOLUTION ADOPTED with Aye(1766). Supervisor Stagliano was absent.

Duly adopted upon roll call, all members present (1766) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
History & Archives

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RESOLUTION NO. 446 of 1998  
RESOLUTION ESTABLISHING POSITION (JAIL)

DATED: December 8, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Coluni

WHEREAS, the Sheriff has requested establishment of another parttime Cook position at the Jail,

RESOLVED, that the position of Cook-PT hereby is established at the Jail, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-15-4-3150-00.1120( ) Jail  
Cook-PT

Transfer:

From: A-15-4-3150-00.1120(323) Jail  
Correction Officer-PT \$870.00

To: A-15-4-3150-00.1120( ) Jail  
Cook-PT \$870.00

RESOLUTION ADOPTED with Aye(1260). Supervisors Dandreano, Cuzzo and Grzyb voted nay. Supervisor Stagliano was absent.

Duly adopted upon roll call, all members present (1260) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer

County Administrator  
County Clerk  
Sheriff

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RESOLUTION NO. 447 of 1998

DATED: December 8, 1998

RESOLUTION TRANSFERRING FUNDS (SECURITY SERVICE COURTS)

Resolution by Supervisor: Barone

Seconded by Supervisor: Wills

WHEREAS, the Sheriff has requested a transfer of funds to provide for payment of fringe benefits,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	A-15-4-115-00.1120(849)	Security Service Courts	
		Court Attendant-PT	\$1,500.00
To:	A-15-4-1115-00	Security Service Courts	
	.8810	FICA	1,470.76
	.8852	Dental Benefits	19.08
	.8853	Visual Care Benefits	10.16

RESOLUTION ADOPTED with Aye(1766). Supervisor Stagliano was absent.

Duly adopted upon roll call, all members present (1766) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

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RESOLUTION NO. 448 of 1998  
RESOLUTION AMENDING 1998 OPERATING BUDGET (SHERIFF)

DATED: December 8, 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Van Kersen

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue:	A-15-3-2626-00	Forf. Crim. Proc. Rest.	by \$2,214.40
Appropriation:	A-15-4-3110-00.4626	Sheriff	
		Restricted Crim. Inv.	by \$2,214.40

RESOLUTION ADOPTED with Aye(1766). Supervisor Stagliano was absent.

Duly adopted upon roll call, all members present (1766) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Sheriff

\*\*

RESOLUTION NO. 449 of 1998  
RESOLUTION TRANSFERRING FUNDS (MONTGOMERY MEADOWS)

DATED: December 8, 1998

Resolution by Supervisor: Paton

Seconded by Supervisor: Coluni

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

TRANSFER:

From:	EH-34-4-6020-00	Montgomery Meadows	
	.4412	Lights & Power	\$ 9,000.00
	.4414	Natural Gas	12,726.00
	.4438	Misc. Service Fees	4,000.00
To:	EH-34-4-9001-00	Fringe Benefits	
	.8820	Retirement	\$ 5,000.00
	.8851	Hosp. & Med. Ins Payback	20,726.00

RESOLUTION ADOPTED with Aye(1766). Supervisor Stagliano was absent.

Duly adopted upon roll call, all members present (1766) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Montgomery Meadows

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Motion by Supervisor Hassan, seconded by Supervisor Van Kersen, to enter into Executive Session for the purpose of discussing pending litigation as permitted by Article 14 of the Public Officers Law, passed with Aye(1868). The Board entered Executive Session at 11:35 p.m.

Motion by Supervisor Van Kersen, seconded by Supervisor Hassan, to conclude the Executive Session at 11:45 p.m., passed with Aye(1868).

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RESOLUTION NO. 450 of 1998  
RESOLUTION ACCEPTING SETTLEMENT

DATED: December 8, 1998

Resolution by Supervisor: Coluni  
Seconded by Supervisor: Van Kersen

WHEREAS, a settlement has been proposed in the matter of Auspelmyer, et al vs. County of Montgomery, and

WHEREAS, the plaintiffs have agreed to said settlement,

RESOLVED, that the Board of Supervisors hereby agrees to a settlement in the amount of \$93,004.23 in the matter of Auspelmyer et al vs. County of Montgomery, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

ADD: A-10-4-1430-00.1160(828) Personnel  
Payroll

INCREASE:

Revenue: A-06-3-2701-00 Ref. Prior Yr Exp. by \$93,004.23

Appropriations: A-10-4-1430-00.1160(828) Personnel  
Payroll by \$89,004.23

A-01-4-1010-00.4431 Legislative Board

Attys, Account, Audit by 4,000.00

RESOLUTION ADOPTED with Aye(1570). Supervisors Dandreaano and Cuozzo voted nay.

Duly adopted upon roll call, all members present (1570) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel/Payroll

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RESOLUTION NO. 451 of 1998

DATED: December 8, 1998

RESOLUTION AUTHORIZING 1998 SALARY INCREASES - NON-BARGAINING EMPLOYEES

Resolution by Supervisor: Barone

Seconded by Supervisor: Wills

RESOLVED, that the Montgomery County Board of Supervisors hereby authorizes 2.5 percent salary increases, retroactive to January 1, 1998, for the following non-bargaining employees:

LINE ITEM	TITLE
A-01-4-1011-00.1110(476)	Executive Secretary
A-01-4-1011-00.1110(570)	Account Clerk Typist
A-01-4-1011-00.1110(868)	Deputy County Administrator
A-01-4-1040-00.1120(393)	Clerk of Board
A-01-4-1040-00.1120(1359)	Senior Clerk Typist
A-02-4-3640-00.1120(42)	Emergency Management Director
A-03-4-3410-00.1120(117)	Fire Coordinator
A-06-4-1325-00.1110(82)	County Treasurer
A-06-4-1325-00.1110(98)	Deputy County Treasurer
A-07-4-1355-00.1110(616)	Real Property Tax Service Director
A-08-4-1410-00.1110(79)	County Clerk
A-08-4-1410-00.1110(97)	Deputy County Clerk
A-09-4-1420-00.1120(78)	County Attorney
A-09-4-1420-00.1120(866)	Assistant County Attorney
A-10-4-1430-00.1110(858)	Personnel Officer
A-11-4-1450-00.1110(568)	Deputy Commissioner of Elections
A-11-4-1450-00.1110(1134)	Deputy Commissioner of Elections
A-11-4-1450-00.1120(1133)	Election Commissioner
A-11-4-1450-00.1120(566)	Election Commissioner
A-12-4-1490-00.1110(50)	Public Works Commissioner
A-12-4-1490-00.1110(193)	Deputy Commissioner of Public Works
A-14-4-1680-00.1110(444)	Data Processing Director
A-15-4-3110-00.1110(509)	Sheriff
A-15-4-3110-00.1110(419)	Undersheriff
A-15-4-3110-00.1110(510)	Confidential Secretary
A-15-4-3150-00.1110(470)	Corrections Administrator
A-16-4-4010-00.1110(423)	Supervising Public Health Nurse
A-16-4-4010-00.1110(32)	Public Health Director
A-17-4-4310-00.1110(302)	Community Services Director
A-18-4-6010-00.1110(52)	Social Services Commissioner
A-18-4-6010-00.1110(1241)	Deputy Commissioner of Social Services
A-18-4-6010-00.1110(441)	Social Services Director
A-18-4-6010-00.1110(106)	Administrative Services Director
A-18-4-6010-00.1110(908)	Financial Management Director
A-18-4-6010-00.1120(513)	Social Services Attorney
A-18-4-6010-00.1120(276)	Social Services Attorney
A-18-4-6010-00.1120(512)	Social Services Attorney
A-19-4-6510-00.1110((912)	Veterans Director
A-20-4-6610-00.1110(81)	Weights and Measures Director
A-21-4-7310-00.1110(105)	Youth Director
A-22-4-7510-00.1110(1177)	Historian

A-23-4-8020-00.1110(1207)	Planning Director
A-24-4-6430-00.1110(472)	Economic Oppor. & Develop. Director
A-25-4-1165-00.1110(987)	Secretary to District Attorney
A-25-4-1165-00.1120(20)	Assistant District Attorney/DWI
A-25-4-1165-00.1120(1292)	Assistant District Attorney
A-25-4-1165-00.1120(22)	Assistant District Attorney

A-27-4-3140-00.1120(1252)	Probation Director
A-28-4-1170-00.1110(1238)	Public Defender
A-28-4-1170-00.1110(318)	Investigator
A-28-4-1170-00.1120(1239)	1st Assistant Public Defender
A-28-4-1170-00.1120(1240)	Assistant Public Defender
A-29-4-1185-00.1120(410)	Coroner
A-29-4-1185-00.1120(567)	Coroner
A-31-4-1345-00.1110(607)	Purchasing Director
EH-34-4-6020-00.1110(261)	Nursing Home Administrator
EH-34-4-6020-00.1110(107)	Nursing Director
EH-34-4-6020-00.1110(341)	Assistant Nursing Director

, and

FURTHER RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue:	A-06-3-2701-00	Ref. Prior Yr. Exp.	by	\$40,000.00
Appropriations:	A-10-4-1430-00.1160(828)	Personnel		
		Payroll	by	\$40,000.00

MOTION TO AMEND by Supervisor Barone, seconded by Supervisor Hassan, in the RESOLVED clause, delete "2.5" and insert, in its stead, "3", passed with Aye(1283). Supervisors Dandreano, Cuozzo, Grzyb and Keller voted nay.

RESOLUTION ADOPTED with Aye(1283). Supervisors Dandreano, Cuozzo, Grzyb and Keller voted nay.

Duly adopted upon roll call, all members present (1283) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel/Payroll  
Non-Bargaining Personnel Listed

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RESOLUTION NO. 452 of 1998 DATED: December 8, 1998  
RESOLUTION DELEGATING AUTHORITY TO AMEND 1998 OPERATING BUDGET

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Wills

WHEREAS, it has been recommended that certain County Officers be empowered with limited budget-amending authority for the remainder of the year,

RESOLVED, that the Board of Supervisors hereby delegates, to the Personnel Officer, County Treasurer and County Administrator/Budget Officer, authority to amend 1998 Operating Budget allocations and expenditures involving payroll and fringe benefits, and

FURTHER RESOLVED, that said delegation shall be effective only for the period commencing on December 9, 1998 and ending on December 31, 1998.

RESOLUTION ADOPTED with Aye(1660) Supervisor Grzyb voted nay.

Duly adopted upon roll call, all members present (1660) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer

County Administrator  
County Clerk

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RESOLUTION NO. 453 of 1998

DATED: December 8, 1998

RESOLUTION SEEKING PARTIAL REIMBURSEMENT OF LEGAL FEES

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Barone

WHEREAS, the Board of Supervisors initiated legal action to recover certain loan funds provided by the Department of Housing and Urban Development (HUD), and

WHEREAS, said litigation responded to HUD criticism involving management of said funds, and

WHEREAS, HUD officials have expressed satisfaction with Montgomery County's good faith efforts to recover said funds, and

WHEREAS, said officials have indicated, during a recent meeting with County representatives, that the County may be eligible to recoup a portion of costs associated with said litigation,

RESOLVED, that the County Attorney hereby is directed to develop a proposal, for submission to the Department of Housing and Urban Development (HUD), requesting authorization to recoup 50 percent of legal costs associated with initiation of Federal litigation to recover certain loan funds, and

FURTHER RESOLVED, that said costs shall be reimbursed from the Montgomery County Revolving Loan Fund.

RESOLUTION ADOPTED with Aye(1680). Supervisor Cuzzo and Hassan voted nay.

Duly adopted upon roll call, all members present (1680) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
U.S. Dept of Housing & Urban Development  
Director, Economic Oppor. & Development

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RESOLUTION NO. 454 of 1998

DATED: December 8, 1998

RESOLUTION AUTHORIZING PREPARATION OF COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION

Resolution by Supervisor: Dandreano  
Seconded by Supervisor: Barone

WHEREAS, the Department of Housing and Urban Development (HUD) has announced plans to accept Community Development Block Grant (CDBG) applications for the 1999-2000 funding cycle, and

WHEREAS, said funding would help support Montgomery County's development efforts, and

WHEREAS, it is recommended that all necessary steps be taken to help Montgomery County qualify as a recipient of CDBG funds,

RESOLVED, that the Director of Economic Opportunity and Development hereby is authorized and directed to develop a Small Cities Community Development Block Grant application, and

FURTHER RESOLVED, that said application be presented for review by the Board of Supervisors on January 12, 1999.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator

County Clerk  
Director, Planning  
Director, Economic Opportunity & Devel.

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RESOLUTION NO. 455 of 1998 DATED: December 8, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RELEASE - ADVANCED GENERATOR  
TECHNOLOGIES, INC.

Resolution by Supervisor: Cuzzo  
Seconded by Supervisor: Mead

WHEREAS, the Board of Supervisors, by adoption of Resolution No. 183 of 1995, authorized a \$40,000 Revolving Loan Fund agreement with Advanced Generator Technologies, Inc., (AGT), and

WHEREAS, said agreement provides for Montgomery County to hold a co-equal first lien, with MORCO, on all existing and acquired AGT machinery, equipment inventories and receivables, and

WHEREAS, it has been determined that existing security is more than adequate to cover the present loan principal, and

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign a release waiving Montgomery County's lien on the purchase of new equipment by Advanced Generator Technologies, Inc., and

FURTHER RESOLVED, that said waiver is contingent upon similar action by MORCO.

RESOLUTION ADOPTED with Aye(1719). Supervisor Dandreaano abstained.

Duly adopted upon roll call, all members present (1719) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Director, Economic Oppor. & Development

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RESOLUTION NO. 456 of 1998 DATED: December 8, 1998  
RESOLUTION AMENDING 1999 TENTATIVE BUDGET

Resolution by Supervisor:  
Seconded by Supervisor:

RESOLVED, that the 1999 Tentative Operating Budget of the County of Montgomery hereby is amended, as follows:

PAGE:	ACCOUNT NUMBER:	CHANGE AMOUNT TO:	INCREASE (DECREASE):
31	A-15-3-3330-00		
_Rev.	State Aid - Unified Court_____	___\$100,000___	___\$ 15,000___
31	A-15-3-3389-00		
_Rev.	State Aid - Other Public Safety___	_____13,000___	_____13,000___
33	A-15-4-3110-00.1120 (442)		
___33___	Confidential Secretary - pt_____	_____10,400___	_____10,400___
33	A-15-4-3110-00.1120 (1297)		
___33___	Dep. Sheriff - Investigator - pt___	_____8,750___	_____1,250___

A-15-4-3110-00.2241

<u>33</u>	Automobiles	<u>76,836</u>	<u>26,836</u>
	A-15-4-3110-00.4425		
<u>34</u>	Maintenance Agreements	<u>15,000</u>	<u>2,239</u>
	A-15-4-3110-00.4455		

__34__	Training_____	_____6,000_____	_____ (10,000)_____
	A-15-4-3150-00.1120 (323)		
__35__	Correction Officer - pt_____	_____340,000_____	_____ (2,312)_____
	A-15-4-3150-00.1120 ( )		
__35__	Cook - pt_____	_____7,569_____	_____7,569_____
	A-15-4-3150-00.4425		
__36__	Maintenance Agreements_____	_____36,000_____	_____6,000_____
	A-15-4-3150-00.4447		
__36__	Clothing_____	_____3,000_____	_____1,000_____

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel/Payroll  
Sheriff

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RESOLUTION NO. 457 of 1998  
RESOLUTION AMENDING 1999 TENTATIVE BUDGET

DATED: December 8, 1998

Resolution by Supervisor:  
Seconded by Supervisor:

RESOLVED, that the 1999 Tentative Operating Budget of the County of Montgomery hereby is amended, as follows:

PAGE:	ACCOUNT NUMBER:	CHANGE AMOUNT TO:	INCREASE (DECREASE):
87__	EH-34-4-6020-00.2257 Health Services_____	_____ \$ 37,653.00 _____	_____ \$(6,500.00) _____
87__	EH-34-4-6020-00.2258 Kitchen/Food_____	_____ 4,877.00 _____	_____ (6,000.00) _____
87__	EH-34-4-6020-00.4422 Equipment Rental Lease_____	_____ 8,888.00 _____	_____ (5,000.00) _____
87__	EH-34-4-6020-00.4445 Medical_____	_____ 291,925.00 _____	_____ (2,500.00) _____
87__	EH-34-4-6020-00.4449 Special Supplies/Material_____	_____ 160,050.00 _____	_____ (2,500.00) _____

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Nursing Home Administrator

\*\*

RESOLUTION NO. 458 of 1998  
RESOLUTION AMENDING 1999 TENTATIVE BUDGET

DATED: December 8, 1998

Resolution by Supervisor:  
Seconded by Supervisor:

RESOLVED, that the 1999 Tentative Operating Budget of the County of Montgomery hereby is amended, as follows:

PAGE:	ACCOUNT NUMBER:	CHANGE AMOUNT TO:	INCREASE (DECREASE):
47	A-18-3-3609-00		

Rev. 47	State Aid - Family Assistance	_____	_\$ 418,997	_____	_____ (\$160,216)
Rev. 47	A-18-3-3640-00 State Aid - Safety Net	_____	_____ 272,050	_____	_____ (17,515)
Rev. 47	A-18-3-4609-00 Federal Aid - Family Assistance	_____	_____ 928,627	_____	_____ (324,273)
51	A-18-4-6011-00.6109 Family Assistance	_____	_____ 2,725,115	_____	_____ (524,885)
51	A-18-4-6011-00.6140 Safety Net	_____	_____ 675,570	_____	_____ 25,570
51	A-18-4-6011-00.6055 Day Care	_____	_____ 400,000	_____	_____ 200,000

RESOLUTION WITHDRAWN.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Social Services

\*\*

RESOLUTION NO. 459 of 1998  
RESOLUTION AMENDING 1999 TENTATIVE BUDGET

DATED: December 8, 1998

Resolution by Supervisor:  
Seconded by Supervisor:

RESOLVED, that the 1999 Tentative Operating Budget of the County of Montgomery hereby is amended, as follows:

PAGE:	ACCOUNT NUMBER:	CHANGE AMOUNT TO:	INCREASE (DECREASE):
10	A-06-3-2720-00		
Rev. 10	OTB Distributed Earnings	_____ \$175,000	_____ \$20,000

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 460 of 1998  
RESOLUTION AMENDING 1999 TENTATIVE BUDGET

DATED: December 8, 1998

Resolution by Supervisor:  
Seconded by Supervisor:

RESOLVED, that the 1999 Tentative Operating Budget of the County of Montgomery hereby is amended, as follows:

PAGE:	ACCOUNT NUMBER:	CHANGE AMOUNT TO:	INCREASE (DECREASE):
2	A-01-3-1789-00		
Rev. 2	Other Transportation Income	\$102,823	\$ 72,823

2	A-01-3-3589-00		
Rev.____	State Aid - Transportation_____	_____285,929_____	_____265,706_____
	A-01-4-5630-00.2246		
4_____	Bus Operations - Bus_____	_____338,529_____	_____338,529_____

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 461 of 1998  
RESOLUTION AMENDING 1999 TENTATIVE BUDGET

DATED: December 8, 1998

Resolution by Supervisor:  
Seconded by Supervisor:

RESOLVED, that the 1999 Tentative Operating Budget of the County of Montgomery hereby is amended, as follows:

PAGE:	ACCOUNT NUMBER:	CHANGE AMOUNT TO:	INCREASE (DECREASE):
15	A-08-3-3089-00		
Rev.	State Aid - Other	\$8,996	\$8,996
	A-08-4-1410-00.1130(829)		
16	Temporary Employees	7,560	7,560
	A-10-4-9001-00.8810		
21	FICA	759,272	1,436
	A-18-4-6010-00.1100(409)		
48	Case Supervisor	33,375	5,381
	A-20-4-6610-00.4589		
54	MC Printing - Intrafund	0	(100)
	A-22-4-7510-00.1120(859)		
58	Senior Clerk Typist - PT	6,143	3,143
	A-31-4-1671-00.1140(297)		
74	Sick Leave Buy Back	300	300

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel/Payroll

\*\*

RESOLUTION NO. 462 of 1998  
RESOLUTION AMENDING 1999 TENTATIVE BUDGET

DATED: December 8, 1998

Resolution by Supervisor:  
Seconded by Supervisor:

RESOLVED, that the 1999 Tentative Operating Budget of the County of Montgomery hereby is amended, as follows:

PAGE:	ACCOUNT NUMBER:	CHANGE AMOUNT TO:	INCREASE (DECREASE):
12	A-06-4-9900-00.9901		
	Transfer to County Road Fund	\$2,283,110	\$37,709
	A-06-4-9900-00.9903		

12	Transfer to Road Machinery Fund	31,121	(37,709)
	D-12-4-5110-00.4422		
78	Equipment Rental/Lease	300,000	37,709
77	D-12-3-5031-00		

Rev. 80	Interfund Transfer	2,283,110	37,709
Rev. 80	DM-12-3-2822-00		
Rev. 80	Interfund Rev - Co. Road Fund	318,500	37,709
Rev. 80	DM-12-3-5031-00		
Rev. 80	Interfund Transfer	31,121	(37,709)

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Commissioner of Public Works

\*\*

RESOLUTION NO. 463 of 1998  
RESOLUTION AMENDING 1999 TENTATIVE BUDGET

DATED: December 8, 1998

Resolution by Supervisor:  
Seconded by Supervisor:

RESOLVED, that the 1999 Tentative Operating Budget of the County of Montgomery hereby is amended, as follows:

PAGE:	ACCOUNT NUMBER:	CHANGE AMOUNT TO:	INCREASE (DECREASE):
2	A-01-4-1010-00.1125(862) Other Compensation/Raises	\$ 0	( \$23,500)
2	A-01-4-1010-00.1125(33) Chairman	7,500	1,500
4	A-01-4-8751-00.4575 Operational(Coop. Ext.)	136,435	(2,565)
4	A-01-4-6989-00.4578 Office for Aging	90,000	35,000
53	A-19-4-6510-00.4491 Special Supplies & Materials	4,500	1,500

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Office for the Aging

\*\*

RESOLUTION NO. 464 of 1998  
RESOLUTION AMENDING 1999 TENTATIVE BUDGET

DATED: December 8, 1998

Resolution by Supervisor:  
Seconded by Supervisor:

RESOLVED, that the 1999 Tentative Operating Budget of the County of Montgomery hereby is amended, as follows:

PAGE:	ACCOUNT NUMBER:	CHANGE AMOUNT TO:	INCREASE (DECREASE):
2	A-01-4-1010-00.1125(862) Leg. Board-Other Compensation	\$ 0	( \$23,500)

<u>  2  </u>	A-01-4-1010-00.4434 Legislative Board-Consultants	<u>  30,000  </u>	<u>  (20,000)  </u>
<u>  4  </u>	A-01-4-6420-00.4579 Promotion of Industry-Tourism	<u>  18,000  </u>	<u>  (5,300)  </u>

<u>  3  </u>	A-01-4-1011-00.4424 Co. Administrator-Equip. Repairs	<u>      15,000      </u>	<u>      (15,000)      </u>
<u>  4  </u>	A-01-4-8751-00.4575 Co. Extension Service-Coop Ext.	<u>     136,435      </u>	<u>      (2,565)      </u>
Rev. <u> 10 </u>	A-06-3-1110-00 Sales & Use Tax	<u>     6,100,000     </u>	<u>      50,000      </u>
Rev. <u> 10 </u>	A-06-3-2720-00 OTB Distributed Earnings	<u>      180,000      </u>	<u>      25,000      </u>
<u> 18 </u>	A-09-4-1420-00.4431 Co. Atty. - Atty, Audit, Acct.	<u>                  0      </u>	<u>      (2,000)      </u>
<u> 29 </u>	A-14-4-1680-00.2227 Data Processing - Paper Shredders	<u>          9,000      </u>	<u>      (4,000)      </u>
<u> 29 </u>	A-14-4-1680-00.2259 Data Processing - Computer Equip.	<u>          6,590      </u>	<u>      (1,700)      </u>
<u> 36 </u>	A-15-4-3150-00.4441 Jail - Gasoline & Diesel Fuel	<u>          250      </u>	<u>      (2,250)      </u>
<u> 35 </u>	A-15-4-3150-00.1120(323) Jail-Correction Officers-pt	<u>         300,000      </u>	<u>     (42,312)      </u>
<u> 51 </u>	A-18-4-6011-00.6102 Soc. Serv. Prog - MMIS	<u>         8,250,000     </u>	<u>     (200,000)     </u>
<u> 51 </u>	A-18-4-6011-00.6123 Soc Serv Prog-Juvenile Delinquent	<u>         400,000      </u>	<u>      (75,000)      </u>
<u> 51 </u>	A-18-4-6011-00.6129 Soc. Serv. Prog-State Training	<u>         200,000      </u>	<u>      (25,000)      </u>
<u> 51 </u>	A-18-4-6011-00.6140 Soc. Serv. Prog.-Safety Net	<u>         625,000      </u>	<u>      (25,000)      </u>
<u> 51 </u>	A-18-4-6011-00.6119 Soc. Serv. Prog.-Child Care	<u>         900,000      </u>	<u>      (59,000)      </u>
<u> 51 </u>	A-18-4-6011-00.6109 Soc. Serv. Prog.-Family Assistance	<u>                          </u>	<u>                          </u>
<u> 53 </u>	A-19-4-6510-00.4449 Veterans Srv.-Special Supplies	<u>          6,000      </u>	<u>          3,000      </u>
<u> 61 </u>	A-23-4-8020-00.4471 Planning & Mileage	<u>          2,000      </u>	<u>          (500)      </u>
<u> 73 </u>	A-31-4-1345-00.1110(856) Purchasing - Acct Clk Typist	<u>                  0      </u>	<u>      (23,500)      </u>
<u> 63 </u>	A-24-4-1620-00.4434 Econ. Opp. & Dev-Consultants	<u>          2,500      </u>	<u>      (9,500)      </u>
<u> 26 </u>	A-12-4-1620-00.4412 Buildings-Lights & Power	<u>         360,000      </u>	<u>      (35,000)      </u>
<u>  4  </u>	A-01-4-3180-00.4592 Comm. Serv. Prog. - ATI	<u>         131,120      </u>	<u>      (7,950)      </u>

RESOLUTION WITHDRAWN.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer

County Administrator  
County Clerk  
Personnel/Payroll

\*\*

RESOLUTION NO. 466 of 1998

DATED: December 8, 1998

RESOLUTION AUTHORIZING BUDGET OFFICER TO AMEND REVENUE ACCOUNT FOR  
1999 OPERATING BUDGET

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Stagliano

RESOLVED, that the County Administrator, as Budget Officer, hereby is authorized and directed to amend various revenue accounts within the 1999 Tentative Budget to conform with the appropriate amendments heretofore adopted by the Montgomery County Board of Supervisors in the process of establishing the 1999 Operating Budget.

RESOLUTION ADOPTED with Aye(1511). Supervisors Dandreano and Grzyb voted nay.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 467 of 1998 DATED: December 8, 1998  
RESOLUTION AUTHORIZING OVERTIME APPROPRIATIONS IN 1999 OPERATING BUDGET  
(VARIOUS DEPARTMENTS)

Resolution by Supervisor: Wills  
Seconded by Supervisor: Van Kersen

WHEREAS, Article II, Section 6 of the County/C.S.E.A. Agreement states "No overtime compensation shall be allowed except by Resolution of the Board of Supervisors, Department of Public Works (Highway Employees) excluded by emergency situations," and

WHEREAS, the 1999 Operating Budget has been adopted and appropriations for overtime for various County departments during 1999 have been established,

RESOLVED, that the Board of Supervisors hereby authorizes overtime compensation appropriations, in the 1999 Operating Budget, as follows:

DEPARTMENT:	ACCOUNT:	AMOUNT:
Public Works	A-12-4-1620-00.1111(955)	\$_1,500.00
Social Services	A-18-4-6010-00.1111(944)	\$10,250.00
Montgomery Meadows	EH-34-4-6020-00.1111(926)	\$53,300.00
Data Processing	A-14-4-1680-00.1111(324)	\$15,000.00
Real Property Tax Service	A-07-4-1355-00.1111(310)	\$__400.00
Public Health	A-16-4-4010-00.1111(320)	\$_6,495.00
Board of Supervisors	A-01-4-1010-00.1111(431)	\$_4,000.00
Treasurer	A-06-4-1325-00.1111(141)	\$__200.00
Planning and Development	A-23-4-8020-00.1111(439)	\$_8,000.00
Probation	A-27-4-3140-00.1111(553)	\$_3,500.00
Sheriff	A-15-4-3110-00.1111(1212)	\$47,000.00
Stop DWI	A-15-4-3110-00.1111(1219)	\$_____
Jail	A-15-4-3150-00.1111(1214)	\$70,000.00

RESOLUTION ADOPTED with Aye(1511). Supervisors Dandreano and Grzyb voted nay.

Duly adopted upon roll call, all members present (1511) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator

County Clerk  
Departments Listed Above  
Personnel/Payroll

\*\*

RESOLUTION NO. 468 of 1998

DATED: December 8, 1998

RESOLUTION ADOPTING CAPITAL PROGRAM (1999-2004)

Resolution by Supervisor: Van Kersen

Seconded by Supervisor: Coluni

WHEREAS, the Montgomery County Board of Supervisors has met and considered the Capital Program for 1999-2004 and has conducted a public hearing thereon, as required by County Law.

RESOLVED, that the Capital Program for 1999-2004 as on file with the Clerk of the Board of Supervisors, as changed, altered and revised and as hereinafter set forth, hereby is adopted.

RESOLUTION ADOPTED with Aye(1362). Supervisors Dandreano, Cuozzo and Grzyb voted nay.

Duly adopted upon roll call, all members present (1362) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 469 of 1998

DATED: December 8, 1998

RESOLUTION APPROVING RELEVY OF DELINQUENT SCHOOL TAXES, VILLAGE TAXES, WATER RENTS AND SEWER TAXES

Resolution by Supervisor: Paton

Seconded by Supervisor: Grzyb

RESOLVED, that the Montgomery County Board of Supervisors hereby approves the relevy, effective immediately, of delinquent School Taxes, Village Taxes, Water Rents and Sewer Taxes on the first installment of the January, 1999 Town Tax Rolls.

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

Motion by Supervisor Barone, seconded by Supervisor Keller, to Suspend the Rules of Procedure to allow for the introduction of emergency Resolution No. 470, passed with Aye(1304-2/3 majority).

\*\*

RESOLUTION NO. 470 of 1998

DATED: December 8, 1998

RESOLUTION AMENDING 1998 OPERATING BUDGET (PERSONNEL)

Resolution by Supervisor: Wills

Seconded by Supervisor: Barone

WHEREAS, funds are needed to provide for payment of retroactive salary increases to members of the Montgomery County Deputy Sheriff's Association,

RESOLVED, that the County Treasurer hereby is authorized and directed to

amend the 1998 Operating Budget, as follows:

INCREASE:

Revenue:           A-06-3-2701-00                   Refund Prior Yr Exp.   by \$28,623.91

Appropriations: A-10-4-1430-00.1160(828) Personnel  
Payroll by \$28,623.91

RESOLUTION ADOPTED UNANIMOUSLY.

Duly adopted upon roll call, all members present (1868) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel/Payroll

OTHER

ADJOURNMENT

Motion by Supervisor Wills, seconded by Supervisor Vesp, to adjourn the meeting, passed with Aye(1868). Chairman McMahon declared the meeting adjourned at 12:25 a.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa

TABLE OF CONTENTS

CALL TO ORDER . . . . . 1

MOMENT OF SILENCE . . . . . 1

STATEMENT OF PURPOSE OF MEETING . . . . . 1

ACTION ON BUSINESS . . . . . 1

RES471 Resolution Authorizing Legal Services - MOSA Dissolution

RES472 Resolution Authorizing Subsidization Agreement

RES473 Resolution Establishing Public Hearing Intro. Local Law No. 11 of 1998

RES474 Resolution Establishing Public Hearing Intro. Local Law No. 12 of 1998

RES475 Resolution Fixing Date and time - 1999 Organizational Meeting

RES476 Resolution Expressing Appreciation to Chairman McMahon

ADJOURNMENT . . . . . 5

CALL TO ORDER

The Special Meeting of the Montgomery County Board of Supervisors for December 17, 1998 was called to order at 6:25 p.m. by Chairman McMahon. The Pledge of Allegiance to the Flag was led by Supervisor Barone. Roll call indicated that Supervisors Coluni, Keller, Vesp, Hisert, Van Kersen and Stagliano were absent.

MOMENT OF SILENCE

Supervisor Hassan offered a prayer.

STATEMENT OF PURPOSE OF MEETING

The stated purpose of the meeting was to consider Resolutions No. 471, 472, 473, 474, 475 and 476.

ACTION ON BUSINESS

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RESOLUTION NO. 471 of 1998 DATED: December 17, 1998  
RESOLUTION AUTHORIZING LEGAL SERVICES - MOSA DISSOLUTION

Resolution by Supervisor: Wills  
Seconded by Supervisor: Dandreano

WHEREAS, the Board of Supervisors, by adoption of Resolution No. 412 of 1998, authorized solicitation of proposals for provision of legal services to assist the County in achieving dissolution of the Montgomery-Otsego-Schoharie Solid Waste Management Authority, and

WHEREAS, said proposals were opened on December 17, 1998,

RESOLVED, that \_\_\_\_\_ hereby is designated to provide legal services to assist Montgomery County in achieving dissolution of the Montgomery-Otsego-Schoharie Solid Waste Management Authority, and

FURTHER RESOLVED, that the Chairman to the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement providing for provision of said services.

MOTION TO TABLE by Supervisor Wills, seconded by Supervisor Barone, passed with Aye(1219). Supervisors Coluni, Keller, Vesp, Hisert, Van Kersen and Stagliano were absent. (12/17/98)

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
MOSA

\*\*

RESOLUTION NO. 472 of 1998 DATED: December 17, 1998  
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN SUBSIDIZATION AGREEMENT  
RENEWAL - MOSA

Resolution by Supervisor: Wills  
Seconded by Supervisor: Dandreano

WHEREAS, it has been recommended that the Board of Supervisors authorize a per-ton subsidization of the Montgomery-Otsego-Schoharie Solid Waste Management Authority (MOSA) tipping fee, and

WHEREAS, MOSA commissioned a scientific study to determine Guaranteed Annual Tonnage (GAT) requirements of the respective member counties, and

WHEREAS, said study recommended reformulation of the GAT, estimating Montgomery County's 1999 allocation of 33.8 percent,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign a subsidization Agreement Renewal with the Montgomery-Otsego-Schoharie Solid waste Management Authority (MOSA), and

FURTHER RESOLVED, that said agreement shall be for the period commencing on January 1, 1999 and ending on December 31, 1999, and

FURTHER RESOLVED, that said agreement shall be based upon the reestablishment of Montgomery County's Guaranteed Annual Tonnage requirement of 33.8 percent, and

FURTHER RESOLVED, that an appropriation of \$920,000 shall be included within the 1999 Operating Budget to provide for payment of said subsidy.

RESOLUTION DEFEATED with Aye(823). Supervisors Grzyb and Hassan voted nay. Supervisor Cuozzo abstained. Supervisors Coluni, Keller, Vesp, Hisert, van Kersen and Stagliano were absent.

\*\*

Supervisor Keller entered the meeting at 6:45 p.m.

Supervisor Coluni entered the meeting at 6:50 p.m.

Supervisor Van Kersen entered the meeting at 6:53 p.m.

\*\*

MOTION TO RECONSIDER by Supervisor Barone, seconded by Supervisor Wills, passed with Aye(1111). Supervisors Grzyb and Hassan voted nay. Supervisor Cuozzo abstained. Supervisors Vesp, Hisert and Stagliano were absent.

\*\*

Supervisor Hisert entered the meeting at 6:59 p.m.

\*\*

RESOLUTION ADOPTED with Aye(1213). Supervisors Grzyb and Hassan voted nay. Supervisor Cuozzo abstained. Supervisors Vesp and Stagliano were absent.

Duly adopted upon roll call, all members present (1213) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
MOSA

\*\*

RESOLUTION ESTABLISHING PUBLIC HEARING ON INTRODUCTORY LOCAL LAW NO. 11  
OF 1998

Resolution by Supervisor: Barone  
Seconded by Supervisor: Wills

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. 11 of 1998, a Local Law Establishing the 1998 and 1999 Salaries of Various County Officials,

RESOLVED, that Introductory Local Law No. 11 of 1998 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, January 12, 1999 at 7:20 p.m., in the Chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said public hearing to be published according to law.

RESOLUTION ADOPTED with Aye(1609). Supervisors Vesp and Stagliano were absent.

Duly adopted upon roll call, all members present (1609) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Personnel/Payroll

\*\*

RESOLUTION NO. 474 of 1998

DATED: December 17, 1998

RESOLUTION ESTABLISHING PUBLIC HEARING ON INTRODUCTORY LOCAL LAW NO. 12  
OF 1998

Resolution by Supervisor: McMahon  
Seconded by Supervisor: Van Kersen

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. 12 of 1998, a Local Law Authorizing the Private Sale of County-Owned Property Not Needed for a County Purpose,

RESOLVED, that Introductory Local Law No. 12 of 1998 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, January 12, 1999 at 7:25 p.m., in the Chambers of the Board of Supervisors, County Office Building, Fonda, New York, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is directed to cause legal notice of said public hearing to be published according to law.

RESOLUTION ADOPTED with Aye(1609). Supervisors Vesp and Stagliano were absent.

Duly adopted upon roll call, all members present (1609) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk

\*\*

RESOLUTION NO. 475 of 1998

DATED: December 17, 1998

RESOLUTION FIXING DATE AND TIME FOR 1999 ORGANIZATIONAL MEETING OF THE  
BOARD OF SUPERVISORS

Resolution by Supervisor: Van Kersen  
Seconded by Supervisor: Keller

RESOLVED, that pursuant to Section 151, Subdivision 1 of the County Law,

the Organizational Meeting of the Montgomery County Board of Supervisors for 1999 shall be held at \_\_\_\_\_ on the \_\_\_\_\_ day of January, 1999.

MOTION TO AMEND by Supervisor Hassan, seconded by Supervisor Dandreano, in the RESOLVED clause, insert, "7:00 p.m." and "5th", respectively, passed with Aye(1609). Supervisors Vesp and Stagliano were absent.

RESOLUTION ADOPTED with Aye(1609). Supervisors Vesp and Stagliano were absent.

Duly adopted upon roll call, all members present (1609) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
All Department/Agency Heads  
County Chairman-Republican Party  
County Chairman-Democratic Party

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RESOLUTION NO. 476 of 1998 DATED: December 17, 1998  
RESOLUTION EXPRESSING APPRECIATION OF THE BOARD OF SUPERVISORS FOR THE  
SERVICES OF THE 1998 CHAIRMAN OF THE BOARD - ROBERT F. McMAHON

Resolution by: Full Board  
Seconded by Supervisor:

WHEREAS, the successful conduct of the business of the Montgomery County Board of Supervisors is due in large measure to the management and direction of the Chairman of the Board, Robert F. McMahan, and

WHEREAS, many difficult and important matters have come before this Board of Supervisors during the past year, and

WHEREAS, Chairman McMahan has presided over said matters in a judicious manner, providing for the successful conduct of business of this Board, and

WHEREAS, the Board of Supervisors desires to express its appreciation for the work of the Chairman of the Board during 1998,

RESOLVED, that the Montgomery County Board of Supervisors hereby expresses its appreciation to Supervisor Robert F. McMahan for his invaluable services as Chairman of this Board during 1998.

MOTION by Supervisor Wills, seconded by Supervisor Van Kersen, to have to Clerk of the Board cast one unanimous vote in favor of the Resolution, passed with Aye(1609). Supervisors Vesp and Stagliano were absent.

RESOLUTION ADOPTED with Aye(1609). Supervisors Vesp and Stagliano were absent.

Duly adopted upon roll call, all members present (1609) voting aye.

Douglas Landon  
County Attorney

Richard C. Healy  
Clerk, Board of Supervisors

cc: County Treasurer  
County Administrator  
County Clerk  
Chairman McMahan

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Chairman McMahan recessed the meeting at 7:05 p.m.

Chairman McMahan reconvened the meeting at 7:08 p.m.



Chairman McMahon declared the Meeting adjourned at 7:09 p.m.

Respectfully submitted,

Richard C. Healy  
Clerk of the Board

RCH/sa