

**PROCEEDINGS**  
**of the**  
**BOARD OF SUPERVISORS**  
**of the**  
**COUNTY OF MONTGOMERY**  
**2010**



**PROCEEDINGS  
of the  
BOARD OF SUPERVISORS  
of the  
COUNTY OF MONTGOMERY  
FOR THE YEAR 2010**

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Vito L. Greco, Chairman  
ROBIN L. LOSKE, Clerk

Compiled and arranged by the Clerk by Order of the Board



## TABLE OF CONTENTS

Organizational Meeting .....	January 4, 2010 .....	1
Committee Meeting - Economic Development/Planning .....	January 12, 2010 .....	10
Committee Meeting - Public Safety .....	January 12, 2010 .....	12
Committee Meeting - Health & Human Services .....	January 12, 2010 .....	14
Committee Meeting - General Services .....	January 12, 2010 .....	15
Committee Meeting - Education/Government .....	January 12, 2010 .....	17
Committee Meeting - Personnel .....	January 19, 2010 .....	18
Committee Meeting - Finance .....	January 19, 2010 .....	20
Regular Meeting .....	January 26, 2010 .....	22
Committee Meeting - Public Safety .....	February 9, 2010 .....	43
Committee Meeting - Health & Human Services .....	February 9, 2010 .....	45
Committee Meeting - General Services .....	February 9, 2010 .....	46
Committee Meeting - Economic Development/Planning .....	February 16, 2010 .....	48
Committee Meeting - Personnel .....	February 16, 2010 .....	50
Committee Meeting - Finance .....	February 16, 2010 .....	51
Regular Meeting .....	February 23, 2010 .....	53
Committee of the Whole .....	February 27, 2010 .....	65
Special Meeting .....	March 2, 2010.....	66
Committee Meeting - Public Safety .....	March 9, 2010.....	68
Committee Meeting - General Services .....	March 9, 2010.....	70
Special Meeting .....	March 9, 2010.....	72
Committee Meeting - Finance .....	March 16, 2010.....	74
Regular Meeting .....	March 23, 2010.....	77
Committee Meeting - Health & Human Services .....	April 13, 2010 .....	92
Committee Meeting - Public Safety .....	April 13, 2010 .....	93
Committee Meeting - Economic Development/Planning .....	April 13, 2010 .....	95
Committee Meeting - Education/Government .....	April 13, 2010 .....	96
Committee Meeting - Finance .....	April 20, 2010 .....	97
Regular Meeting .....	April 27, 2010 .....	100
Committee Meeting - General Services .....	May 18, 2010 .....	113
Committee Meeting - Personnel .....	May 18, 2010 .....	115
Committee Meeting - Finance .....	May 18, 2010 .....	116
Regular Meeting .....	May 25, 2010 .....	118
Committee Meeting - Economic Development/Planning .....	June 8, 2010 .....	127
Committee Meeting - Public Safety .....	June 8, 2010 .....	129
Committee Meeting - Health & Human Services .....	June 8, 2010 .....	131
Committee Meeting - General Services .....	June 8, 2010 .....	133
Committee Meeting - Finance .....	June 15, 2010 .....	135
Committee Meeting - Personnel .....	June 15, 2010 .....	137
Regular Meeting .....	June 22, 2010 .....	139
Committee Meeting - Labor Management .....	July 7, 2010 .....	154

## TABLE OF CONTENTS

Committee Meeting - Economic Development/Planning .....	July 13, 2010 .....	156
Committee Meeting - Public Safety .....	July 13, 2010 .....	158
Committee Meeting - Health & Human Services .....	July 13, 2010 .....	160
Committee Meeting - General Services .....	July 13, 2010 .....	161
Committee Meeting - Education/Government .....	July 13, 2010 .....	163
Committee Meeting - Personnel .....	July 20, 2010 .....	165
Committee Meeting - Finance .....	July 20, 2010 .....	168
Public Hearing .....	July 27, 2010 .....	171
Public Hearing .....	July 27, 2010 .....	172
Public Hearing .....	July 27, 2010 .....	173
Public Hearing .....	July 27, 2010 .....	174
Public Hearing .....	July 27, 2010 .....	175
Public Hearing .....	July 27, 2010 .....	176
Regular Meeting .....	July 27, 2010 .....	177
Committee Meeting - Economic Development/Planning .....	August 10, 2010 .....	193
Committee Meeting - Public Safety .....	August 10, 2010 .....	195
Committee Meeting - Personnel .....	August 17, 2010 .....	197
Committee Meeting - Finance .....	August 17, 2010 .....	199
Regular Meeting .....	August 24, 2010 .....	201
Committee Meeting - Public Safety .....	September 14, 2010 .....	216
Committee Meeting - Health & Human Services .....	September 14, 2010 .....	217
Committee Meeting - General Services .....	September 14, 2010 .....	218
Committee Meeting - Personnel .....	September 21, 2010 .....	219
Committee Meeting - Finance .....	September 21, 2010 .....	221
Regular Meeting .....	September 28, 2010 .....	222
Committee Meeting - Finance .....	October 6, 2010 .....	232
Committee Meeting - Labor Management .....	October 7, 2010 .....	234
Committee Meeting - Finance .....	October 7, 2010 .....	235
Committee Meeting - Economic Development/Planning .....	October 12, 2010 .....	237
Committee Meeting - Education/Government .....	October 12, 2010 .....	239
Committee Meeting - Public Safety .....	October 12, 2010 .....	240
Committee Meeting - General Services .....	October 12, 2010 .....	241
Committee Meeting - Finance .....	October 12, 2010 .....	242
Committee Meeting - Finance .....	October 16, 2010 .....	243
Committee Meeting - Personnel .....	October 19, 2010 .....	246
Committee Meeting - Finance .....	October 19, 2010 .....	248
Regular Meeting .....	October 26, 2010 .....	251
Committee of the Whole .....	November 1, 2010 .....	265
Committee of the Whole .....	November 3, 2010 .....	267
Committee of the Whole .....	November 6, 2010 .....	270
Committee of the Whole .....	November 8, 2010 .....	272

## TABLE OF CONTENTS

Committee Meeting - Economic Development/Planning .....	November 9, 2010 .....	274
Committee Meeting - Public Safety .....	November 9, 2010 .....	276
Committee Meeting - Health & Human Services .....	November 9, 2010 .....	277
Committee Meeting - Education/Government .....	November 9, 2010 .....	278
Committee Meeting - General Services .....	November 9, 2010 .....	279
Committee of the Whole .....	November 9, 2010 .....	280
Committee of the Whole .....	November 10, 2010 .....	282
Committee of the Whole .....	November 13, 2010 .....	284
Committee of the Whole .....	November 15, 2010 .....	286
Committee Meeting - Personnel .....	November 16, 2010 .....	289
Committee Meeting - Finance .....	November 16, 2010 .....	291
Committee of the Whole .....	November 16, 2010 .....	293
Special Meeting .....	November 18, 2010 .....	294
Committee of the Whole .....	November 18, 2010 .....	296
Regular Meeting .....	November 23, 2010 .....	298
Committee of the Whole .....	November 29, 2010 .....	310
Special Meeting .....	November 30, 2010 .....	312
Committee Meeting - Education/Government .....	December 7, 2010 .....	323
Committee Meeting - Public Safety .....	December 7, 2010 .....	324
Committee Meeting - Health & Human Services .....	December 7, 2010 .....	326
Committee Meeting - Personnel .....	December 7, 2010 .....	328
Committee Meeting - Finance .....	December 7, 2010 .....	329
Committee of the Whole .....	December 11, 2010 .....	331
Public Hearing .....	December 14, 2010 .....	332
Special Meeting .....	December 14, 2010 .....	334
Regular Meeting .....	December 14, 2010 .....	356





## 2010 BOARD OF SUPERVISORS

### CITY OF AMSTERDAM

First Ward .....	Vito L. Greco
Second Ward .....	Barbara Johnson
Third Ward .....	Ronald J. Barone, Sr.
Fourth Ward .....	Barbara S. Wheeler
Fifth Ward .....	Karl Baia

### TOWN OF

Amsterdam .....	Thomas P. DiMezza
Canajoharie .....	- VACANT
Canajoharie .....	Robert F. McMahon
Canajoharie .....	Herbert T. Allen
Charleston .....	Shayne T. Walters
Florida .....	William E. Strevy
Glen .....	Lawrence Coddington
Minden .....	Thomas L. Quackenbush
Mohawk .....	Greg Rajkowski
Palatine .....	Brian Sweet
Root .....	John W. Thayer
St. Johnsville .....	Dominick Stagliano



BOARD OF SUPERVISORS, CHAIRMAN.....	Vito L. Greco
BOARD OF SUPERVISORS, CLERK OF THE BOARD.....	Robin L. Loske
ATTORNEY.....	Douglas E. Landon
AUDITOR.....	Marco Zumbolo
BOARD OF ELECTIONS.....	Jamie Duchessi/Democrat, Lyn A. May/Republican
CLERK'S OFFICE.....	Helen A. Bartone
COMMISSIONER OF JURORS.....	Victoria P. Sollecito
CORNELL COOPERATIVE EXTENSION FMC.....	Marilyn J. Smith
CORONERS.....	Joseph M. Riley III, Susan L. Quackenbush
DATA PROCESSING/PRINTING.....	Daniel Colón
DISTRICT ATTORNEY.....	James E. Conboy
ECONOMIC OPPORTUNITY AND DEVELOPMENT.....	Kenneth F. Rose
EMERGENCY MANAGEMENT AND FIRE SERVICE.....	Gary Nestle
HISTORY & ARCHIVES.....	Kelly A. Farquhar
HUMAN RESOURCES.....	Richard E. Baia
MENTAL HEALTH.....	Jim Gumaer
PROBATION.....	Lucille Sitterly
PUBLIC DEFENDER.....	William Martuscello
PUBLIC HEALTH.....	Kim Conboy
PUBLIC WORKS.....	Paul H. Clayburn
PURCHASING.....	Scott Surento
REAL PROPERTY TAX SERVICE.....	Sandy Frasier
SAFETY OFFICER.....	Richard Przestrzelski
SHERIFF.....	Michael J. Amato
SOCIAL SERVICES.....	William M. Cranker
TREASURER.....	Shawn J. Bowerman
VETERANS SERVICE AGENCY.....	Daniel Roth
WEIGHTS AND MEASURES.....	Nicholas M. Bartosik
YOUTH BUREAU/STOP-DWI /ALTERNATIVE COMMUNITY SERVICES.....	Jennifer W. Petteys



PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
ORGANIZATIONAL MEETING  
7:00 PM, January 4, 2010

CALL TO ORDER

The Organizational Meeting for 2010 was called to order by Outgoing Vice Chairman Walters at 7:00 p.m.

SALUTE TO THE FLAG

Supervisor Walters led the Salute to the Flag.

ROLL CALL

Roll call indicated that the following Supervisors were present: Quackenbush, McMahon, Strevy, Greco, Johnson, Thayer, Barone, Bai a, Di Mezza, Coddington, Wheeler, Sweet, Walters and Rajkowski. Supervisor Stagliano was absent.

SELECTION OF A TEMPORARY CHAIRMAN

Town of Canajoharie Supervisor Robert McMahon was nominated Temporary Chairman (per Resolution #1).

SELECTION OF PERMANENT CHAIRMAN

Supervisor Greco was nominated Permanent Chairman (per Resolution #2).

NEW BUSINESS

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**RESOLUTION NO. 1 of 2010**

**DATED:** January 4, 2010

**RESOLUTION SELECTION TEMPORARY CHAIRMAN FOR 2010 ORGANIZATIONAL MEETING OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Quackenbush

RESOLVED, that Supervisor \_\_\_\_\_ is hereby selected temporary Chairman of the 2010 Organizational Meeting of the Montgomery County Board of Supervisors.

MOTION TO AMEND by Supervisor Di Mezza, seconded by Supervisor Quackenbush, to insert the name of Robert McMahon in the first "RESOLVED" clause passed with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 2 of 2010**

**DATED:** January 4, 2010

**RESOLUTION ELECTING CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS FOR THE YEAR 2010**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Bai a

RESOLVED, that Supervisor \_\_\_\_\_ hereby is elected Chairman of the Montgomery County Board of Supervisors for the year 2010, and

FURTHER RESOLVED, that the annual salary of said Chairman hereby is fixed in the amount of \$15,000.00, 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 Barone, Sr., seconded by Supervisor Bai a, to insert the name of Vi to Greco in the first "RESOLVED" clause passed with Aye(1772). Supervisor Stag li ano was absent. (1/4/2010)

RESOLUTION ADOPTED with Aye(1772). Supervisor Stag li ano was absent. (1/4/2010)

Dougl as Landon  
County Attorney

Robi n Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 3 of 2010**

**DATED:** January 4, 2010

**RESOLUTION ELECTING VICE-CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS FOR THE YEAR 2010**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Strevy

RESOLVED, that Supervisor \_\_\_\_\_ hereby is elected Vice-Chairman of the Montgomery County Board of Supervisors for the year 2010, and

FURTHER RESOLVED, that the annual salary of said Vice-Chairman hereby is fixed in the amount of \$10,000.00, and

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

MOTION TO AMEND by Supervisor Barone, Sr., seconded by Supervisor Quackenbush, to insert the name Karl Bai a in the first "RESOLVED" clause passed with Aye(1772). Supervisor Stag li ano was absent. (1/4/2010)

RESOLUTION ADOPTED with Aye(1772). Supervisor Stag li ano was absent. (1/4/2010)

Dougl as Landon  
County Attorney

Robi n Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 4 of 2010**

**DATED:** January 4, 2010

**\*\*See Appendix for Resolution Attachment\*\***

**RESOLUTION ADOPTING RULES OF PROCEDURE OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS**

Resolution by Supervisor: Bai a

Seconded by Supervisor: Barone, Sr.

RESOLVED, that the Rules of Procedure, attached hereto, hereby are adopted by the Montgomery County Board of Supervisors for 2010, or until amended by Resolution.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stag li ano was absent. (1/4/2010)

Dougl as Landon  
County Attorney

Robi n Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 5 of 2010**

**DATED:** January 4, 2010

**RESOLUTION APPOINTING COUNTY ATTORNEY**

Resolution by Supervisor: McMahon

Seconded by Supervisor: Quackenbush

RESOLVED, that \_\_\_\_\_ of \_\_\_\_\_ hereby is appointed County Attorney for the County of Montgomery for a term commencing on January 1, 2010 and ending on December 31, 2011, at an annual base salary of \$60,577, and

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

1. To act as the legal advisor to the 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 officer 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 or the Chairman of the Board.

MOTION TO AMEND by Supervisor Barone, Sr., seconded by Supervisor DiMezza, to insert the name Douglas Landon of Amsterdam, New York in the first "RESOLVED" clause passed with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 6 of 2010**

**DATED:** January 4, 2010

**RESOLUTION APPOINTING BUDGET OFFICER**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Johnson

WHEREAS, Article 7, Section 351 of County Law provides that the "Budget Officer" shall mean the Chief Fiscal Officer of Montgomery County, and

WHEREAS, said Chief Fiscal Officer of Montgomery County is the County Treasurer, and

RESOLVED, that \_\_\_\_\_, is hereby appointed Montgomery County Budget Officer for a term commencing on January 1, 2010 and ending on December 31, 2010 at a base salary of \$10,000, and

FURTHER RESOLVED, that said Budget Officer is hereby permitted to appoint a Deputy Budget Officer who shall be compensated \$2,000 for assistance in performing the duties of Budget Officer.

MOTION TO AMEND by Supervisor Quackenbush, seconded by Supervisor DiMezza, to insert the name Shawn Bowerman in the first "RESOLVED" clause passed with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 7 of 2010**

**DATED:** January 4, 2010

**RESOLUTION REAPPOINTING COUNTY AUDITOR**

Resolution by Supervisor: Bai a

Seconded by Supervisor: Strevy

RESOLVED, that Marco Zumbolo of Amsterdam, NY, hereby is appointed County Auditor, at an annual base salary of \$29,245 for a term commencing on January 1, 2010 and ending on December 31, 2011, and

FURTHER RESOLVED, that said County Auditor shall perform such duties as authorized by Section 600 of County Law, and

FURTHER RESOLVED, that said County Auditor shall be authorized and empowered to appoint one Deputy Auditor.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 8 of 2010****DATED:** January 4, 2010**RESOLUTION REAPPOINTING COUNTY PURCHASING AGENT**

Resolution by Supervisor: Johnson

Seconded by Supervisor: Bai a

RESOLVED, that Scott Surento of Amsterdam, NY, hereby is appointed Purchasing Agent, at an annual base salary of \$45,884 for a term commencing on January 1, 2010 and ending on December 31, 2011, and

FURTHER RESOLVED, that said Purchasing Agent shall perform such duties as authorized by Section 625 of County Law, and

FURTHER RESOLVED, that said Purchasing Agent shall be authorized and empowered to appoint one Deputy Purchasing Agent.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**Discussion Resolution No. 9:**

Supervisor Thayer could not see the reason to change the terms for the Election Commissioners and Deputy Commissioners. He indicated that four years was sufficient to bring whomever up to speed. He felt that two years was not enough.

Supervisor Walters suggested that the Resolution and matter should go through Education Government Committee prior to action. Supervisor Walters motioned to the Table the Resolution, which was defeated on roll call.

Chairman Greco withdrew his sponsor of the Resolution. No one else picked up the sponsor therefore the Resolution died on the table.

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**RESOLUTION NO. 9 of 2010****DATED:** January 4, 2010**RESOLUTION ESTABLISHING A TWO YEAR APPOINTMENT TERM FOR THE ELECTION COMMISSIONERS OF THE COUNTY OF MONTGOMERY AND RESCINDING RESOLUTION NO. 85 OF 2005**

Resolution by Supervisor: Greco

Seconded by Supervisor: Bai a

WHEREAS, Resolution No. 85 established the term of office of Election Commissioners for Montgomery County for a term of four year, and

WHEREAS, the New York State Election Law Section 3-202, Election Commissioners, Term of Office, states that the County Legislative Body may determine the Commissioner of Elections appointed terms,

RESOLVED, that Resolution Number 85 dated March 22, 2005 Establishing a 4-Year Term for the Election Commissioners of the County of Montgomery is hereby rescinded, and

FURTHER RESOLVED, that the term of office for the Election Commissioners of the County of Montgomery shall be a two (2)-year term beginning January first of each odd numbered year for the Democrat Election Commissioner and January first of each even numbered year for the Republican Election Commissioner, and

FURTHER RESOLVED, that said term shall take effect at the expiration of the term of the Commissioners now in office.

MOTION TO TABLE by Supervisor Walters, seconded by Supervisor Strevy, was defeated with Aye(299). Supervisors Walters, Strevy and Rajkowski voted Aye. Supervisor Stagliano was absent. (1/4/2010)

**RESOLUTION WITHDRAWN BY SPONSOR (1/4/2010)**

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors



**RESOLUTION NO. 10 of 2010**

**DATED:** January 4, 2010

**RESOLUTION REAPPOINTING REPUBLICAN ELECTION COMMISSIONER**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Strevy

WHEREAS, the Republican Party Chairperson has submitted certification that the party has recommended Lyn A. May of 27 Dania Drive, P.O. Box 104, Hagaman, NY, to be reappointed to the office of the Republican Election Commissioner, and

WHEREAS, by Resolution 5 of 2010, and in accordance with New York State Election Law Section 3-202, Election Commissioners, Term of Office, the Montgomery County Board of Supervisors established the term of office for the Election Commissioners of Montgomery County to be a two-year term,

RESOLVED, that Lyn A. May, 27 Dania Drive, P.O. Box 104, Hagaman, NY, is hereby appointed Republican Election Commissioner pursuant to Election Law Section 3-204 and Resolution No. 5, of 2010, for a two-year term commencing on January 1, 2010 and ending on December 31, 2011 at an annual base salary of \$37,351.

MOTION TO AMEND by Supervisor Quackenbush, seconded by Supervisor Strevy, to delete the words "two-year term in the second "WHEREAS" clause and replace it with the words "four-year term" and delete the words "two-year term in the last "RESOLVED" clause and replace it with "four-year term" and to change the end date from December 31, 2011 to December 31, 2013 passed with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

RESOLUTION ADOPTED with Aye(1633). Supervisor Greco voted Nay. Supervisor Stagliano was absent. (1/4/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 11 of 2010**

**DATED:** January 4, 2010

**RESOLUTION DESIGNATING DEPOSITORIES FOR COUNTY FUNDS IN THE NAME OF THE COUNTY TREASURER DURING 2010 AND FIXING MAXIMUM AMOUNTS WHICH MAY BE KEPT ON DEPOSIT THEREIN AT ANY ONE TIME**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Johnson

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

WHEREAS, the 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 said County Treasurer,

RESOLVED, that pursuant to Section 212 of County Law, the following banks are hereby designated by the Montgomery County Board of Supervisors as an depositories for the deposit of County funds by the County Treasurer of this County and deposited in the name of said County Treasurer for the year 2010, namely:

NBT BANK, FONDA BRANCH, FONDA, NY

BANK OF AMERICA, AMSTERDAM BRANCH, AMSTERDAM, NY

KEY BANK, N.A., AMSTERDAM BRANCH, AMSTERDAM, NY

JP MORGAN CHASE BANK, 12 CORPORATE WOODS BLVD., ALBANY, NY

CITIZENS BANK, 833 BROADWAY, ALBANY, NY

FIRST NIAGARA BANK, AMSTERDAM BRANCH, AMSTERDAM, NY

, 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:

NBT BANK, FONDA BRANCH, FONDA, NY - \$20,000,000  
 BANK OF AMERICA, AMSTERDAM BRANCH, AMSTERDAM, NY - \$20,000,000  
 KEY BANK, N.A., AMSTERDAM BRANCH, AMSTERDAM, NY - \$10,000,000  
 JP MORGAN CHASE BANK, 12 CORP. WOODS BLVD., ALBANY, NY - \$15,000,000  
 CITIZENS BANK, 833 BROADWAY, ALBANY, NY - \$10,000,000  
 FIRST NIAGARA BANK, AMSTERDAM BRANCH, AMSTERDAM, NY - \$10,000,000

, and

FURTHER RESOLVED, that 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 by said bank 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 obligation of the United States of America, the State of New York, or of any County, Town, Village or School District in the State of New York, to the amount on deposit, less the amount certified by the depository as covered by insurance under the Federal Depositor Insurance Act as pursuant to Section 212, Subdivision 6 of the County Law of the State of New York, subject to approval of said County Attorney and said County Treasurer.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 12 of 2010**

**DATED:** January 4, 2010

**RESOLUTION DESIGNATING NEWSPAPERS TO PUBLISH COUNTY MATTERS FOR 2010**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Johnson

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 Montgomery County Board of Supervisors hereby designates the following newspapers, for the above purpose, for 2010:

The Recorder

Courier-Standard Enterprise

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 13 of 2010**

**DATED:** January 4, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MASS TRANSPORTATION - THIRD PARTY PROVIDER - BROWN COACH (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Thayer

WHEREAS, Montgomery County and New York State have entered into a continuing 10-year agreement, identified as State Contract No. C003683, which authorizes a project to provide public mass transportation 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 any documents necessary to complete a third party provider agreement with Brown's Coach for the period January 1, 2010 through December 31, 2010.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Discussion of Resolution No. 14:

Sheriff Amato spoke relative to updating the E-911 system and suggested that Bid #1 be accepted to purchase the services in conjunction with Fulton County.

Treasurer Bowerman stated that another \$110,000 would be needed to fund the project.

After discussion, Supervisor DiMezza motioned to amend the Resolution, seconded by Supervisor Johnson, to use \$180,000 from the E-911 Reserves and \$130,000 from the Fund Balance. The amendment was approved with Supervisors McMahon, Strevy and Thayer voting "nay".

**RESOLUTION NO. 14 of 2010**

**DATED:** January 4, 2010

**RESOLUTION AWARING BID FOR THE MONTGOMERY AND FULTON COUNTIES SENTINEL PATRIOT PSAP PROJECT (SHERIFF - E-911)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Barone, Sr.

WHEREAS, Resolution 133 of 2009 endorsed a partnership with Fulton County to replace outdated E-911 Public Safety Answering Point (PSA) equipment in both Sheriffs' Dispatch Centers utilizing a Geo-Diverse Deployment Model, and

WHEREAS, Fulton County Resolution 467 of 2009 authorized advertisement for bids for the Fulton and Montgomery Counties Sentinel Patriot PSAP Project and three (3) bids were received, and

WHEREAS, project specifications required bidders to provide a "Base Bid 1: Purchase" option and a "Base Bid 2: Lease Purchase" option to provide each county with a choice of financing to meet its needs, and

WHEREAS, Frontier Communications submitted the lowest bids for the project, as follows:

Base Bid#1: Purchase	
Fulton County Equipment & Services	\$294,188.68
Montgomery County Equipment & Services	309,470.98
Alternate A: "CommandPOST"	21,998.74

Base Bid#2: Lease Purchase	
Fulton County Equipment & Services	\$401,015.00
Montgomery County Equipment & Services	418,265.00
Alternate A: "CommandPOST"	29,753.00

and

WHEREAS, sufficient funds are \_\_\_\_\_ in the E-911 Reserve and said PSAP replacement meets the criteria for use of dedicated reserves,

RESOLVED, that upon the recommendation of the project advisory committee "Base Bid 1: Purchase" for Montgomery County's portion of the project, in the amount of \$309,470.98, as submitted by Frontier Communications, of Gloversville, NY, for the purchase of a Plant/CML Sentinel Patriot System be and hereby is awarded; they being the lowest responsible bidder in accordance with specification dated December 2009,

FURTHER RESOLVED, that the County Treasurer is hereby directed to amend the 2010 operating budget as follows:

INCREASE:

A511	Appropriated Reserve-E911	\$180,000
A599	Appropriated Fund Balance	\$129,471

INCREASE APPROPRIATIONS:

A-15-4-3020-14-.2250	Technical Equipment	\$309,471
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FURTHER RESOLVED, that this Resolution and bid award is contingent upon passage of a similar resolution by the Fulton County Board of Supervisors, and

FURTHER RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, Sheriff, Fulton County Board of Supervisors, Fulton County Planning Director, Fulton County Sheriff, all Bidders, Budget Director/County Auditor and Clerk of the Board.

MOTION TO AMEND by Supervisor DiMezza, seconded by Supervisor Johnson, to use \$180,000 from E911 Reserves and \$130,000 from the County Fund Balance to accept the Base Bid #1 to purchase equipment and services passed with Aye(1460). Supervisors McMahon, Strevy and Thayer voted Nay. Supervisor Stagliano was absent. (1/4/2010)

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 15 of 2010**

**DATED:** January 4, 2010

RESOLUTION AUTHORIZING SERVICE AGREEMENT WITH FRONTIER COMMUNICATIONS TO CONNECT THE SENTINEL PATRIOT PSAP EQUIPMENT IN THE SHERIFF'S E-911 CENTER TO THE FULTON COUNTY SHERIFF'S E-911 CENTER

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Coddington

WHEREAS, Fulton County's Resolution 467 of 2009 authorized advertisement for bids for the Fulton and Montgomery counties Sentinel Patriot PSAP Project and Frontier Communications, of Gloversville, NY, submitted the lowest responsible bid, and

WHEREAS, said project consisted of two primary components, as follows:

- Purchase or Lease of Sentinel Patriot System and five (5) years of support and maintenance service, and
- Creation of a Wide Area Network (WAN) communications link between Fulton and Montgomery Counties' E-911 centers, and

WHEREAS, the project advisory committee recommends entering into a service agreement with Frontier Communications to provide a 10-megabyte Ethernet Private Line (EPL) link for a five-year term, at a total monthly cost of \$1,050.00, to be shared equally by Montgomery and Fulton Counties,

RESOLVED, that the Chairman of the Board is authorized to sign a service agreement with Frontier Communications, of Gloversville, NY, to connect the Sheriff's E-911 Center to the Fulton County Sheriff's E-911 Center via a WAN communications link, at a cost not to exceed \$1,050.00 per month (\$525.00 per county), effective at the date of equipment and EPL installation and continuing for a five-year period, and

FURTHER RESOLVED, that the Treasurer will present a budget amendment to appropriate E-911 Reserve funds for said purchase in 2010, and

FURTHER RESOLVED, that the Sheriff will do each and every other thing necessary to further the purport of this Resolution, and

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

FURTHER RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, Sheriff, Fulton County Board of Supervisors, Fulton County Planning Director, Fulton County Sheriff, all Bidders, Budget Officer/County Auditor and Clerk of the Board.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Discussion of Resolution No. 16:

Supervisor Quackenbush stated that he was against the hiring freeze and questioned the effectiveness of it. He stated that the County cut 120 jobs when it sold the nursing home, which had little impact on County finances.

Supervisor DiMezza responded that the Board has to start someplace. He stated that the freeze should only be applicable to jobs that open up during the year through attrition. If a vacated position is vital the Department Head could plead their case to the Board. Supervisor DiMezza suggested moving the money that is funding the position out of the respective department's budget and put it the County's Contingency Fund or Fund Balance. By doing so would eliminate the possibility of the Department Head to spend the funds.

Supervisor McMahon stated that he supported the hiring freeze because the County cannot hire more people and find more revenue. He warned that the taxpayers could not give anymore due to the struggling economy.

Supervisor Johnson stated that the matter should be put through the Personnel Committee and should not be discussed during an Organizational Meeting.

The resolution was tabled.

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**RESOLUTION NO. 16 of 2010**

**DATED:** January 4, 2010

**RESOLUTION ESTABLISHING A HIRING FREEZE FOR ALL MONTGOMERY COUNTY POSITIONS THROUGH DECEMBER 31, 2010**

Resolution by Supervisor: Greco

Seconded by Supervisor:

WHEREAS, it is necessary to establish a hiring freeze throughout County operations to maintain and control payroll expenses through the 2010 Operating Budget process,

RESOLVED, effective immediately, the Montgomery County Board of Supervisors hereby directs the Personnel Officer to establish a freeze on all County positions, including the filling of vacancies, transferring, upgrading and adjustments of existing positions, and the establishment of any new positions through December 31, 2010, and

FURTHER RESOLVED, that any such consideration for said positions shall only be entertained in an emergency situation after discussions with the Department Head and their Committee of Jurisdiction and a resolution approved by the Board of Supervisors.

MOTION TO TABLE by Supervisor DiMezza, seconded by Supervisor Walters, passed with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**ADJOURNMENT**

MOTION TO ADJOURN by Supervisor Barone, Sr., seconded by Supervisor Thayer, passed with Aye(1772). Supervisor Stagliano was absent.

Chairman Greco adjourned the meeting at 7:48 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - ECONOMIC DEVELOPMENT/PLANNING  
7:00 PM, January 12, 2010

COMMITTEE MEETING DISCUSSION

Chairman Baia presided over the meeting commencing at 7:00 p.m.

Roll call indicated Committee members present included Supervisors Di Mezza, Wheeler, Coddington, and Rajkowski. Supervisors Johnson and Strevy were absent.

Additional Supervisors present were Supervisors Greco, Quackenbush, Barone, Walters, McMahon, Thayer and Sweet. Supervisor Stagliano was absent.

Chairman Baia has called a meeting of the Economic Development/Planning Committee for 7:00 p.m. on Tuesday, January 12, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION APPOINTING SUPERVISORS - MONTGOMERY COUNTY RECORDS MANAGEMENT ADVISORY BOARD - HISTORY & ARCHIVES (BOARD OF SUPERVISORS)
2. RESOLUTION APPOINTING MEMBERS TO THE MONTGOMERY COUNTY OCCUPANCY TAX ADVISORY BOARD (BOARD OF SUPERVISORS)
3. RESOLUTION APPOINTING MEMBERS - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING)
4. RESOLUTION APPOINTING MCIDA LIAISON (ECONOMIC DEVELOPMENT/PLANNING)
5. RESOLUTION REAPPOINTING MEMBERS - FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD (ECONOMIC DEVELOPMENT/PLANNING)
6. OTHER

Item #1: (RESOLUTION APPOINTING SUPERVISORS - MONTGOMERY COUNTY RECORDS MANAGEMENT ADVISORY BOARD - HISTORY & ARCHIVES (BOARD OF SUPERVISORS) Supervisors McMahon and Greco made a motion and seconded, respectively, to sponsor the Resolution. The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #2: (RESOLUTION APPOINTING MEMBERS TO THE MONTGOMERY COUNTY OCCUPANCY TAX ADVISORY BOARD (BOARD OF SUPERVISORS). Chairman Baia stated that Resolution No. 2 will be pulled from the Agenda because the Tax Advisory Board no longer exists.

Item #3: (RESOLUTION APPOINTING MEMBERS - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Coddington and Wheeler made a motion and seconded, respectively, to sponsor the Resolution. The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION APPOINTING MCIDA LIAISON (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Greco and DiMezza made a motion and seconded, respectively, to sponsor the Resolution. The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #5: (RESOLUTION REAPPOINTING MEMBERS - FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Quackenbush and Coddington made a motion and seconded, respectively, to sponsor the Resolution. No action was taken on this Resolution because there were no recommendations made from the Fulton-Montgomery-Schoharie Workforce Development Board to fill the vacant positions.

Chairman Baia recessed the meeting until after the completion of the other Committees because there was a need for the Economic Development/Planning Committee to address a personnel matter in executive session. The Committee recessed at 7:05 P.M.

Chairman Baia called the meeting back to order at 7:50 p.m.

MOTION TO ENTER EXECUTIVE SESSION by Supervisor Di Mezza, seconded by Supervisor Barone, pursuant to Section 105 (f) of the NYS Open Meeting Law to discuss a personnel matter. There were no objections. Executive session began at 7:50 P.M.

MOTION TO EXIT EXECUTIVE SESSION by Chairman Baia, seconded by Supervisor Wheeler, at 8:25 p.m. There were no objections.

Supervisors Wheeler and DiMezza made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Bai a adjourned the Economic Development/Planning Committee meeting at 8:25 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PUBLIC SAFETY  
7:05 PM, January 12, 2010

COMMITTEE MEETING DISCUSSION

Chairman Thayer presided over the meeting commencing at 7:05 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Coddington, Rajkowski and Sweet. Supervisors Johnson and Stagliano were absent.

Additional Supervisors present were Greco, McMahon, DiMezza, Quackenbush, Walters, Barone and Baia. Supervisor Strevy was absent.

Chairman Thayer has called a meeting of the Public Safety Committee for 7:05 p.m. on Tuesday, January 12, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY TRAFFIC SAFETY BOARD (YOUTH BUREAU)
2. RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY CRIMINAL JUSTICE COORDINATING COUNCIL (YOUTH BUREAU/ALTERNATIVE COMMUNITY SERVICES DEPARTMENT)
3. RESOLUTION REAPPOINTING MONTGOMERY COUNTY EMS COORDINATOR EMERGENCY MANAGEMENT)
4. RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY EMS ADVISORY BOARD (EMERGENCY MANAGEMENT)
5. RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY FIRE ADVISORY BOARD (EMERGENCY MANAGEMENT)
6. RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY ARSON ADVISORY BOARD EMERGENCY MANAGEMENT)
7. RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - CONSULTANT (EMERGENCY MANAGEMENT)
8. RESOLUTION AMENDING 2010 OPERATING BUDGET - NYS OFFICE OF HOMELAND SECURITY (SHSP) 2007 GRANT (EMERGENCY MANAGEMENT)
9. RESOLUTION AMENDING 2010 OPERATING BUDGET - NYS OFFICE OF HOMELAND SECURITY (SHSP) 2008 GRANT (EMERGENCY MANAGEMENT)
10. OTHER

Item #1: (RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY TRAFFIC SAFETY BOARD (YOUTH BUREAU) Supervisors Barone and Sweet made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #2: (RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY CRIMINAL JUSTICE COORDINATING COUNCIL (YOUTH BUREAU/ALTERNATIVE COMMUNITY SERVICES DEPARTMENT) Supervisors Coddington and Baia made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. Supervisor Baia objected.

Item #3: (RESOLUTION REAPPOINTING MONTGOMERY COUNTY EMS COORDINATOR EMERGENCY MANAGEMENT) Supervisors Wheeler and Greco made a motion and seconded, respectively, to move the Resolution. Chairman Thayer stated that the blank in the first "RESOLVED" clause should be filled with the name of "Sean Piasecki". The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY EMS ADVISORY BOARD (EMERGENCY MANAGEMENT) Supervisors Baia and Coddington made a motion and seconded, respectively, to move the Resolution. Supervisor Walters stated that the name of "Sean Piasecki" should be inserted as the EMS Coordinator. He indicated that this might need to be amended at the full Board meeting. The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #5: (RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY FIRE ADVISORY BOARD (EMERGENCY MANAGEMENT) Supervisors Greco and Quackenbush made a motion and seconded, respectively,



to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #6: (RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY ARSON ADVISORY BOARD- EMERGENCY MANAGEMENT) Supervisors Quackenbush and Greco made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #7: (RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - CONSULTANT (EMERGENCY MANAGEMENT) Supervisors Greco and Sweet made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #8: (RESOLUTION AMENDING 2010 OPERATING BUDGET – NYS OFFICE OF HOMELAND SECURITY (SHSP) 2007 GRANT (EMERGENCY MANAGEMENT) Supervisors Quackenbush and Greco made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #9: (RESOLUTION AMENDING 2010 OPERATING BUDGET – NYS OFFICE OF HOMELAND SECURITY (SHSP) 2008 GRANT (EMERGENCY MANAGEMENT) Supervisors Sweet and Coddington made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #10: (OTHER) There was no other discussion.

Motion was made and seconded by Supervisors Coddington and Sweet, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Thayer adjourned the Public Safety Committee meeting at 7:14 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - HEALTH & HUMAN SERVICES  
7:10 PM, January 12, 2010

COMMITTEE MEETING DISCUSSION

Chairman Barone presided over the meeting commencing at 7:14 PM.

Roll call indicated Committee members present included Supervisors Wheeler, McMahon, Coddington and Sweet. Supervisors Johnson and Stagliano were absent.

Additional Supervisors present were Greco, DiMezza, Quackenbush, Rajkowski, Walters, Thayer and Baia. Supervisor Strevy was absent.

Chairman Barone has called a meeting of the Health and Human Services Committee for 7:10 p.m. on Tuesday, January 12, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION CALLING FOR MEDICAID RELIEF (SOCIAL SERVICES)
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT AND AMENDING 2010 OPERATING BUDGET - NEW YORK CONNECTS (SOCIAL SERVICES)
3. RESOLUTION AMENDING 2010 OPERATING BUDGET-CARRY OVER GRANT FUNDS (PUBLIC HEALTH)
4. RESOLUTION - ACCEPT CAPACITY BUILDING FOR PUBLIC HEALTH PARTNERS GRANT FUNDING (PUBLIC HEALTH)
5. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT- TRANSPORTATION OF FULTON COUNTY VETERANS (VETERANS)
6. OTHER

Item #1: (RESOLUTION CALLING FOR MEDICAID RELIEF (SOCIAL SERVICES) Supervisors Barone and Baia made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT AND AMENDING 2010 OPERATING BUDGET - NEW YORK CONNECTS (SOCIAL SERVICES) Supervisors Barone and DiMezza made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AMENDING 2010 OPERATING BUDGET-CARRY OVER GRANT FUNDS (PUBLIC HEALTH) Supervisors Barone and Coddington made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION - ACCEPT CAPACITY BUILDING FOR PUBLIC HEALTH PARTNERS GRANT FUNDING (PUBLIC HEALTH) Supervisors Barone and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #5: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT- TRANSPORTATION OF FULTON COUNTY VETERANS (VETERANS) Supervisors Barone and Baia made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

ITEM #6: (OTHER) There were no other items for discussion.

The motion was made and seconded by Supervisors Wheeler and Barone, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Barone adjourned the Health & Human Services Committee meeting at 7:16 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - GENERAL SERVICES  
7:15 PM, January 12, 2010

COMMITTEE MEETING DISCUSSION

Chairman Walters presided over the meeting commencing at 7:17 p.m.

Roll call indicated Committee members present included Supervisors McMahon, Coddington, Rajkowski and Sweet. Supervisors Johnson and Stagliano were absent.

Additional Supervisors present were Supervisors Greco, Quackenbush, Barone, Wheeler, DiMezza, Bai and Thayer. Supervisor Strevy was absent.

Chairman Walters has called a meeting of the General Services Committee for 7:15 p.m. on Tuesday, January 12, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION ESTABLISHING A PUBLIC HEARING ON INTRODUCTORY LOCAL LAW NO. 1 OF 2010 - A LOCAL LAW TO AMEND LOCAL SEWER USE LAW NO. 3 OF 1997 AND TO ESTABLISH AN OPERATIONS AND MAINTENANCE RATE (SANITARY DISTRICT)
2. RESOLUTION APPOINTING MEMBER OF MONTGOMERY COUNTY SANITARY SEWER DISTRICT # 1 BOARD OF DIRECTORS (BOARD OF SUPERVISORS)
3. RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS (BOARD OF SUPERVISORS)
4. RESOLUTION APPOINTING REGION IV FOREST PRACTICE BOARD MEMBERS (BOARD OF SUPERVISORS)
5. RESOLUTION APPOINTING REGION IV FISH AND WILDLIFE MANAGEMENT BOARD MEMBERS (BOARD OF SUPERVISORS)
6. OTHER

Item #1: (RESOLUTION ESTABLISHING A PUBLIC HEARING ON INTRODUCTORY LOCAL LAW NO. 1 OF 2010 - A LOCAL LAW TO AMEND LOCAL SEWER USE LAW NO. 3 OF 1997 AND TO ESTABLISH AN OPERATIONS AND MAINTENANCE RATE (SANITARY DISTRICT) Supervisors Thayer and McMahon made a motion and seconded, respectively to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #2: (RESOLUTION APPOINTING MEMBER OF MONTGOMERY COUNTY SANITARY SEWER DISTRICT # 1 BOARD OF DIRECTORS (BOARD OF SUPERVISORS) Supervisors Quackenbush and McMahon made a motion and seconded, respectively to move the Resolution. The name of "George Capece" was inserted in the "RESOLVED" clause. The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS (BOARD OF SUPERVISORS) Supervisors Greco and Coddington made a motion and seconded, respectively to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION APPOINTING REGION IV FOREST PRACTICE BOARD MEMBERS (BOARD OF SUPERVISORS) Supervisors Thayer and Coddington made a motion and seconded, respectively to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #5: (RESOLUTION APPOINTING REGION IV FISH AND WILDLIFE MANAGEMENT BOARD MEMBERS (BOARD OF SUPERVISORS) Supervisors Greco and Sweet made a motion and seconded, respectively to move the Resolution to the full Board with a positive recommendation. There were no objections.

Add-On Resolutions:

(RESOLUTION AMENDING 2010 OPERATING BUDGET - SOIL AND WATER (BOARD OF SUPERVISORS) Supervisors Rajkowski and Greco made a motion and seconded, respectively to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION AMENDING RESOLUTION 315 OF 2009 WHICH AUTHORIZED THE CHAIRMAN TO SIGN MOSA GAT SUBSIDY AGREEMENT (BOARD OF SUPERVISORS) Supervisors Walters and Greco made a motion and seconded, respectively to move the Resolution.

Supervisor Walters proposed lowering the County's subsidy amount to MOSA from \$20.50 per ton to \$16.50 per ton. The reason for lowering the subsidy amount was due to MOSA lowering its tipping fee by \$20.00 per ton because of defeasing its bonds. Supervisor Walters stated he initially wanted to cut it to \$14.00 per ton and the County Treasurer wanted to cut it to \$10.00 per ton. Supervisor Walters felt that keeping Montgomery's tip fee at \$69.50 per ton was close enough to competitors in Schenectady and Fulton Counties so as not to lose trash.

Supervisor Thayer warned the Board against cutting the subsidy. He stated that if haulers were to begin taking more trash out of the region the County could face a GAT shortfall at the end of year. As Chairman of the MOSA Board, Supervisor Thayer said that MOSA is hoping to further cut the tip fee by improving the efficiency of its operation and negotiating a new T&D Contract. MOSA hopes to eliminate the subsidy for 2011 but in the meantime MOSA needs the subsidy to survive through 2010.

Supervisor DiMezza stated that the future should be one that does not include MOSA. He indicated that the Board should adjust their thinking about MOSA. He indicated that he was skeptical of Schoharie and Otsego Counties because they have stuck it to Montgomery County for 18 years. He felt that the vacated position of Solid Waste Coordinator should be filled so that someone would be looking out for the County's interest.

Chairman Greco stated he was once opposed to MOSA but with the change in leadership County Leaders should at least consider MOSA as a viable option for the future.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item 6: (OTHER) Corey Nellis from Soil and Water took the floor and explained that he had applied for and received a grant in the amount of \$786,000. Montgomery County is named as the lead agency for the grant. Mr. Nellis asked if he or the County Treasurer should be responsible for administering the grant funds.

After some discussion, it was decided that the County Treasurer should be responsible for administering the funds because Montgomery County was named as the lead agency.

Supervisors Walters and Coddington made a motion and seconded, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Walters adjourned the General Services Committee meeting at 7:47 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - EDUCATION/GOVERNMENT  
7:20 PM, January 12, 2010

COMMITTEE MEETING DISCUSSION

Chairman Quackenbush presided over the meeting commencing at 7:48 PM.

Roll call indicated Committee members present included Supervisors Wheeler, McMahon, Coddington, Rajkowski and Sweet. Supervisor Johnson was absent.

Additional Supervisors present were Supervisors Greco, DiMezza, Barone, Walters, Thayer and Baia. Supervisors Strevy and Stagliano were absent.

Chairman McMahon has called a meeting of the Education/Government Committee for 7:20 p.m. on Tuesday, January 12, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION APPOINTING MEMBER - BOARD OF DIRECTORS - CORNELL COOPERATIVE EXTENSION OF FULTON AND MONTGOMERY COUNTIES (BOARD OF SUPERVISORS)
2. RESOLUTION APPOINTING MEMBER - MONTGOMERY COUNTY JURY BOARD (BOARD OF SUPERVISORS)
3. RESOLUTION AUTHORIZING CHANGE ORDER AND CLOSEOUT OF GENERAL CONSTRUCTION CONTRACT WITH DUTCH VALLEY GENERAL CONSTRUCTION FOR THE 2009 FMCC CRITICAL MAINTENANCE PROJECT -2009 CAPITAL PLAN (BOARD OF SUPERVISORS)
4. Other

Item #1: (RESOLUTION APPOINTING MEMBER - BOARD OF DIRECTORS - CORNELL COOPERATIVE EXTENSION OF FULTON AND MONTGOMERY COUNTIES (BOS) Supervisors Thayer and Barone made a motion and seconded, respectively to move the Resolution. The name of Supervisor Wheeler was inserted in the "RESOLVED" clause. The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #2: (RESOLUTION APPOINTING MEMBER - MONTGOMERY COUNTY JURY BOARD (BOARD OF SUPERVISORS) Supervisors Quackenbush and Barone made a motion and seconded, respectively to move the Resolution. The name of Supervisor DiMezza was inserted in the "RESOLVED" clause. The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING CHANGE ORDER AND CLOSEOUT OF GENERAL CONSTRUCTION CONTRACT WITH DUTCH VALLEY GENERAL CONSTRUCTION FOR THE 2009 FMCC CRITICAL MAINTENANCE PROJECT - 2009 CAPITAL PLAN (BOARD OF SUPERVISORS) Supervisors DiMezza and Barone made a motion and seconded, respectively to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (OTHER) There was no other discussion.

Motion was made and seconded by Supervisors Sweet and Rajkowski, respectively, to adjourn the Committee meeting.

Chairman Quackenbush adjourned the Education/Government Committee meeting at 7:49 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PERSONNEL  
7:00 PM, January 19, 2010

COMMITTEE MEETING DISCUSSION

Chairman DiMezza presided over the meeting commencing at 7:00 PM.

Roll call indicated Committee members present were Supervisors Baia, Strevy, Quackenbush, Walters, Thayer and Barone.

Additional Supervisors present were Supervisors Greco, Wheeler, Johnson, Rajkowski, Sweet, Coddington, Stagliano and McMahon.

Chairman DiMezza has called a meeting of the Personnel Committee for 7:00 p.m. on Tuesday, January 19, 2010 in the Supervisors' Chambers, County Office Bldg, 64 Broadway, Fonda, NY.

Items on the agenda, at this time, are as follows:

1. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT TIME CLOCK MAINTENANCE – M.M. HAYES (PERSONNEL)
2. Discussion - Retirement of Data Processing Director
3. OTHER

Item #1: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT TIME CLOCK MAINTENANCE – M.M. HAYES (PERSONNEL)) The Resolution was sponsored by Supervisors DiMezza and Barone, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #2: Discussion - Retirement of Data Processing Director

Chairman DiMezza announced that the current Data Processing Director, Deborah Bain, will be retiring in February. Supervisors Barone and DiMezza, respectively, motioned to authorize the Personnel Director to advertise for the position of Data Processing Director as soon as possible.

Supervisor Rajkowski stated that he has some recommendations to make to the job specifications.

Supervisor Quackenbush stated that he was opposed to advertising and felt that the County should look to promote from within.

The majority of the Committee agreed to advertise for the position.

Item #2: (OTHER) Chairman Greco stated that he will bring Resolution 16 of 2010 for a hiring freeze off the Table at the Board meeting. He stated he plans to amend the Resolution to add a spending freeze.

Supervisor Barone stated a spending freeze could jeopardize existing programs.

Supervisor Quackenbush stated that there is not backup for a spending freeze and he is opposed to the idea.

Supervisor McMahon suggested that Chairman Greco ask the Department Heads to look at their budgets to see if any reductions could be made.

Chairman Greco stated that he has a Department Head meeting scheduled and the subject of budgets and funding will be discussed.

Supervisors Stagliano, Walters and Thayer stated that they could not support a spending freeze.

Executive Session:

MOTION TO ENTER EXECUTIVE SESSION by Supervisor Barone, seconded by Supervisor Strevy, pursuant to Section 105 (f) of the NYS Open Meeting Law to discuss a personnel matter.

Executive Session commenced at 7:25 p.m.

MOTION TO EXIT EXECUTIVE SESSION at 7:30 p.m. by Supervisor Barone, seconded by Supervisor Quackenbush.

Supervisors Barone and Thayer made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman DiMezza adjourned the Personnel Committee meeting at 7:31 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
7:05 PM, January 19, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 7:32 PM.

Roll call indicated Committee members present were Supervisors Baia, DiMezza, Walters, Quackenbush, Thayer and Barone.

Additional Supervisors present were Supervisors Greco, McMahon, Johnson, Rajkowski, Sweet, Wheeler, Stagliano and Coddington.

Chairman Strevy has called a meeting of the Finance Committee for 7:05 p.m. on Tuesday, January 19, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION DELEGATING ERRONEOUS ASSESSMENT CORRECTION APPROVAL AUTHORITY TO COUNTY AUDITOR (REAL PROPERTY TAX SERVICE)
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM AND MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING)
3. RESOLUTION MEMORIALIZING STATE LEGISLATURE AND GOVERNOR TO ENACT AND SIGN LEGISLATION INCREASING SALES TAX (BOS)
4. RESOLUTION RECOMMENDING THE STATE LEGISLATURE AMEND SUCH SECTIONS OF THE NEW YORK STATE TAX LAW TO AUTHORIZE THE COUNTY OF MONTGOMERY TO INCREASE MORTGAGE RECORDING TAX AND EXPEND SAME IN ANY APPROPRIATE MANNER (BOS)
5. OTHER

Item #1: (RESOLUTION DELEGATING ERRONEOUS ASSESSMENT CORRECTION APPROVAL AUTHORITY TO COUNTY AUDITOR (REAL PROPERTY TAX SERVICE) Supervisors DiMezza and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM AND MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors Strevy and Walters made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION MEMORIALIZING STATE LEGISLATURE AND GOVERNOR TO ENACT AND SIGN LEGISLATION INCREASING SALES TAX (BOS) Supervisors DiMezza and Barone made a motion and seconded, respectively, to move the Resolution.

Supervisor DiMezza distributed and reviewed a document entitled "Future Budgets for Montgomery County" as attached hereto. Supervisor DiMezza laid out a scenario in which supervisors could be faced with passing on a property tax increase of 16% unless spending is cut and revenues are increased. If the sales tax is increased by .5% it would generate about \$3 million in revenues.

Supervisor Johnson stated there is no way that the Board could cut enough spending or raise enough revenue to avoid turning to the taxpayers. She felt that an increase in sales tax would be the lesser of the two evils.

Supervisor Baia was adamantly against any tax increase. He stated that the last thing taxpayers need is to give the government more money during a struggling economy.

Chairman Greco pointed out that Senator Farley and Assemblyman Amedore have stated that they will not sponsor any legislation to increase Montgomery County's sales tax.

Supervisor Walters felt that increasing the sales tax was more appropriate than increasing property taxes. By increasing the sales tax everyone has to pay.

Supervisor Quackenbush stated that he would not support a spending freeze since the Board authorized certain spending when they passed budget.

The Resolution was moved to the full Board with no recommendation. There were no objections.

Item #4: (RESOLUTION RECOMMENDING THE STATE LEGISLATURE AMEND SUCH SECTIONS OF THE



NEW YORK STATE TAX LAW TO AUTHORIZE THE COUNTY OF MONTGOMERY TO INCREASE MORTGAGE RECORDING TAX AND EXPEND SAME IN ANY APPROPRIATE MANNER (BOARD OF SUPERVISORS) Supervisors DiMezza and Walters made a motion and seconded, respectively, to move the Resolution to the full Board with no recommendation. There were no objections.

Add-On Resolution:

(RESOLUTION AUTHORIZING THE TREASURER TO AMEND THE 2010 OPERATING BUDGET TO PURCHASE A NEW K-9 UNIT (SHERIFF'S OFFICE) Supervisors Thayer and Strevy made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #5: (Other) There was no other discussion.

Supervisors Baia and Quackenbush made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Strevy adjourned the Finance Committee meeting at 8:45 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
REGULAR MEETING  
7:00 PM, January 26, 2010

CALL TO ORDER

Chairman Greco called the Regular Meeting of the Montgomery County Board of Supervisors for January 26, 2010 to order at 7:00 PM.

SALUTE TO THE FLAG

Supervisor Rajkowski led the Salute to the Flag.

ROLL CALL

Roll call indicated that the following Supervisors were present: McMahon, Strevy, Wheeler, Thayer, Barone, Coddington, Baia, Rajkowski, Walters, Quackenbush, Johnson, Sweet, DiMezza and Stagliano.

SUSPEND RULES

SUSPEND THE RULES by Chairman Greco, seconded by Supervisor Baia, to add Montgomery County Chamber of Commerce Tourism Update presented by Gina DaBiere-Gibbs passed with Aye(1868).

PRIVILEGE OF THE FLOOR

A. Public Comment

Tom Georgia of Tribes Hill took the floor and expressed his opposition to the Board of Supervisors relative to raising the sales tax. He stated the County should be looking for a way to attract and keep businesses instead of driving them away. He stated by raising the sales tax it will force more people out.

B. Tourism Update

Gina DaBiere-Gibbs of the Montgomery County Chamber of Commerce took the floor and presented an update on the Chambers tourism trade.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION TO ADOPT MINUTES OF PREVIOUS SESSION (November 2008 - December 2008; December 15, 2009 - January 19, 2010) by Supervisor Baia, seconded by Supervisor Quackenbush, passed with Aye(1868).

APPROVAL OF BUDGETARY TRANSFER

MOTION TO ACCEPT BUDGETARY TRANSFERS by Supervisor Thayer, seconded by Supervisor Quackenbush, passed with Aye(1868).

UNFINISHED BUSINESS

Tabled Resolution No. 16 Establishing a Hiring Freeze for all Montgomery County Positions through December 31, 2010.

MOTION TO REMOVE FROM THE TABLE by Supervisor McMahon, seconded by Supervisor Baia, was defeated with Aye (647). Supervisors Wheeler, Baia, McMahon, Coddington and Rajkowski voted Aye.

RESOLUTION DIED ON THE TABLE.

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**RESOLUTION NO. 16 of 2010**

**DATED:** January 4, 2010

**RESOLUTION ESTABLISHING A HIRING FREEZE FOR ALL MONTGOMERY COUNTY POSITIONS THROUGH DECEMBER 31, 2010**

Resolution by Supervisor: Greco

Seconded by Supervisor:

WHEREAS, it is necessary to establish a hiring freeze throughout County operations to maintain and control payroll expenses through the 2010 Operating Budget process,

RESOLVED, effective immediately, the Montgomery County Board of Supervisors hereby directs the Personnel Officer to establish a freeze on all County positions, including the filling of vacancies, transferring, upgrading and adjustments of existing positions, and the establishment of any new positions through December 31, 2010, and

FURTHER RESOLVED, that any such consideration for said positions shall only be entertained in an emergency situation after discussions with the Department Head and their Committee of Jurisdiction and a resolution approved by the Board of Supervisors.

MOTION TO TABLE by Supervisor DiMezza, seconded by Supervisor Walters, passed with Aye(1772). Supervisor Stagliano was absent. (1/4/2010)

MOTION TO REMOVE FROM TABLE by Supervisor McMahon, seconded by Supervisor Baia, was defeated with Aye(647). Supervisors Wheeler, Baia, McMahon, Coddington and Rajkowski voted Aye. (1/26/2010)

RESOLUTION DIED ON THE TABLE (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

## NEW BUSINESS

A. Resolutions

B. Other

### RESOLUTION NO. 17 of 2010

**DATED:** January 26, 2010

#### RESOLUTION APPOINTING SUPERVISOR - MONTGOMERY COUNTY RECORDS MANAGEMENT ADVISORY BOARD (HISTORY & ARCHIVES)

Resolution by Supervisor: McMahon

Seconded by Supervisor: Greco

WHEREAS, Resolution 138 of 2004 established the Montgomery County Records Management Advisory Board, and

WHEREAS, the duties of said Board include providing advising the Records Management Officer on the development of the Records Management Program; review the performance of the Program on a continual basis and propose changes and improvements; review retention periods proposed by the Records Management Officer for records not covered by the State Education Department schedules; provide advice on the appraisal of records for archival value; review all requests for disposition of records and grant final approval before disposition takes place; and actively support the Records Management Program and promote it among all the departments and agencies of County Government and the local community, and

WHEREAS, said Board shall be composed of the County Treasurer, County Clerk, County Historian/Records Management Officer, Director of Data Processing, Director of Economic Opportunity and Development/Planning, three Montgomery County residents, to be appointed by the Records Management Officer and a member of the Board of Supervisors to be designated each January, (or their designee),

RESOLVED, that Karl Baia is hereby appointed to serve on the Montgomery County Records Management Advisory Board for a term to expire on December 31, 2010.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

### RESOLUTION NO. 18 of 2010

**DATED:** January 26, 2010

#### RESOLUTION APPOINTING MEMBERS - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING)

Resolution by Supervisor: Coddington

Seconded by Supervisor: Wheeler

WHEREAS, by Resolution 54 of 2004 the Board of Supervisors re-established a special advisory committee to develop and oversee implementation of programs to promote and market Montgomery County agricultural opportunities, and

WHEREAS, said committee provides general direction to any groups responsible for county-sponsored programs related to agricultural economic development, and

WHEREAS, said committee's membership is to be appointed by the Board of Supervisors, with membership to include:

Active Farmer  
Agribusiness  
Montgomery County Supervisor  
Farm Bureau Representative  
Chamber of Commerce Representative  
Farm Service Agency Representative  
Economic Opportunity and Development/Planning Representative  
Cornell Cooperative Extension Association Board Representative  
Agricultural and Farmland Protection Board Representative

, and

WHEREAS, the Active Farmer, the Agribusiness and the Supervisor shall be designated by the Board of Supervisors, while other proposed representatives shall be nominated by the respective entities, subject to the approval of the Board of Supervisors, and

WHEREAS, all members of said advisory committee serve at the pleasure of the Board of Supervisors, and

WHEREAS, said advisory committee is to tender written quarterly reports to the Chairman of the Board of Supervisors, and

WHEREAS, the Board currently consists of the following:

Sue Keith	- Active Farmer
Elma Phillips	- Agribusiness
Sieds Jonker	- Montgomery County Supervisor
Russ Kelly	- Farm Bureau Representative
Deborah Auspelmeyer	- Chamber of Commerce Representative
Andrew Michaels	- Farm Service Agency Representative
Ken Rose	- Economic Development/Planning Representative
Marilyn Smith	- Cornell Cooperative Ext. Assoc. Board Rep.
Bob Harris	- Agricultural and Farmland Protection Board Representative

RESOLVED, the following are hereby appointed as members of the Economic Development Advisory Committee - Agriculture:

Sue Keith	- Active Farmer
Elma Phillips	- Agribusiness
Barbara Johnson	- Montgomery County Supervisor
Russ Kelly	- Farm Bureau Representative
Deborah Auspelmeyer	- Chamber of Commerce Representative
Andrew Michaels	- Farm Service Agency Representative
Ken Rose	- Economic Development/Planning Representative
Marilyn Smith	- Cornell Cooperative Ext. Assoc. Board Rep.
Bob Harris	- Agricultural and Farmland Protection Board Representative

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 19 of 2010**

**DATED:** January 26, 2010

RESOLUTION APPOINTING MCIDA LIAISON (ECONOMIC DEVELOPMENT/PLANNING)

Resolution by Supervisor: Greco  
Seconded by Supervisor: Di Mezza

RESOLVED, that Supervisor Barbara Johnson hereby is appointed Liaison between the Board of Supervisors and the Montgomery County Industrial Development Agency, for a term ending on December 31, 2010.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 20 of 2010**

**DATED:** January 26, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM AND MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING)

Resolution by Supervisor: Strevy  
Seconded by Supervisor: Walters

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation has awarded Montgomery County \$65,280.00 from the 2009-2010 Snowmobile Trails Grant-In-Aid Program based upon an application submitted in cooperation with the Mohawk Valley Snowmobile clubs, Inc.,

RESOLVED, that the Chairman of the Board of Supervisors, following the review and approval by the County Attorney, hereby is authorized and directed to execute documents accepting the 2009-2010 Snowmobile Trails Grant from the Office of Parks, Recreation and Historic Preservation, and

FURTHER RESOLVED, that said Chairman also is authorized and directed to execute an agreement, upon review and approval of the County Attorney, between the County and the Mohawk Valley Snowmobile Clubs, Inc., provided for said organization to conduct snowmobile trail development and maintenance consistent with grant program requirements.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**Resolution No. 21**

Supervisor DiMezza indicated that the cost of purchasing the K-9 does not include training, etc. therefore it is not a wash and he will not vote in favor of it.

**RESOLUTION NO. 21 of 2010**

**DATED:** January 26, 2010

RESOLUTION AUTHORIZING THE TREASURER TO AMEND THE 2010 OPERATING BUDGET TO PURCHASE A NEW K-9 UNIT (SHERIFF'S OFFICE)

Resolution by Supervisor: Thayer  
Seconded by Supervisor: Strevy

WHEREAS, the Sheriff has recommended acquiring a new K-9 unit for the Corrections Facility and the purchase of supplies and equipment for said K-9, and

WHEREAS, Resolution No. 399 of 2008 authorized the purchase of a new K-9 Unit, when appropriate, after the retirement of K-9 Tino, and

WHEREAS, gifts and donations have been made to the Sheriff's Department to assist with the cost of acquiring said K-9,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 2010 Operating Budget as follows:

**INCREASE REVENUES:**

A-15-3-2705	Gifts and Donations	\$3,800
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**INCREASE APPROPRIATIONS:**

A-15-4-3150-00.4587	K-9 and K-9 Supplies	\$3,800
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RESOLUTION ADOPTED with Aye(993). Supervisors Johnson, Barone, Sr., Bai a, Di Mezza, Raj kowski and Stagliano voted Nay. (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 22 of 2010**

**DATED:** January 26, 2010

**RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY TRAFFIC SAFETY BOARD (YOUTH BUREAU)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Sweet

WHEREAS, Article 43, Section 1673, of NYS Vehicle and Traffic Law, regulates the membership of the Montgomery County Traffic Safety Board, and

WHEREAS, the law states that the members of the Traffic Safety Board be appointed by the Board of Supervisors as the governing body of this County, and

WHEREAS, the appointed member agency will be able to appoint any designee to attend and represent their respective vote and the agency will not be held to a specified individual to attend each meeting unless the individual, as outlined in the law, is appointed by the title of their position held within the agency, and

WHEREAS, individual constituents that request to be appointed members of the Board will be designated by the municipality they represent and will be specifically named, and

WHEREAS, the current Board consists of:

POSITION	NAME (If applicable)	TERM EXPIRATION
Sheriff		12/31/11
Chief of Police, City of Amsterdam		12/31/10
Lieutenant, Montgomery County Sheriff's Office		12/31/11
Traffic Safety Deputy, Montgomery County Sheriff's Office		12/31/10
Stop-DWI Coordinator		12/31/11
Hamilton, Fulton, Montgomery Prevention Council		12/31/11
Montgomery County Public Health		12/31/10
County Board of Supervisors, Chair of Public Safety Committee		12/31/11
Coordinator, Montgomery County Victim Impact Panel, HFM Prevention Council		12/31/10
Chief of Police, Village of Canajoharie		12/31/11
Captain, New York State Police Troop G, Fonda		12/31/10
Commissioner, Montgomery County Dept. of Public Works		12/31/10
Constituent, Town of Amsterdam	Richard Furman	12/31/09
SMH Auxiliary, Inc.	Evelyn Bianchi	12/31/09
Constituent, City of Amsterdam	John Bianchi	12/31/09

and,

WHEREAS, there are currently some terms that have expired that are in need of re-appointment, and some new positions that are in need of an appointed term,

RESOLVED, that the following appointments along with their corresponding terms shall be as follows for the Montgomery County Traffic Safety Board:

POSITION	NAME (If applicable)	TERM EXPIRATION
Constituent, Town of Amsterdam	Richard Furman	12/31/12
SMH Auxiliary, Inc.	Evelyn Bianchi	12/31/12
Constituent, City of Amsterdam	John Bianchi	12/31/12
Montgomery County Clerk's Office		12/31/12
Montgomery County Head Start		12/31/12
Liaison, Fulton County Traffic Safety Board		12/31/12

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 23 of 2010**

**DATED:** January 26, 2010

**RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY CRIMINAL JUSTICE COORDINATING COUNCIL (YOUTH BUREAU/ALTERNATIVE COMMUNITY SERVICES DEPARTMENT)**

Resolution by Supervisor: Coddington

Seconded by Supervisor: Bai a

WHEREAS, Article 13-A, Section 261, of NYS Executive Law calls for certain appointments to be made to the Montgomery County Criminal Justice Coordinating Council, and

WHEREAS, additional members beyond the specified appointments within the Executive Law are encouraged, and

WHEREAS, the Council currently consists of the following:

POSITION	NAME
County Court Judge	Honorable Felix J. Catena
Town Court Judge	Honorable Raymond Mars, Town of Florida
District Attorney	James E. Conboy
Legal Services Representative	William F. Martuscello, Public Defender
Member of County Board of Supervisors Chairperson of Public Safety Committee	John W. Thayer, Public Safety Chairperson
Director of Probation	Lucille Sitterly
Chief Administrative Officer	John B. Thomas, Chairman
Representative of local police agencies	Jeff Smith, Undersheriff
ATI Representative	Jennifer Petteys, Youth Bureau/ACSD Director
Ex-Offender	Michael Kaczor
Crime Victim	Jean Karutis
County Executive	John B. Thomas, Chairman
Director of Community Services	James Gumaer

NYS Certified Alcohol and/or Substance Abuse Treatment Provider	Judy Devost, Director of "The Lighthouse" Treatment Program for Women
Corrections Administrator	Michael T. Franko
Executive Director, Foundation of St. Mary's Hospital	Al Turo
Town Court Judge	Honorable Herbert Menge, Town of Amsterdam
POSITION	NAME
Town Court Judge	Honorable Jean Walters, Town of Charleston
Town Court Judge	Honorable Francis E. Avery, Town/Village of Canajoharie
Town Court Judge	Honorable John A. Brookman, Town of Glen
Supervisor, City of Amsterdam – 2nd Ward	Barbara M. Johnson
Director, Hamilton, Fulton and Montgomery Prevention Council	Ann Rhodes
, and	

WHEREAS, it is recommended that the Council be updated by resolution to reflect the people who are currently in each legislative position that is represented on the Criminal Justice Coordinating Council and also to provide for a new appointment under additional members,

RESOLVED, that the appointments to the Montgomery County Criminal Justice Coordinating Council shall be as follows:

POSITION	NAME
Member of County Board of Supervisors	John W. Thayer, Public Safety Chairman Chairperson of Public Safety Committee
Chief Administrative Officer	Vito L. Greco, Chairman
Ex-Offender	Michael Kaczor
County Executive	Vito L. Greco, Chairman
Town Court Judge, President of Montgomery County Magistrates Association	Honorable Kathleen R. Buck, Town of Mohawk (Replaces Town of Florida Justice Ray Mars)

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

# **RESOLUTION NO. 24 of 2010**

**DATED:** January 26, 2010

## **RESOLUTION APPOINTING MONTGOMERY COUNTY EMS COORDINATOR(EMERGENCY MANAGEMENT)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Greco

WHEREAS, by Resolution 78 of 2006 and in accordance with NYS County Law 223-b, the Montgomery County Board of Supervisors established the position of EMS Coordinator, and

WHEREAS, said appointment is made at the recommendation of the Emergency Management Director for a two-year term, and

WHEREAS, this is a volunteer position, with no pay, which answers to the Emergency Management Director,



RESOLVED, that Sean Piesecki is hereby appointed EMS Coordinator for a term to expire on December 31, 2011, and

FURTHER RESOLVED, that said Coordinator will act in accordance with NYS County Law 223-b and be responsible for the appointment of his/her deputies.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 25 of 2010**

**DATED:** January 26, 2010

**RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY EMS ADVISORY BOARD (EMERGENCY MANAGEMENT)**

Resolution by Supervisor: Bai a

Seconded by Supervisor: Coddington

WHEREAS, Resolution No. 184 of 2007 established a seven-member Montgomery County EMS Advisory Board, and

WHEREAS, there are seven appointments to said Board which consists of the following representation for a period of three years:

1 individual representing the EMS Coordinator,  
1 individual representing the County Sheriff's Dept - E911 Coordinator,  
1 individual representing St. Mary's Hospital,  
1 individual representing Public Health,  
1 individual representing the fire services in the County,  
1 individual representing the medvac airlift services,  
1 individual representing the ambulance agencies in the County, and

WHEREAS, the current Board is as follows:

Appointee	Representing	Term Expires
Carrie Newkirk	EMS Coordinator	12/31/09
Sheriff Amato or his Designee	Sheriff's Department-E911 Coord.	12/31/09
Robert Qui st	St. Mary's Hospital	12/31/09
Deb Voght	Public Health Educator	12/31/11
Mark DeLafayette	All Fire Departments	12/31/11
Shannon Martin	Life Net Air Services	12/31/10
Jarod Gilson	All Ambulance Services	12/31/10

, and

WHEREAS, it is necessary to appoint for those positions that have expired,

RESOLVED, that the following are hereby appointed to the Montgomery County EMS Advisory Board:

Appointee	Representing	Term Expires
Sean Piesecki	EMS Coordinator	12/31/12
Sheriff Amato or his Designee	Sheriff's Department-E911 Coord.	12/31/12
Robert Qui st	St. Mary's Hospital	12/31/12

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Resolution No. 26

MOTION TO AMEND BY Supervisor Strevy, seconded by Supervisor Walters, to insert the name "Diane Periard" for Charleston and "Tim Heagi" for Fort Hunter passed.

**RESOLUTION NO. 26 of 2010**

**DATED:** January 26, 2010

**RESOLUTION APPOINTING MEMBERS MONTGOMERY COUNTY FIRE ADVISORY BOARD (EMERGENCY MANAGEMENT)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Quackenbush

WHEREAS, Article 5 Section 225-A of County Law provides for appointment of members of the County Fire Advisory Board by the Board of Supervisors,

RESOLVED, that the following are hereby appointed as members of the Montgomery County Fire Advisory Board for a one-year term and these terms shall take effect immediately and continue through December 31, 2010.

NAME	ADDRESS	REPRESENTING
John Prime	1234 Latimer Hill Road, Canajoharie	Ames
Richard DePasquale	321 Locust Avenue, Amsterdam	Amsterdam
Phil Bradt	2053 Burtonsville Road, Esperance	Burtonsville
Frank Nestle	100 Lafayette Street, Palatine Bridge	Canajoharie
Brian Delisa	223 Swart Hill Road, Amsterdam	Charleston
Timothy Healey	11 Putnam, Road, Fonda	Cranesville
Richard Sager	6 Horseshoe Drive, Johnstown	Fonda
David P. Bouck	113 STHWY 80, Fort Plain	Fort Hunter
James Whipple	49 Prospect Street, Fultonville	Fort Johnson
Dale Furman	405 Ingersoll Road, Fultonville	Fort Plain
Nicholas M. Bartosik	32 Hagaman Avenue, Hagaman	Fultonville
Jeffery Kaczor	158 Dopp Road, Sprakers	Glen
Jeffrey Swartz	24 Kingsbury Avenue, St. Johnsville	Hagaman
Pam VanAlstine	269 Thayer Road, Amsterdam	Rural Grove
Dwight Schwabrow	130 Pilling Drive, Fonda	St. Johnsville
Daniel Carter	340 Mohawk Drive, Tribes Hill	Town of Florida
Sherman Rockwell	1070 STHWY 163, Fort Plain	Town of Mohawk
James Siudy	60 McNeir Avenue, Amsterdam	Tribes Hill
		South Minden
		Member at Large

MOTION TO AMEND by Supervisor Strevy, seconded by Supervisor Walters, to fill in the name of "Diane Periard" for Charleston and "Tim Heagi" for Fort Hunter passed with Aye(1868). (1/26/2010)

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

## RESOLUTION NO. 27 of 2010

**DATED:** January 26, 2010

### RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY ARSON ADVISORY BOARD(EMERGENCY MANAGEMENT)

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Greco

WHEREAS, Resolution 51 of 1980 created the Montgomery County Arson Advisory Board which shall consist of ten members who shall be appointed for a two-year term by the Board of Supervisors,

RESOLVED, that the following are hereby appointed as members of the Montgomery County Arson Advisory Board:

Daniel Carter	340 Mohawk Drive, Tribes Hill
Michael Amato	Sheriff's Office, Fultonville
James E. Conboy	PO Box 1500, Fonda
David Bouck	113 Sthwy 80, Fort Plain
Dwight Schwabrow	130 Pilling Drive, Fonda
Larry Intelisano	124 Auser Road, Esperance
David Lis	2658 Route 67, Amsterdam
Gary Nestle	33 Reed Street, Canajoharie
Jeff Smith	Sheriff's Office, Fultonville
George King	167 Queen Anne St, Amsterdam

, and

FURTHER RESOLVED, said appointments shall be for a two-year term ending December 31, 2011

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 28 of 2010**

**DATED:** January 26, 2010

**RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - CONSULTANT (EMERGENCY MANAGEMENT)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Sweet

WHEREAS, it is necessary to distribute a Request for Proposals for consulting services to set up a table top drill for Montgomery County,

RESOLVED, the Montgomery County Board of Supervisors hereby authorizes and approves solicitation of proposals for consulting services to set up drill for Montgomery County administered through the Emergency Management Department, and

FURTHER RESOLVED, that such solicitation shall be accomplished through the Purchasing Department, and

FURTHER RESOLVED, that the Board of Supervisors reserves the right to reject any or all proposals.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 29 of 2010**

**DATED:** January 26, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET NYS OFFICE OF HOMELAND SECURITY (SHSP) 2007 GRANT (EMERGENCY MANAGEMENT)**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Greco

WHEREAS, Resolution 136 of 2008 accepted a \$108,000.00 State Homeland Security Grant, and

WHEREAS, the 2010 Operating Budget needs to be amended to appropriate these monies,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 2010 Operating Budget as follows:

**INCREASE REVENUE:**

A-02-3-3960-00	State Aid – Emergency Disaster Assistance	\$35,913.83
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**INCREASE APPROPRIATIONS:**

A-02-4-3640-00.2250	Technical Equipment	\$ 8,413.83
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A-02-4-3640-00.4438	Misc. Supporting Services	\$27,500.00
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RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 30 of 2010**

**DATED:** January 26, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET NYS OFFICE OF HOMELAND SECURITY (SHSP) 2008 GRANT (EMERGENCY MANAGEMENT)**

Resolution by Supervisor: Sweet

Seconded by Supervisor: Coddington

WHEREAS, Resolution 322 of 2008 accepted a \$107,250.00 State Homeland Security Grant, and

WHEREAS, the 2010 Operating Budget needs to be amended to appropriate these monies,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 2010 Operating Budget as follows:

INCREASE REVENUE:

A-02-3-3960-00	State Aid – Emergency Disaster Assistance	\$107,250.00
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INCREASE APPROPRIATIONS:

A-02-4-3640-00.2250	Technical Equipment	\$50,559.00
A-02-4-3640-00.4438	Misc. Supporting Services	\$27,691.00
A-02-4-3640-00.4455	Training	\$29,000.00

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 31 of 2010**

**DATED:** January 26, 2010

**RESOLUTION CALLING FOR MEDICAID RELIEF (SOCIAL SERVICES)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Bai a

WHEREAS, Medicaid is a federal, state, and local health care program whose costs and administration represents the largest component of the state and local fiscal relationship in New York, currently totaling over \$46 billion annually, and

WHEREAS, since the program's inception, counties across the state have struggled to fund the growth of the Medicaid local share and even with local budget austerity measures, the programs cost has resulted in higher property taxes, higher sales taxes, and a decline in county services, and

WHEREAS, in response to the coordinated efforts of the New York State Associations of Counties and county officials from across the state, the Governor and State Legislature included in the enacted 2005-06 State Budget a local Medicaid "cap" designed to limit annual Medicaid growth to 3.5 percent in 2006, 3.25 percent in 2007, and 3 percent in 2008 and years thereafter, and

WHEREAS, this Medicaid "cap" represents a significant reform in the way New York finances its Medicaid program and provides counties with a new level of stability and predictably that will benefit local taxpayers for years to come, and

WHEREAS, while the Medicaid "cap" will help shield local taxpayers from the impact of excessive Medicaid growth at the federal and state level, counties remain concerned with the future sustainability of the Medicaid program, the effect on other state and local budget priorities, and the overall outlook for New York's economic competitiveness, and

WHEREAS, as New York's Medicaid program has evolved, it has become overly expensive, inefficient and unable to adapt to today's ever changing health care delivery environment, and

WHEREAS, New York's Medicaid program must be reformed into a modern, patient driven system that ensures public integrity, improves patient outcomes and reduces overall program costs,

RESOLVED, that Montgomery County calls for the continued implementation of the Local Medicaid Cap enacted in the 2005-06 State budget to stabilize the county budget and the impact the program has on local real property taxes, and

RESOLVED, that Montgomery County calls for an extension of the enhanced FMAP currently set in the American Recovery and Reimbursement Act (ARRA) as passed by the United States House of Representatives in H.R. 3962, and

FURTHER RESOLVED, that the Montgomery County calls upon the Governor and State Legislature to continue to focus on the Medicaid program and expand statewide reform efforts designed to ensure public integrity, improve patient outcomes, and reduce overall program costs, and

FURTHER RESOLVED, that Montgomery County shall forward copies of this Resolution to the Governor, the New York State Legislature, New York State's Congressional Delegation, and all others deemed

necessary and proper.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 32 of 2010**

**DATED:** January 26, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT AND AMENDING 2010 OPERATING BUDGET - NEW YORK CONNECTS (SOCIAL SERVICES)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Di Mezza

WHEREAS, the Commissioner of Social Services has received notification of \$63,000 funding allocated for Year Four New York Connects for the period October 1, 2009 – September 30, 2010, and

RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized and directed to sign appropriate documents related to the contracting of consulting services for Public Education activities for the Local New York Connects Program, and

FURTHER RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget for the balance of funding not included in the 2010 Adopted Budget as follows:

**INCREASE REVENUE:**

A-18-3-3610-00	State Aid DSS Admin.	\$15,795
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**INCREASE APPROPRIATIONS:**

A-18-4-6010-00.4408	Office Supplies	1,000
A-18-4-6010-00.4409	Office Furniture	2,000
A-18-4-6010-00.4438	Misc. Supporting Services	8,795
A-18-4-6010-00.4452	Printing/Copying	1,000
A-18-4-6010-00.4491	Legal Notice & Advertising	3,000

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 33 of 2010**

**DATED:** January 26, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET-CARRY OVER GRANT FUNDS (PUBLIC HEALTH)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Coddington

WHEREAS, the Board of Supervisors authorized acceptance of the 2009-10 Public Health Emergency Preparedness Grant funds for the period commencing August 10, 2009 and ending August 09, 2010, and

WHEREAS, said funds were appropriated in the 2009 Operating Budget and the unexpended balance should be carried forward in the 2010 Operating Budget,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 2010 Operating Budget, as follows:

**INCREASE REVENUE:**

A-16-3-3401-06	Public Health Grant	\$80,791.24
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**INCREASE APPROPRIATIONS:**

A-16-4-4010-06	Public Health Grant
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A-16-4-4010-06. 1120(535)	Part-time Employee	\$ 3,300.00
A-16-4-4010-06. 4408	Office Supplies	\$ 2,000.00
A-16-4-4010-06. 4411	Telephone Expense	\$ 1,374.18
A-16-4-4010-06. 4425	Maintenance Agreements	\$ 1,860.87
A-16-4-4010-06. 4431	Professional Service Fees	\$97,161.69
A-16-4-4010-06. 4438	Misc. Supporting Svc.	\$ 8,814.29
A-16-4-4010-06. 4470	Travel Related Exp.	\$ 495.46
A-16-4-4010-06. 4471	Mileage Expense	\$ 348.75

## DECREASE APPROPRIATIONS:

A-16-4-4010-06	Public Health Grant	
A-16-4-4010-06. 4445	Medical Supplies	\$34,564.00

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 34 of 2010****DATED:** January 26, 2010**RESOLUTION - ACCEPT CAPACITY BUILDING FOR PUBLIC HEALTH PARTNERS GRANT FUNDING (PUBLIC HEALTH)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Wheeler

WHEREAS, Montgomery County has been awarded the Capacity Building for Public Health Partners Grant funds for the period commencing August 1, 2009 and ending March 31, 2010, and

WHEREAS, Capacity Building for Public Health Partners Grant funds of \$34,000.00 are currently appropriated in the 2010 operating budget,

RESOLVED, that the Board of Supervisors hereby authorizes acceptance of the 2009-2010 Capacity Building for Public Health Partners Grant, 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 2009-2010 grant contract.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors

## Resolution No. 35:

Supervisor Thayer stated that he is tired of Fulton County chastising Montgomery County and the way the County does business. Supervisor Thayer indicated that Fulton County should have more respect for Montgomery County.

Supervisor McMahon stated that Montgomery County should be a leader and not a follower.

MOTION TO AMEND by Supervisor DiMezza to increase the amount of transporting Fulton County veterans from \$20 each way to \$40 each way.

Supervisor Walters stated that the Counties should work together for the betterment of its Veterans and was opposed to raising the amount.

Supervisor DiMezza withdrew his sponsor and no one else picked it up.

**RESOLUTION NO. 35 of 2010****DATED:** January 26, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT- TRANSPORTATION OF FULTON COUNTY VETERANS (VETERANS)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Bai a

WHEREAS, the Veterans Director has recommended that Montgomery County continue to transport Fulton County veterans to and from the VA Medical Center in Albany,

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 for the transportation of Fulton County veterans to and from the VA Medical Center in Albany, and

FURTHER RESOLVED, that said Agreement shall be for a one-year period ending on December 31, 2010, and

FURTHER RESOLVED, that said Agreement shall provide for transportation of Fulton County veterans, depending upon availability of space, at a charge of \$20.00 each way.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 36 of 2010**

**DATED:** January 26, 2010

**RESOLUTION ESTABLISHING A PUBLIC HEARING ON INTRODUCTORY LOCAL LAW NO. 1 OF 2010 - A LOCAL LAW TO AMEND LOCAL SEWER USE LAW NO. 3 OF 1997 AND TO ESTABLISH AN OPERATIONS AND MAINTENANCE RATE (SANITARY DISTRICT)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: McMahon

WHEREAS, a Public Hearing is required to be held concerning Introductory Local Law No. 1 of 2010, a Local Law Amending Local Law No. 3 of 1997 which established a County Sewer Use Law,

RESOLVED, that said Public Hearing shall be held January 30, 2010 at 8:00 am in the Edwin D. Pellegrini Administration building of the Sanitary District #1 Board Room, Montgomery County Sanitary District #1, 28 Old Station Rd, Nelliston, New York, and

FURTHER RESOLVED, that the Clerk of the Montgomery County Sanitary District #1 is directed to cause legal notice of said Public Hearing to be published according to law.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 37 of 2010**

**DATED:** January 26, 2010

**RESOLUTION APPOINTING MEMBER OF MONTGOMERY COUNTY SANITARY SEWER DISTRICT # 1 BOARD OF DIRECTORS (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: McMahon

WHEREAS, Resolution 109 of 1998 states that the Montgomery County Sanitary Sewer District Board shall consist of seven (7) members comprised of the current Supervisors of the Towns of Canajoharie, Minden, and Palatine and the current Mayors of the Villages of Fort Plain, Nelliston and Palatine Bridge and one member-at-large, to be appointed by the Board of Supervisors, for a one-year term commencing on January 1, 2010 and ending on December 31, 2010.

RESOLVED, that George Capece hereby is appointed as the "at-large" member of the Board of Directors of the Montgomery County Sanitary Sewer District No. 1 for a one-year term ending on December 31, 2010.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 38 of 2010****DATED:** January 26, 2010**RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Coddington

WHEREAS, Article 2, Section 6(1)a of the Soil & Water Conservation Law states that when a County has been declared a Soil & Water Conservation District, a board of directors consisting of five members shall be appointed by the County Board of Supervisors, and

WHEREAS, said Board of Directors shall consist of two members of the County board, two persons whom shall be practical farmers and one member-at-large, and

WHEREAS, of the two persons being practical farmers one shall be appointed by the County Grange and one from the County Farm Bureau, and

RESOLVED, that the following are hereby appointed to fill the terms of the Board of Supervisors representatives:

Scott Ryan	Practical Farmer (Grange)	- Term expires 12/31/10
Brian Holloway	Practical Farmer (Farm Bureau)	- Term expires 12/31/10
Richard Kennedy	Member at Large	- Term expires 12/31/10
William Strevy	Board of Supervisors	- Term expires 12/31/10
Greg Rajkowski	Board of Supervisors	- Term expires 12/31/10

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 39 of 2010****DATED:** January 26, 2010**RESOLUTION APPOINTING REGION IV FOREST PRACTICE BOARD MEMBERS (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Coddington

WHEREAS, Section 9-0705 of the NYS Environmental Conservation Law requires the establishment of a regional forest practice board for Region IV and shall include not less than three (3) members, but no more than five (5) members from Montgomery County, and

WHEREAS, said Law further states that members shall be appointed by the Chairman of the Board of Supervisors with the approval of the Board of Supervisors, and

WHEREAS, at least two-thirds of said appointments shall be individual owners or representatives of corporate owners of forest or woodland in the County and one member may be a member of the Board of Supervisors, and

WHEREAS, currently, the Board consists of the following:

Shayne Walters of Charleston representing the Legislative Appointment for a term ending on December 31, 2009.

\_\_\_\_\_ of \_\_\_\_\_, representing Forest or Farm Woodland Owners for a term beginning on January 1, 2010 through December 31, 2010

\_\_\_\_\_ of \_\_\_\_\_, representing Forest or Farm Woodland Owners for a term beginning on January 1, 2010 through December 31, 2010

WHEREAS, the Chairman of the Board of Supervisors has reappointed the following to the Region IV Forest Practice Board:

Shayne Walters of Charleston representing the Legislative Appointment for a term ending on December 31, 2011.

RESOLVED, that the Montgomery County Board of Supervisors hereby confirms said appointments.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)



Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 40 of 2010**

**DATED:** January 26, 2010

**RESOLUTION APPOINTING REGION IV FISH AND WILDLIFE MANAGEMENT BOARD MEMBERS (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Sweet

WHEREAS, Article II, Section 501(4) a of the Environmental Conservation Law requires a regional Fish and Wildlife Management Board to be appointed for Region IV and shall include three members from Montgomery County, and

WHEREAS, said Law further states that said appointments will be made by the Chairman of the Board of Supervisors with the approval of the Board of Supervisors, and

WHEREAS, appointments shall be for two-year terms which shall consist of one member who shall be a member of the Board of Supervisors, one member who shall represent the landowners of the County and one member who shall represent the sportsmen of the County, and

WHEREAS, the Board currently consists of the following:

Supervisor Shayne T. Walters representing the Legislative Appointment for a term ending on December 31, 2009;

Supervisor William Strevy representing the Alternate Legislative Appointment for a term ending on December 31, 2009;

Paul Orzolek of Charleston representing the Sportsman Appointment for a term ending on December 31, 2009;

Jamie Carter of St. Johnsville representing the Alternate Sportsman Appointment for a term ending on December 31, 2009;

Tim Davis representing the Landowner Appointment for a term ending on December 31, 2010;

Miles Fraiser representing the Alternate Landowner Appointment for a term ending on December 31, 2010;  
, and

WHEREAS, for those appointments expiring on December 31, 2009, the Chairman of the Board of Supervisors has appointed the following as members of the Region IV Fish and Wildlife Management Board:

Supervisor Shayne T. Walters representing the Legislative Appointment for a term ending on December 31, 2011;

Supervisor William Strevy representing the Alternate Legislative Appointment for a term ending on December 31, 2011;

Paul Orzolek of Charleston representing the Sportsman Appointment for a term ending on December 31, 2011;

Jamie Carter of St. Johnsville representing the Alternate Sportsman Appointment for a term ending on December 31, 2011;

RESOLVED, that the Montgomery County Board of Supervisors hereby confirms said appointments.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 41 of 2010**

**DATED:** January 26, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET - SOIL AND WATER (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Raj kowski

Seconded by Supervisor: Greco

WHEREAS, due to an increase in the Conservation Council membership dues for the Montgomery County Soil and Water District the 2010 Operating Budget needs to be amended to appropriate said monies,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 2010 Operating Budget as follows:

TRANSFER FROM:

A-01-4-1990-00-. 4400	Contingent Account	\$200.00
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TRANSFER TO:

A-01-4-8710-00-. 4588	Conservation Council	\$200.00
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RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Resolution No. 42

MOTION TO AMEND by Supervisor DiMezza, seconded by Supervisor Barone, to reduce the subsidization rate to \$10.00 per ton.

Supervisors Walters and Thayer spoke against reducing the subsidy to \$10.00 per ton. It had been agreed that a subsidy of \$16.50 per ton would still keep the waste flowing into the County with a tip fee of \$69.50. By reducing the subsidy to \$10.00 per ton it would not be competitive with other private options. Private facilities are charging as little as \$60 per ton for disposal. Haulers could take their trash elsewhere and the county could be liable if it fails to meet its GAT. If that is the case the County will be paying \$86 per ton for any GAT shortfall at the end of the year.

The motion to amend was approved.

# **RESOLUTION NO. 42 of 2010**

**DATED:** January 26, 2010

**RESOLUTION AMENDING RESOLUTION 315 OF 2009 WHICH AUTHORIZED THE CHAIRMAN TO SIGN MOSA GAT SUBSIDY AGREEMENT (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Walters

Seconded by Supervisor: Greco

WHEREAS, the Montgomery-Otsego-Schoharie Solid Waste Management Authority (MOSA) recently defeased its bonds, which resulted in a reduction of the MOSA tip fee from \$106 per ton to \$86.00 per ton, and

WHEREAS, Montgomery County residents and taxpayers have realized a substantial savings with the defeasement of MOSA bonds, and

WHEREAS, Montgomery County urges MOSA to become more competitive, the burden of this cause should not be that of Montgomery County taxpayers, but of MOSA itself, and

WHEREAS, Resolution No. 315 dated December 15, 2009 authorized the Chairman of the Board of Supervisors to sign a "Subsidization Renewal Agreement" with MOSA, to subsidize \$20.50 per ton of the \$106.00 per ton tip fee, and

WHEREAS, Montgomery County wishes to terminate the current Subsidization Renewal Agreement with MOSA by giving MOSA a thirty-day notice of termination,

RESOLVED, that Resolution Number 315 of 2009 is hereby amended to establish Montgomery County's subsidization rate at \$16.50 per ton, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to serve MOSA with a thirty-day notice of termination as defined in Article 11 of page 4 of the current Subsidization Renewal Agreement, 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 enter into a new Subsidization Agreement, after thirty-days, with MOSA to subsidize the MOSA tip fee by \$16.50 per ton.

MOTION TO AMEND by Supervisor DiMezza, seconded by Supervisor Barone, Sr., to reduce the amount,

in the first and third "RESOLVED" clause, from \$16.50 per ton to \$10.00 per ton passed with Aye(1022). Supervisors Greco, McMahon, Walters, Strevy, Coddington, Rajkowski and Sweet voted Nay. Supervisor Thayer abstained. (1/26/2010)

RESOLUTION ADOPTED with Aye(1022). Supervisors Greco, McMahon, Walters, Strevy, Coddington, Rajkowski and Sweet voted Nay. Supervisor Thayer abstained. (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 43 of 2010**

**DATED:** January 26, 2010

**RESOLUTION APPOINTING MEMBER - BOARD OF DIRECTORS - CORNELL COOPERATIVE EXTENSION OF FULTON AND MONTGOMERY COUNTIES (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Barone, Sr.

WHEREAS, Article V, Section 3B of the Constitution and Bylaws of the Cornell Cooperative Extension of Fulton and Montgomery Counties states that the Montgomery County Board of Supervisors shall appoint one Supervisor a one-year term to serve as a Director on the Association Board of Directors,

RESOLVED, that Supervisor Wheeler is hereby appointed as a Director on the Board of Directors of the Cooperative Extension Association of Fulton and Montgomery Counties for a term beginning on January 1, 2010 and ending on December 31, 2010.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 44 of 2010**

**DATED:** January 26, 2010

**RESOLUTION APPOINTING MEMBER - MONTGOMERY COUNTY JURY BOARD (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Barone, Sr.

WHEREAS, Section 503a(1) of the Judiciary Law provides for the appointment of a member of the Board of Supervisors to the County Jury Board, and

WHEREAS, said appointment shall be designated by the Board of Supervisors,

RESOLVED, that Supervisor DiMezza hereby is appointed to serve on the Montgomery County Jury Board for a term beginning on January 1, 2010 and ending on December 31, 2011.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 45 of 2010**

**DATED:** January 26, 2010

**RESOLUTION AUTHORIZING CHANGE ORDER AND CLOSEOUT OF GENERAL CONSTRUCTION CONTRACT WITH DUTCH VALLEY GENERAL CONSTRUCTION FOR THE 2009 FMCC CRITICAL MAINTENANCE PROJECT -2009 CAPITAL PLAN (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

WHEREAS, the 2009 Capital Plan identified a FMCC Critical Maintenance Project, and

WHEREAS, Resolution 63 of 2008 authorized a general construction contract with Dutch Valley General Contracting for said project, and

WHEREAS, the Project Engineer has inspected said project and deems it substantially complete, and

WHEREAS, the unused portion of the Contingency Allowance for said project, in an amount of \$21,984.50, must be credited back to Fulton and Montgomery Counties,

RESOLVED, That the Chairman of the Board be and hereby is authorized to sign Change Order No. 2 to the contract with Dutch Valley General Contracting for the FMCC Critical Maintenance Project, to credit \$21,984.50 for the unused portion of the Contingency Allowance for said project, and

RESOLVED, that upon the recommendation of the County Treasurer be and hereby is directed to close out the contract with Dutch Valley General Contracting for the FMCC Critical Maintenance Project, and release any retainage due, contingent upon receipt of written notification from the Fulton County Planning Director that all punchlist items have been completed:

Original Contract Amount	\$121,975.00
Change Order No. 1 (+)	77,000.00
Credit Change Order No. 2 (-)	21,984.50
Final Contract Amount	\$176,990.50

and,

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

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, FMCC, Fulton County Board of Supervisors, Phillips Associates, Dutch Valley General Contracting.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 46 of 2010**

**DATED:** January 26, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT TIME CLOCK MAINTENANCE – M.M. HAYES (PERSONNEL)

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

WHEREAS, the Personnel Officer has recommended renewal of the Time Clock Maintenance 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 one-year renewal of the Kronos Time System Maintenance Agreement with M.M. Hayes, at a cost not to exceed \$8,652.00, for the period commencing on February 1, 2010 and ending on January 31, 2011.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 47 of 2010**

**DATED:** January 26, 2010

RESOLUTION DELEGATING ERRONEOUS ASSESSMENT CORRECTION APPROVAL AUTHORITY TO COUNTY AUDITOR (REAL PROPERTY TAX SERVICE)

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

WHEREAS, the Board of Supervisors is authorized to annually delegate to the County Auditor, the power to approve correction of the tax roll and tax bills, where said correction does not exceed \$2,500, and to cover tax credits/refunds, in an amount less than \$2,500, and

WHEREAS, the Real Property Tax Director maintains responsibility for investigating each Erroneous Assessment application and for making recommendations regarding said applications, and

WHEREAS, the Board of Supervisors retains authority to determine action regarding all instances in which said Director recommends application denial,

RESOLVED, that the Board of Supervisors hereby delegates authority to the County Auditor to handle Erroneous Assessments for 2010, per provisions of Sections 554 and 556 of the Real Property Tax Law, and

FURTHER RESOLVED, that said Auditor shall submit a monthly report, setting forth all corrections and/or refunds processed, to the Board of Supervisors.

RESOLUTION ADOPTED with Aye(1868). (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Resolution No. 48

Supervisor DiMezza stated that he was withdrawing his sponsorship of Resolution 48 because after meeting with Senator Farley and Assemblyman Amedore it was very clear that the legislature would not allow any increase in sales or mortgage taxes.

**RESOLUTION NO.** 48 of 2010

**DATED:** January 26, 2010

RESOLUTION RECOMMENDING THE STATE LEGISLATURE AMEND SUCH SECTIONS OF THE NEW YORK STATE TAX LAW TO AUTHORIZE THE COUNTY OF MONTGOMERY TO INCREASE MORTGAGE RECORDING TAX AND EXPEND SAME IN ANY APPROPRIATE MANNER (BOS)

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Walters

WHEREAS, it has been determined that, in light of the fiscal challenges it is now facing, it is appropriate to raise revenues by increasing the mortgage recording tax for mortgages recorded within Montgomery County, which proceeds shall be utilized for County purposes, and

WHEREAS, the Board of Supervisors has determined that an additional recording tax of fifty cents for each one hundred dollars of real property secured by a mortgage is appropriate, and

WHEREAS, in order for the County to enact appropriate legislation providing for the additional mortgage tax, the New York State Legislature must amend the New York State Tax Law,

RESOLVED, that the Montgomery County Board of Supervisors hereby supports and advocates the introduction and passage of an amendment to the New York State Tax Law to authorize the County of Montgomery to increase said mortgage tax amount by fifty cents for each one hundred dollars of real property secured by a mortgage and further allowing the additional mortgage recording tax to be paid to the Montgomery County Treasurer for deposit in the Montgomery County General Fund to be utilized for County purposes.

RESOLUTION WITHDRAWN BY SPONSOR (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Resolution No. 49

MOTION TO WITHDRAW SPONSORSHIP by Supervisor DiMezza. No one else picked up the sponsor.

**RESOLUTION NO.** 49 of 2010

**DATED:** January 26, 2010

RESOLUTION MEMORIALIZING STATE LEGISLATURE AND GOVERNOR TO ENACT AND SIGN LEGISLATION INCREASING SALES TAX (BOARD OF SUPERVISORS)

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

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 Paterson to enact and sign legislation amending Section 1210 of the State Tax Law to permit Montgomery County to increase the sales tax from eight percent to nine percent, with the

additional one percent to be retained by the County of Montgomery.

RESOLUTION WITHDRAWN BY SPONSOR (1/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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OTHER

There was no other business for discussion.

ADJOURNMENT

MOTION TO ADJOURN by Supervisor Strevy, seconded by Supervisor Barone, Sr., passed with Aye(1868).

Meeting adjourned at 7:52 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PUBLIC SAFETY  
7:00 PM, February 9, 2010

COMMITTEE MEETING DISCUSSION

Chairman Thayer presided over the meeting commencing at 7:00 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Johnson, Coddington, Rajkowski and Sweet. Supervisor Stagliano was absent.

Additional Supervisors present were Greco, McMahon, DiMezza, Strevy, Walters and Baia. Supervisors Barone and Quackenbush were absent.

Chairman Thayer has called a meeting of the Public Safety Committee for 7:00 p.m. on Tuesday, February 9, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT AND AMENDING 2010 OPERATING BUDGET - 2009 EMPG FUNDS (EMERGENCY MANAGEMENT)
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - INMATE DENTAL SERVICES - DR. DANIEL KANA (SHERIFF)
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT ACCEPTANCE AGREEMENT - NYS OFFICE OF HOMELAND SECURITY - STATE LAW ENFORCEMENT TERRORISM PREVENTION (SHERIFF)
4. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SOFTWARE MAINTENANCE - (SHERIFF)
5. OTHER

Item #1: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT AND AMENDING 2010 OPERATING BUDGET - 2009 EMPG FUNDS (EMERGENCY MANAGEMENT) Supervisors Thayer and Sweet made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - INMATE DENTAL SERVICES - DR. DANIEL KANA (SHERIFF) Supervisors Thayer and Strevy made a motion and seconded, respectively, to move the Resolution.

Supervisor Wheeler suggested going out with an RFP for the dental services.

Supervisor DiMezza pointed out that Daniel Kana, DDS was from New Hampshire and felt that someone closer might be more appropriate. Supervisor Baia stated that Dr. Kana contracts with other dentists in New York.

Attorney Landon stated that the County would have to continue to pay Dr. Kana until the results of an RFP are determined.

Supervisor Thayer and Wheeler made a motion and seconded, respectively, to Table the Resolution and go out with an RFP for the dental services. There were no objections.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT ACCEPTANCE AGREEMENT - NYS OFFICE OF HOMELAND SECURITY - STATE LAW ENFORCEMENT TERRORISM PREVENTION (SHERIFF) Supervisors Thayer and Rajkowski made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation.

Item #4: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SOFTWARE MAINTENANCE - (SHERIFF) Supervisors Thayer and DiMezza made a motion and seconded, respectively, to move the Resolution.

Undersheriff Smith and Joan Miller of Impact explained the benefits and efficiency of switching from New World Systems to Impact.

Undersheriff Smith stated that \$19,420.88 of Homeland Security Grant funds will be used to help pay for the project and \$50,901.00 will be used from the 2010 Operating Budget.

The Resolution was moved to the full Board with a positive recommendation.

Item #5: (OTHER) There was no other discussion.

Motion was made and seconded by Supervisors Sweet and Wheeler, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Thayer adjourned the Public Safety Committee meeting at 7:26 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board



PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - HEALTH & HUMAN SERVICES  
7:05 PM, February 9, 2010

COMMITTEE MEETING DISCUSSION

In the absence of Chairman Barone, Supervisor Bai a presided over the meeting commencing at 7:27 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Johnson, McMahon, Coddington and Sweet. Supervisors Barone and Stagliano were absent.

Additional Supervisors present were Greco, DiMezza, Strevy, Rajkowski, Walters, Thayer and Bai a. Supervisor Quakenbush was absent.

Chairman Barone has called a meeting of the Health and Human Services Committee for 7:05 p.m. on Tuesday, February 9, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - RESOURCE ALLOCATION PLAN (YOUTH BUREAU/ACSD)
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - YOUTH INITIATIVE PROGRAM AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION-SERVICE (YOUTH BUREAU/ACSD)
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - SPECIAL DELINQUENCY PREVENTION AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAM-RECREATION (YOUTH BUREAU/ACSD)
4. OTHER

Item #1: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - RESOURCE ALLOCATION PLAN (YOUTH BUREAU/ACSD) Supervisors Barone and Coddington made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - YOUTH INITIATIVE PROGRAM AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION-SERVICE (YOUTH BUREAU/ACSD) Supervisors Barone and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - SPECIAL DELINQUENCY PREVENTION AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAM-RECREATION (YOUTH BUREAU/ACSD) Supervisors Barone and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (OTHER) There were no other items for discussion.

The motion was made and seconded by Supervisors Sweet and Wheeler, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Barone adjourned the Health & Human Services Committee meeting at 7:29 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - GENERAL SERVICES  
7:10 PM, February 9, 2010

COMMITTEE MEETING DISCUSSION

Chairman Walters presided over the meeting commencing at 7:29 p.m.

Roll call indicated Committee members present included Supervisors McMahon, Johnson, Coddington, Rajkowski and Sweet. Supervisor Stagliano was absent.

Additional Supervisors present were Supervisors Greco, Strevy, Wheeler, DiMezza, Bai a and Thayer. Supervisors Barone and Quackenbush were absent.

Chairman Walters has called a meeting of the General Services Committee for 7:10 p.m. on Tuesday, February 9, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION ESTABLISHING THE POLICY OF COLLECTION OF PAYMENTS BY MAIL ONLY AND THE ADOPTION OF NEW SCHEDULE FOR LATE PAYMENTS (SANITARY DISTRICT #1)
2. RESOLUTION ADOPTING A NEW COMMERCIAL AND RESIDENTIAL O&M RATE STRUCTURE FOR THE MONTGOMERY COUNTY SANITARY DISTRICT #1 (SANITARY DISTRICT #1)
3. RESOLUTION AMENDING LOCAL LAW NO. 3 OF 1997 (SANITARY DISTRICT #1)
4. RESOLUTION APPROVING 2010 CAPITAL PROJECTS - EQUIPMENT REPLACEMENT (PUBLIC WORKS)
5. RESOLUTION APPROVING 2010 CAPITAL PROJECTS - ROAD RESURFACING (PUBLIC WORKS)
6. RESOLUTION APPROVING 2010 CAPITAL PROJECTS - BRIDGE REPLACEMENT (PUBLIC WORKS)
7. OTHER

Item #1: (RESOLUTION ESTABLISHING THE POLICY OF COLLECTION OF PAYMENTS BY MAIL ONLY AND THE ADOPTION OF NEW SCHEDULE FOR LATE PAYMENTS (SANITARY DISTRICT #1) Supervisors McMahon and Greco made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #2: (RESOLUTION ADOPTING A NEW COMMERCIAL AND RESIDENTIAL O&M RATE STRUCTURE FOR THE MONTGOMERY COUNTY SANITARY DISTRICT #1 (SANITARY DISTRICT #1) Supervisors McMahon and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AMENDING LOCAL LAW NO. 3 OF 1997 (SANITARY DISTRICT #1) Supervisors Quackenbush and Sweet made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION APPROVING 2010 CAPITAL PROJECTS - EQUIPMENT REPLACEMENT (PUBLIC WORKS) Supervisors Walters and Thayer made a motion and seconded, respectively, to move the Resolution.

Supervisor DiMezza stated that he is sponsoring a Resolution for the Finance Committee calling for three-year moratorium to freeze spending for Capital Projects. He stated that he would not be voting in favor of any spending.

Chairman Walters stated that he is willing compromise by eliminating the 10-wheel dump truck and sewer jet vacuum. Chairman Walters emphasized that the low-boy flat bed trailer really should be replaced because it has a stress crack. Commissioner Clayburn agreed that out of the three pieces of equipment the lowboy trailer is a priority. By eliminating the other two pieces of equipment it would reduce the Equipment Capital Project amount from \$388,000 to \$60,000.

Chairman Greco stated that the County could not afford any projects at all and questioned why it was even coming up.

Chairman Walters responded that the County's infrastructure has to be maintained.

Supervisor DiMezza suggested that Commissioner Clayburn find the money within his budget to purchase a new lowboy. Commissioner Clayburn stated that he has about \$40,000 in his budget to

replace 1996 truck and a loaner vehicle.

Chairman Walters and Supervisor Thayer made a motion and seconded, respectfully, to amend the Resolution to reduce the Equipment Capital Project to \$60,000. On roll call the motioned was defeated with three members (Walters, McMahon and Johnson) voting "aye" and three members (Coddington, Rajkowski and Sweet) voting "nay". Supervisor Stagliano was absent.

After further discussion on the matter Supervisor Thayer withdrew his second on the Resolution. No one else picked up the second, therefore, the Resolution will not be forwarded to the full Board.

Item #5: (RESOLUTION APPROVING 2010 CAPITAL PROJECTS - ROAD RESURFACING (PUBLIC WORKS) Supervisors Walters sponsored the Resolution. There was no second to the Resolution.

Item #6: RESOLUTION APPROVING 2010 CAPITAL PROJECTS - BRIDGE REPLACEMENT (PUBLIC WORKS) Supervisors Walter and Thayer made a motion and seconded, respectively to move the Resolution.

Chairman Walters asked Commissioner Clayburn which of three bridges was in the most need of repair. Commissioner Clayburn responded that the Logtown Bridge is in the most serious condition as it has an inadequate waterway opening. He stated that the bridge was built in 1963 and the weight limit has been dropped to 9 ton. School buses and trucks cannot use the bridge and must take a 9-mile detour.

Supervisor Thayer stated that public safety should be a main concern. By not fixing the bridge it would put residents in jeopardy.

Supervisor DiMezza suggested dropping the weight limit to 5 ton and to check with the Army Corp of Engineers to put in a temporary bridge.

Chairman Walters stated that by not fixing the bridges the cost could be even greater by gambling with people's lives.

Chairman Walters and Supervisor Thayer made a motion and seconded, respectfully, to amend the Resolution to cut two of three bridges and just fix the Logtown Bridge. On roll call the motioned was defeated with three members (Walters, Coddington and Sweet) voting "aye" and three members (McMahon, Rajkowski and Johnson) voting "nay". Supervisor Stagliano was absent. The Resolution did not move to the full Board.

ITEM #7. (OTHER) There was no other discussion.

Supervisors Thayer and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Walters adjourned the General Services Committee meeting at 8:23 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - ECONOMIC DEVELOPMENT/PLANNING  
7:00 PM, February 16, 2010

COMMITTEE MEETING DISCUSSION

Chairman Baia presided over the meeting commencing at 7:00 p.m.

Roll call indicated Committee members present included Supervisors DiMezza, Johnson, Wheeler, Coddington, Strevey and Rajkowski.

Additional Supervisors present were Supervisors Greco, Quackenbush, Barone, Walters, McMahon, Thayer, Stagliano and Sweet. Supervisor McMahon was absent.

Chairman Baia has called a meeting of the Economic Development/Planning Committee for 7:00 p.m. on Tuesday, February 16, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. PRESENTATION - JENNIFER MUTHIG FROM GOVERNOR PATTERSON OFFICE
2. RESOLUTION APPOINTING MEMBERS OF THE MONTGOMERY COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD (ECONOMIC DEVELOPMENT AND PLANNING)
3. OTHER

Item #1: (PRESENTATION - JENNIFER MUTHIG FROM GOVERNOR PATTERSON OFFICE)

Jennifer Muthig, of Governor Patterson Office, took the floor and gave a short synopsis of the State's fiscal problems. Ms. Muthig introduced Shawn McGuire, of the Governor's Office, and asked him to address the Committee.

Mr. McGuire took the floor and stated that he represents the north eastern portion of New York State. He explained that because of economic conditions the State is looking at shared municipal programs and grant efficiency programs. He indicated that the State is already sharing salt storage and equipment.

Supervisor DiMezza stated that Supervisors will not get re-elected if they consider shared services for fire and police departments or a revaluation process. He indicated that the changes have to start at the State level.

Mr. McGuire stated that Supervisors could contact him at anytime for information.

Item #2: (RESOLUTION APPOINTING MEMBERS OF THE MONTGOMERY COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors Strevey and Quackenbush made a motion and seconded, respectively, to sponsor the Resolution. The Resolution was moved to the full Board with a positive recommendation. There were no objections.

ADD-ON RESOLUTIONS:

(RESOLUTION IN OPPOSITION TO THE IDA TAX IMPOSED ON ALL LOCAL INDUSTRIAL DEVELOPMENT AGENCIES BY NEW YORK STATE AS A MEANS TO HELP CLOSE THE STATE'S BUDGET DEFICIT (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Baia and DiMezza made a motion and seconded, respectively, to sponsor the Resolution. The Resolution was moved to the full Board with a positive recommendation. There were no objections.

(RESOLUTION OF MONTGOMERY COUNTY EXPRESSING ITS FERVENT AND STEADFAST OPPOSITION TO HOLDING THE TRIAL OF THE ALLEGED SEPTEMBER 11, 2001 TERRORISTS ANYWHERE WITHIN NEW YORK STATE (BOARD OF SUPERVISORS) Supervisors Baia and Coddington made a motion and seconded, respectively, to sponsor the Resolution. The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #3: (OTHER) Supervisor Johnson motioned to sponsor a Resolution in opposition to Governor Paterson's proposal to delay state tax refund checks to help with the State's fiscal crisis. Supervisor DiMezza seconded the Resolution and it was moved to the full Board with a positive recommendation. There were no objections.

Supervisors Johnson and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Baia adjourned the Economic Development/Planning Committee meeting at 7:32 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PERSONNEL  
7:05 PM, February 16, 2010

COMMITTEE MEETING DISCUSSION

Chairman DiMezza presided over the meeting commencing at 7:32 PM.

Roll call indicated Committee members present were Supervisors Baia, Strevy, Quackenbush, Walters, Thayer and Barone.

Additional Supervisors present were Supervisors Greco, Wheeler, Johnson, Rajkowski, Sweet, Coddington and Stagliano. Supervisor McMahon was absent.

Chairman DiMezza has called a meeting of the Personnel Committee for 7:05 p.m. on Tuesday, February 16, 2010 in the Supervisors' Chambers, County Office Bldg, 64 Broadway, Fonda, NY.

Items on the agenda, at this time, are as follows:

1. RESOLUTION ESTABLISHING A HIRING POLICY FOR COUNTY POSITIONS THROUGH DECEMBER 31, 2012
2. Discussion - Budget Suggestions
3. OTHER

Item #1: (RESOLUTION ESTABLISHING A HIRING POLICY FOR COUNTY POSITIONS THROUGH DECEMBER 31, 2012) Supervisors Greco and Baia made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #2: (Discussion - Budget Suggestions) Supervisor Johnson presented a sheet entitled "Budget Suggestions", which she would like inserted into county employee paychecks allowing them to give their input on the following three questions:

1. Identify tasks in your department that could be done at a lesser cost, time and resources.
2. Identify jobs in your department that could be done at a lesser cost, time and resources.
3. Suggest any ideas that would save the county money.

Responses will be returned to the Clerk of the Board of Supervisors who will distribute the information to the Supervisors.

Chairman DiMezza stated that he will make a recommendation at the next Labor Management meeting to implement a two-week lag payroll. When employees retire or leave the County they would get the two-week paycheck. He indicated that the County could save \$300,000 by implementing this procedure.

Supervisor Baia motioned to reduce the Board of Supervisors pay from \$10,000 to \$7,500 per year. The motion did not receive a second.

Item #3: (OTHER) There was no other discussion.

Supervisors Barone and Baia made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman DiMezza adjourned the Personnel Committee meeting at 7:51 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
7:10 PM, February 16, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 7:52 PM.

Roll call indicated Committee members present were Supervisors Baia, DiMezza, Walters, Quackenbush, Thayer and Barone.

Additional Supervisors present were Supervisors Greco, Johnson, Rajkowski, Sweet, Wheeler, Stagliano and Coddington. Supervisor McMahon was absent.

Chairman Strevy has called a meeting of the Finance Committee for 7:10 p.m. on Tuesday, February 16, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION AMENDING 2010 OPERATING BUDGET - DEMOLITION TIP FEE EXPENSES (BOARD OF SUPERVISORS)
2. RESOLUTION ESTABLISHING A MORATORIUM ON CAPITAL PROJECTS FOR MONTGOMERY COUNTY AND OUTSIDE AGENCIES FOR THE YEARS 2010, 2011 & 2012
3. RESOLUTION AMENDING 2010 OPERATING BUDGET - VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD)
4. RESOLUTION DIRECTING SUBMISSION OF PAYMENT FOR ASSIGNED COUNSEL CLAIMS (PUBLIC DEFENDER)
5. OTHER

Item #1: (RESOLUTION AMENDING 2010 OPERATING BUDGET - DEMOLITION TIP FEE EXPENSES (BOARD OF SUPERVISORS) Supervisors DiMezza and Quackenbush made a motion and seconded, respectively, to move the Resolution.

The Resolution, as presented, would reduce the demolition account by \$100,000.

Treasurer Bowerman stated that the Resolution should be corrected to show that the funds would not be transferred into the Appropriated Fund Balance. The funds should be transferred into Contingency fund.

Supervisor Johnson stated that she was not in favor of reducing the demolition fund at this time but maybe it should be looked at next year.

Supervisor DiMezza pointed out that the City of Amsterdam has not contributed anything to what is supposed to be a shared service. They have not moved forward with training for asbestos abatement as was the agreement. Twenty buildings of the twenty-two demolished came from the City of Amsterdam. Supervisor DiMezza stated that he was not proposing to do away with the Demolition Team. The team can still demolish the buildings but the municipality should be responsible for the disposal fee.

Several Supervisors were critical of the City of Amsterdam's participation in the program.

Supervisor Baia motioned to reduce the amount from \$100,000 to \$50,000. No second was received to the motion.

Supervisors Quackenbush and Thayer made a motion and seconded, respectively, to deplete all remaining funds in the demolition account after all bills were paid for demolition projects already performed.

Supervisor Walters suggested leaving the fund whole and the Board can review any demolition projects, case by case, to decide which projects the County wants to fund. Supervisor Barone agreed.

After further discussion, Supervisors Walters and Barone made a motion and seconded, respectively, to Table the Resolution. On roll call the Resolution was tabled with four members (Baia, Walters, Thayer and Barone) voting "aye" and three members (Strevy, DiMezza and Quackenbush) voting "nay".

Item #2: (RESOLUTION ESTABLISHING A MORATORIUM ON CAPITAL PROJECTS FOR MONTGOMERY COUNTY AND OUTSIDE AGENCIES FOR THE YEARS 2010, 2011 & 2012) Supervisors DiMezza and Barone made a motion and seconded, respectively, to move the Resolution to the full Board.

Supervisor Walters suggested, as a government, to look at the capital projects by need, and felt the Resolution was not necessary.

Supervisor Stagliano said the moratorium makes sense if the Supervisors are unwilling or unable to make those distinctions. He stated that money is tight so the Supervisors need to pick and choose. If they cannot agree then there is a need for the moratorium.

On roll call the Resolution was moved with a positive recommendation to the full Board with five members (Strevy, Baia, DiMezza, Quackenbush and Barone) voting "aye" and two members (Walters and Thayer) voting "nay".

Item #3: (RESOLUTION AMENDING 2010 OPERATING BUDGET - VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD) Supervisors Barone and Strevy made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: RESOLUTION DIRECTING SUBMISSION OF PAYMENT FOR ASSIGNED COUNSEL CLAIMS (PUBLIC DEFENDER) Supervisors DiMezza and Barone made a motion and seconded, respectively, to move the Resolution.

Supervisor DiMezza explained that vouchers were being submitted by legal counsel 4 to 5 years after the services were rendered. The Resolution calls for the submission of vouchers within ninety-days from the date the case is closed. Also no mileage or travel time will be paid for cases outside of Montgomery County.

The Resolution was moved to the full Board with a positive recommendation. There were no objections. Supervisor Thayer abstained.

(Other) There was no other discussion.

Supervisors Baia and Barone made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Strevy adjourned the Finance Committee meeting at 8:39 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board



PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
REGULAR MEETING  
7:00 PM, February 23, 2010

CALL TO ORDER

In the absence of Chairman Greco, Vice Chairman Baia called the Regular Meeting of the Montgomery County Board of Supervisors for February 23, 2010 to order at 7:00 PM.

SALUTE TO THE FLAG

Supervisor Wheeler led the Salute to the Flag.

ROLL CALL

Roll call indicated that the following Supervisors were present: McMahon, Strevy, Wheeler, Thayer, Barone, Coddington, Rajkowski, Walters, Quackenbush, Johnson, Sweet, DiMezza and Stagliano. Chairman Greco was absent.

PRIVILEGE OF THE FLOOR

A. Public Comment

Undersheriff Smith took the floor and addressed the Board regarding Resolution 65 on the Agenda to implement a Hiring Policy. Mr. Smith expressed his concerns on the Hiring Policy because it will be put a strain on the dispatchers and corrections officers. He explained that if someone resigns tomorrow, the Department has to wait until the next Board meeting to the fill the position. That will require the Sheriff's Office to incur more overtime. He requested that the Supervisors exempt dispatchers and correction officers from the Hiring Policy.

B. Montgomery County Soil & Water District

Patrick Clear, Chairman of the Montgomery Count Water Quality, took the floor and presented the Water Quality Report. Mr. Clear indicated that there will be a 2010 Water Showcase and suggested that the Supervisors attend or a send a representative.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION TO ADOPT MINUTES OF PREVIOUS SESSION (November 2008 - December 2008; December 15, 2009 - January 19, 2010) by Supervisor Baia, seconded by Supervisor Quackenbush, passed with Aye(1868).

APPROVAL OF BUDGETARY TRANSFER

MOTION TO ACCEPT BUDGETARY TRANSFERS by Supervisor Thayer, seconded by Supervisor Quackenbush, passed with Aye(1868).

UNFINISHED BUSINESS

Tabled Resolution No. 16 Establishing a Hiring Freeze for all Montgomery County Positions through December 31, 2010.

MOTION TO REMOVE FROM THE TABLE by Supervisor McMahon, seconded by Supervisor Baia, was defeated with Aye (647). Supervisors Wheeler, Baia, McMahon, Coddington and Rajkowski voted Aye.

RESOLUTION DIED ON THE TABLE.

NEW BUSINESS

A. Resolutions

B. Other

**RESOLUTION NO. 50 of 2010**

**DATED:** February 23, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT AND AMENDING 2010 OPERATING BUDGET -

**2009 EMPG FUNDS (EMERGENCY MANAGEMENT)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Sweet

WHEREAS, Montgomery County, by participating in the Federal Emergency Management Assistance Program, is eligible for reimbursement funding,

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 Emergency Management Assistance Participation Agreement (EMPG) for Federal Fiscal Year 2009, and

FURTHER RESOLVED, that the County Treasurer hereby is directed to amend the 2010 Operating Budget as follows:

**INCREASE REVENUE:**

A-02-3-4305	Federal Aid – Emergency Management	\$21,173.00
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**INCREASE APPROPRIATIONS:**

A-02-4-3640-00.4408	Office Supplies	\$ 3,000.00
A-02-4-3640-00.4441	Fuel	\$ 5,000.00
A-02-4-3640-00.4446	Food	\$ 2,000.00
A-02-4-3640-00.4447	Clothing	\$ 2,500.00
A-02-4-3640-00.4449	Special Supplies & Materials	\$ 8,673.00

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 51 of 2010****DATED:** February 23, 2010**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT ACCEPTANCE AGREEMENT - NYS OFFICE OF HOMELAND SECURITY - STATE LAW ENFORCEMENT TERRORISM PREVENTION (SHERIFF)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Rajkowski

WHEREAS, the County has been notified of the award of a \$52,000 FY09 State Law Enforcement Terrorism Prevention Program (SLETPP) Grant,

RESOLVED, that the Montgomery County Board of Supervisors hereby authorizes acceptance of the \$52,000 Law Enforcement Terrorism Prevention Program Grant, 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 Agreement, and

FURTHER RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

**INCREASE REVENUE:**

A-15-3-3389	Public Safety Aid	\$52,000.00
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**INCREASE APPROPRIATIONS:**

A-15-3020-14-.4459	Computer Software	\$39,000.00
A-15-3110-00-.4470	Travel related costs	\$10,000.00
A-15-3110-00-.1212(1111)	Overtime	\$ 3,000.00

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 52 of 2010****\*\*See Appendix for Resolution Attachment\*\*****DATED:** February 23, 2010**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SOFTWARE MAINTENANCE - (SHERIFF)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Di Mezza

WHEREAS, the Sheriff has recommended a change in providers for the Standard Software Maintenance Agreement for the Sheriff's Office Computer-Aided Dispatch, Law Enforcement Records Software and Public Safety Interface Software from New World Systems to Impact, 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 with Impact for the maintenance of the Sheriff's Office Computer-Aided Dispatch, Law Enforcement Records Software and Public Safety Interface Software, and

FURTHER RESOLVED, said agreement shall be for a period commencing on March 1, 2010 and ending on December 31, 2013 for amount not to exceed \$70,322.00.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 53 of 2010****DATED:** February 23, 2010**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - RESOURCE ALLOCATION PLAN (YOUTH BUREAU/ACSD)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Coddington

WHEREAS, the New York State Office of Children and Family Services has allocated \$80,331.00 to Montgomery County for 2010,

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 Resource Allocation Plan agreement with New York State Office of Children and Family Services.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 54 of 2010****DATED:** February 23, 2010**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - YOUTH INITIATIVE PROGRAM AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION-SERVICE (YOUTH BUREAU/ACSD)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Johnson

WHEREAS, the Montgomery County Youth Board of Directors has recommended 2010 Youth Initiative Program and Youth Development/Delinquency Prevention agreements 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 2010 Youth Initiatives Program agreements as follows:

Catholic Charities/Montgomery County (Better Your Own Body)	\$1,500.00
Catholic Charities/Montgomery County (Schools Aiding Family Environment)	\$2,280.00
Alcoholism & Substance Abuse Council (Reconnecting Youth)	\$3,240.00

, and

FURTHER RESOLVED, that said Chairman is authorized and directed to sign 2010 Youth Development/Delinquency Prevention Program agreements, as follows:

Catholic Charities/Montgomery County (Schools Aiding Family Environment)	\$6,198.00
Community Youth Center (Youth Center)	\$4,934.00
St. Johnsville Youth Center (Youth Center)	\$5,400.00
Montgomery County Sheriff's Dept. (Drug, Alcohol & Safety Training-DARE)	\$1,500.00

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 55 of 2010**

**DATED:** February 23, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - SPECIAL DELINQUENCY PREVENTION AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAM-RECREATION (YOUTH BUREAU/ACSD)

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Wheeler

WHEREAS, the Montgomery County Youth Board of Directors has recommended allocation of funds for the 2010 Special Delinquency Prevention 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 2010 Special Delinquency Prevention Program agreements, as follows:

Catholic Charities/Montgomery County (Begin Again)	\$7,000.00
Montgomery County Probation Department (Juvenile Field Project)	\$8,329.00
Montgomery County Youth Bureau (Administration)	\$1,767.00
Montgomery County Youth Bureau (Community Service Program)	\$6,330.00

, and

FURTHER RESOLVED, that said Board also authorized allocation of 2010 Youth Development/Delinquency Prevention Program funds for municipal programs, as follows:

City of Amsterdam (Recreation Department)	\$5,340.00
Town of Amsterdam (Town Recreation)	\$ 900.00
Village of Fort Johnson (Youth Commission)	\$ 300.00
Village of Haganan (Youth Commission)	\$ 700.00
Town of Canajoharie (Youth Center)	\$1,100.00
Village of Canajoharie (Youth Center)	\$1,200.00
Village of Fort Plain (Village Recreation)	\$2,200.00
Town of Charleston (Youth Commission)	\$ 0.00
Town of Florida (Youth Commission)	\$1,334.00
Town of Glen (Summer Program)	\$ 500.00
Village of Fultonville (Summer Program)	\$ 500.00
Town of Mohawk (Summer Program)	\$ 900.00
Town of Mohawk (Tribes Hill Youth Commission)	\$ 300.00
Village of Fonda (Summer Program)	\$ 500.00
Town of Palatine (Youth Center)	\$ 623.00
Village of Palatine Bridge (Youth Center)	\$ 800.00
Town of Root (Youth Center)	\$ 900.00
Town of St. Johnsville (Town Recreation)	\$ 500.00
Village of St. Johnsville (Village Recreation)	\$1,500.00

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 56 of 2010**

**DATED:** February 23, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET - VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Strevy

WHEREAS, the Montgomery County Youth Bureau/Alternative Community Services Department, in conjunction with the Montgomery County District Attorney's Office, has partnered with Western Corrections Incorporated to implement a home-study education program entitled the "Values Improvement Program", and

WHEREAS, this program will allow defendants the opportunity to learn about specific age-specific risks associated with driving, the costs of violating vehicle and traffic laws along with general defensive driving techniques by utilizing and completing a home-study guide and returning it to the Montgomery County Youth Bureau/Alternative Community Services Department for review, and

WHEREAS, upon completion of the "Values Improvement Program," the sentencing court will be notified of successful or unsuccessful completion and a reduced sentencing may be imposed, and

WHEREAS, defendant fees will be associated with the "Values Improvement Program," and

WHEREAS, all costs associated with the administration/implementation of this program will be covered by the imposed defendant fees, and

WHEREAS, the Montgomery County Youth Bureau/Alternative Community Services Department will generate revenue to be reinvested back into our community for further prevention based programming throughout Montgomery County,

RESOLVED, that the Montgomery County Board of Supervisors supports the implementation of the "Values Improvement Program" under the direction of the Youth Bureau/ACS Department, and that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign any and all related agreements and contracts for the "Values Improvement Program", and

FURTHER RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Youth Bureau/ACSD Operating Budget as follows:

**ADD & INCREASE REVENUE:**

A-21-3-2616	Special Program Revenue	\$15,000.00
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**ADD & INCREASE APPROPRIATION:**

A-21-4-7310-00-.4438	Miscellaneous Supporting Services	\$15,000.00
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RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 57 of 2010**

**DATED:** February 23, 2010

**RESOLUTION ESTABLISHING THE POLICY OF COLLECTION OF PAYMENTS BY MAIL ONLY AND THE ADOPTION OF NEW SCHEDULE FOR LATE PAYMENTS (SANITARY DISTRICT #1)**

Resolution by Supervisor: McMahon

Seconded by Supervisor: Greco

WHEREAS, the Montgomery County Sanitary District #1 Board of Representatives decided to adopt a policy of a mail only collection beginning in 2010 and also to adopt a revised schedule of penalties for late payments received by the District,

RESOLVED, the Montgomery County Sanitary District #1 adopts a "PAYMENT BY MAIL ONLY" Collection beginning in 2010, and

FURTHER RESOLVED, the Montgomery County Sanitary District #1 adopts the following fee schedule for late payments:

60 calendar days from the date of the original bill a penalty equal ten Percent (10%) of the original bill, and interest shall accrue on the unpaid Balance at a rate of one percent (1%) per month retroactive to the date of the original billing

, and

FURTHER RESOLVED, said changes will take effect for the 2010-2011 Sanitary District #1 Collection.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

# **RESOLUTION NO. 58 of 2010**

**DATED:** February 23, 2010

## **RESOLUTION ADOPTING A NEW COMMERCIAL AND RESIDENTIAL O&M RATE STRUCTURE FOR THE MONTGOMERY COUNTY SANITARY DISTRICT #1 (SANITARY DISTRICT #1)**

Resolution by Supervisor: McMahon

Seconded by Supervisor: Johnson

WHEREAS, the Montgomery County Sanitary District Board of Directors proposes the establishment of an increased O&M Rate for all properties within the District boundaries that have Public Sewer available, and

WHEREAS, the Montgomery County Sanitary District #1 Board of Directors held a Public Hearing on January 30, 2010 in regard to said increase,

RESOLVED, that the Montgomery County Board of Supervisors hereby adopts a new Commercial and Residential O&M Rate Structure for the Montgomery County Sanitary District #1 as follows:

Type of Structure	No. of Available Units	O&M Rate
Single Family House	One	\$240.00/Available Unit
Multiple Family House	Same as number of available	\$240.00/Available Unit
Mobile Home Parks	Same as the number of available Connections/Pads	\$240.00/Available Unit
Apartment/Boarding House	Same as number of available Dwelling Quarters	\$240.00/Available Unit
Hospitals/Nursing Homes	One per every three (3) beds and each fractional part thereof	\$240.00/Available Unit
Schools	One Per 17.5 pupils plus one per 17.5 employees rounded to nearest whole unit	\$240.00/Available Unit
Motels/Hotels	One for every three (3) beds and each fractional part thereof	\$240.00/Available Unit
RV parks/Camping Fac.	One for every three available site and each fractional part thereof	\$240.00/Available Unit
Commercial	Base Rate for 0 – 75,000 gallons and each additional 75,000 gallons or fractional part thereof	\$240.00/Available Unit \$240.00/Available Unit
Multiple Use	Sum of units determined for all separate usages	\$240.00/Available Unit
Industrial	Discharge By Permit Issued by M.C.S.D. #1	

"No users, residential or commercial, will pay less than \$240.00 per available unit"  
, and

FURTHER RESOLVED, that all of the above listed usages, or combination or separate parts thereof, are subject to an additional per unit charge, or charges, if the Montgomery County Sanitary District No. 1 Board determines that a particular usage, or combination or separate part thereof, is having an "extraordinary impact" on the publicly owned treatment works of Montgomery County Sanitary District No. 1.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 59 of 2010**

**\*\*See Appendix for Resolution Attachment\*\***

**DATED:** February 23, 2010

**RESOLUTION AMENDING LOCAL LAW NO. 3 OF 1997 (SANITARY DISTRICT #1)**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Sweet

WHEREAS, on January 26, 2010 a proposed Local Law for the Montgomery County Sanitary District No. 1 entitled " A Local Law Amending Local Law No. 3 of 1997" which established a Sewer Use Law was presented to the Board for consideration, and

WHEREAS, on January 26, 2010 resolution No.36 of 2010 was adopted authorizing and directing that a Public Hearing be held by the Montgomery County Sanitary District No. 1 Board of Directors on the 30th day of January, 2010, at the time and place designated,

RESOLVED, that said Local Law known as Introductory Local Law No.1 of 2010 entitled " A Local Law Amending Local Law No. 3 of 1997" which established a Sewer Use Law hereby is adopted and is incorporated and attached hereto, and

FURTHER RESOLVED, that the Montgomery County Clerk of the Board of Supervisors hereby is authorized and directed to file one certified copy 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(1729). Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 60 of 2010**

**DATED:** February 23, 2010

**RESOLUTION IN OPPOSITION TO THE IDA TAX IMPOSED ON ALL LOCAL INDUSTRIAL DEVELOPMENT AGENCIES BY NEW YORK STATE AS A MEANS TO HELP CLOSE THE STATE'S BUDGET DEFICIT (ECONOMIC DEVELOPMENT/PLANNING)**

Resolution by Supervisor: Full Board

Seconded by Supervisor:

WHEREAS, local Industrial Development Agencies (IDAs) serve as the primary vehicle for the implementation of economic development programs in counties and local communities across New York State, and

WHEREAS, the primary mission of local IDAs is the creation and retention of jobs for New York's residents, through innovative, locally-driven and developed programs to make counties and local communities better places in which to invest, grow productive business enterprises and create better business atmospheres to generate new economic activity, job creation and tax revenue producers, and

WHEREAS, the 2009-2010 State Budget contained a maximum statewide "cost recovery" tax of \$5 million to "reimburse to New York State and allocable share of state governmental costs attributable to the provisions of services to industrial development agencies," and

WHEREAS, the State Department of Taxation and Finance has sent tax bills to every IDA in the State, for amounts corresponding to 4.7% of the gross revenue received by an IDA in the 2008 calendar year, payable by March 31, 2010, and

WHEREAS, the tax bills received by local IDAs were received long after local IDAs' budgets were developed and implemented, without the inclusion of this new unanticipated tax in their adopted budgets, and

WHEREAS, the revenue received by IDAs subject to this tax includes payments in lieu of taxes collected for local governments and school districts, state and federal grants and local taxpayer funded appropriations, and

WHEREAS, imposing a state gross receipts tax on revenues from 2008 that include tax generated resources from the state and federal government is redundant, punitive and will lead to these resources and those appropriated by counties for local job creation to be used instead to help bail out the State during its time of financial crisis,

RESOLVED, that Montgomery County strongly opposes the imposition of the new tax on the gross revenues of local Industrial Development Agencies as a means to help eliminate the State budget deficit, and

FURTHER RESOLVED, that Montgomery County calls upon the Governor and the State Legislature to repeal this onerous tax on the primary economic development organizations of New York's counties and other local government; a tax which will take local resources that could better be used to create jobs in our communities in this time of economic crisis, and

FURTHER RESOLVED, that Montgomery County shall forward copies of this resolution to Governor David A. Paterson, the New York State Legislature and all others deemed necessary and proper.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 61 of 2010**

**DATED:** February 23, 2010

**RESOLUTION APPOINTING MEMBERS OF THE MONTGOMERY COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Quackenbush

WHEREAS, the Montgomery County Board of Supervisors established the Montgomery County Agricultural and Farmland Protection Board in 1993, and

WHEREAS, Article 25AA, Section 302 of the New York State Agricultural and Markets Law, as amended, provided for the establishment of an Agricultural and Farmland Protection Board, and

WHEREAS, the Montgomery County Agricultural and Farmland Protection Board currently consists of the following:

NAME	REPRESENTS	TERM EXP.
Michael Cole	Active Farmer	12/31/12
Gerald Douglas	Farm Bureau	12/21/12
Robert Harris	Active Farmer	12/31/12
Roy Dykeman	Active Farmer	12/31/13
Dave Rivkovich	Active Farmer	12/31/13
Elma Phillips	Agribusiness	12/31/13
Kenneth Rose	Econ. Dev. & Pln. Dir.	12/31/13
Marilyn J. Smith	Cornell Cooperative Extension	12/31/14
Corey Nellis	Montgomery County Soil & Water	12/31/14

RESOLVED, the following are hereby appointed members of the Montgomery County Agricultural and Farmland Protection Board:

NAME	REPRESENTS	TERM EXP.
Sandra Fraiser	Montgomery County Real Prop. Dir.	12/31/14
Shayne Walters	Montgomery County Supervisor	12/31/14

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors



**RESOLUTION NO. 62 of 2010**

**DATED:** February 23, 2010

**RESOLUTION DIRECTING SUBMISSION OF PAYMENT FOR ASSIGNED COUNSEL CLAIMS (PUBLIC DEFENDER)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

WHEREAS, fees for legal services for assigned counsel cases rendered on behalf of indigent defendants are not being submitted on a timely basis,

RESOLVED, that all claims for assigned counsel cases must be submitted to the County for payment within ninety-days from the date the case is closed, and

FURTHER RESOLVED, that no mileage or travel time will be paid by the County for legal representation to indigent clients outside Montgomery County.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 63 of 2010**

**DATED:** February 23, 2010

**RESOLUTION OF MONTGOMERY COUNTY EXPRESSING ITS FERVENT AND STEADFAST OPPOSITION TO HOLDING THE TRIAL OF THE ALLEGED SEPTEMBER 11, 2001 TERRORISTS ANYWHERE WITHIN NEW YORK STATE (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Full Board

Seconded by Supervisor:

WHEREAS, the United States Government intends to prosecute the alleged terrorists responsible for the horrific murders of thousands of innocent citizens on September 11, 2001 as civilians in the civil courts of the United States, and

WHEREAS, the City of New York had initially been designated by the United States Attorney General as place of trial for these alleged terrorists at the United States Courthouse for the Southern District of New York, and

WHEREAS, the Mayor of the City of New York and others have objected to holding the trial of these alleged terrorists in the City of New York citing, among other concerns, the safety and security of the residents of the City, and

WHEREAS, President Obama has directed the United States Attorney General, Eric H. Holder, Jr., to consider alternative locations of the trial of these alleged terrorists outside the City of New York, and

WHEREAS, references have been made through various sources to three potential, alternative locations in the County of Orange, including the U.S. Military Academy at West Point, Stewart Air Force Base and the Federal Penitentiary in Otisville, New York, as suitable sites for conducting the trial of international terrorists responsible for the worst mass murder in the history of the United States, thereby attracting to the County of Orange not only the attention of the world, but that of international terrorist organizations worldwide whose mission is the destruction of the United States and the cold-blooded murder of its innocent civilians, and

WHEREAS, forty-four innocent citizens of Orange County, New York lost their lives at the hands of these alleged terrorists and murderers, and hundreds of family members and friends of these lost heroes reside in Orange County, and

WHEREAS, the wounds of 9-11 are still too fresh and too deep and the people of Orange County have already borne the effects of that most horrific day and should not be victimized again, and

WHEREAS, there is no federal courthouse in the County of Orange, and no suitable location for holding this trial at any facility in the County of Orange that does not place at great and unacceptable risk the lives and safety of the citizens of Orange County, and

WHEREAS, bringing the trial of these alleged terrorists to Orange County threatens the safety and security of Orange County residents and our neighborhoods, and places them at great peril, and presents an unacceptable, clear and present danger to all of our residents

RESOLVED,

1. That on behalf of the residents of the and all of the residents of the

State of New York, the Montgomery County Board of Supervisors, fervently express its steadfast and unwavering opposition to holding the trial of the alleged September 11, 2001 terrorists anywhere within the State of New York.

2. That the Montgomery County Board of Supervisors urges and calls upon, in the strongest terms possible, the President of the United States and Attorney General Holder to exercise all of their power and authority under the laws of the United States to try these alleged terrorists outside of the State of New York.
3. The Clerk of the Montgomery County Board of Supervisors is hereby authorized and directed to send a certified copy of this resolution to President Barack H. Obama, President of the United States, the Hon. Eric H. Holder, Jr., Attorney General of the United States, to the Hon. Charles Schumer, U.S. Senator, the Hon. Kirsten E. Gillebrand, U.S. Senator, United States Representatives and to each member of State Senate and Assembly whose districts include all or part of, so that they may be apprised of the sentiment of the and this Legislative body and take appropriate action to keep the trial of this matter outside the State of New York.

RESOLUTION ADOPTED with Aye(1633). Supervisor Stagliano voted Nay. Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 64 of 2010**

**DATED:** February 23, 2010

RESOLUTION IN OPPOSITION TO GOVERNOR DAVID PATERSON'S PROPOSAL TO DELAY STATE INCOME TAX REFUND CHECKS TO NEW YORKERS IN ORDER TO HELP THE STATE DURING ITS FISCAL CRISIS (BOARD OF SUPERVISORS)

Resolution by Supervisor: Johnson

Seconded by Supervisor: Di Mezza

WHEREAS, delaying State Income Tax refund payments can result in hardships to residents of the State and is unfair to New Yorkers, and

WHEREAS, New York State residents depend on this money,

RESOLVED, that Montgomery County strongly opposes the delay of State Income Tax refund checks to the residents of New York State, and

FURTHER RESOLVED, that Montgomery County calls upon the Governor to rescind the proposal to delay tax refund checks to help the State during its fiscal crisis.

RESOLUTION ADOPTED with Aye(1332). Supervisors McMahon, Quackenbush and Stagliano voted Nay. Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Discussion Resolution 65:

Supervisor DiMezza said he did not see how paying part-time employees overtime to fill positions for one month would cost more than full-time employees' benefits for the one month. He indicated that some of the correction officers and dispatchers could use the overtime money.

Supervisor Quackenbush stated that someone has to be available to answer phones at the Sheriff's dispatch and offered an amendment to the Hiring Policy that would exempt dispatchers and correction officers. The motion was seconded by Supervisor Thayer. The motion was defeated.

Supervisor Coddington suggested that the Board could amend the Policy in the future if the need should arise.

**RESOLUTION NO. 65 of 2010**

**DATED:** February 23, 2010

RESOLUTION ESTABLISHING A HIRING POLICY FOR COUNTY POSITIONS THROUGH DECEMBER 31, 2012

Resolution by Supervisor: Greco

Seconded by Supervisor: Bai a

WHEREAS, the Board of Supervisors believes that austerity measures are necessary to ensure that the County Budget and corresponding Property Tax Levy are no larger than necessary for the effective operation of County Government, and

WHEREAS, the Board of Supervisors recommends the implementation of a hiring policy for existing positions and a hiatus upon the creation of any new positions,

RESOLVED, that the following procedures constituting a hiring policy are hereby adopted by the Board:

1. Prior to filling a vacant position within a County Department the Department Head, with their Committee Chairperson, shall complete the Request to "Fill Vacancy Form" indicating that funds are budgeted to cover this position for the remainder of the fiscal year and forward this form to the Personnel Officer;
2. The Personnel Officer shall review the "Request to Fill Vacancy Form" and ensure that the Civil Service requirements needed for that requested position will be met and the Personnel Officer will forward the "Request to Fill Vacancy Form" to the Full Board of Supervisors;
3. The Department Head, with their Committee Chairperson, shall be present to provide a detailed justification for retaining said position to the Personnel Committee. The Personnel Committee will review the request and send a resolution to the Full Board of Supervisors to accept, decline, or with no recommendation;
4. The Department Head needs to be available to provide a detailed justification for retaining said position in person to the Full Board of Supervisors. Any recommendations to eliminate a position shall be subject to review and final decision by resolution of the Full Board of Supervisors. If the Board of Supervisors recommends retention of a position within County service the Department Head shall be approved to commence recruitment with the Personnel Officer and then appointment to such position.

, and

FURTHER RESOLVED, that upon any vacancy in any County Department that the Board of Supervisors does not approve to fill the remainder of said budget money in that Personnel line shall be transferred into the Fund Balance, and

FURTHER RESOLVED, that this Policy shall commence and apply to all vacancies occurring on or after February 24, 2010 and shall stay in effect until December 31, 2012, and

FURTHER RESOLVED, that in congruence with the above stated Policy, the Board also directs that no new positions be added to the 2010, 2011 and 2012 Budgets and if there are any position upgrades the Department Head must receive Board approval in the same manner as if it were a vacancy.

MOTION TO AMEND by Supervisor Quackenbush, seconded by Supervisor Thayer, to exclude Sheriff's Dispatchers and Correctional Officers from the Hiring Policy was defeated with Aye(659). Supervisors McMahon, Walters, Quackenbush, Rajkowski, Thayer and Stagliano voted Aye. Supervisor Greco was absent. (2/23/2010)

RESOLUTION ADOPTED with Aye(1633). Supervisor Stagliano voted Nay. Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Discussion Resolution 66:

Supervisor Walters distributed and read a letter from the Montgomery Highway Superintendents Association who went on record to say that the Association is opposed to the possible moratorium of Capital Road Projects.

Supervisor Walters stated that the County was being irresponsible by refusing to approve any road or bridge repairs projects for the next three years. Supervisor Walters indicated that it is a safety issue to residents and it is the responsibility of the Board of Supervisors to keep the residents safe.

Supervisor DiMezza suggested that the Resolution could be changed if necessary.

Supervisor Strevy stated that if a bridge is going to fall the Board could look at it then.

Supervisor Baia said the freeze was more symbolic of the Board taking future budget problems seriously because Supervisors could override the freeze at any time by voting to rescind it or allowing exceptions as needed for emergencies. This Resolution is just the Board saying what it intends to do.

Supervisor Quackenbush stated that if the Resolution is passed the Board should stick by it.

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**RESOLUTION NO. 66 of 2010**

**DATED:** February 23, 2010

**RESOLUTION ESTABLISHING A MORATORIUM ON CAPITAL PROJECTS FOR MONTGOMERY COUNTY AND OUTSIDE AGENCIES FOR THE YEARS 2010, 2011 & 2012**

Resolution by Supervisor: Di Mezza  
Strevy

Seconded by Supervisor: Barone, Sr.

WHEREAS, due to the financial crisis Montgomery County is facing and looking at a deficit in the budget, the Montgomery County Board of Supervisors find it reasonable and necessary to establish said moratorium for the years 2010, 2011 and 2012, and

WHEREAS, it is needed to cut the spending debt services from all capital projects including Fulton-Montgomery Community College, unless there is no associated cost to the County,

RESOLVED, a moratorium is hereby established for the years 2010, 2011 and 2012 on all capital project spending including outside agencies, unless there is no associated cost to the County.

RESOLUTION ADOPTED with Aye(1256). Supervisors Walters, Rajkowski, Sweet, Thayer and Stagliano voted Nay. Supervisor Greco was absent. (2/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**OTHER**

There was no other business for discussion.

**ADJOURNMENT**

MOTION TO ADJOURN by Supervisor Strevy, seconded by Supervisor Barone, Sr., passed with Aye(1868).

Meeting adjourned at 7:52 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE OF THE WHOLE  
9:00 AM, February 27, 2010

COMMITTEE MEETING DISCUSSION

In the absence of Chairman Greco, Vice Chairman Bai a presided over the meeting commencing at 9:00 a.m.

Roll call indicated Committee members present included Supervisors Johnson, Barone, Wheeler, DiMezza, McMahon, Sweet, Rajkowski, Strevy, Coddington, Thayer and Stagliano. Absent were Chairman Greco, Supervisors Quackenbush and Walters.

Chairman Greco has called a meeting of the Committee of the Whole for 9:00 a.m. on Saturday, February 27, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. INTERVIEWS FOR DIRECTOR OF DATA PROCESSING CANDIDATES
2. OTHER

Item #1: (INTERVIEWS FOR DIRECTOR OF DATA PROCESSING CANDIDATES) MOTION TO ENTER EXECUTIVE SESSION by Supervisor DiMezza, seconded by Supervisor Barone, Sr., pursuant to Section 105 (f) of the NYS Open Meeting Law to perform interviews for Director of Data Processing Candidates passed with Aye(1552). Supervisors Greco, Quackenbush and Walters were absent.

Executive Session commenced at 9:00 a.m.

MOTION TO EXIT EXECUTIVE SESSION by Supervisor DiMezza, seconded by Supervisor Barone, Sr., passed with Aye(1522). Supervisors Greco, Walters and Quackenbush were absent.

ADJOURNMENT

Motion was made and seconded by Supervisors Barone and Thayer, respectively, to adjourn the Committee of the Whole meeting.

Vice Chairman Bai a adjourned the Committee of the Whole meeting at 12:15 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
SPECIAL MEETING  
7:00 PM, March 2, 2010

CALL TO ORDER

The Special Meeting of the Montgomery County Board of Supervisors for March 2, 2010, was called to order at 7:00 PM by Vice Chairman Karl Baia in the absence of Chairman Greco.

SALUTE TO THE FLAG

Supervisor Johnson led the salute to the flag.

ROLL CALL

Roll call indicated that Supervisors Barone, Quackenbush, Wheeler, Thayer, DiMezza, Sweet, Johnson, Rajkowski and Walters were present. Absent were Chairman Greco, Supervisors McMahon, Strevy, and Stagliano.

SUSPEND RULES

MOTION TO SUSPEND THE RULES by Supervisor Barone, Sr., seconded by Supervisor Wheeler to add "RESOLUTION AUTHORIZING CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS TO SIGN LETTER OF SUPPORT FOR FMCC LOAN APPLICATION - FMCC", passed with Aye(1387). chairman Greco, Supervisors McMahon, Strevy and Stagliano were absent.

STATEMENT OF PURPOSE OF MEETING

IV. Statement of Purpose of Meeting

A. Appointment of Data Processing Director

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**RESOLUTION NO. 67 of 2010**

**DATED:** March 2, 2010

**RESOLUTION APPOINTING DIRECTOR OF DATA PROCESSING (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Wheeler

RESOLVED, that pursuant to Section 475 of County Law, Rocco Natale is hereby appointed Director of Data Processing of Montgomery County effective March 22, 2010, at an annual base salary of \$68,959.00.

RESOLUTION ADOPTED with Aye(1387). Supervisors Greco, McMahon, Strevy and Stagliano were absent. (3/2/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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Resolution No. 68 Discussion:

Supervisors expressed their concern that no one from the college was present to explain the full implications of the Resolution.

Supervisor Walters indicated that by passing the Resolution and signing the letter of support might make the County a co-signer on the loan that the College is requesting through the Department of Agriculture Community Facility. Supervisor Quackenbush expressed the same concerns.

MOTION TO TABLE by Supervisor Barone, Sr., seconded by Supervisor Wheeler, was defeated on roll call.

MOTION TO AMEND by Supervisor Barone, Sr., seconded by Supervisor Thayer, to add another Further Resolved clause to read as follows: "FURTHER RESOLVED, that this Resolution is contingent upon passage of a similar resolution by Fulton County and at no cost to Montgomery County", was defeated on roll call.

**RESOLUTION NO. 68 of 2010**

**DATED:** March 2, 2010

**RESOLUTION AUTHORIZING CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS TO SIGN LETTER OF SUPPORT FOR FMCC LOAN APPLICATION (FMCC)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Johnson

WHEREAS, the growth in the enrollment at FMCC is strong and is driving the need for more student housing, and

WHEREAS, the acquisition of the existing Campus View student housing facility and construction of 144 new student housing units will strengthen FMCC's ability to service the needs of the students,

RESOLVED, that the Montgomery County Board of Supervisors supports this project and the Fulmont College Association's application seeking a United States Department of Agriculture (USDA) Community Facility Loan, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign a letter of support to the USDA for the Community Facility Loan to facilitate the acquisition of existing Campus View student housing facility and construction of 144 new student housing units.

MOTION TO TABLE by Supervisor Baia, seconded by Supervisor Barone, Sr., was defeated with Aye(507). Supervisors Barone, Sr., Baia, Coddington and Rajkowski voted Aye. Supervisors Greco, McMahon, Strevy and Stagliano were absent. (3/2/2010)

MOTION TO AMEND by Supervisor Barone, Sr., seconded by Supervisor Thayer, to add another "FURTHER RESOLVED" clause to read as follows: "FURTHER RESOLVED, that this Resolution is contingent upon passage of a similar resolution by Fulton County and at no cost to the County of Montgomery" was defeated with Aye(873). Supervisors Barone, Sr., Wheeler, Baia, Walters, Coddington, Rajkowski, Sweet and Thayer voted Aye. Supervisors Greco, McMahon, Strevy and Stagliano were absent. (3/2/2010)

RESOLUTION DEFEATED with Aye(787). Supervisors Johnson, Wheeler, Baia, DiMezza and Quackenbush voted Aye. Supervisors Greco, McMahon, Strevy and Stagliano were absent. (3/2/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**ADJOURNMENT**

MOTION TO ADJOURN by Supervisor Barone, Sr., seconded by Supervisor DiMezza, passed with Aye(1387). Chairman Greco, Supervisors McMahon, Strevy and Stagliano were absent.

Vice Chairman Baia adjourned the Special Meeting at 7:33 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PUBLIC SAFETY  
7:00 PM, March 9, 2010

COMMITTEE MEETING DISCUSSION

Chairman Thayer presided over the meeting commencing at 7:00 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Johnson, Coddington, Rajkowski and Sweet. Supervisor Stagliano was absent.

Additional Supervisors present were Greco, Barone, McMahon, DiMezza, Strevy, Quackenbush, Walters and Baia.

Chairman Thayer has called a meeting of the Public Safety Committee for 7:00 p.m. on Tuesday, February 9, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. UNFINISHED BUSINESS: RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - INMATE DENTAL SERVICES - DR. DANIEL KANA (SHERIFF)
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN A SERVICE PROVIDER AGREEMENT FOR THE PROVISION OF POLYGRAPH SERVICES TO DESIGNATED SEX OFFENDERS UNDER THE SUPERVISION OF THE MONTGOMERY COUNTY PROBATION DEPARTMENT (PROBATION)
3. OTHER

Item #1: (TABLED - RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - INMATE DENTAL SERVICES - DR. DANIEL KANA (SHERIFF) Supervisors Thayer and Strevy made a motion and seconded, respectively, to move the Resolution. The Resolution was tabled, at the previous Public Safety Committee meeting, because Supervisors wanted to go out with an RFP to see if someone more local would be interested in providing the services. No one motioned to bring the Resolution off the Table.

Supervisor DiMezza stated that since only one response was received to the RFP it would be better to go out with another RFP that would include the capital district and beyond. It was agreed that another RFP would be advertised for the dental services.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN A SERVICE PROVIDER AGREEMENT FOR THE PROVISION OF POLYGRAPH SERVICES TO DESIGNATED SEX OFFENDERS UNDER THE SUPERVISION OF THE MONTGOMERY COUNTY PROBATION DEPARTMENT (PROBATION) Supervisors Johnson and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There was no objections.

Item #3: (OTHER) Supervisors DiMezza and Barone introduced Joshua Cornish from AmCad. Supervisor DiMezza pointed out that he and Supervisor Barone became acquainted with Mr. Cornish at the recent NYSAC meeting. AmCad is a company that scans, films and stores records. Because of the situation with the Department of Social Services dealing with file storage they asked Mr. Cornish to come to the meeting and explain what his company has to offer.

Mr. Cornish gave some background on his company and explained that records can be retained by transferring them to either microfilm or CD's and stored in a controlled environment similar to Iron Mountain, but their facility is above ground. He suggested that microfilming is the best way to store records. Mr. Cornish stated that his team is putting together a proposal with pricing to present to the Board of Supervisors. He indicated that it would probably be around \$30,000.

Supervisor Barone pointed out that Kelly Farquhar, Records Management Officer, for the County is presently putting together a grant for shelving but further action needs to take place to eliminate the safety issues regarding all the file boxes in the isle and surrounding work areas in the Social Services Department.

Supervisor Quackenbush felt that the concept of digitizing the records was good and suggested that the funds could come from the demolition fund.

Supervisor Strevy suggested that the County go out with an RFP for such services.

Supervisor Walters stated that the job cannot be done for \$30,000. He indicated that it would be much more than \$30,000.

Supervisor Greco reported that he and Ms. Farquhar took a tour of the Department of Social Services to evaluate the situation. He agreed that digitizing is the way to go but felt it could be done in house. They had located an empty room in the basement of the Court House where more



records can be stored.

Supervisor Sweet asked how much space can be gained by destroying records that were no longer required to be retained. Supervisor Greco responded that Ms. Farquhar is assessing that matter.

Motion was made and seconded by Supervisors Sweet and Coddington, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Thayer adjourned the Public Safety Committee meeting at 7:33 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - GENERAL SERVICES  
7:05 PM, March 9, 2010

COMMITTEE MEETING DISCUSSION

Chairman Walters presided over the meeting commencing at 7:55 p.m.

Roll call indicated Committee members present included Supervisors McMahon, Johnson, Coddington, Rajkowski and Sweet. Supervisor Stagliano was absent.

Additional Supervisors present were Supervisors Greco, Barone, Strevy, Wheeler, DiMezza, Bai a, Quackenbush and Thayer.

Chairman Walters has called a meeting of the General Services Committee for 7:05 p.m. on Tuesday, March 9, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION AWARDDING BRIDGE REPLACEMENT CONTRACT - ROUND BARN ROAD, BIN 3310060 (PUBLIC WORKS)
2. RESOLUTION AWARDDING BRIDGE REHABILITATION CONTRACT - CHERRY VALLEY ROAD, BIN 3309560 (PUBLIC WORKS)
3. RESOLUTION AWARDDING BRIDGE REPLACEMENT CONTRACT - CASLER ROAD, BIN 3309430 (PUBLIC WORKS)
4. RESOLUTION AWARDDING BID NO. 01-10 (PUBLIC WORKS)
5. OTHER

Item #1: (RESOLUTION AWARDDING BRIDGE REPLACEMENT CONTRACT - ROUND BARN ROAD, BIN 3310060 (PUBLIC WORKS) Supervisors Walters and Thayer made a motion and seconded, respectively, to move the Resolution. The bid will be awarded to Bette & Cring, LLC of Latham, NY in the amount of \$1,063,369.00.

Chairman Greco stated that a Resolution had recently been adopted to put a freeze on capital projects and asked why these resolutions where being brought forward.

Supervisor DiMezza responded that the projects are from last year and they have already been bonded so the work has to be completed.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #2: (RESOLUTION AWARDDING BRIDGE REHABILITATION CONTRACT - CHERRY VALLEY ROAD, BIN 3309560 (PUBLIC WORKS) Supervisors Walters and Strevy made a motion and seconded, respectively, to move the Resolution. The bid will be awarded to Stephen Miller General Contractors, Inc. of Mayfield, NY in the amount of \$248,284.20.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AWARDDING BRIDGE REPLACEMENT CONTRACT - CASLER ROAD, BIN 3309430 (PUBLIC WORKS) Supervisors Walters and Rajkowski made a motion and seconded, respectively, to move the Resolution. The bid will be awarded to Bette & Cring, LLC, of Latham, NY in the amount of \$616,497.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AWARDDING BID NO. 01-10 (PUBLIC WORKS) Supervisors Walters and Coddington made a motion and seconded, respectively, to move the Resolution. The Resolution authorized the award to several vendors for various materials for the Department of Public Works.

The Resolution was moved to the full Board with a positive recommendation. There were not objections.

ITEM #7. (OTHER) There was no other discussion.

Supervisors Coddington and Sweet made a motion and seconded, respectively, to adjourn the

Committee meeting. There were no objections.

Chairman Walters adjourned the General Services Committee meeting at 8:05 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
SPECIAL MEETING  
7:15 PM, March 9, 2010

CALL TO ORDER

The Special Meeting of the Montgomery County Board of Supervisors for March 9, 2010, was called to order at 7:34 PM by Chairman Grerco.

SALUTE TO THE FLAG

Supervisor Strevy led the salute to the flag.

ROLL CALL

Roll call indicated that Supervisors Barone, Quackenbush, Wheeler, Thayer, DiMezza, McMahon, Strevy, Sweet, Johnson, Rajkowsk and Walters were present. Absent was Supervisor Stagliano.

STATEMENT OF PURPOSE OF MEETING

IV. Statement of Purpose of Meeting

A. Time Sensitive Resolutions - FMCC

Discussion Resolution No. 69:

Dustin Swanger explained to the Board that the purchase of the 144 unit housing complex and renovation of the current units is being carried out through the Fulmont College Association. The Association is nonprofit and has its own Board of Directors, which is separate from the College. Mr. Swanger stated that community colleges cannot own their own housing units, which created the need for the Association to step in.

There would be no financial obligations to Fulton and Montgomery Counties or FMCC.

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**RESOLUTION NO. 69 of 2010**

**DATED:** March 9, 2010

**RESOLUTION AUTHORIZING CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS TO SIGN LETTER OF SUPPORT FOR FMCC LOAN APPLICATION (FMCC)**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Wheeler

WHEREAS, the growth in the enrollment at FMCC is strong and is driving the need for more student housing, and

WHEREAS, the acquisition of the existing Campus View student housing facility and construction of 144 new student housing units will strengthen FMCC's ability to service the needs of the students, and

WHEREAS, there is no financial obligations to Montgomery and Fulton Counties, and

WHEREAS, the Fulmont College Association 501C3 has its own Board of Directors and is non-profit,

RESOLVED, that the Montgomery County Board of Supervisors supports this project and the Fulmont College Association's application seeking a United States Department of Agriculture (USDA) Community Facility Loan, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign a letter of support for FMCC to the USDA.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (3/9/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Discussion Resolution No. 70

Monies to fund the 2010 classroom renovation project are coming from a Federal Grant in the amount of \$339,000; SUNY is contributing \$416,000; Fulmont College Association is contributing

\$77,000 and \$286,280 will be used from the FMCC Operating Budget.

Mr. Swanger stated that the College's contribution is coming from several areas in which officials were able to realize savings, such as \$140,000 in fuel and utility savings, \$35,000 was saved because a dean's position went unfilled for six months and \$40,000 from an unclaimed faculty buyout.

Supervisor Walters suggested that the College put the money saved back into its budget instead of using it for other purchases, which would allow the member counties to contribute less toward the College budget.

Mr. Swanger responded that because of the financial difficulties the County is facing, he is putting a freeze on all County costs for the College. He stated that the College will not ask for an increase in operating or capital funds for 2011 or 2012.

**RESOLUTION NO. 70 of 2010**

**DATED:** March 9, 2010

**RESOLUTION AUTHORIZING SUNY TO REDIRECT STATE FUNDING TO THE 2010 CLASSROOM RENOVATION PROJECT AND AUTHORIZING FMCC TO ADVERTISE FOR BIDS**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Di Mezza

WHEREAS, Fulton-Montgomery Community College has received federal funding to develop a Center for Engineering and Technology, and

WHEREAS, additional classroom space and equipment is needed for said Center, requiring additional classrooms and certain renovations, and

WHEREAS, the College has requested SUNY to redirect unspent Capital Project funds to the 2010 Classroom Renovation Project, and

WHEREAS, SUNY has consented to redirect unspent project funds for said Project, contingent upon the College Sponsors authorizing the reallocation, and

WHEREAS, the College proposes completion of said project with federal, state and College funding, at no cost to the College Sponsors, as follows:

Federal Grant:	\$	339,000.00
SUNY:		416,000.00
FMCC Operating Budget:		286,280.00
Fulmont College Assoc.:		77,000.00
Total Project Cost		\$1,118,280.00

RESOLVED, that the Board of Supervisors hereby authorizes SUNY to redirect unspent project funds, in an amount of \$416,000, to the 2010 Classroom Renovation Project, and

FURTHER RESOLVED, that the Board of Supervisors further authorizes FMCC to advertise for bids for the 2010 Classroom Renovation Project to develop a Center for Engineering and Technology, and

FURTHER RESOLVED, that this Resolution is contingent upon passage of a similar resolution by Fulton County and at no cost to the County of Montgomery, and

FURTHER RESOLVED, that certified copies of this Resolution be forwarded to the County Treasurer, FMCC, Fulton County Board of Supervisors and SUNY.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (3/9/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**ADJOURNMENT**

MOTION TO ADJOURN by Supervisor Sweet, seconded by Supervisor Bai a, passed with Aye(1772). Supervisor Stagliano was absent.

Chairman Greco adjourned the Special Meeting at 7:54 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
 SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
 COMMITTEE MEETING - FINANCE  
 7:00 PM, March 16, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 7:00 PM.

Roll call indicated Committee members present were Supervisors Bai a, Di Mezza, Quackenbush, Thayer and Barone. Absent was Supervisor Walters.

Additional Supervisors present were Supervisors Greco, Johnson, Rajkowski, Sweet, Wheeler, Stagliano and Coddington. Supervisor McMahon was absent.

Chairman Strevy has called a meeting of the Finance Committee for 7:00 p.m. on Tuesday, March 16, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

DISCUSSION - MICRO FICHE VIEWER FOR REAL PROPERTY TAX SERVICE AGENCY

2. UNFINISHED BUSINESS:  
 TABLED RESOLUTION - RESOLUTION AMENDING 2010 OPERATING BUDGET - DEMOLITION TIP FEE EXPENSES (BOARD OF SUPERVISORS)
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - YOUTH OUTREACH PROGRAMS (YOUTH BUREAU/ACSD)
4. RESOLUTION AUTHORIZING SHERIFF TO ENTER INTO THE 1033 FEDERAL EXCESS PROPERTY PROGRAM (SHERIFF)
5. RESOLUTION AWARDED BID NO. 05-10 - UNIFORMS & FOOTWEAR (SHERIFF)
6. RESOLUTION AMENDING PROCUREMENT POLICY (PURCHASING)
7. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT - WEST MAIN STREET SPECIALTIES, LLC. (ECONOMIC DEVELOPMENT/PLANNING)\*\*
8. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT - HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT/PLANNING)\*\*
9. OTHER

\*\*It is likely that Executive Session may take place

Item #1: DISCUSSION - (MICRO FICHE VIEWER FOR REAL PROPERTY TAX SERVICE AGENCY) The Committee reviewed quotes received by the Director of Real Property Tax Service for a Micro Fiche Viewer. The lowest quote was submitted by Photo Micrographics for a Canon in the amount of \$3,705.00. It was pointed out that the money was already budgeted for this equipment. The Committee gave its approval to purchase the Canon Viewer.

Item #2: UNFINISHED BUSINESS: TABLED RESOLUTION - RESOLUTION AMENDING 2010 OPERATING BUDGET - DEMOLITION TIP FEE EXPENSES (BOARD OF SUPERVISORS) Supervisors DiMezza and Wheeler made a motion and seconded, respectively, to remove the Resolution from the Table. There were no objections.

Supervisor Barone stated that the County has already expended close to \$50,000 in the past for demo projects. There are still properties, not only in the City, but also in the Towns that need to be demolished and felt that it was not appropriate to withdraw the funds at this point. He stated he was not in favor of reducing the fund.

Supervisor Johnson stated that she would not support any decrease in the funding for the demolition program at this time. She indicated that it could be revisited next year. Supervisor Stagliano was in agreement with Supervisor Johnson.

Supervisors Thayer and Quackenbush made a motion and seconded, respectively, to amend the Resolution to decrease the appropriation to \$25,000 and add a "FURTHER RESOLVED, Montgomery County will subsidize \$40 per ton, including the current \$10 per ton subsidy, for demolition material delivered to MOSA."

Supervisor DiMezza expressed concern about decreasing the amount to \$25,000 and indicated that \$50,000 would hopefully avoid a shortfall to MOSA. Supervisor Thayer stated that he would be in favor of amending the amount to \$50,000.

Supervisors Barone and Johnson made a motion and seconded, respectively, to Table the Resolution. Five of the six members of the Committee voted against tabling the Resolution.

Five of the six members present voted in favor of the amendment and to move the Resolution to the full Board with a positive recommendation. Supervisor Barone was opposed.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - YOUTH OUTREACH PROGRAMS (YOUTH BUREAU/ACSD) Supervisors Barone and DiMezza made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AUTHORIZING SHERIFF TO ENTER INTO THE 1033 FEDERAL EXCESS PROPERTY PROGRAM (SHERIFF) Supervisors Thayer and Quackenbush made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #5: (RESOLUTION AWARDING BID NO. 05-10 - UNIFORMS & FOOTWEAR (SHERIFF) Supervisors Thayer and Quackenbush made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #6: (RESOLUTION AMENDING PROCUREMENT POLICY (PURCHASING) Supervisors Strevy and Quackenbush made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Chairman Strevy suggested that the add-on Resolutions be addressed prior to the Revolving Loan Resolutions because they will require an executive session. The Committee was in agreement.

#### ADD ON RESOLUTIONS:

(RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - NYS UNIFIED COURT SYSTEM (SHERIFF) Supervisors Strevy and Thayer made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - PROVISION OF DENTAL SERVICES TO INMATES (SHERIFF) Supervisors Wheeler and Baia made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION AUTHORIZING CERTAIN CHANGE ORDERS AND CLOSEOUT OF PLUMBING CONTRACT WITH FPI MECHANICAL FOR THE FMCC CRITICAL MAINTENANCE PROJECT - 2009 CAPITAL PLAN (FMCC) Supervisors Johnson and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION AUTHORIZING CLOSEOUT OF MECHANICAL CONTRACT WITH FPI MECHANICAL FOR THE FMCC CRITICAL MAINTENANCE PROJECT - 2009 CAPITAL PLAN (FMCC) Supervisors Wheeler and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION ADOPTING INDIGENT BURIAL POLICY (SOCIAL SERVICES/VETERANS) Supervisors DiMezza and Barone made a motion and seconded, respectively, to move the Resolution with to the full Board a positive recommendation. There were no objections.

(RESOLUTION APPOINTING DIRECTOR OF DATA PROCESSING (BOARD OF SUPERVISORS) Supervisors Barone and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION APPOINTMENT- MEMBER MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors Greco and Baia made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

#### Request to Fill Vacancies - Sheriff's Office

The Committee reviewed nine requests to fill part-time vacancies in the Sheriff's Office. Undersheriff Smith explained that by the time schooling and training is done it takes about a year to fill the vacancies. All the positions are part-time, which will allow for less overtime for full-time employees and will be a cost savings.

Supervisor DiMezza suggested that the Sheriff's Office look into Video Arraignments. Undersheriff Smith stated that has been considered but legislatures would have to put a law into effect for it to happen. Supervisor DiMezza indicated that he would be in touch with Senator Farley and Assemblyman Amedore to get it moving forward.

Supervisors Strevy and Thayer made a motion and seconded, respectively, to move a Resolution to the full Board, to fill the part-time positions, with a positive recommendation. There were no objections.

MOTION TO ENTER EXECUTIVE SESSION by Supervisor Barone, seconded by Supervisor Thayer, pursuant to Section 105 (h) of the NYS Open Meeting Law to discuss the financial history of two corporations.

There were no objections. Executive session began at 8:10 P.M.

MOTION TO EXIT EXECUTIVE SESSION by Supervisor Quackenbush, seconded by Supervisor Johnson, at 8:36 p.m. There were no objections.

Item #7: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT - WEST MAIN STREET SPECIALTIES, LLC. (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Baia and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #8: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT - HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Strevy/DiMezza and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #9: (OTHER) There was no other discussion.

Supervisors DiMezza and Baia made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Strevy adjourned the Finance Committee meeting at 8:37 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board



PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
REGULAR MEETING  
7:00 PM, March 23, 2010

CALL TO ORDER

Chairman Greco called the Regular Meeting of the Montgomery County Board of Supervisors for March 24, 2010 to order at 7:00 PM.

SALUTE TO THE FLAG

Supervisor McMahon led the Salute to the Flag.

ROLL CALL

Roll call indicated that the following Supervisors were present: Greco, McMahon, Strevy, Wheeler, Thayer, Coddington, Rajkowski, Walters, Johnson, Sweet, DiMezza and Stagliano. Supervisors Barone and Quackenbush were absent.

PRIVILEGE OF THE FLOOR

A. Public Comment

Harold Walker of Canajoharie took the floor and asked the Supervisors to reconsider the priority of fixing Log Town Bridge because of the length of time children have to spend on the bus to detour the bridge.

B. Presentations:

Kimberly Denis took the floor and introduced herself as the new Executive Director for the Office for Aging. She indicated that she is aware of the economic difficulties throughout the State and County. She asked that the municipalities and County continue to aid the Office of the Aging if fiscally possible.

Proclamation - April 2010 Child Abuse Prevention Month

Supervisor Johnson read and presented a proclamation to Linda Burns, Director of CASA of Montgomery and Fulton Counties, supporting child abuse prevention during the month of April.

Proclamation - Supervisor McMahon

Chairman Greco read and presented Supervisor McMahon with a proclamation and plaque upon his retirement as Supervisor for the Town of Canajoharie and recognizing his eighteen years of dedicated service to Montgomery County.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION TO ADOPT MINUTES OF PREVIOUS SESSION by Supervisor DiMezza, seconded by Supervisor Baia, passed with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent.

APPROVAL OF BUDGETARY TRANSFER

MOTION TO ACCEPT BUDGETARY TRANSFERS by Supervisor Walters, seconded by Supervisor Thayer, passed with Aye(1468). Supervisor Strevy voted Nay. Supervisors Barone, Sr. and Quackenbush were absent.

MOTION TO SUSPEND THE RULES

SUSPEND THE RULES by Supervisor Baia, seconded by Supervisor Thayer, to add Resolution No. 92 to the Agenda passed with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent.

UNFINISHED BUSINESS

NEW BUSINESS

- A. Resolutions  
B. Other

**RESOLUTION NO. 71 of 2010****DATED:** March 23, 2010**RESOLUTION EXPRESSING APPRECIATION FOR SERVICES OF RETIRING SUPERVISOR ROBERT MCMAHON (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Full Board

Seconded by Supervisor:

WHEREAS, our esteemed colleague Town of Canajoharie Supervisor Robert McMahon is retiring from the Board of Supervisors, effective March 31, 2010, and

WHEREAS, Supervisor McMahon has served with honor and dignity for eighteen years, and

WHEREAS, Supervisor McMahon has earned the respect of his fellow Supervisors and County employees,

RESOLVED, that the Board of Supervisors of the County of Montgomery hereby honors Supervisor McMahon for his outstanding accomplishments while serving on this Board and wishes him well in his future endeavors.

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 72 of 2010****DATED:** March 23, 2010**RESOLUTION AMENDING 2010 OPERATING BUDGET - DEMOLITION TIP FEE EXPENSES (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Thayer

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

**DECREASE APPROPRIATIONS:**

A-01-4-8160-00-.4439	Other Support Services	\$50,000
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**INCREASE:**

A-01-4-1900-00-.4400	Contingent Account	\$50,000
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, and

FURTHER RESOLVED, Montgomery County will subsidize \$40 per ton, including the current \$10 per ton subsidy, for demolition material delivered to MOSA.

RESOLUTION DEFEATED with Aye(877). Supervisors Di Mezza, McMahon, Strevy, Coddington, Rajkowski, Sweet and Thayer voted Aye. Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 73 of 2010****DATED:** March 23, 2010**RESOLUTION AWARDING BRIDGE REPLACEMENT CONTRACT - ROUND BARN ROAD, B.I.N. 3310060 (PUBLIC WORKS)**

Resolution by Supervisor: Walters

Seconded by Supervisor: Thayer

WHEREAS, the Commissioner of Public Works has recommended that a contract be awarded to the low bidder on a bridge replacement project,

RESOLVED, that the Board Supervisors hereby awards a contract to Bette & Cring, LLC of Latham, NY for the bridge replacement project as follows: Round Barn Road, B.I.N. 3310060, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized and directed to sign a contract with Bette & Cring, LLC of Latham, NY, and

FURTHER RESOLVED, that said contract will provide for payment in an amount not to exceed \$1,063,369.00.

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 74 of 2010**

**DATED:** March 23, 2010

RESOLUTION AWARDING BRIDGE REHABILITATION CONTRACT - CHERRY VALLEY ROAD, B.I.N. 3309560 (PUBLIC WORKS)

Resolution by Supervisor: Walters

Seconded by Supervisor: Strevy

WHEREAS, the Commissioner of Public Works has recommended that a contract be awarded to the low bidder on a bridge rehabilitation project,

RESOLVED, that the Board Supervisors hereby awards a contract to Stephen Miller General Contractors, Inc. of Mayfield, NY for the bridge rehabilitation project as follows: Cherry Valley Road, B.I.N. 3309560, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized and directed to sign a contract with Stephen Miller General Contractors, Inc. of Mayfield, NY, and

FURTHER RESOLVED, that said contract will provide for payment in an amount not to exceed \$248,284.20.

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 75 of 2010**

**DATED:** March 23, 2010

RESOLUTION AWARDING BRIDGE REPLACEMENT CONTRACT - CASLER ROAD, B.I.N. 3309430 (PUBLIC WORKS)

Resolution by Supervisor: Walters

Seconded by Supervisor: Rajkowski

WHEREAS, the Commissioner of Public Works has recommended that a contract be awarded to the low bidder on a bridge replacement project,

RESOLVED, that the Board Supervisors hereby awards a contract to Bette & Cring, LCC of Latham, NY for the bridge replacement project as follows: Casler Road, B.I.N. 3309430, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized and directed to sign a contract with Bette & Cring, LCC of Latham, NY, and

FURTHER RESOLVED, that said contract will provide for payment in an amount not to exceed \$616,497.00.

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 76 of 2010****DATED:** March 23, 2010**RESOLUTION AWARDING BID NO. 01-10 (PUBLIC WORKS)**

Resolution by Supervisor: Wal ters

Seconded by Supervisor: Coddington

WHEREAS, the Purchasing Agent was authorized to solicit bids for various materials for the Department of Public Works, and

WHEREAS, said bids were opened February 23, 2010, and

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

RESOLVED, that the Board of Supervisors hereby awards Bid No.01-10, as follows:

**A-3 PIPE**

Metal Pipe Arch & HDPE  
Expanded Supply Products  
3330 Route 9  
Cold Spring, NY 10516

Circular Metal Pipe  
Otsego Iron & Metal Co.  
50 Rose Ave.  
Oneonta, NY 13820

**A-3-1 LARGE ARCH PIPE**

Expanded Supply Products  
3330 Route 9  
Cold Spring, NY 10516

**A-4 CRUSHED STONE**

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

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

Santos Construction  
39 Gilliland Ave.  
Amsterdam, NY 12010

Hanson Aggregates  
P.O. Box 513  
Jamesville, NY 13078

Cushing Stone  
725 STHWY 5S  
Amsterdam, NY 12010

Carver Sand & Gravel, LLC  
494 Western Turnpike  
Altamont, NY 12009

Callanan Industries, Inc.  
P.O. Box 15087  
Albany, NY 12212

**A-5 STONE FILL**

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

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

Hanson Aggregates  
P.O. Box 513  
Jamesville, NY 13078

Cushing Stone

725 STHWY 5S  
Amsterdam, NY 12010

Carver Sand & Gravel, LLC  
494 Western Turnpike  
Altamont, NY 12009

Callanan Industries, Inc.  
P.O. Box 15087  
Albany, NY 12212

A-21 TRAFFIC LINE PAINTING

Atlantic Pavement Markings, Inc.  
15 Industrial Road  
Prospect, CT 06712

A-31 FINE GRAVEL and A-32 FOUNDATION COURSE GRAVEL  
(All Bidders – Price/Ton + Haul to Determine Vendor)

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

Santos Construction  
39 Gilliland Ave.  
Amsterdam, NY 12010

Maple Ave. Sand & Gravel  
P.O. Box 43  
Johnstown, NY 12095

Carver Sand & Gravel, LLC  
494 Western Turnpike  
Altamont, NY 1200965

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

Otsego Iron & Metal Co.  
50 Rose Ave., P.O. Box 339  
Oneonta, NY 13820-0339

ITEM A-37 – HEX BOLTS, NUTS, WASHERS, CARRIAGE BOLTS & ANCHOR STUDS

Fastenal Co.  
164 Harrison St.  
Johnstown, NY 12095

A-64 IN-PLACE RECYCLE BASE COURSE

Gorman Brothers, Inc.  
Church St., Port of Albany  
Albany, NY 12202

A-65 LIQUID CALCIUM CHLORIDE

Gorman Brothers, Inc.  
Church St., Port of Albany  
Albany, NY 12202

A-67 PNEUMATICALLY PROJECTED CONCRETE

Town & County Bridge & Rail  
P.O. Box 16395  
Albany, NY 12212

A-69 COLD IN-PLACE SURFACE RECYCLING

Gorman Brothers, Inc.  
Church St., Port of Albany  
Albany, NY 12202

A-70 COLD IN-PLACE RECYCLING TYPE I

Gorman Brothers, Inc.  
Church St., Port of Albany  
Albany, NY 12202

## A-71 LATEX MODIFIED ASPHALT PAVEMENT COURSE

Gorman Brothers, Inc.  
Church St., Port of Albany  
Albany, NY 12202

A-80 BITUMINOUS CONCRETE  
(All Bidders – Price/Ton + Haul to Determine Vendor)

Hanson Aggregates  
P.O. Box 513  
Jamesville, NY 13078-0513

Cushing Stone Co., Inc.  
725 STHWY 5S  
Amsterdam, NY 12010

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

Carver Sand & Gravel, LLC  
494 Western Turnpike  
Altamont, NY 12009

Callanan Industries, Inc.  
P.O. Box 15097  
Albany, NY 12212

## A-81 COLD PLANING

Callanan Industries, Inc.  
P.O. Box 15097  
Albany, NY 12212

## A-82 HOT IN-PLACE ASPHALT RECYCLING

Highway Rehab Corp.  
2258 Route 22  
Brewster, NY 10509

A-88 ABRASIVES FOR SNOW & ICE CONTROL  
(All Bidders - Price/Ton + Haul to Determine Vendor)

Cranesville Aggregate Co., Inc.  
Maple Ave.  
Johnstown, NY 12095

Maple Ave. Sand & Gravel  
P.O. Box 43  
Johnstown, NY 12095

Rifenburg Construction, Inc.  
159 Brick Church Rd.  
Troy, NY 12180

Carver Sand & Gravel, LLC  
494 Western Turnpike  
Altamont, NY 12009

CFI Construction, Inc.  
286 Sacandaga Rd.  
Johnstown, NY 12095

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent.  
(3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO.** 77 of 2010

**DATED:** March 23, 2010

RESOLUTION AUTHORIZING SHERIFF TO ENTER INTO THE 1033 FEDERAL EXCESS PROPERTY PROGRAM

(SHERIFF)

Resolution by Supervisor: Thayer

Seconded by Supervisor: Quackenbush

WHEREAS, the NYS Division of Criminal Justice Services announced the return of the 1033 Federal Excess Property Program, which will allow qualified law enforcement agencies to obtain vital equipment from the federal government, and

WHEREAS, enforcement agencies who wish to participate in the Program must apply by submitting an enrollment packet to the Division of Criminal Justice and executing a "Memorandum of Agreement",

RESOLVED, that the Sheriff, following review and approval by the County Attorney, hereby is authorized to submit an enrollment packet and execute the Memorandum of Agreement for the NYS 1033 Federal Excess Property Program.

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 78 of 2010**

**DATED:** March 23, 2010

**RESOLUTION AWARDING BID NO. 05-10 - UNIFORMS & FOOTWEAR (SHERIFF)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Quackenbush

WHEREAS, the Purchasing Agent was authorized to solicit bids for uniforms and footwear for the Sheriff's Office and Jail, and

WHEREAS, said bids were opened on March 4, 2010,

RESOLVED, that the Board of Supervisors hereby awards Bid No. 05-10 to Rosen's Uniforms of Albany, NY, for an amount not exceed \$56,619.00.

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 79 of 2010**

**DATED:** March 23, 2010

**RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - PROVISION OF DENTAL SERVICES TO INMATES (SHERIFF)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Bai a

WHEREAS, it is necessary to distribute a Request for Proposals for provision of Dental Services to inmates,

RESOLVED, the Montgomery County Board of Supervisors hereby authorizes and approves solicitation of proposals for provision of dental services to inmates, and

FURTHER RESOLVED, that such solicitations shall be accomplished through the Purchasing Department, and

FURTHER RESOLVED, that the Board of Supervisors reserves the right to reject any or all proposals.

RESOLUTION ADOPTED with Aye(1505). Supervisor Thayer voted Nay. Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 80 of 2010****DATED:** March 23, 2010**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - NYS UNIFIED COURT SYSTEM (SHERIFF)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Thayer

WHEREAS, the Sheriff provides Court Security Services under the Unified Court System of the State of New York (UCS), and

WHEREAS, the Sheriff has recommended that Montgomery County enter into a new basic ordering agreement with the UCS to provide reimbursement of the cost of said services, from April 1, 2009 through March 31, 2014, and

WHEREAS, said basic ordering agreement provides that the dates of each Period of the contract term after the initial period, as well as the maximum compensation for the dates shall be established by the mutual written agreement of the parties, and

WHEREAS, the previous period expired on March 31, 2009 and UCS has recommended a new period beginning April 1, 2009 through March 31, 2010, all terms and conditions to continue except that compensation shall be decreased to a maximum of \$56,000.00,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval of the County Attorney, hereby is authorized and directed to sign a renewal agreement with the New York State Unified Court System from April 1, 2009 through March 31, 2010 for a total reimbursement which shall not exceed \$56,000.00, and

FURTHER RESOLVED, that this Agreement may be renewed without further action of the Board of Supervisors contingent upon the terms therein remain substantially the same.

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 81 of 2010****DATED:** March 23, 2010**RESOLUTION AUTHORIZING SHERIFF TO FILL PART-TIME VACANCIES (SHERIFF)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Thayer

WHEREAS, the Finance Committee, at its meeting on March 16, 2010, reviewed nine Request to Fill Vacancies submitted by the Sheriff's Office, which was approved by the Personnel Officer,

RESOLVED, that the Sheriff is hereby authorized to fill the following part-time vacancies:

- 3 - Correction Officers
- 2 - Dispatchers
- 4 - Deputy Sheriffs

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 82 of 2010****DATED:** March 23, 2010**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN A SERVICE PROVIDER AGREEMENT FOR THE PROVISION OF POLYGRAPH SERVICES TO DESIGNATED SEX OFFENDERS UNDER THE SUPERVISION OF THE MONTGOMERY COUNTY PROBATION DEPARTMENT (PROBATION)**

Resolution by Supervisor: Johnson

Seconded by Supervisor: Wheeler

WHEREAS, the Montgomery County Probation Department supervises sex offenders in the community, and



WHEREAS, sex offenders are classified as part of the Sex Offender Registration Act at three levels of risk, and

WHEREAS, levels 2 & 3 sex offenders present the greatest risk to the community and require the most intense level of supervision from the Probation Department, and

WHEREAS, the New York State Division of Probation and Correctional Alternatives has received funds for fiscal year 2009-10 to provide financial assistance to counties for Probation Departments to provide enhanced supervision services to level 2 & 3 sex offenders, and

WHEREAS, \$2,700 of the funding provides for the use of polygraph to determine the continued illegal activity of the offender, and

WHEREAS, Montgomery County has secured the services of a licensed polygraph examiner, Ronald Hotaling, who will conduct polygraph examinations on designated sex offenders, and

WHEREAS, the cost of these examinations will be borne by the funds received directly from the Division of Probation and Correctional Alternatives or from the offenders themselves,

RESOLVED, that the Board of Supervisors approves the authorization of the Probation Department to enter into a contract with Ronald Hotaling, a licensed polygrapher, for the provision of polygraph services to Montgomery County Probation clients at no cost to the County.

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 83 of 2010**

**DATED:** March 23, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - YOUTH OUTREACH PROGRAMS (YOUTH BUREAU/ACSD)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Di Mezza

WHEREAS, the Montgomery County Youth Bureau/ACSD has made available funds through its Outreach Programs, and

WHEREAS, various youth programs have submitted requests for said funds, and

WHEREAS, the Montgomery County Youth Bureau has reviewed said requests,

RESOLVED, the Montgomery county Youth Advisory Board does hereby recommend to the Board of Supervisors the funding of 2010 Outreach Programs as stated below:

PROGRAM	RECOMMENDED FUNDING
Association of American University Women (Sister-to-Sister Summit)	\$ 700.00
Ames Fire Department Explorer Post 206 (Explorer Post 206)	\$ 500.00
Amsterdam High School (After Ball Party)	\$ 500.00
Amsterdam High School (Sr. Ball Transportation)	\$ 500.00
Amsterdam Youth Baseball (Little League/Cat Ripkin Baseball)	\$ 400.00
Amsterdam Sea Rams (Swim Club)	\$ 500.00
Amsterdam YMCA (Combating Childhood Obesity)	\$ 500.00
American Youth Soccer Organization (Canajoharie AYSO)	\$ 400.00

American Youth Soccer Organization (Fort Plain AYSO)	\$ 400.00
Canajoharie Crocodiles (Swim Club)	\$ 500.00
Canajoharie High School (Post Prom Party)	\$ 500.00
Canajoharie Youth Football (Canajoharie Youth Football)	\$ 400.00
Fonda-Fultonville Little League (Little League)	\$ 400.00
Fort Hunter Free Library (Youth Summer Reading Program)	\$ 750.00
Fort Plain Central School (Post Prom Party)	\$ 500.00
Fort Plain Biddy Basketball (Biddy Basketball)	\$ 400.00
Fort Plain Free Library (Summer Reading Program)	\$ 600.00
Friends of Visual/Performing Arts (Summer Art & Music Program)	\$ 750.00
Frothingham Free Library (Summer Reading Program)	\$ 400.00
	<hr/>
	\$9,600.00

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent.  
(3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 84 of 2010**

**DATED:** March 23, 2010

**\*\*See Appendix for Resolution Attachment\*\***

**RESOLUTION AMENDING PROCUREMENT POLICY (PURCHASING)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Quackenbush

WHEREAS, the Montgomery County Board of Supervisors had previously adopted Procurement Policies and Procedures to comply with the provisions of the General Municipal Law, Section 104-b, and

WHEREAS, General Municipal Law, Section 104-b states that the governing board shall annually review its policies and procedures, and

WHEREAS, said review has occurred and the Finance Committee has made recommended changes,

RESOLVED, that the Montgomery County Board of Supervisors hereby adopts the Montgomery County Procurement Policies and Procedures as attached hereto and made part of this resolution, and

FURTHER RESOLVED, that said revised policy shall be implemented immediately and supercedes all prior Resolutions regarding Procurement Policies.

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent.  
(3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 85 of 2010**

**\*\*See Appendix for Resolution Attachment\*\***

**DATED:** March 23, 2010

**RESOLUTION ADOPTING INDIGENT BURIAL POLICY (SOCIAL SERVICES/VETERANS)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

WHEREAS, it has been recommended that Montgomery County adopt a policy for the burial of indigent County residents consisting of Social Services clients and Veterans Service Agency clients, and

RESOLVED, that the Board of Supervisors hereby adopts the attached policy for the burial of indigent residents, and

FURTHER RESOLVED, that this policy shall be for a period of April 1, 2010 to March 31, 2014.

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 86 of 2010**

**DATED:** March 23, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- WEST MAIN STREET SPECIALTIES, LLC. (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Bai a

Seconded by Supervisor: Wheeler

WHEREAS, Montgomery County administers and Economic Development Program for the purpose of creating and retaining jobs, and

WHEREAS, the Montgomery Industrial Development Agency (MCIDA) has reviewed and recommended approval of a business loan application from West Main Street Specialties, LLC, and

WHEREAS, said applicant has requested a loan from the Economic Development Program for the purpose of purchasing real estate, and

WHEREAS, said applicant has agreed to retain 15 full time employees and create an additional 4 over the next three years in conjunction with receiving said 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 an agreement, and any other legal documents necessary to process an economic development loan, in a principal amount not to exceed \$120,000 to West Main Street Specialties, LLC., and

FURTHER RESOLVED, that the proceeds shall come from Montgomery County's Program Income Account, and

FURTHER RESOLVED, that said loan shall be payable in not more than 60 equal monthly installments, with an interest of prime plus 1% (percent), and

FURTHER RESOLVED, that, at the time of closing, a sum of \$1,500 shall be deducted, to allow for closing fees.

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 87 of 2010**

**DATED:** March 23, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Wheeler

WHEREAS, Montgomery County administers and Economic Development Program for the purpose of

creating and retaining jobs, and

WHEREAS, the Montgomery Industrial Development Agency (MCIDA) has reviewed and recommended approval of a business loan application from Hill and Markes, Inc., and

WHEREAS, said applicant has requested a loan from the Economic Development Program for the there new construction project and costs associated with such, and

WHEREAS, said applicant has agreed to retain 141 full time employees and create an additional 30 over the next three years in conjunction with receiving said 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 an agreement, and any other legal documents necessary to process an economic development loan, in a principal amount not to exceed \$500,000 to Hill and Markes, Inc., and

FURTHER RESOLVED, that the proceeds shall come from Montgomery County's Program Income Account, and

FURTHER RESOLVED, that said loan shall be payable in not more than 120 equal monthly installments, with an interest of 3.25% (percent), and

FURTHER RESOLVED, that, at the time of closing, a sum of \$1,500 shall be deducted, to allow for closing fees.

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 88 of 2010**

**DATED:** March 23, 2010

**RESOLUTION APPOINTMENT- MEMBER MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Bai a

WHEREAS, per Local Law No. 1 of 1987 the Chairman of the Board of Supervisors has authorization to appoint individuals to serve on the County Planning Board with the advice and consent of the Montgomery County Board of supervisors, and

WHEREAS, the current Planning Board consists of the following:

Appointee	Representing	Term Expiration
Luis Aguero	First Ward	06/30/11
Robert DiCaprio	Second Ward	06/30/09
Robert L. Mead	Third Ward	06/30/09
Crystal Ricciuti	Fourth Ward	06/30/11
Andy Reed	Fifth Ward	06/30/10
Phil Arnold	Town of Amsterdam	06/30/11
VACANT	Town of Canajoharie	06/30/10
Jack Fritz	Town of Charleston	06/30/11
Scott McKay	Town of Florida	06/30/10
John Thomas	Town of Glen	06/30/09
Keith MacGregor	Town of Minden	06/30/10
Anthony Bruno	Town of Mohawk	06/30/10
Donald Mead	Town of Palatine	06/30/09
John Lyker	Town of Root	06/30/10
Salvatore "Sam" Giarrizzo	Town of St. Johnsville	06/30/09

and

WHEREAS, there is currently a vacancy on said Board due to the resignation of Diane Tresidder, Town of Canajoharie,

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to appoint, with the advice and consent of the Montgomery County Board of Supervisors, the following individual to the Montgomery County Planning Board to fill said vacancy:

Robert McMahon, Town of Canajoharie, for a term commencing immediately and ending on June 30, 2010.

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent.  
(3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 89 of 2010**

**DATED:** March 23, 2010

**RESOLUTION AUTHORIZING CERTAIN CHANGE ORDERS AND CLOSEOUT OF PLUMBING CONTRACT WITH FPI MECHANICAL FOR THE FMCC CRITICAL MAINTENANCE PROJECT - 2009 CAPITAL PLAN (FMCC)**

Resolution by Supervisor: Johnson

Seconded by Supervisor: Wheeler

WHEREAS, the 2009 Capital Plan identified a FMCC Critical Maintenance Project, and

WHEREAS, Resolution 85 of 2009 awarded a mechanical contract to FPI Mechanical for said project, and

WHEREAS, the Project Engineer has inspected said contract work and deems it substantially complete,

RESOLVED, that the Chairman of the Board, upon review and approval of the County Attorney, is hereby authorized and directed to sign the following credit change orders to the contract with FPI Mechanical:

Change Order No. 2	\$732.00
(Unused portion of Contingency Allowance)	

Change Order No. 3	\$453.00
(Unused portion of Trane Allowance)	

and,

FURTHER RESOLVED, that the County Treasurer is directed to close out the mechanical contract with FPI Mechanical for the FMCC Critical Maintenance Project and release any retainage due, contingent upon receipt of written notification that all punchlist items have been completed:

Contract Amount:	\$592,280.00
Change Order No. 1 (+)	20,000.00
Change Order No. 2 (-)	732.00
Change Order No. 3 (-)	453.00
Final Contract Amount	\$611,095.00

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(1571). Supervisors Barone, Sr. and Quackenbush were absent.  
(3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 90 of 2010**

**DATED:** March 23, 2010

**RESOLUTION AUTHORIZING CLOSEOUT OF MECHANICAL CONTRACT WITH FPI MECHANICAL FOR THE FMCC CRITICAL MAINTENANCE PROJECT - 2009 CAPITAL PLAN (FMCC)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Johnson

WHEREAS, the 2009 Capital Plan identified a FMCC Critical Maintenance Project, and

WHEREAS, Resolution 85 of 2009 awarded a plumbing contract to FPI Mechanical for said project, and

WHEREAS, the Project Engineer has inspected said contract work and deems it substantially complete,

RESOLVED, that upon the recommendation of the Project Engineer, the County Treasurer is hereby directed to close out the plumbing contract with FPI Mechanical for the FMCC Critical Maintenance Project and release any retainage due, contingent upon receipt of written notification that all punchlist items have been completed:

Contract Amount:	\$135,700.00
Change Orders	0.00
Final Contract Amount	\$135,700.00

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(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 91 of 2010**

**DATED:** March 23, 2010

**RESOLUTION APPOINTING DIRECTOR OF DATA PROCESSING (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Johnson

RESOLVED, that pursuant to Section 475 of County Law, Daniel Colón is hereby appointed Director of Data Processing of Montgomery County effective April 12, 2010, at an annual base salary of \$68,959.00.

MOTION TO AMEND by Supervisor DiMezza, seconded by Supervisor Johnson, to insert another RESOLVED clause to read as follows: "RESOLVED, that Resolution Number 67 of 2010 is hereby rescinded." passed with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

RESOLUTION ADOPTED with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 92 of 2010**

**DATED:** March 23, 2010

**RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN MEMORANDUM OF AGREEMENT - TWO - BUSINESS MANAGER POSITIONS -CSEA (PERSONNEL)**

Resolution by Supervisor: DiMezza

Seconded by Supervisor: Johnson

WHEREAS, CSEA had filed a petition to PERB seeking to place the two Business Manager positions (Public Health & Department of Public Works) in the CSEA Bargaining Unit, and

WHEREAS, the PERB Administrative Law Judge has ruled in CSEA favor to place the two Business Manager positions in their Bargaining Unit,

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign the Memorandum of Agreement to place the two Business Manager positions into the CSEA Bargaining Unit, which will be effective when both parties sign the Memorandum of Agreement, and

FURTHER RESOLVED, that the Personnel Officer and County Treasurer hereby are authorized and directed to amend the 2010 County Operating Budget as necessary to adhere to the Memorandum of Agreement.

RESOLUTION ADOPTED with Aye(1323). Supervisors Walters, Strevy and Stagliano voted Nay. Supervisors Barone, Sr. and Quackenbush were absent. (3/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

OTHER

There was no other business for discussion.

ADJOURNMENT

MOTION TO ADJOURN by Supervisor DiMezza, seconded by Supervisor Thayer, passed with Aye(1571). Supervisors Barone, Sr. and Quackenbush were absent.

Meeting adjourned at 7:37 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - HEALTH & HUMAN SERVICES  
7:00 PM, April 13, 2010

COMMITTEE MEETING DISCUSSION

Chairman Barone presided over the meeting commencing at 7:00 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Johnson and Coddington. Supervisors Sweet and Stagliano were absent.

Additional Supervisors present were Greco, Strevy, Rajkowski, Thayer, Quackenbush and Bai a. Supervisors DiMezza and Walters were absent.

Chairman Barone has called a meeting of the Health and Human Services Committee for 7:00 p.m. on Tuesday, April 13, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION AMENDING 2010 OPERATING BUDGET - IMMUNIZATION ACTION PLAN GRANT COLA FUNDING (PUBLIC HEALTH)
2. RESOLUTION AMENDING 2010 OPERATING BUDGET - HOMELAND SECURITY PROGRAM/STATE LOCAL HEALTH DEPT (SLHD) GRANT FUNDING (PUBLIC HEALTH)
3. OTHER

Item #1: (RESOLUTION AMENDING 2010 OPERATING BUDGET - IMMUNIZATION ACTION PLAN GRANT COLA FUNDING (PUBLIC HEALTH) Supervisors Barone and Coddington made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #2: (RESOLUTION AMENDING 2010 OPERATING BUDGET - HOMELAND SECURITY PROGRAM/STATE LOCAL HEALTH DEPT (SLHD) GRANT FUNDING (PUBLIC HEALTH) Supervisors Barone and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (OTHER) There were no other items for discussion.

The motion was made and seconded by Supervisors Barone and Wheeler, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Barone adjourned the Health & Human Services Committee meeting at 7:01 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board



PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PUBLIC SAFETY  
7:05 PM, April 13, 2010

COMMITTEE MEETING DISCUSSION

Chairman Thayer presided over the meeting commencing at 7:01 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Johnson, Coddington and Rajkowski. Supervisors Sweet and Stagliano were absent.

Additional Supervisors present were Greco, Barone, Strevy, Quackenbush and Bala. Supervisors DiMezza and Walters were absent.

Chairman Thayer has called a meeting of the Public Safety Committee for 7:05 p.m. on Tuesday, April 13, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. PRESENTATION: JENNIFER PETTEYS - STOP DWI
2. PROPOSED RESOLUTION FOR THE RECOMMENDATION THAT THE STATE OF NEW YORK DELAY THE IMPLEMENTATION OF THE IGNITION INTERLOCK PROVISIONS OF LEANDRA'S LAW (PROBATION)
3. OTHER

Committee members agreed to entertain the Resolution prior to Ms. Petteys presentation.

Item #1 (PROPOSED RESOLUTION FOR THE RECOMMENDATION THAT THE STATE OF NEW YORK DELAY THE IMPLEMENTATION OF THE IGNITION INTERLOCK PROVISIONS OF LEANDRA'S LAW (PROBATION) Supervisors Thayer and Wheeler made a motion and seconded, respectively.

Lucille Sitterly, Probation Director, took the floor and explained the purpose of Leandra's Law. Legislation was passed to require the installment of an Ignition Interlock System as part of some DWI sentences. This device would require drivers to blow into a breathalyzer to determine their sobriety, prior to the vehicle starting, and also during intervals while the driver is operating the vehicle.

Ms. Sitterly explained that there is no provision in the law as to who is responsible for paying for the Ignition Interlock System. The Ignition Interlock System is estimated at \$800 for installation, monitoring and removal of the device on each vehicle. The driver is responsible for the cost unless they cannot afford to do so. In that case, guidelines are unclear about how to determine if someone is indigent and how to pay for their devices.

NYSAC and other Counties are recommending that the State delay the implementation of the Ignition Interlock Program for a minimum of two years until appropriate resources can be identified and made available to the Counties for implementation of the program.

The Resolution was moved to the full Board with a positive recommendation. There was no objections.

Item #2: PRESENTATION: JENNIFER PETTEYS - STOP DWI

Chairman Thayer stated that he asked Ms. Petteys to make a presentation to the Committee relative to the responsibilities and activities of her Department. He indicated that the Probation Director will give a presentation at the next Committee meeting relative to her Department's functions. He explained it was one way to update new Board members and also himself on these Department's responsibilities.

Jennifer Petteys, STOP DWI Coordinator, took the floor and distributed and reviewed information on the Community Service Program, Pretrial Release Program and the STOP DWI Program as attached hereto.

Item #3: (OTHER) There were no other items for discussion.

Motion was made and seconded by Supervisors Wheeler and Johnson, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Thayer adjourned the Public Safety Committee meeting at 7:43 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - ECONOMIC DEVELOPMENT/PLANNING  
7:10 PM, April 13, 2010

COMMITTEE MEETING DISCUSSION

Chairman Baia presided over the meeting commencing at 7:44 p.m.

Roll call indicated Committee members present included Supervisors Johnson, Wheeler, Coddington, Strevy and Rajkowski. Supervisor DiMezza was absent.

Additional Supervisors present were Supervisors Greco, Quackenbush, Barone and Thayer. Supervisors Walters, Sweet and Stagliano were absent.

Chairman Baia has called a meeting of the Economic Development/Planning Committee for 7:10 p.m. on Tuesday, April 13, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION URGING THE STATE TO ACCEPT THE PROPOSAL BY THE AMSTERDAM INDUSTRIAL DEVELOPMENT AGENCY TO CONSTRUCT A DATA CENTER IN DOWNTOWN AMSTERDAM NEW YORK (ECONOMIC DEVELOPMENT/PLANNING)
2. OTHER

Item #1: (RESOLUTION URGING THE STATE TO ACCEPT THE PROPOSAL BY THE AMSTERDAM INDUSTRIAL DEVELOPMENT AGENCY TO CONSTRUCT A DATA CENTER IN DOWNTOWN AMSTERDAM NEW YORK (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Johnson and Greco made a motion and seconded, respectively, to sponsor the Resolution.

Supervisor Quackenbush asked Supervisor Johnson to obtain and present the proposal for this project prior to next Board meeting. Supervisor Johnson responded that she would obtain a copy of the proposal for the Board's review.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #2: (OTHER) There were no other items for discussion.

Supervisors Wheeler and Rajkowski made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Baia adjourned the Economic Development/Planning Committee meeting at 7:49 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - EDUCATION/GOVERNMENT  
7:15 PM, April 13, 2010

COMMITTEE MEETING DISCUSSION

Chairman Quackenbush presided over the meeting commencing at 7:50 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Coddington, Johnson and Rajkowski. Supervisor Sweet was absent.

Additional Supervisors present were Supervisors Greco, Barone, Thayer, Thayer and Baia. Supervisors Walters and Stagliano were absent.

Chairman Quackenbush has called a meeting of the Education/Government Committee for 7:15 p.m. on Tuesday, April 13, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. RESOLUTION APPOINTING MONTGOMERY COUNTY ETHICS BOARD MEMBERS AND AMENDING RESOLUTION 157 OF 2009 (BOARD OF SUPERVISORS)
2. Other

Item #1: (RESOLUTION APPOINTING MONTGOMERY COUNTY ETHICS BOARD MEMBERS AND AMENDING RESOLUTION 157 OF 2009 (BOARD OF SUPERVISORS) Supervisors Greco and Baia made a motion and seconded, respectively to move the Resolution.

Chairman Greco explained that the County had received a report from the Comptrollers Office relative to the County Ethics Law and Ethics Board. In response to the report, it is necessary to update the Ethics Board due to one resignation and one expiration. Once the Resolution is adopted at the Board meeting the Ethics Board will be meet with Chairman Greco to comply with the other matters that were brought forward in the Comptrollers report.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #2: (OTHER) There was no other discussion.

Motion was made and seconded by Supervisors Wheeler and Johnson, respectively, to adjourn the Committee meeting.

Chairman Quackenbush adjourned the Education/Government Committee meeting at 7:53 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
7:00 PM, April 20, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 7:00 PM.

Roll call indicated Committee members present were Supervisors Bai a, Di Mezza, Quackenbush, Thayer, Barone and Walters.

Additional Supervisors present were Supervisors Greco, Johnson, Rajkowski, Sweet, Wheeler, Stagliano and Coddington.

Chairman Strevy has called a meeting of the Finance Committee for 7:00 p.m. on Tuesday, April 20, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION:

GAT, Service Agreement with MOSA and future Waste Management Plan

Resolution No. 62 of 2010 Directing Submission of Payment for Assigned Counsel Claims (Public Defender)

2. RESOLUTION SUPPORTING ASSEMBLY BILL A-9919 ALLOWING COUNTY CLERKS TO RETAIN A SHARE OF FEES COLLECTED FOR MOTOR VEHICLE TRANSACTIONS COMPLETED THROUGH THE NYS DMV WEBSITE (COUNTY CLERK)

3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT NYSDOT SECTION 5316 JARC FUNDS - MOBILITY MANAGEMENT ASSISTANCE - 2011 & 2012 (ECONOMIC DEVELOPMENT AND PLANNING)

4. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PRE-SUBMISSION FORM - OFFICE OF COMMUNITY RENEWAL- HILL & MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING)

5. RESOLUTION TRANSFERRING FUNDS - (SHERIFF)

6. RESOLUTION AWARING RFP 02-10 - PROVISION OF DENTAL SERVICES TO INMATES (SHERIFF)

7. RESOLUTION APPROVING THE TERMS AND CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND HILL & MARKES, INC, IN CONNECTION WITH THE HILL & MARKES, INC. PROJECT (ECONOMIC DEVELOPMENT/PLANNING)

8. RESOLUTION APPROVING THE TERMS AND CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND THE TARGET CORPORATION CONNECTION WITH THE TARGET CORPORATION PROJECT (ECONOMIC DEVELOPMENT/PLANNING)

9. OTHER

Item #1: DISCUSSION:

(GAT, Service Agreement with MOSA and future Waste Management Plan) Supervisor DiMezza reviewed a proposal that was submitted by Richard McCarthy of Environmental Capital out of New York City. Mr. McCarthy would represent the County in efforts to terminate or amend the Service Agreement among the Counties and MOSA. He would also assist in developing a Solid Waste Management Plan for Montgomery County. Environmental Capital would charge an hourly rate ranging from \$150 to \$195 per hour up to amount not to exceed \$10,000. Supervisor DiMezza indicated that the County needs someone to look out for its interest.

It was pointed out that Montgomery County, in conjunction with Otsego and Schoharie Counties, hired Hans Arnold of Gerhardt LLC to prepare a solid waste report and a new Service Agreement. The Board of Supervisors felt that the reports submitted by Mr. Arnold were not acceptable documents. The draft Service Agreement was considered one sided in favor of Otsego County.

Chairman Greco, Supervisors Thayer, Walters and Strevy felt it was premature to move forward with an agreement with Environmental Capital. They indicated that since there is new administration at MOSA, the agency is being run in the manner it was created for and should give MOSA more time.

Chairman Greco stated that he is meeting with the Chairmen of the other two Counties and would like at least a month before entering into a agreement with Environmental Capital. Other Supervisors felt that a month would not be long enough.

Supervisor Stagliano stated that MOSA is doomed to failure despite the best efforts of Supervisor Thayer and Dennis Heaton because they cannot provide services as cheaply as private competitors. He felt that the County should start developing a Solid Waste Management Plan to be prepared for when the existing Service Agreement expires in 2014.

Supervisor DiMezza agreed to delay action on the Environmental Capital proposal for thirty-days.

(Resolution No. 62 of 2010 Directing Submission of Payment for Assigned Counsel Claims (Public Defender) Attorney Landon stated that he drafted a new Resolution regarding the assigned counsel claims after the Finance Committee agenda had been prepared. The Resolution is identified as add on #1.

Chairman Strevy moved the Resolution up for discussion.

(RESOLUTION ESTABLISHING POLICIES FOR SUBMISSION OF ASSIGNED COUNSEL CLAIMS FOR PAYMENT - PUBLIC DEFENDER) Supervisors Barone and DiMezza made a motion and seconded, respectively, to move the Resolution to the full Board.

Supervisor DiMezza recommended that the second "Further Resolved" clause be rewritten as follows: "FURTHER RESOLVED, that Montgomery County will not reimburse assigned counsel attorneys for mileage". He also suggested deleting the last three "Further Resolved" clauses. Other members agreed with Supervisor DiMezza's recommendation. With the corrections incorporated the Resolution was moved with a positive recommendation. There were no objections.

Item #2: (RESOLUTION SUPPORTING ASSEMBLY BILL A-9919 ALLOWING COUNTY CLERKS TO RETAIN A SHARE OF FEES COLLECTED FOR MOTOR VEHICLE TRANSACTIONS COMPLETED THROUGH THE NYS DMV WEBSITE (County Clerk) Supervisors Johnson and Thayer made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT NYSDOT SECTION 5316 JARC FUNDS - MOBILITY MANAGEMENT ASSISTANCE - 2011 & 2012 (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors Wheeler and Greco made a motion and seconded, respectively, to move the Resolution to the full Board.

Supervisor DiMezza stated that he would not support the Resolution because it will cost the County money. He indicated that the bus services were not being utilized by residents.

Supervisor Walters stated that the Resolution does not deal with the MAX. He stated that the Mobility Coordinator position has a lot of benefits and is 100% paid for. Supervisor Walters indicated that more people are riding the buses and felt that once Beech-Nut closes in Canajoharie more people will be riding the buses to get to the new facility.

Supervisor Quackenbush stated that he sees residents in Fort Plain using the bus to get back and forth to work.

Supervisor Thayer stated that the Mobility Coordinator has not been allowed to do her job. He indicated that she should be allowed into other County Departments to assist with transportation issues.

Chairman Strevy polled the Committee as to their recommendation on moving the Resolution. The Resolution was moved with a positive recommendation.

Item #4: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PRE-SUBMISSION FORM - OFFICE OF COMMUNITY RENEWAL- HILL & MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors DiMezza and Wheeler made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #5: (RESOLUTION TRANSFERRING FUNDS - (SHERIFF) Supervisors Greco and Thayer made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #6: (RESOLUTION AWARDDING RFP 02-10 - PROVISION OF DENTAL SERVICES TO INMATES (SHERIFF) Supervisors Johnson and DiMezza made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #7: (RESOLUTION APPROVING THE TERMS AND CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND HILL & MARKES, INC. IN CONNECTION WITH THE HILL & MARKES, INC. PROJECT (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Strevy and Baia made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #8: (RESOLUTION APPROVING THE TERMS AND CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND THE TARGET CORPORATION CONNECTION

WITH THE TARGET CORPORATION PROJECT (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Strevy and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

ADD ON RESOLUTIONS:

(RESOLUTION CALLING ON THE GOVERNOR OF THE STATE OF NEW YORK TO ENFORCE THE COLLECTION OF SALES TAXES ON TOBACCO SOLD ON INDIAN LANDS (BOARD OF SUPERVISORS) Supervisors Greco and Thayer made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO ENTER INTO AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT) Supervisors Quackenbush and Sweet made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

RESOLUTION AUTHORIZING DISBURSEMENT OF SURPLUS DOG LICENSE FUNDS (TREASURER) Supervisors Thayer and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #9: Other: There was no other discussion.

Supervisors Baia and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Strevy adjourned the Finance Committee meeting at 8:21 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
REGULAR MEETING  
7:00 PM, April 27, 2010

CALL TO ORDER

Chairman Greco called the Regular Meeting of the Montgomery County Board of Supervisors for April 27, 2010 to order at 7:00 PM.

SALUTE TO THE FLAG

Supervisor Barbara Wheeler led the Salute to the Flag.

ROLL CALL

Roll call indicated that the following Supervisors were present: Greco, Wheeler, Thayer, Coddington, Rajkowski, Johnson, Sweet, and Stagliano. Supervisors DiMezza, Strevy, Walters and vacant(Town of Canajoharie) were absent. Supervisor Walters entered the chamber after the vote for Resolution #93.

PRIVILEGE OF THE FLOOR

A. Public Comment

Lauren Bibby took the floor and commended the Board for following the Ethics Law and the recommendations of the NYS Comptroller's Office. She expressed concern that in the past the complaints given to the Ethics Board were not taken seriously. Her hopes were that the newly appointed Ethics Board would now do so. She stated Montgomery County is the second highest taxed county in the state and urged the Board to look at consolidating services to help with this situation.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION TO ADOPT MINUTES OF PREVIOUS SESSION by Supervisor Quackenbush, seconded by Supervisor Johnson, passed with Aye(1354). Supervisors DiMezza, VACANT, Walters and Strevy were absent.

APPROVAL OF BUDGETARY TRANSFER

MOTION TO ACCEPT BUDGETARY TRANSFERS, passed with Aye(1354). Supervisors DiMezza, VACANT, Walters and Strevy were absent.

NEW BUSINESS

A. Resolutions

B. Other

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**RESOLUTION NO. 93 of 2010**

**DATED:** April 27, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET - IMMUNIZATION ACTION PLAN GRANT COLA FUNDING (PUBLIC HEALTH)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Coddington

WHEREAS, the Board of Supervisors passed Resolution #117 of 2009 authorizing acceptance of the 2009-10 Immunization Action Plan Grant funds for the period commencing April 01, 2009 and ending March 31, 2010, and

WHEREAS, said grant funding has been increased through the award of a Cost of Living Adjustment (COLA),

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 2010 Operating Budget as follows:



## INCREASE REVENUE:

A-16-3-3401-03	Public Health Grant	\$2,271.00
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## INCREASE APPROPRIATIONS:

A-16-4-4010-03.2259	Computer Equipment	\$2,210.00
A-16-4-4010-03.4459	Computer Software	\$ 61.00

RESOLUTION ADOPTED with Aye(1354). Supervisors DiMezza, VACANT, Walters and Strevy were absent. (4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 94 of 2010****DATED:** April 27, 2010**RESOLUTION AMENDING 2010 OPERATING BUDGET - HOMELAND SECURITY PROGRAM/STATE LOCAL HEALTH DEPT (SLHD) GRANT FUNDING (PUBLIC HEALTH)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Wheeler

WHEREAS, the Board of Supervisors passed Resolution #232 of 2009 authorizing acceptance of the 2009-10 Homeland Security Program (SLHD) funds for the period commencing August 10, 2009 and ending August 09, 2010, and

WHEREAS, said funds were not previously appropriated in the 2009 Operating Budget and are not currently appropriated in the 2010 Operating Budget,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 2010 Operating Budget as follows:

## INCREASE REVENUES:

A-16-3-3401-06	Public Health Grant	\$27,778.00
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## INCREASE APPROPRIATIONS:

A-16-4-4010-06.2250	Technical Equipment	\$17,000.00
A-16-4-4010-06.4445	Medical Supplies	\$10,778.00

RESOLUTION ADOPTED with Aye(1403). Supervisors DiMezza, VACANT and Strevy were absent. (4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 95 of 2010****DATED:** April 27, 2010**RESOLUTION FOR THE RECOMMENDATION THAT THE STATE OF NEW YORK DELAY THE IMPLEMENTATION OF THE IGNITION INTERLOCK PROVISIONS OF LEANDRA'S LAW (PROBATION)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Wheeler

WHEREAS, on November 18, 2009, with the approval of the Governor, New York State enacted and passed into Legislation, Leandra's Law which amended the Vehicle and Traffic Law and the Penal Law in relation to operating a motor vehicle while under the influence of alcohol or drugs with a child as a passenger, and amended the executive law regarding the installation of an ignition interlock device, and

WHEREAS, the Legislation requiring the installation of an Ignition Interlock as part of some DWI sentences is to be implemented on August 15, 2010, and

WHEREAS, the Legislation did not provide direction or resources to the County in order to

implement this legislation, and

WHEREAS, in accord with the Law, the New York State Division of Probation and Correctional Alternatives has prepared a Proposed Rule to direct implementation of this law, and

WHEREAS, the Proposed Rule does not demonstrate or direct the manner in which Counties are to organize and/or support the implementation of this Program and requires each County to demonstrate how the County will implement and fund this Program, and

WHEREAS, the Legislation mandates a provision for the installation of an Ignition Interlock Device on specific DWI offenders and requires that the County provide funds for this device for indigent individuals who meet eligibility requirements, and

WHEREAS, the Montgomery County Department of Probation, District Attorney, Sheriff and STOP DWI have discussed the Program and no adequate solutions have been put forth for funding this program, and

WHEREAS, Montgomery County, in this time of severe fiscal crisis, does not have the resources to assume responsibility for an unfunded mandate of this magnitude,

RESOLVED, that the Montgomery County Board of Supervisors join with NYSAC and other appropriate statewide organizations to recommend that the State of New York delay the implementation of the Ignition Interlock Program for a minimum of two years until appropriate resources can be identified and made available to the Counties for implementation of this Program.

RESOLUTION ADOPTED with Aye(1403). Supervisors DiMezza, VACANT and Strevy were absent. (4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 96 of 2010**

**DATED:** April 27, 2010

RESOLUTION URGING THE STATE TO ACCEPT THE PROPOSAL BY THE AMSTERDAM INDUSTRIAL DEVELOPMENT AGENCY TO CONSTRUCT A DATA CENTER IN DOWNTOWN AMSTERDAM NEW YORK (ECONOMIC DEVELOPMENT/PLANNING)

Resolution by Supervisor: Johnson

Seconded by Supervisor: Greco

WHEREAS, the State of New York is considering applications for a data center to be built in the capital region, and

WHEREAS, the data center project will cost an estimated \$100 million to construct, and

WHEREAS, Governor Paterson's proposed budget plan calls for significant reductions in state spending, and

WHEREAS, locating a data center in the City of Amsterdam will cost the state a fraction of what it might cost if cited at an alternative municipality given that the Amsterdam Industrial Development Agency intends to finance the project, and

WHEREAS, the City of Amsterdam among all the other applications of record is in greater need of this project given the economic circumstances facing the City, and

WHEREAS, the construction, operation and maintenance of a data center and related facilities will result in a significant financial investment within the City of Amsterdam, its downtown and Capital Region and will result in the creation of new jobs and new support businesses within the downtown area, and

WHEREAS, the contractor has agreed to use a project labor agreement and a community benefit agreement to insure that the construction phase of the project is completed efficiently with job opportunities for women and minorities,

RESOLVED, that the Montgomery County Board of Supervisors hereby urges that the State of New York accept the proposal by the Amsterdam Industrial Development Agency, and

FURTHER RESOLVED, that the Montgomery County Board of Supervisors endorses and fully supports this project in the City of Amsterdam because of the minimal impact the project will have on the state's budget, the greater need for construction jobs and other related employment opportunities, and the willingness on the part of the contractor to accept a project labor agreement and provide the local community with employment opportunities, and

FURTHER RESOLVED, that a certified copy of this resolution be transmitted to federal and state

elected officials representing the City of Amsterdam, OGS Commission John Egan and the Governor of the State of New York.

RESOLUTION ADOPTED with Aye(1403). Supervisors DiMezza, VACANT and Strevy were absent. (4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 97 of 2010**

**DATED:** April 27, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PRE-SUBMISSION FORM - OFFICE OF COMMUNITY RENEWAL- HILL & MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING)

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Wheeler

WHEREAS, Montgomery County is eligible to apply for funding for economic development purposes through the Office of Community Renewal, and

WHEREAS, Montgomery County has prioritized economic development and job creation provisions, which will result in a direct and positive impact to low and moderate income persons, and

WHEREAS, Hill & Markes, Inc. has supplied a request for funding under the terms set forth by Montgomery County and the Office of Community Renewal,

RESOLVED that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, is hereby authorized and directed to sign and submit all required pre-submission documents and any subsequent application materials for funding under the Office for Community Renewal's Community Development Block Grant Program.

RESOLUTION ADOPTED with Aye(1403). Supervisors DiMezza, VACANT and Strevy were absent. (4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 98 of 2010**

**DATED:** April 27, 2010

RESOLUTION APPROVING THE TERMS AND CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY IDA AND HILL & MARKES, INC. IN CONNECTION WITH THE HILL & MARKES, INC. PROJECT. (ECONOMIC DEVELOPMENT AND PLANNING)

Resolution by Supervisor: Strevy

Seconded by Supervisor: Wheeler

WHEREAS, Hill & Markes, Inc. (the "Company") submitted an application (the "Application") to the Agency, a copy of which Application is on file at the office of the Agency, which Application requested that the Agency consider undertaking a project (the "Project") for the benefit of the Company, said Project consisting of the following: (A) (1) the acquisition of an interest in a parcel of land consisting of a portion(s) of tax map parcel 54-2-2.1 and located on Highway 5S in the Town of Florida, Montgomery County, New York (the "Land"), (2) the construction of two facilities on the Land: (a) an approximately 100,000 square foot warehouse, and (b) an approximately 15,000 square foot office building (both facilities being collectively referred to as the "Facility"), (3) the acquisition and installation of certain machinery and equipment therein and thereon (the "Equipment") (the Land, the Facility and the Equipment hereinafter collectively referred to as the "Project Facility"), all of the foregoing to constitute new warehousing and office facilities to support the growth of the Company's supply business and related activities; (B) the granting of certain "financial assistance" (within the meaning of Section 854(14) of the Act) with respect to the foregoing, including potential exemptions from certain sales and use taxes, real property taxes, real estate transfer taxes and mortgage recording taxes (the "Financial Assistance"); and (C) the lease (with an obligation to purchase) or sale of the Project Facility to the Company or such other person as may be designated by the Company and agreed upon by the Agency, and

WHEREAS, in connection with the undertaking of the Project, the Company will execute and deliver a certain payment in lieu of tax agreement (the "PILOT Agreement") by and between the Agency and the Company pursuant to which the Company will agree to pay certain payments in lieu of taxes (the "PILOT Payments") with respect to the Project Facility, and

WHEREAS, under the terms of the PILOT Agreement, the Agency is proposing to distribute and

allocate the PILOT Payments to the affected tax jurisdictions (as defined in Section 854(16) of the GML) according to the terms of the following table:

Affected Tax Jurisdiction	Percentage of Total PILOT Payment Received
Montgomery County	40%
Fonda-Fultonville Central School District	56%
Town of Florida	4%

, and

WHEREAS, Section 858(15) of the General Municipal Law ("GML") requires the Agency to obtain the written consent of the affected taxing jurisdictions when the Agency proposes to allocate and distribute PILOT Payments to affected tax jurisdictions in a manner that is different from the distribution and allocation of real property tax payments that would be in effect if the Agency was not involved in the Project and the Project Facility was not exempt from real property taxes, and

WHEREAS, the Agency desires that the Montgomery County Board of Supervisors (the "Board of Supervisors"), the Fonda-Fultonville Central School District, and the Town of Florida, as the affected tax jurisdictions with respect to the Project Facility, adopt resolutions approving the terms of the PILOT Agreement,

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

- Section 1. For the purpose of satisfying the requirements contained in Section 858(15) of the GML, the Board of Supervisors hereby approve the terms and conditions of the PILOT Agreement, including but not limited, to the terms of the distribution and allocation of the PILOT Payments referenced in the table above.
- Section 2. The Chairman of the Board of Supervisors is hereby authorized, on behalf of Montgomery County, to execute and deliver the PILOT Agreement, said PILOT Agreement to contain the distribution and allocation terms set forth in the table above with such changes, variations, omissions and insertions as the Chairman of the Board of Supervisors shall approve, the execution thereof by the Chairman of the Board of Supervisors to constitute conclusive evidence of such approval.
- Section 3. The officers, employees and agents of Montgomery County are hereby authorized and directed for and in the name and on behalf of Montgomery County to do all acts and things required or provided for by the applicable provisions of the GML in order to ensure compliance with such provisions as they relate to the execution and delivery of the PILOT Agreement, and to execute and deliver all such additional certificates, instruments and documents, and to do all such further acts and things as may be necessary or, in the opinion of the officer, employee or agent acting, desirable and proper to effect the purposes of the foregoing resolution.
- Section 4. This resolution shall take effect immediately.

RESOLUTION ADOPTED with Aye(1403). Supervisors DiMezza, VACANT and Strevy were absent. (4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

## RESOLUTION NO. 99 of 2010

**DATED:** April 27, 2010

RESOLUTION APPROVING THE TERMS AND CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY IDA AND THE TARGET CORPORATION IN CONNECTION WITH THE TARGET CORPORATION PROJECT (ECONOMIC DEVELOPMENT AND PLANNING)

Resolution by Supervisor: Strevy

Seconded by Supervisor: Bai a

WHEREAS, Target Corporation, a business corporation with existing facilities in Montgomery County, New York (the "Company") submitted an application (the "Application") to the Agency, a copy of which Application is on file at the office of the Agency, which Application requested that the Agency consider undertaking a project (the "Project") for the benefit of the Company,

said Project consisting of the following: (A) (1) the acquisition of an interest in a parcel of land containing approximately 310 acres located at 1800 State Route 5S in the Town of Florida, Montgomery County, New York (the "Land") together with a building located thereon and consisting of approximately 1,472,724 square feet of space (the "Existing Facility"), (2) the construction of an addition to the Existing Facility constituting an additional 470,431 square feet of space (the "Addition"), (3) the acquisition and installation of certain machinery and equipment therein and thereon (the "Equipment") (the Land, the Existing Facility, the Addition and the Equipment hereinafter collectively referred to as the "Project Facility"), all of the foregoing to constitute improvements to the Company's warehouse and distribution facilities and related activities; (B) the granting of certain "financial assistance" (within the meaning of Section 854 of the General Municipal Law with respect to the foregoing, including potential exemption from certain sales taxes, deed transfer taxes, real property taxes, and mortgage recording taxes (the "Financial Assistance"); and (C) the lease of the Project Facility to the Company, and

WHEREAS, in connection with the undertaking of the Project, the Company will execute and deliver a certain payment in lieu of tax agreement (the "PILOT Agreement") by and between the Agency and the Company pursuant to which the Company will agree to pay certain payments in lieu of taxes (the "PILOT Payments") with respect to the Project Facility, and

WHEREAS, under the terms of the PILOT Agreement, the Agency is proposing to distribute and allocate the PILOT Payments to the affected tax jurisdictions (as defined in Section 854(16) of the GML) according to the terms of the following table:

Affected Tax Jurisdiction	Percentage of Total PILOT Payment Received
Montgomery County	38%
Greater Amsterdam School District	58%
Town of Florida	4%

, and

WHEREAS, Section 858(15) of the General Municipal Law ("GML") requires the Agency to obtain the written consent of the affected taxing jurisdictions when the Agency proposes to allocate and distribute PILOT Payments to affected tax jurisdictions in a manner that is different from the distribution and allocation of real property tax payments that would be in effect if the Agency was not involved in the Project and the Project Facility was not exempt from real property taxes, and

WHEREAS, the Agency desires that the Montgomery County Board of Supervisors (the "Board of Supervisors"), the Greater Amsterdam City School District, and the Town of Florida, as the affected tax jurisdictions with respect to the Project Facility, adopt resolutions approving the terms of the PILOT Agreement,

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

- Section 1. For the purpose of satisfying the requirements contained in Section 858(15) of the GML, the Board of Supervisors hereby approve the terms and conditions of the PILOT Agreement, including but not limited, to the terms of the distribution and allocation of the PILOT Payments referenced in the table above.
- Section 2. The Chairman of the Board of Supervisors is hereby authorized, on behalf of Montgomery County, to execute and deliver the PILOT Agreement, said PILOT Agreement to contain the distribution and allocation terms set forth in the table above with such changes, variations, omissions and insertions as the Chairman of the Board of Supervisors shall approve, the execution thereof by the Chairman of the Board of Supervisors to constitute conclusive evidence of such approval.
- Section 3. The officers, employees and agents of Montgomery County are hereby authorized and directed for and in the name and on behalf of Montgomery County to do all acts and things required or provided for by the applicable provisions of the GML in order to ensure compliance with such provisions as they relate to the execution and delivery of the PILOT Agreement, and to execute and deliver all such additional certificates, instruments and documents, and to do all such further acts and things as may be necessary or, in the opinion of the officer, employee or agent acting, desirable and proper to effect the purposes of the foregoing resolution.
- Section 4. This resolution shall take effect immediately.

RESOLUTION ADOPTED with Aye(1403). Supervisors DiMezza, VACANT and Strevy were absent.

(4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Discussion in regards to Resolution#100:

Supervisor Barone stated the Board should not be in the transportation business. He felt that in light of the fiscal situation and the possibility of layoffs that the County should not be taking on anything additional.

Supervisor Wheeler stated that she has done research on this subject and that mobility coordination could save the County a lot of money in the long run. Because of the fiscal situation that the County is in, she feels that any way the County can look at saving money is the right thing to do. The three-month time period will be around budget time and it would be prudent to have good results and the Board will be able to re-assess the situation.

Supervisor Walters stated that this is not just about the bus. Mobility coordination covers everything to do with transportation. The goal in the end is to streamline all departments who utilize transportation and in the end to save the County money.

Supervisor Quackenbush concurred with Supervisor Wheeler. He stated he feels that the Board owes it to county residents to coordinate transportation services. He feels that it may take longer than three months to get an idea of where things are.

Chairman Greco stated in the letter received from the NYS DOT, they commended Montgomery County for going forward with mobility coordination. He feels that the County is doing the right thing.

Supervisor Barone stated this is about transportation. He suggested that the resolution be tabled because of the three-month period of evaluation. He pointed out that he took the cab company that was costing the county \$30,000 a month down to \$8,000 a month. He has made suggestions to DSS that when the doctor's appointments are scheduled they try to schedule them in a more timely manner so that the clients are not having to wait for 2-3 hours at a time. He stated the Veterans Department has already streamlined their transportation system. He expressed his concerns that the State will not come through with the grant funds needed for this program in light of their fiscal situation.

Supervisor Walters stated the NYS DOT has already approved the grant money. He feels the three-month period will be enough to time to show a direction of where the County needs to go from there.

Supervisor Thayer stated he felt that by opening the doors and allowing another set of eyes to look at transportation needs in the other departments will be beneficial to the County.

#### **RESOLUTION NO. 100 of 2010**

**DATED:** April 27, 2010

#### **RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT NYSDOT SECTION 5316 JARC FUNDS - MOBILITY MANAGEMENT ASSISTANCE - 2011 & 2012 (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Greco

WHEREAS, the U.S. Department of Transportation is authorized to make grants to states through the Federal Transit Administration to support eligible projects under Section 5316 JARC (FTA C 9050.1), and

WHEREAS, NYSDOT has been designated by the Governor of the State of New York to administer Section 5316 Federal formula reimbursement funds for projects designed to increase access for welfare recipients and low income persons to employment, as identified through a coordinated planning process, and consistent with the eligible activities described in the FTA Circular 9050.1, and

WHEREAS, Montgomery County will enter into contract with NYSDOT for Mobility Management Assistance for FTA Section 5316 Federal funds to implement an eligible JARC service in Montgomery County for an awarded Federal Share amount of \$130,000 and including the provision by it of the FTA required Local Share of \$32,500 project costs, and

WHEREAS, Montgomery County has fulfilled the FTA coordinated plan requirements that the project "must be derived from the project area Coordinated Plan",

RESOLVED, the Montgomery County Board of Supervisors does hereby authorize the Chairman of the Board, upon review and approval of the County Attorney, to file and execute applications on behalf of Montgomery County with NYSDOT to aid in the financing of a mobility management project pursuant to FTA Section 5316 JARC (FTA C 9050.1) as amended, and

FURTHER RESOLVED, that the Chairman of the Board, upon review and approval of the County Attorney, is authorized to execute and file all Annual FTA Certification and Assurances contract/agreements or any other document required by NYSDOT, and

FURTHER RESOLVED, that the Chairman of the Board is authorized to submit and approve payment requests for reimbursement of Section 5316 Federal funds from the NYSDOT for eligible activities within the FTA Section 5316 JARC project(s).

MOTION TO AMEND by Supervisor Wheeler, seconded by Supervisor Baia, to insert after the second WHEREAS clause the following:

WHEREAS, the Mobility Coordinator will have access to information in the interest of saving money in transportation costs, with the Department of Social Services, Veterans Service Agency and any other department with transportation needs for Montgomery County with a three month time limit, at which the progress will be reviewed and assessed.

passed with Aye(1127). Supervisors Johnson and Barone, Sr. voted Nay. Supervisors DiMezza, VACANT and Strevy were absent. (4/27/2010)

RESOLUTION ADOPTED with Aye(1127). Supervisors Johnson and Barone, Sr. voted Nay. Supervisors DiMezza, VACANT and Strevy were absent. (4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 101 of 2010**

**DATED:** April 27, 2010

RESOLUTION SUPPORTING ASSEMBLY BILL A-9919 ALLOWING COUNTY CLERKS TO RETAIN A SHARE OF FEES COLLECTED FOR MOTOR VEHICLE TRANSACTIONS COMPLETED THROUGH THE NYS DMV WEBSITE (COUNTY CLERK)

Resolution by Supervisor: Johnson

Seconded by Supervisor: Thayer

WHEREAS, the New York State Vehicle and Traffic Law places the responsibility of operating Department of Motor Vehicles offices to 51 Counties across New York State through their respective County Clerk, and

WHEREAS, acting as an "agent" of the New York State Department of Motor Vehicles, our county taxpayers bear the cost of running local Department of Motor Vehicle operations, and

WHEREAS, our current share of certain transactions fees is 12.7%, available only if a customer appears in person, and

WHEREAS, the numerous transactions we are required to perform are time consuming, labor intensive and New York State does not allow the County any fee, and

WHEREAS, we are often competing with the New York State Department of Motor Vehicles for limited business in order to sustain our operations, and

WHEREAS, the Commissioner of Motor Vehicles has advised the New York State Association of County Clerks that 35 online transaction are currently available for customers via the NYS DMV website ([www.nydmv.state.ny.us](http://www.nydmv.state.ny.us)) and more online transactions can be expected in the near future leaving the County with even fewer revenue sharing opportunities,

RESOLVED, that the Montgomery County Board of Supervisors support Assembly Bill A-9919, allowing County Clerks who operate DMV offices to retain a share of fees collected from County residents for motor vehicle transactions completed through the New York State DMV website, and

FURTHER RESOLVED, that the Clerk of the Board is hereby directed to transmit copies of this Resolution to Governor Patterson and State Legislators.

RESOLUTION ADOPTED with Aye(1403). Supervisors DiMezza, VACANT and Strevy were absent. (4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 102 of 2010**

**DATED:** April 27, 2010

RESOLUTION ESTABLISHING POLICIES FOR SUBMISSION OF ASSIGNED COUNSEL CLAIMS FOR PAYMENT

**(PUBLIC DEFENDER)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Di Mezza

WHEREAS, it has come to the attention of the Montgomery County Board of Supervisors that claims for payment of assigned counsel services rendered on behalf of indigent defendants are not always submitted on a timely basis, in some instances years after the cases are concluded, and

WHEREAS, there are inconsistencies in the manners in which assigned counsel attorneys invoice for mileage reimbursement and travel time,

RESOLVED, that all claims for payment of assigned counsel services rendered on behalf of indigent defendants must be submitted to the County for payment not later than ninety (90) days from the final disposition of such case is reached, and

FURTHER RESOLVED, the County will deny payment of any such claims not submitted within the time frame set forth above, and

FURTHER RESOLVED, that Montgomery County will not reimburse assigned counsel attorneys for mileage, and

FURTHER RESOLVED, that Montgomery County will not pay travel time to assigned counsel attorneys, and

FURTHER RESOLVED, that the above policies shall take effect immediately upon the adoption of this Resolution, and

FURTHER RESOLVED, that Resolution 62 of 2010 is hereby rescinded.

RESOLUTION ADOPTED with Aye(1403). Supervisors Di Mezza, VACANT and Strevy were absent.  
(4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 103 of 2010**

**DATED:** April 27, 2010

**RESOLUTION TRANSFERRING FUNDS - (SHERIFF)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Thayer

WHEREAS, pursuant to Resolution No. 51 of 2010 the Board of Supervisors authorized acceptance of a Law Enforcement Terrorism Prevention Program grant, and

WHEREAS, a re-allocation of said funds is needed to properly account for equipment being purchased with this grant,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 2010 Operating Budget as follows:

**TRANSFER FROM:**

A-15-4-3020-14-4459	Computer Software	\$10,447
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**TRANSFER TO:**

A-15-4-3020-14-2259	Computer Equipment	\$10,447
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RESOLUTION ADOPTED with Aye(1403). Supervisors Di Mezza, VACANT and Strevy were absent.  
(4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 104 of 2010**

**DATED:** April 27, 2010

**RESOLUTION AWARING RFP 02-10 - PROVISION OF DENTAL SERVICES TO INMATES (SHERIFF)**



Resolution by Supervisor: Johnson

Seconded by Supervisor: Di Mezza

WHEREAS, the Purchasing Agent was authorized to conduct a Request for Proposals, and

WHEREAS, proposals have been received and were opened on April 8, 2010, and

WHEREAS, after reviewing the proposals the Sheriff and Purchasing Agent recommend awarding the RFP to Daniel Kana D.D.S. of Bedford, NH, for an amount not to exceed \$21,000.00 annually,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, is authorized to sign an agreement with Daniel Kana D.D.S.

RESOLUTION ADOPTED with Aye(1403). Supervisors Di Mezza, VACANT and Strevy were absent. (4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 105 of 2010**

**DATED:** April 27, 2010

**RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO ENTER INTO AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT)**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Sweet

WHEREAS, the Montgomery County Sanitary District and Montgomery County have received a Notice of Claim regarding property located at 20 River Street in the Village of Nelliston, SBL# 46.10-3.12, and

WHEREAS, Resolution #279 of 2008 authorizes the hiring of an attorney to represent the County and the Sanitary District for pending litigation, and

WHEREAS, Montgomery County wishes to continue such contract and utilize said contractor in the County's defense as well,

RESOLVED, the Montgomery County Board of Supervisors hereby approves the Chairman of the Board of Directors of Montgomery County Sanitary District #1 and the Chairman of the Board of Supervisors to continue said agreement with Attorney to represent the County and Districts' interest in said property,

FURTHER RESOLVED, that said agreement shall not exceed a cost of \$10,000.00 to be paid equally out of the Sanitary District's 2010 Operating Budget, and the County's contingency account of the general fund, and

FURTHER RESOLVED, that the Treasurer is hereby authorized to amend the 2010 Operating Budget as follows:

**TRANSFER FROM:**

A-01-4-1990-00-4400	Contingency Account	\$5,000
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**TRANSFER TO:**

A-01-4-1010-00-4431	Legal Fees	\$5,000
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RESOLUTION ADOPTED with Aye(1403). Supervisors Di Mezza, VACANT and Strevy were absent. (4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 106 of 2010**

**DATED:** April 27, 2010

**RESOLUTION CALLING ON THE GOVERNOR OF THE STATE OF NEW YORK TO ENFORCE THE COLLECTION OF SALES TAXES ON TOBACCO SOLD ON INDIAN LANDS (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Thayer

WHEREAS, NYSAC commends the Governor for his efforts in directing the New York State Department of Taxation and Finance to rescind its forbearance letter which allows tobacco sales by Native Americans to non-members to go untaxed, and

WHEREAS, local governments are highly dependent on sales tax revenues to deliver and fund a wide range of critical programs and services necessary for the health, welfare and safety of their citizens, and

WHEREAS, sales and excise tax collections provide a significant revenue source enabling the State of New York to fund programs for the benefit of New York's citizens, governments, schools and businesses, and

WHEREAS, local governments across upstate and downstate New York are facing unprecedented challenges in meeting current funding needs, and

WHEREAS, due to the rate at which sales and excise taxes are levied on tobacco products and motor fuels, both classes of product generate significant revenue for the State of New York, counties, cities, towns and villages across New York State, and

WHEREAS, Indian tribes and Indian retailers across New York State do not, on their own initiative, collect and remit to the State of New York or to local governments any sales and excise taxes on sales of tobacco products or motor fuels to non-tribal members, and

WHEREAS, failure to collect sales and excise taxes on tribal and Indian sales to non-tribal members has been particularly damaging to the citizens and governments of New York because this failure deprives the State of New York and local governments of legitimate legal sales tax revenues which are desperately needed to continue delivering the current level of programs and services while keeping property taxes under control, and

WHEREAS, failure to collect these taxes on tribal and Indian sales further creates a grossly unfair business environment for non-Indian retailers across the State of New York by diverting business to tribal and Indian retailers and by giving tribal and Indian retailers a grossly unfair competitive advantage, and

WHEREAS, numerous federal court cases involving the application of state and local excise and sales taxes to sales by tribal retailers to non-tribal members, including the United States Supreme Court case of Department of Taxation and Finance of New York et. al. v. Milhelm Attea and Bros., Inc., et. al. (No 93-377), have repeatedly affirmed that states have a right to the sales and excise tax revenues on such transactions, and

WHEREAS, the Legislature of the State of New York, by legislation contained in Chapter 62 of 2003 amending various laws of the State regarding taxation, required the Commissioner of Taxation and Finance to implement, not later than September 16, 2003, measures to effectively collect sales and excise taxes on tribal and Indian sales of tobacco and motor fuels to non-tribal members, but collection of taxes has been avoided by three successive administrations for over four years through a series of disingenuous actions, and

WHEREAS, New York State has, on this date, still has not begun to collect sales and excise taxes on Native American sales to non-tribal members, and

WHEREAS, The Governors proposed increase in the cigarette tax should not be imposed until collection on reservation lands occur as an increase before collection will only divert more of the smoking population to purchase cigarettes on reservation tax havens, and

WHEREAS, Governor Paterson is looking for ways to close a substantial projected budget deficit, and

WHEREAS, the New York State Association of Counties (NYSAC) and its individual members have repeatedly expressed strong support for implementation of such measures to collect these taxes on tribal sales to non-Indians,

RESOLVED, that Montgomery County, along with NYSAC, calls on the Governor of the State of New York to enforce State law and take any and all necessary action to insure collection of all sales and excise taxes on tribal and Indian sales of all goods and services to non-tribal members for the benefit of state and local governments without further delay, and

FURTHER RESOLVED, that New York State take action to affirmatively assert its sovereign prerogatives and jurisdiction consistent with recent court decisions, the intent of the New York State Legislature and New York State and federal law, and

FURTHER RESOLVED, that the Clerk of the Board of Montgomery County shall forward copies of this Resolution to Governor Paterson and all others deemed necessary and proper.

RESOLUTION ADOPTED with Aye(1354). Supervisor Walters voted Nay. Supervisors Di Mezza, VACANT and Strevy were absent. (4/27/2010)

County Attorney

Clerk, Board of Supervisors

**RESOLUTION NO. 107 of 2010**

**DATED:** April 27, 2010

**RESOLUTION AUTHORIZING DISBURSEMENT OF SURPLUS DOG LICENSE FUNDS (TREASURER)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Johnson

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 is hereby authorized and directed to disburse, to the Towns and to the City of Amsterdam, \$8,231.87 in surplus dog license funds, in proportion to the contribution made by each, collected during 2009.

RESOLUTION ADOPTED with Aye(1403). Supervisors DiMezza, VACANT and Strevy were absent. (4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 108 of 2010**

**DATED:** April 27, 2010

**\*\*See Appendix for Resolution Attachment\*\***

**RESOLUTION APPOINTING MONTGOMERY COUNTY ETHICS BOARD MEMBERS AND AMENDING RESOLUTION 157 OF 2009 (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Bai a

WHEREAS, Resolution 140 of 2007 appointed the first members of the Ethics Advisory Board in accordance with Local Law #1 of 2007 as attached hereto, and

WHEREAS, the current Ethics Board Members are as follows:

Clarence Hamm, of 43 Fairmont Avenue, Amsterdam, New York, registered in the Democratic political party, whose appointment shall end on December 31, 2010;

Anthony Centi of Tremont Avenue, Amsterdam New York, registered in the Conservative political party, whose appointment shall end on December 10, 2010;

Dominick Megna, Sr. of 16 Pershing Road, Amsterdam, New York, registered in the Republican political party, whose appointment ended on December 31, 2009;

, and

WHEREAS, Resolution Number 157 of 2009 reappointed Clarence Hamm for a term of two years when in fact the law calls for a three year appointment, which would change his term from December 31, 2010 to December 31, 2011, and

WHEREAS, Anthony Centi has resigned from said appointment and it is necessary to fill such vacancy, and

WHEREAS, it is required by the Montgomery County Ethics Law - Part B, Section 201, #5 - within thirty (30) days after the effective date of this local law, and no later than December 31 each year thereafter, the Chair of the Board of Supervisors, with the advice and consent of the Board of Supervisors shall appoint the members of the Ethics Board, and

WHEREAS, the Chairman of the Board has recommended the following for appointments to the Montgomery County Ethics Board:

Anthony Pallotta of 17 Stella Lane, Amsterdam New York, registered in the Conservative political party, who will fill the unexpired appointment for Anthony Centi, shall end on December 10, 2010;

Clarence Hamm, of 43 Fairmont Avenue, Amsterdam, New York, registered in the Democratic political party, whose appointment shall end on December 31, 2011;

Frank Petrosino of 57 Chapel Place, Amsterdam, New York, registered in the Republican political party, whose appointment ended on December 31, 2012;

RESOLVED, that the Montgomery County Board of Supervisors hereby confirms said appointments, and

FURTHER RESOLVED, that said members of the Ethics Board shall, within fifteen (15) days of the date of his or her appointment, file with the Clerk of the Board of Supervisors a Financial Disclosure Statement as adopted by the Board of Supervisors, and

FURTHER RESOLVED, the said members of the Ethics Board shall not receive compensation but shall be reimbursed for reasonable expenses incurred in the performance of their official duties, and

FURTHER RESOLVED, that Resolution Number 157 of 2009 is hereby amended.

RESOLUTION ADOPTED with Aye(1403). Supervisors DiMezza, VACANT and Strevy were absent.  
(4/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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#### OTHER

There was no other business for discussion.

#### ADJOURNMENT

MOTION TO ADJOURN by Supervisor Rajkowski, seconded by Supervisor Bai a, passed with Aye(1403). Supervisors DiMezza, VACANT and Strevy were absent.

Meeting adjourned at 7:37 p.m.

Respectfully submitted,

Cheryl Reese  
Senior Account Clerk Typist  
Board of Supervisors

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - GENERAL SERVICES  
7:00 PM, May 18, 2010

COMMITTEE MEETING DISCUSSION

Chairman Walters presided over the meeting commencing at 7:00 p.m.

Roll call indicated Committee members present included Supervisors Allen, Johnson, Coddington, Rajkowski, Sweet and Stagliano.

Additional Supervisors present were Supervisors Greco, Strevy, Wheeler, DiMezza, Bai a, Quackenbush and Thayer. Supervisor Barone was absent.

Chairman Walters has called a meeting of the General Services Committee for 7:00 p.m. on Tuesday, May 18, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. PRESENTATION: RICHARD MCCARTHY - ENVIRONMENTAL CAPITAL
2. DISCUSSION - MOSA} TRANSPORTATION AND DISPOSAL  
HOUSEHOLD HAZARDOUS WASTE COLLECTION
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN ENGINEERING SERVICES AGREEMENT - FJ&G  
RAIL TO TRAIL, FONDA TO FULTON COUNTY (TEP) 2650.34 - (PUBLIC WORKS)
4. RESOLUTION AUTHORIZING JOHN M. MCDONALD ENGINEERING, P.C. TO SOLICIT BIDS FOR  
MONTGOMERY COUNTY SANITARY DISTRICT NO. 1 ROOF REPLACEMENT PROJECT (SANITARY  
DISTRICT#1)
5. RESOLUTION AUTHORIZING JOHN M. MCDONALD ENGINEERING, P.C. TO SOLICIT BIDS FOR  
THE MONTGOMERY COUNTY SANITARY DISTRICT NO. 1 - CONTRACT#1 - FLOW METER  
INSTALL AND CONTRACT NO.2 STANDBY GENERATOR INSTALL (MONTGOMERY COUNTY  
SANITARY DISTRICT#1)
6. RESOLUTION ESTABLISHING THE POLICY OF COLLECTION OF PAYMENTS BY MAIL ONLY AND  
THE ADOPTION OF NEW SCHEDULE FOR LATE PAYMENTS AND RESCINDING RESOLUTION NO 57  
OF 2010 (SANITARY DISTRICT #1)
7. OTHER

Item #1: (PRESENTATION: RICHARD MCCARTHY - ENVIRONMENTAL CAPITAL) Richard McCarthy took the floor and gave background on his company. Mr. McCarthy has worked with many solid waste authorities throughout the state relative to financial consulting and bonding.

Mr. McCarthy pointed out he began working with MOSA in 1989 relative to its first bonding for \$18,000,000. He was also involved in MOSA's refinancing of its bonds in 1993, 1994 and 2003. By refinancing the bonds he was able to save MOSA \$2,000,000 over that period.

Mr. McCarthy pointed out that the County has three potential options it can take regarding its solid waste:

1. Negotiate a way to get out of MOSA
2. Go into the solid waste business
3. Stay in MOSA

Mr. McCarthy indicated that his company could perform an analysis for the County regarding risks, awards and costs, which could be done as an oral report, formal report or whatever course the County would like to take.

Supervisor Walters asked Mr. McCarthy if he was capable of developing a Solid Waste Management Plan for the County or does his company strictly deal with financial consulting. Mr. McCarthy responded that his company would not be able to prepare a solid waste management plan for the County.

Supervisor Quackenbush stated that the County is looking for someone to scrutinize their options and needs someone who will look out solely for the County.

Supervisor DiMezza stated that the Board of Supervisors does not have the time or know how to deal with solid waste. Since defeasing the MOSA bonds, MOSA's finances should be looked at.

Supervisor Stagliano stated that the County needs to start developing a Solid Waste Management Plan as soon as possible. The County cannot wait until the end of the Service Agreement in 2014. Supervisor Stagliano pointed out that Otsego County has made it very clear that they want to get out of MOSA. He also pointed out that the County and several Towns have passed local laws prohibiting the siting of landfills.

Chairman Greco stated that it is his understanding that no one County can pull out of MOSA and it would take the consent of five entities, such as each County, MOSA and the State.

Richard McCarthy stated that MOSA was created by the State and could only be dissolved, after the end of the Service Agreement, with the passage of legislation through the Assembly and Senate. The Counties can only get out of the Service Agreement, prior to 2014, with the consent of all three Counties and MOSA.

Item #2: (DISCUSSION - MOSA} TRANSPORTATION AND DISPOSAL  
HOUSEHOLD HAZARDOUS WASTE COLLECTION)

Supervisor Thayer informed the Board that MOSA has approached its attorney to determine if the transportation and disposal costs can be backed out of any GAT shortfall penalty. He will report back once he has been advised by the MOSA attorney.

Supervisor Thayer reported that MOSA has allocated \$25,000 per County to hold a Household Hazardous Waste Day collection. MOSA is applying for a grant for matching funds from the State. He stated that in order to complete the grant application, MOSA needs to know when and where the County might want to hold the program. Supervisor Thayer stated \$25,000 was not enough to cover the whole project and asked if the County would be willing to contribute funds toward the remainder of the cost if the State does not match the funds.

Supervisor Strevy and DiMezza indicated that they have been approached by residents regarding holding a Household Hazardous Waste Collection Day and felt the event should be scheduled.

The Board agreed to establish a date of October 16, 2010 and use the Western Transfer Station to hold the event. Chairman Greco will write a letter to the Executive Director of MOSA informing him of the County's decision.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN ENGINEERING SERVICES AGREEMENT - FJ&G RAIL TO TRAIL, FONDA TO FULTON COUNTY (TEP) 2650.34 - (PUBLIC WORKS) Supervisors Walters and Quackenbush made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AUTHORIZING JOHN M. McDONALD ENGINEERING, P.C. TO SOLICIT BIDS FOR MONTGOMERY COUNTY SANITARY DISTRICT NO. 1 ROOF REPLACEMENT PROJECT (SANITARY DISTRICT#1) Supervisors Walters and Quackenbush made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

ITEM #5. (RESOLUTION AUTHORIZING JOHN M. McDONALD ENGINEERING, P.C. TO SOLICIT BIDS FOR THE MONTGOMERY COUNTY SANITARY DISTRICT NO. 1 - CONTRACT# 1 - FLOW METER INSTALL AND CONTRACT NO. 2 STANDBY GENERATOR INSTALL (MONTGOMERY COUNTY SANITARY DISTRICT#1) Supervisors Walters and Rajkowski made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

ITEM #6. (RESOLUTION ESTABLISHING THE POLICY OF COLLECTION OF PAYMENTS BY MAIL ONLY AND THE ADOPTION OF NEW SCHEDULE FOR LATE PAYMENTS AND RESCINDING RESOLUTION NO 57 OF 2010 (SANITARY DISTRICT #1) Supervisors Walters and Strevy made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

ITEM #7. (OTHER) There was no other discussion.

Supervisors Walters and Quackenbush made a motion and seconded, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Walters adjourned the General Services Committee meeting at 8:03 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PERSONNEL  
7:05 PM, May 18, 2010

COMMITTEE MEETING DISCUSSION

Chairman DiMezza presided over the meeting commencing at 8:04 PM.

Roll call indicated Committee members present were Supervisors Baia, Strevy, Quackenbush, Walters and Thayer. Supervisor Barone was absent.

Additional Supervisors present were Supervisors Greco, Wheeler, Johnson, Rajkowski, Sweet, Coddington, Allen and Stagliano.

Chairman DiMezza has called a meeting of the Personnel Committee for 7:05 p.m. on Tuesday, May 18, 2010 in the Supervisors' Chambers, County Office Bldg, 64 Broadway, Fonda, NY.

Items on the agenda, at this time, are as follows:

1. RESOLUTION AUTHORIZING SHERIFF TO FILL VACANCIES (SHERIFF)
2. OTHER

Item #1: (RESOLUTION AUTHORIZING SHERIFF TO FILL VACANCIES-SHERIFF) Supervisors DiMezza and Quackenbush made a motion and seconded, respectively, to move the Resolution to the full Board.

Sheriff Amato requested that the Correction Facility Nurse be changed from one to two because he had a full-time nurse resign earlier in the day. He indicated that he has been researching using an outside agency possibly for nursing purposes. The Committee agreed to change it to two full-time nurses.

The Resolution was moved with a positive recommendation. There were no objections.

ADD-ON RESOLUTION: (RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY AND MONTGOMERY COUNTY LOCAL 829 OF CSEA, INC. / CORRECTION SUPERVISORS, COUNCIL 82/ DEPUTY SHERIFF'S (PBA) (PERSONNEL) Supervisors DiMezza and Barone made a motion and seconded, respectively, to move the Resolution to the full Board.

Chairman DiMezza explained that the Labor Management Committee reviewed amending the prescription drug program so that maintenance drugs that are available through CanaRX or mail order and are not ordered by the employee, through these means, will pay a copay of \$60.00 per prescription. If the prescription drugs are not available through either Canarx or mail order it will remain at the current copay.

Chairman DiMezza stated that all Unions involved have agreed to the change as spelled out in the Memorandum of Agreement.

Chairman DiMezza pointed out that in Schenectady County 85% of its employees use CanaRX whereas only 40% of Montgomery County employees use CanaRX.

Personnel Officer, Richard Baia, stated that the County could save as much as 75% per year if more County employees utilized CanaRX.

Supervisor Quackenbush questioned the impact on local pharmacies. Chairman DiMezza responded that county employees' prescriptions are likely a very small part of the local overall pharmacy business.

The Resolution was moved with a positive recommendation. There were no objections.

Item #2: (OTHER) There was no other discussion.

Supervisors Quackenbush and Baia made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman DiMezza adjourned the Personnel Committee meeting at 8:13 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
7:10 PM, May 18, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 8:13 PM.

Roll call indicated Committee members present were Supervisors Bai a, Di Mezza, Quackenbush, Thayer and Walters. Supervisor Barone was absent.

Additional Supervisors present were Supervisors Greco, Allen, Johnson, Rajkowski, Sweet, Wheeler, Stagliano and Coddington.

Chairman Strevy has called a meeting of the Finance Committee for 7:10 p.m. on Tuesday, May 18, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION: POST CLOSURE RESERVE FUND
2. RESOLUTION AMENDING 2010 OPERATING BUDGET - SOIL AND WATER CONSERVATION DISTRICT (BOARD OF SUPERVISORS)
3. RESOLUTION AUTHORIZING COUNTY TREASURER TO DISBURSE MORTGAGE TAX MONEY (TREASURER)
4. RESOLUTION AMENDING 2010 OPERATING BUDGET - CONTRIBUTION OF FUNDS TO HAMILTON, FULTON, MONTGOMERY (HFM) BOCES LPN PROGRAM (BOARD OF SUPERVISORS)
5. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - MONTGOMERY COUNTY YOUTH DAY-2010 (YOUTH BUREAU/ACSD)
6. RESOLUTION SUPPORTING A TEMPORARY EXTENSION OF ENHANCED FEDERAL MEDICAID MATCHING FUNDS PROVIDED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) (BOARD OF SUPERVISORS)
7. OTHER

Item #1: DISCUSSION: (POST CLOSURE RESERVE FUND) Supervisor Thayer explained that in accordance with Section 9 of the Post Closure Agreement, signed by all three Counties, the Counties will establish a joint owners account to deposit \$1,000,000, which MOSA allocated to the Counties from existing reserve funds. MOSA is still waiting to hear from the Counties regarding this account so that they can deposit the money in the bank chosen by the three counties.

Treasurer, Shawn Bowerman, stated that he had discussions with the other Treasurers from Otsego and Schoharie Counties. They agreed that all three Counties would be equally responsible for the funds and that it would require all three County Treasurers' signatures for any withdrawal of these funds.

There was discussion whether a resolution was required by each County to move forward with setting up the account. Mr. Bowerman stated that he would contact the other two County Treasurers to see if they feel that a resolution was necessary. If so, the resolutions should be worded exactly the same for each county.

Item #2: (RESOLUTION AMENDING 2010 OPERATING BUDGET - SOIL AND WATER CONSERVATION DISTRICT (BOARD OF SUPERVISORS) Supervisors Thayer and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING COUNTY TREASURER TO DISBURSE MORTGAGE TAX MONEY (TREASURER) Supervisors Di Mezza and Quackenbush made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AMENDING 2010 OPERATING BUDGET - CONTRIBUTION OF FUNDS TO HAMILTON, FULTON, MONTGOMERY (HFM) BOCES LPN PROGRAM (BOARD OF SUPERVISORS) Supervisors Di Mezza and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board.

Supervisor Quackenbush asked why the funds had not been paid to HFM BOCES in 2009. Clerk of the Board, Robin Loske, explained that BOCES never requested the funds after passage of the Resolution. The Board of Supervisors Office received a call last week from BOCES inquiring why they had not received the money. The monies were not appropriated in the 2010 Budget, therefore, it would require a budget amendment to move the money into the appropriate account to pay BOCES. Once the Resolution is adopted, the Board of Supervisors Office will contact BOCES and ask that



they submit a voucher for the funds.

The Resolution was moved with a positive recommendation. There were no objections.

Item #5: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - MONTGOMERY COUNTY YOUTH DAY-2010 (YOUTH BUREAU/ACSD) Supervisors Barone and DiMezza made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #6: (RESOLUTION SUPPORTING A TEMPORARY EXTENSION OF ENHANCED FEDERAL MEDICAID MATCHING FUNDS PROVIDED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) (BOARD OF SUPERVISORS) Supervisors Strevy and DiMezza made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

ADD-ON RESOLUTION: (RESOLUTION ACCEPTING BIDS - 2010 AUCTION (TREASURER) Supervisors Strevy and Quackenbush made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #7: (OTHER) Executive Session

MOTION TO ENTER EXECUTIVE SESSION by Supervisor DiMezza, seconded by Supervisor Baia, pursuant to Section 105 (h) of the NYS Open Meeting Law to discuss the proposed acquisition of real property.

Executive Session commenced at 8:33 p.m.

MOTION TO EXIT EXECUTIVE SESSION at 8:50 p.m. by Supervisor DiMezza, seconded by Supervisor Quackenbush.

Supervisors Quackenbush and DiMezza made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Strevy adjourned the Finance Committee meeting at 8:50 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
REGULAR MEETING  
7:00 PM, May 25, 2010

CALL TO ORDER

Chairman Greco called the Regular Meeting of the Montgomery County Board of Supervisors for May 25, 2010 to order at 7:00 PM.

SALUTE TO THE FLAG

Supervisor Stagliano led the Salute to the Flag.

ROLL CALL

Roll call indicated that the following Supervisors were present: Greco, Allen, Barone, Strevy, Thayer, Coddington, Rajkowski, Quackenbush, Walters, Johnson, Sweet, DiMezza and Stagliano. Supervisors Baia and Wheeler were absent.

PRIVILEGE OF THE FLOOR

A. Public Comment

Evelyn Lindley took the floor and expressed her disapproval of inmates being covered by health insurance through the County.

She also expressed her opposition against the foot bridge being built in Amsterdam, while bridges that are used for traffic, in the County, are not being repaired.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION TO ADOPT MINUTES OF PREVIOUS SESSION by Supervisor Johnson, seconded by Supervisor Thayer, passed with Aye(1595). Supervisors Wheeler and Baia were absent.

APPROVAL OF BUDGETARY TRANSFER

MOTION TO ACCEPT BUDGETARY TRANSFERS by Supervisor Quackenbush, seconded by Supervisor Thayer, passed with Aye(1595). Supervisors Wheeler and Baia were absent.

NEW BUSINESS

A. Resolutions

B. Other

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**RESOLUTION NO. 109 of 2010**

**DATED:** May 25, 2010

RESOLUTION AUTHORIZING JOHN M. McDONALD ENGINEERING, P.C. TO SOLICIT BIDS FOR MONTGOMERY COUNTY SANITARY DISTRICT NO. 1 ROOF REPLACEMENT PROJECT (SANITARY DISTRICT #1)

Resolution by Supervisor: Walters

Seconded by Supervisor: Quackenbush

WHEREAS, the existing roofs are leaking at the Nelliston, Fort Plain, and Palatine Bridge Sewage Pump Stations and the Preliminary Treatment Building and Control Building at the treatment plant, and

WHEREAS, plans and specifications for the Montgomery County Sanitary District No. 1 Roof Replacement Project have been prepared by John M. McDonald Engineering, P.C.,

RESOLVED, the Montgomery County Board of Supervisors hereby authorizes John M. McDonald Engineering, P.C. to solicit bids in accordance with municipal bidding procedures for the Montgomery County Sanitary District No. 1 Roof Replacement Project.

RESOLUTION ADOPTED with Aye(1595). Supervisors Wheeler and Baia were absent. (5/25/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 110 of 2010**

**DATED:** May 25, 2010

RESOLUTION AUTHORIZING JOHN M. McDONALD ENGINEERING, P.C. TO SOLICIT BIDS FOR THE MONTGOMERY COUNTY SANITARY DISTRICT NO. 1 - CONTRACT NO. 1 - FLOW METER INSTALL AND CONTRACT NO. 2 STANDBY GENERATOR INSTALL (MONTGOMERY COUNTY SANITARY DISTRICT #1)

Resolution by Supervisor: Walters

Seconded by Supervisor: Rajkowski

WHEREAS, the Montgomery County Sanitary District No.1 is under an Order on Consent from the New York State Department of Environmental Conservation to install flow meters and generators at its sewage pumping stations, and

WHEREAS, plans and specifications for the Montgomery County Sanitary District No.1 Contract No. 1 - Flow Meter Installation and Contract No. 2 - Standby Generator Installation have been prepared by John M. McDonald Engineering, P.C.,

RESOLVED, that the Montgomery County Board of Supervisors hereby authorizes John M. McDonald Engineering, P.C. to solicit bids in accordance with municipal bidding procedures for the Montgomery County Sanitary District No.1 Contract No.1 - Flow Meter Installation and Contract No. 2 - Standby Generator Installation.

RESOLUTION ADOPTED with Aye(1595). Supervisors Wheeler and Bai a were absent. (5/25/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 111 of 2010**

**DATED:** May 25, 2010

RESOLUTION ESTABLISHING THE POLICY OF COLLECTION OF PAYMENTS BY MAIL ONLY AND THE ADOPTION OF NEW SCHEDULE FOR LATE PAYMENTS AND RESCINDING RESOLUTION NO 57 OF 2010 (SANITARY DISTRICT #1)

Resolution by Supervisor: Walters

Seconded by Supervisor: Strevy

WHEREAS, the Montgomery County Sanitary District #1 Board of Representatives decided to adopt a policy of a mail only collection beginning in 2010 and also to adopt a revised schedule of penalties for late payments received by the Sanitary District #1,

RESOLVED, the Montgomery County Sanitary District #1 adopts a PAYMENT BY MAIL ONLY collection beginning in 2010, and

FURTHER RESOLVED, the Montgomery County Sanitary District #1 adopts the following fee schedule for late payments:

60 calendar days from the date of the original bill a penalty equal ten Percent (10%) of the original bill, and interest shall accrue on the unpaid balance at a rate of one percent (1%) for each additional month or fraction thereafter until paid

, and

FURTHER RESOLVED, said changes will take effect for the 2010-2011 Sanitary District #1 collection, and

FURTHER RESOLVED, Resolution No. 57 of 2010 is hereby rescinded.

RESOLUTION ADOPTED with Aye(1595). Supervisors Wheeler and Bai a were absent. (5/25/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 112 of 2010**

**DATED:** May 25, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN ENGINEERING SERVICES AGREEMENT - FJ&G RAIL TO TRAIL FONDA TO FULTON COUNTY (TEP) 2650.34 - (PUBLIC WORKS)**

Resolution by Supervisor: Walters

Seconded by Supervisor: Quackenbush

WHEREAS, implementation and funding of the Rail to Trail Project, PIN 2650.34, FJ&G, was authorized by Resolution No. 138 of 2009, and

WHEREAS, the Federal process for procurement of engineering services has been completed and approved,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to execute an agreement with Barton & Loguidice, P.C. of 290 Elwood David Road, Liverpool, New York, to perform services described in Attachment "B", annexed to the Architectural/Engineering Consultant Agreement for the sum of \$166,000, as set forth in Attachment "A" of said Agreement.

RESOLUTION ADOPTED with Aye(1595). Supervisors Wheeler and Bai a were absent. (5/25/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 113 of 2010**

**DATED:** May 25, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - MONTGOMERY COUNTY YOUTH DAY-2010 (YOUTH BUREAU/ACSD)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Di Mezza

WHEREAS, the Montgomery County Youth Bureau has been serving the youth of Montgomery County since 1978, and

WHEREAS, the Montgomery County Youth Bureau/ACSD sponsored Youth Day-2008 on July 25th, 2008 to celebrate 30 years of serving the youth of Montgomery County, and

WHEREAS, Youth Day-2008 was a tremendous success and served over 700 youth, and the Montgomery County Youth Bureau/ACSD sponsored Youth Day-2009 on July 29th, 2009 and served over 1,000 youth, and

WHEREAS, the Montgomery County Youth Bureau/ACSD will host Youth Day-2010 on July 29th, 2010 and is scheduled to take place at the Montgomery County Annex Building and adjoining field/playground area owned by the Village of Fonda, and

WHEREAS, a request was made to the Village of Fonda and permission was granted by the Village of Fonda to use adjoining field/playground area for Youth Day-2010, and

WHEREAS, Montgomery County has provided the certificate of insurance to the Village of Fonda demonstrating the coverage by the county for the above stated event, and

WHEREAS, the Montgomery County Youth Board of Directors has recommended allocations of 2010 Outreach Program funds totaling \$9,600.00 leaving a remaining balance of \$9,400.00, and

WHEREAS, the Montgomery County Youth Board of Directors requests to use the unallocated Outreach Funding balance of \$9,400.00 for expenditures related to the Youth Day-2010 event, and

WHEREAS, the Montgomery County Youth Bureau/ACSD will be seeking outside vendors and exhibitors for Youth Day-2010, and

WHEREAS, agreements and contracts will result from seeking of vendors and exhibitors needing review and signing,

RESOLVED, that the Chairman of the Board of Supervisors hereby is authorized and directed, following review and approval by the County Attorney, to sign any and all related agreements and contracts for the purpose of Youth Day-2010 to be held on July 29th, 2010.

RESOLUTION ADOPTED with Aye(1595). Supervisors Wheeler and Bai a were absent. (5/25/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Discussi on Resol uti on No. 114

Supervisor Thayer stated the Sheriff had notified him earlier in the day about a PT Correction Officer quitting. He is requesting that the Resolution be amended to change the number of PT Correction Officers from 3 to 4.

Supervisor Quackenbush pointed out that it would be against the County's policy to add another position prior to the Personnel Committee reviewing the request.

Most Supervisors agreed that the Board should adhere to the policy that they established.

On roll call the amendment failed.

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**RESOLUTION NO. 114 of 2010**

**DATED:** May 25, 2010

**RESOLUTION AUTHORIZING SHERIFF TO FILL VACANCIES (SHERIFF)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Quackenbush

WHEREAS, the Personnel Committee, at its meeting on May 18, 2010, reviewed five Request to Fill Vacancies submitted by the Sheriff's Office, which was reviewed by the Personnel Officer, and said positions meet all Civil Service requirements,

RESOLVED, that the Sheriff is hereby authorized to fill the following vacancies:

- 3 - Correction Officers (PT)
- 2 - Correction Facility Nurse (FT)
- 1 - Senior Civil Account Clerk (FT)

MOTION TO AMEND by Supervisor Thayer, seconded by Supervisor Stagliano, to add one more PT Correction Officer in the "RESOLVED" clause, was defeated with Aye(326). Supervisors Walters, Sweet, Thayer and Stagliano voted Aye. Supervisors Wheeler and Bai a were absent. (5/25/2010)

RESOLUTION ADOPTED with Aye(1595). Supervisors Wheeler and Bai a were absent. (5/25/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 115 of 2010**

**DATED:** May 25, 2010

**RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO EXECUTE A NONDISCLOSURE AGREEMENT WITH CELLCO PARTNERSHIP DBA VERIZON WIRELESS AND T-MOBILE USA, INC. (SHERIFF)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Walters

WHEREAS, Resolution No. 119 of 2009 authorized the implementation of a new Microwave System for Montgomery County, and

WHEREAS, a needs assessment performed for the new Microwave System identified cell phone companies as the most economical way to proceed with the implementation of the new system, and

WHEREAS, Cellco Partnership dba Verizon Wireless and T-Mobile USA, Inc. require that a Nondisclosure Agreement be executed with the County before proceeding with the project,

RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized and directed to execute a Nondisclosure Agreement with Cellco Partnership dba Verizon Wireless and T-Mobile USA, Inc.

RESOLUTION ADOPTED with Aye(1595). Supervisors Wheeler and Bai a were absent. (5/25/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**Discussion Resolution No. 116**

Supervisor Thayer requested that the Memorandum of Agreement be read aloud and be part of the minutes because it was not attached to the Resolution.

Attorney Landon read the Memorandum of Agreement as follows:

MEMORANDUM OF AGREEMENT By and Between The County of Montgomery And CSEA Local 1000, AFSCME, AFL-CIO For the Montgomery County Office and Public Works Units Montgomery County Local 829 And Montgomery County Correction Supervisors, Council 82 And Montgomery County Deputy Sheriff's (Police Benevolent Association)

The parties of these Agreements have reached a tentative agreement to amend the Prescription Drug co-pays contained in their Collective Bargaining Agreements from January 1, 2009 – December 31, 2012 as follows:

1. The current co-pays are amended as indicated on the attached summary.
2. For further explanation, Generic medications are not available through the CANARx plan. This has not changed. Generic co-pays are reduced to \$0 for retail and mail order prescriptions.
3. For "Brand Preferred" and "Brand Non Preferred" medications, "Not Available" co-pays are applied if a medication is not available through a mail order provider. This includes all acute medications and all brand name maintenance medications being filled for the first time by the employee or dependent family member. Some medications cannot be filled by mail order for other reasons. The "Not Available" co-pays are applied in these cases also. These co-pays are unchanged.
4. For "Brand Preferred or Non Preferred" medications, the new "Available " co-pays are used only if the brand name maintenance medication is available through CANARx and is not filled through them.

This tentative agreement is subject to ratification by CSEA, Correction Supervisors and Deputy Sheriff members of their bargaining units and approval by the Board of Supervisors of Montgomery County. Effective July 1, 2010 – December 31, 2012.

**RESOLUTION NO. 116 of 2010**

**\*\*See Appendix for Resolution Attachment\*\***

**DATED:** May 25, 2010

RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY AND MONTGOMERY COUNTY LOCAL 829 OF CSEA, INC. / CORRECTION SUPERVISORS, COUNCIL 82/ DEPUTY SHERIFF'S (PBA) (PERSONNEL)

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

WHEREAS, Montgomery County would like to amend the co-payments for the prescription drug plan through Matrix, and

WHEREAS, this co-payment change is intended to direct employees and retirees to utilize the Canadian Drug plan more than it is being used presently,

RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized and directed to sign said Memorandum of Agreement for the period Effective July 1, 2010 - December 31, 2012.

MOTION TO AMEND by Supervisor Di Mezza, seconded by Supervisor Barone, Sr., to add the words "as attached hereto" in the last sentence of the "RESOLVED" clause, passed with Aye(1595). Supervisors Wheeler and Bai a were absent. (5/25/2010)

RESOLUTION ADOPTED with Aye(1595). Supervisors Wheeler and Bai a were absent. (5/25/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 117 of 2010**

**DATED:** May 25, 2010

RESOLUTION AUTHORIZING COUNTY TREASURER TO DISBURSE MORTGAGE TAX MONEY (TREASURER)

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Quackenbush

RESOLVED, that the Board of Supervisors hereby authorizes the County Treasurer to disburse Mortgage Tax money for the period from October 1, 2009 through March 31, 2010, and

FURTHER RESOLVED, that said Treasurer is directed to take all necessary steps, under proper accounting procedure, to adjust the books of his office, effective immediately.

RESOLUTION ADOPTED with Aye(1595). Supervisors Wheeler and Bai a were absent. (5/25/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Discussion Resolution No. 118

Supervisor DiMezza thanked the Treasurer and his staff for a job well done. The auction generated \$321,450 in revenues for the County.

**RESOLUTION NO. 118 of 2010**

**DATED:** May 25, 2010

**RESOLUTION ACCEPTING BIDS - 2010 AUCTION (TREASURER)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Quackenbush

WHEREAS, an open-bid auction of certain County-owned real property was held on Wednesday, May 19, 2010, and

WHEREAS, the respective successful bidders were as follows:

PARCEL#	DESCRIPTION	BID
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and,

WHEREAS, successful bids meet the terms and conditions of said auction and have been reviewed by the County Treasurer and by the County Attorney,

RESOLVED, the County Treasurer hereby is authorized and directed to execute Quit Claim Deeds, for each of the aforementioned parcels, in the names of the successful bidders, and

FURTHER RESOLVED, that the County Treasurer is authorized and directed to notify each of the successful bidders that all additional monies for the accepted bid, and any outstanding monies that may be owed, shall be paid to the County Treasurer prior to conveying auction property, and

FURTHER RESOLVED, that failure to comply with the foregoing provisions shall result in non-compliance with the terms and conditions of the auction, forfeiture of the initial deposit and loss of property, and

FURTHER RESOLVED, that such non-compliance also shall result in notification to the recorded second bidder, to determine interest in said property.

MOTION TO AMEND by Supervisor Greco, seconded by Supervisor Quackenbush, to strike the second WHEREAS clause and replace it with the following:

"WHEREAS, the respective successful bidders were as follows:

BIDDER	PARCEL #	BID
NO BID	1	\$
Jeffrey W. Regensburger	2	\$ 100.00
NO BID	3A	\$
Jeffrey W. Regensburger	5	\$ 1,700.00
NO BID	7	\$
Carol Balfe	8	\$ 600.00
Pasquale Minuto	10	\$10,000.00
Ning Cui	11	\$13,000.00
Darrell W. Moore	18	\$ 4,500.00
Erik J. Goodrich & Shelly M. Fox	20	\$77,500.00
Brian C. Leffler	28	\$ 9,000.00
William F. & Tina L. Peeler	31	\$ 2,000.00
Peter A. Fowler	32	\$24,000.00
Crystal G. Smida & Jason W. Jeffer	35	\$ 1,700.00
James C. Vitus & Joseph M. Vitus	36	\$ 250.00
Brian C. Leffler	39	\$12,000.00
Chun Yee J. Wong	40	\$ 5,000.00
Gerald M. Damon	42	\$ 100.00
Yongxiu Zhao	43	\$ 8,000.00
Joseph B. Zook	45	\$ 2,300.00
Louis Fanelli	46	\$12,500.00
Joseph A. Nalli	47	\$ 400.00
Diana L. Snell	52	\$ 50.00

William F. & Tina L. Peeler	53	\$16,000.00
Chun Yee J. Wong	55	\$ 6,000.00
Brian C. Leffler & Dale E. Leffler	56	\$13,500.00
Richard P. Collins	58	\$10,000.00
Ning Cui	59	\$ 5,500.00
NO BID	62	\$
Brenda C. & Paul A. McGovern	70	\$11,000.00
Roselle J. Werner	71	\$ 8,250.00
Lori A. Connie	73	\$ 9,000.00
Randall G. Shuster	74	\$19,000.00
NO BID	75	\$
David R. Hewitt	78	\$10,000.00
Richard P. Collins	79	\$ 2,000.00
Bruce R. Dye	80	\$11,000.00
Bernard G. Smith	81	\$15,500.00

TOTAL \$321,450.00"

passed with Aye(1595) Supervisors Wheeler and Bai a were absent. (5/25/2010)

RESOLUTION ADOPTED with Aye(1595). Supervisors Wheeler and Bai a were absent. (5/25/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 119 of 2010**

**DATED:** May 25, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET - SOIL AND WATER CONSERVATION DISTRICT (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Johnson

WHEREAS, it is necessary to transfer funds due to an increase in dues for the Conservation Council,

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

**TRANSFER FROM:**

A-01-4-1990-00-4400	Contingent Account	\$200
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**TRANSFER TO:**

A-01-4-8710-00-4588	Conservation Council	\$200
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RESOLUTION ADOPTED with Aye(1595). Supervisors Wheeler and Bai a were absent. (5/25/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 120 of 2010**

**DATED:** May 25, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET - CONTRIBUTION OF FUNDS TO HAMILTON, FULTON, MONTGOMERY (HFM) BOCES LPN PROGRAM (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Wheeler

WHEREAS, Resolution Number 158 of 2009 authorized a \$15,000.00 contribution to the HFM BOCES LPN Program, and

WHEREAS, the funds were not distributed in 2009 from the 2009 Operating Budget,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 2010 Operating Budget as follows:



## TRANSFER FROM:

A-01-1990-00-. 4400	Contingent Account	\$15,000
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## TRANSFER TO:

A-01-1010-00-. 4460	Other Programs	\$15,000
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RESOLUTION ADOPTED with Aye(1595). Supervisors Wheeler and Bai a were absent. (5/25/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 121 of 2010****DATED:** May 25, 2010**RESOLUTION SUPPORTING A TEMPORARY EXTENSION OF ENHANCED FEDERAL MEDICAID MATCHING FUNDS PROVIDED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Di Mezza

WHEREAS, Medicaid is a federal, state, and local health care program whose costs and administration represents the largest component of the state and local fiscal relationship in New York, currently totaling over \$51 billion annually, and

WHEREAS, since the program's inception, counties across the state have struggled to fund the growth of the Medicaid local share and even with local budget austerity measures the programs cost has resulted in higher property taxes, higher sales taxes, and a decline in county services, and

WHEREAS, while a local government Medicaid "cap" has been implemented in New York in an effort to provide some budget stability and help shield local taxpayers from the impact of excessive Medicaid growth, counties remain concerned with the future sustainability of the Medicaid program, the effect on other state and local budget priorities, and the overall outlook for New York's economic competitiveness, and

WHEREAS, Congress has provided an increase in Federal Medicaid matching funds, set to expire on December 31, 2010, to all states under the American Recovery and Reinvestment Act in recognition of the recent fiscal crisis, and

WHEREAS, in addition to providing fiscal relief to the State of New York, this increase also provides direct fiscal relief to local governments in New York State which helps ease the local property and sales tax burden for all New Yorkers, and

WHEREAS, the U.S. Senate, House and the President all support a six month extension of this critical temporary enhanced Medicaid assistance through June 30, 2011 because of the continued fiscal pressures experienced by state and local governments due to further declines in tax revenues and increased demand for public services stemming from the recession, and

WHEREAS, New York and twenty-three other states, have included a six month extension of this enhanced funding in their budgets for the coming year, it is imperative that Congress enact a six month extension of enhanced Medicaid assistance payments as soon as possible, to allow states to finalize their budgets without having to fill even larger budget holes with tax increases or service cuts that would be necessary in the absence of this federal funding, and

RESOLVED, that Montgomery County supports a six month extension of the enhanced Federal Medical Assistance Percentage (FMAP) as established under the American Recovery and Reinvestment Act, and

FURTHER RESOLVED, that NYSAC calls upon the Governor and the State Legislature to encourage the New York Congressional Delegation to support this six month extension; and

FURTHER RESOLVED, that Montgomery County will forward copies of this Resolution to Governor David A. Paterson, the New York State Legislature, the New York Congressional Delegation, NYSAC and all others deemed necessary and proper.

RESOLUTION ADOPTED with Aye(1595). Supervisors Wheeler and Bai a were absent. (5/25/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

OTHER

Supervisor Barone addressed Ms. Lindley's concerns expressed during Public Comment.

He explained that while inmates are being housed at the County jail, and do not have health insurance, it is the responsibility of the County to make sure they get medical care if needed.

Supervisor Barone explained that the Bridge in Amsterdam was approved through bonding and therefore, the bond funds are allocated and have to be used to build the bridge.

#### ADJOURNMENT

MOTION TO ADJOURN by Supervisor Quackenbush, seconded by Supervisor Johnson, passed with Aye(1595). Supervisors Wheeler and Bai a were absent.

Meeting adjourned at 7:29 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - ECONOMIC DEVELOPMENT/PLANNING  
7:00 PM, June 8, 2010

COMMITTEE MEETING DISCUSSION

Chairman Baia presided over the meeting commencing at 7:00 p.m.

Roll call indicated Committee members present included Supervisors Wheeler, Coddington, Strevy and Rajkowski. Supervisor DiMezza and Johnson were absent.

Additional Supervisors present were Supervisors Greco, Barone, Sweet, Walters and Thayer. Supervisors Quackenbush and Stagliano were absent.

Chairman Baia has called a meeting of the Economic Development/Planning Committee for 7:00 p.m. on Tuesday, June 8, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION

A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee

2. PRESENTATION: Marilyn Smith - Cornell Cooperative Extension

3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - CONTINUATION OF CLEO AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY AND THE COUNTIES OF FULTON AND SCHOHARIE TO COMPLY WITH IMPLEMENTATION REQUIREMENTS OF THE WORKFORCE INVESTMENT ACT OF 1998 (ECONOMIC DEVELOPMENT/PLANNING)

4. RESOLUTION BETWEEN FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD AND CONSORTIUM FOR ONE-STOP OPERATOR SERVICES (WORKFORCE DEVELOPMENT)

5. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AMENDED AGREEMENT 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT/ PLANNING)

6. RESOLUTION REAPPOINTING MEMBERS OF MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT/PLANNING)

7. OTHER

Item #1: (DISCUSSION) Chairman Baia reported that the Department of Economic Development/Planning is currently working on the following items: A County-wide Comprehensive Plan; Rewriting a zoning ordinance for the City of Amsterdam; and a Water Revitalization Plan for Fonda and Fort Plain.

Item #2: (PRESENTATION: Marilyn Smith - Cornell Cooperative Extension) Chairman Baia reported that Marilyn Smith of Cornell Cooperative Extension would not be available to make her presentation and will be on the Agenda for next month.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - CONTINUATION OF CLEO AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY AND THE COUNTIES OF FULTON AND SCHOHARIE TO COMPLY WITH IMPLEMENTATION REQUIREMENTS OF THE WORKFORCE INVESTMENT ACT OF 1998 (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Strevy and Greco made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION BETWEEN FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD AND CONSORTIUM FOR ONE-STOP OPERATOR SERVICES (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Strevy and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #5: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AMENDED AGREEMENT 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors Greco and Rajkowski made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #6: (RESOLUTION REAPPOINTING MEMBERS OF MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Wheeler and Rajkowski made a motion and seconded, respectively, to move the Resolution.

Supervisor Rajkowski requested that Anthony Bruno be removed for the Town of Mohawk and Wayne DeMallie be added. The Committee was in agreement.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #7: (OTHER) Chairman Greco announced that the Hill and Marks ground breaking is Friday, June 11th, at 1:00 pm.

Supervisors Greco and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Baia adjourned the Economic Development/Planning Committee meeting at 7:06 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PUBLIC SAFETY  
7:05 PM, June 8, 2010

COMMITTEE MEETING DISCUSSION

Chairman Thayer presided over the meeting commencing at 7:06 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Johnson, Coddington, Rajkowski and Sweet. Supervisor Stagliano was absent.

Additional Supervisors present were Greco, Barone, Strevy, Walters and Baia. Supervisors Di Mezza and Quakenbush were absent.

Chairman Thayer has called a meeting of the Public Safety Committee for 7:05 p.m. on Tuesday, June 8, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. PRESENTATION: Mary Riley-Jacome - American Red Cross
3. RESOLUTION ESTABLISHING PUBLIC HEARING - LOCAL LAW #2 OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION)
4. RESOLUTION AMENDING POLICY & PROCEDURE COMMITTEE FOR MONTGOMERY COUNTY FIRE ADVISORY BOARD - FIRE SERVICE (EMERGENCY MANAGEMENT)
5. OTHER

Item #1 (DISCUSSION) Chairman Thayer reported the following:

The Sheriff has extended an invitation for Supervisors to look at the updated 911 Dispatch Center on June 10, 2010.

Gary Nestle will be retiring either on October 1, 2010 or December 31, 2010 (depending on the reirement incentive). Chairman Thayer stated there are several things to take into consideration with the position. He explained that Mr. Nestle is both the Fire Coordinator and EMS Coordinator. Does the Board of Supervisors want to keep both positions with one person or divide the titles? There has been some discussion about moving the responsibilities to the Sheriff's Office. There is a resolution on the Agenda to deal with amending the Policy and Procedures for the position of Fire Coordinator.

Chairman Greco explained that several things have been looked at regarding the Fire Coordinator. Supervisor Thayer and Chairman Greco met with the Sheriff to discuss the possibility of moving the responsibility of Emergency Management to his office. Chairman Greco suggested that Supervisor Thayer put together a plan for Emergency Management.

Lucille Sitterly updated the Committee on Leandra's Law. She stated that if someone is sent to prison for a felony DWI when they are released they will serve five-years probation and parole. The County is not going to be liable for paying for the ignition interlock system. That expense will be borne by the offender and/or the vendor.

Item #2: (PRESENTATION: Mary Riley-Jacome - American Red Cross) Chairman Thayer reported that Mary Riley-Jacome was unable to attend the meeting.

Item #3: (RESOLUTION ESTABLISHING PUBLIC HEARING - LOCAL LAW #2 OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION) Supervisors Wheeler and Greco made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AMENDING POLICY & PROCEDURE COMMITTEE FOR MONTGOMERY COUNTY FIRE ADVISORY BOARD - FIRE SERVICE (EMERGENCY MANAGEMENT) Supervisors Thayer and Johnson made a motion and seconded, respectively, to move the Resolution.

After the Committee reviewed the amended Policy and Procedures for the Fire Coordinator it was their recommendation to refer the Policy to the Personnel Committee so that changes could be made

that would make the Policy consistent with the County's current Hiring Policy. There were no objections.

Item #5: (OTHER) There were no other items for discussion.

Motion was made and seconded by Supervisors Wheeler and Johnson, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Thayer adjourned the Public Safety Committee meeting at 7:28 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - HEALTH & HUMAN SERVICES  
7:10 PM, June 8, 2010

COMMITTEE MEETING DISCUSSION

Chairman Barone presided over the meeting commencing at 7:29 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Johnson, Coddington and Sweet. Supervisor Stagliano was absent.

Additional Supervisors present were Greco, Strevy, Rajkowski, Thayer, Baia and Walters. Supervisors DiMezza and Quackenbush were absent.

Chairman Barone has called a meeting of the Health and Human Services Committee for 7:10 p.m. on Tuesday, June 8, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-STD SERVICES (PUBLIC HEALTH)
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-TUBERCULOSIS MEDICAL SERVICES (PUBLIC HEALTH)
4. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-RABIES POST EXPOSURE TREATMENT SERVICES (PUBLIC HEALTH)
5. OTHER

Item #1: (DISCUSSION) Chairman Barone deferred his discussion items to the end of the meeting.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-STD SERVICES (PUBLIC HEALTH) Supervisors Barone and Baia made a motion and seconded, respectively, to move the Resolution. Chairman Barone pointed out typo's that needed to be corrected in the Resolution. The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-TUBERCULOSIS MEDICAL SERVICES (PUBLIC HEALTH) Supervisors Barone and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-RABIES POST EXPOSURE TREATMENT SERVICES (PUBLIC HEALTH) Supervisors Barone and Strevy made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Add On Resolution:

(RESOLUTION ADVANCING 2010 BUDGET ALLOCATION TO THE OFFICE FOR THE AGING (HEALTH & HUMAN SERVICES) Supervisors Barone and Greco made a motion and seconded, respectively, to move the Resolution.

Chairman Barone explained that Kim Denis from the Office for Aging asked that the County advance OFA money until the State and Federal Funding came through. She was requesting \$120,000. He and Chairman Greco felt that the best way to approach the situation would be to advance OFA the remainder of funds, allocated for OFA in the County Budget for 2010, in the amount of \$128,140.00. The County would make no other contributions to OFA for the remainder of the year.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #5: (OTHER) Chairman Barone reported that he was asking the DSS Fraud Investigators to make a presentation at the July Board meeting.

Supervisor Strevy noted that the \$1.1 million in State funding for DSS was in jeopardy.

Chairman Barone stated that DSS has lost seven employees and there will be a Resolution on the Personnel Committee to address the Request to Fill Vacancies. Chairman Barone stated that he authorized, in conjunction with the Personnel Officer, the hiring of another Fraud Investigator.

Supervisor Baia stated that he read a news article regarding Fulton County having a Task Force to investigate fraudulent claims for Social Services funds. He suggested that Montgomery County gather information regarding Fulton County's Task Force.

The motion was made and seconded by Supervisors Wheeler and Sweet, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Barone adjourned the Health & Human Services Committee meeting at 7:43 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board



PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - GENERAL SERVICES  
7:15 PM, June 8, 2010

COMMITTEE MEETING DISCUSSION

Chairman Walters presided over the meeting commencing at 7:44 p.m.

Roll call indicated Committee members present included Supervisors Allen, Johnson, Coddington, Rajkowski and Sweet. Supervisor Stagliano was absent.

Additional Supervisors present were Supervisors Greco, Strevy, Wheeler, Baia, Barone and Thayer. Supervisor DiMezza and Quackenbush were absent.

Chairman Walters has called a meeting of the General Services Committee for 7:15 p.m. on Tuesday, June 8, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AWARDING BID FOR ROOF REPLACEMENT, FLOW METERS AND GENERATORS (SANITARY DISTRICT #1)
3. RESOLUTION AMENDING SANITARY DISTRICT NO. 1 - 2010 OPERATING BUDGET-BEECH-NUT NUTRITION CORPORATION (SANITARY DISTRICT #1)
4. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT FOR PROVISION OF DATA PROCESSING SERVICES - CITY OF AMSTERDAM (DATA PROCESSING)
5. OTHER

Item #1: (DISCUSSION) Supervisor Johnson referred to a letter from Albany County who has been awarded a grant to perform a Solid Waste Management Plan Feasibility Study. Albany County is requesting that the planning units in the 11-county area participate in the study. Supervisor Johnson felt that the County should not miss out on this opportunity and suggested that employees from the Montgomery County Planning Department attend the meeting on June 16, 2010.

Supervisor Thayer stated that Albany County is looking to form an Authority that would be twenty times bigger than MOSA. Supervisor Thayer explained that when Albany County applied for the grant they were informed by the State that they would need co-applicants. That is how Schoharie County got involved, which was prior to the administrative changes in MOSA. Supervisor Thayer informed the Committee that John Thomas, Dennis Heaton and himself attended the meeting in Albany when this matter was first being discussed last year. Supervisor Thayer indicated that what he got out of the meeting was that Albany County was looking to get Saratoga County on board so that when the Albany Landfill closed they could use Saratoga's landfill.

Chairman Greco felt that the Albany County letter was a good point of information and would be a good opportunity for Montgomery County's Planning Department to get involved to gather information and help formulate a plan.

Supervisor Coddington stated that he was not in favor of getting involved unless someone is willing to look at a Waste-to-Energy facility. He will not get involved with another Authority.

John Thayer noted that he would like to thank DPW for cutting down brush in the Town of Root, which was creating a blind spot for drivers. He has received many positive comments from residents regarding the situation.

Chairman Greco went on record to thank Dan Colón, Data Processing Director, for the fine job he did with developing an "Agreement for Services" with the City of Amsterdam.

Item #2: (RESOLUTION AWARDING BID FOR ROOF REPLACEMENT, FLOW METERS AND GENERATORS (SANITARY DISTRICT #1) Supervisors Walters and Thayer made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AMENDING SANITARY DISTRICT NO. 1 - 2010 OPERATING BUDGET - BEECH NUT NUTRITION CORPORATION (SANITARY DISTRICT #1) Supervisors Walters and Coddington made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT FOR PROVISION OF DATA PROCESSING SERVICES - CITY OF AMSTERDAM (DATA PROCESSING) Supervisors Walters and Rajkowski made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

ITEM #5. (OTHER) There was no other discussion.

Supervisors Barone and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Walters adjourned the General Services Committee meeting at 7:55 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
7:00 PM, June 15, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 7:00 PM.

Roll call indicated Committee members present were Supervisors Bai a, Barone, Di Mezza, Quackenbush, Thayer and Walters.

Additional Supervisors present were Supervisors Greco, Allen, Johnson, Rajkowski, Wheeler, Stagliano and Coddington. Supervisor Sweet was absent.

Chairman Strevy has called a meeting of the Finance Committee for 7:00 p.m. on Tuesday, June 15, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. PRESENTATION - Dr. Dustin Swanger-FMCC Operating Budget
3. RESOLUTION CREATING A BUDGET PLAN THAT ENSURES NO SIGNIFICANT TAX INCREASES FOR COUNTY RESIDENTS (TREASURER)
4. RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. B OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER)
5. RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. C OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER)
6. RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. D OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER)
7. RESOLUTION ESTABLISHING PUBLIC HEARING - FMCC 2010-2011 OPERATING BUDGET (FMCC)
8. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - UNIFORM SERVICES (PUBLIC WORKS)
9. OTHER

Item #1: (DISCUSSION) Chairman Strevy reported that he attended a meeting with the Office for Agency. Because of the lack of State funding, OFA might have to close. Supervisor Barone suggested a plan of action where representatives from the Board go to Albany to discuss the situation with the appropriate legislatures. Supervisor DiMezza suggested advancing OFA 75% of next years budget appropriation. Other Supervisors suggested waiting for another month before acting on the advance. The County has already agreed to advancing OFA the amount of \$128,140 that remains in the OFA appropriation account for 2010. The Committee agreed to wait.

Item #2: (PRESENTATION): Dr. Dustin Swanger-FMCC Operating Budget. Dr. Swanger took the floor and reported that FMCC total budget is \$19,943,776 in revenue and expenses. This consists of \$2,233,036 in grants and \$17,70,740 in operating revenue and appropriations. The college is not asking for an increase in County's contribution, which will remain at \$1,395,821. There will be no increase in tuition fees for the year.

Item #3: (RESOLUTION CREATING A BUDGET PLAN THAT ENSURES NO SIGNIFICANT TAX INCREASES FOR COUNTY RESIDENTS (Treasurer) Supervisors DiMezza and Barone made a motion and seconded, respectively, to move the Resolution.

The plan as proposed in the Resolution would create a four-part plan that consists of passing the NYS Retirement Incentive; revert to the 2005 full and part-time employee count, excluding the Montgomery Meadows personnel; ensure no capital spending for the next two years and retain a portion of revenues shared with municipalities and outside agencies.

Supervisor DiMezza stated that measure would look to cut about 50 positions or about 15% of the County's workforce. He indicated that the County has targeted about 21 employees for the retirement incentive. He stated that not all 21 employees will take advantage of the retirement incentive.

Chairman Greco suggested negotiations to open the CSEA contract to help make reductions. Supervisor DiMezza stated that the Union has refused to do that.

Another suggestion was to turn over some of the County roads to the Towns so the County would not be responsible for plowing and maintenance. Supervisor Walters stated he would not be in favor of such a proposal. He indicated that the rural areas would suffer for it. He stated that the residents are paying for these services through their taxes.

Supervisor Thayer stated the rural areas depend on the Sheriff's patrol and he expressed his concern about losing position through the Retirement Incentive. He stated that the Board needs to be careful about what they are cutting and where.

On roll call the Resolution was moved to the full Board with a positive recommendation with Supervisors DiMezza, Barone, Baia and Strevy voting "aye". Supervisors Walters, Quackenbush and Thayer voted to send it with no recommendation.

Item #4: (RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. B OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER) The resolution was withdrawn from the Agenda.

Item #5: (RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. C OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER) Supervisors Baia and Thayer made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #6: (RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. D OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER) Supervisors DiMezza and Quackenbush made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #7: (RESOLUTION ESTABLISHING PUBLIC HEARING - FMCC 2010-2011 OPERATING BUDGET (FMCC) Supervisors Wheeler and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #8: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - UNIFIRST CORPORATION - UNIFORM SERVICES (PUBLIC WORKS) Supervisors Walters and Baia made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #9: (OTHER) There was no other discussion.

Supervisors Barone and Baia made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Strevy adjourned the Finance Committee meeting at 8:01 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PERSONNEL  
7:05 PM, June 15, 2010

COMMITTEE MEETING DISCUSSION

Chairman DiMezza presided over the meeting commencing at 8:02 PM.

Roll call indicated Committee members present were Supervisors Baia, Barone, Strevy, Quackenbush, Walters and Thayer.

Additional Supervisors present were Supervisors Greco, Wheeler, Johnson, Rajkowski, Coddington, Allen and Stagliano. Supervisor Sweet was absent.

Chairman DiMezza has called a meeting of the Personnel Committee for 7:05 p.m. on Tuesday, June 15, 2010 in the Supervisors' Chambers, County Office Bldg, 64 Broadway, Fonda, NY.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
  - B. Part-Time Deputies
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT WITH NATIONAL EMPLOYERS COUNCIL, INC./PEOPLE SYSTEMS (PERSONNEL)
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT WITH AMERICAN SAFETY COUNCIL, INC. FOR DEFENSIVE DRIVING COURSE (PERSONNEL)
4. RESOLUTION AUTHORIZING SHERIFF TO FILL VACANCY (SHERIFF)
5. RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCIES (SOCIAL SERVICES)
6. RESOLUTION AMENDING RESOLUTION NO. 65 OF 2010 ESTABLISHING A HIRING POLICY FOR COUNTY POSITIONS THROUGH DECEMBER 31, 2012 (PERSONNEL)
7. RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. E OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105 LAWS OF 2010 (PERSONNEL)
8. OTHER

Item #1: (DISCUSSION) Chairman DiMezza explained that a four-day work week was discussed during the last Labor Management Committee meeting. A union representative prepared a memo outlining a pilot program to test the idea of a four-day work week but mistakenly stated that "the County" would like to establish a 3-month pilot program for the 4-day workweek. Actually it should read that the "Labor Management Committee" would like to establish a pilot program. By stating "the County" would infer that the Board of Supervisors had approved when in fact they had not addressed the matter. Supervisor Barone stated that it was a mistake.

Supervisor Stagliano stated that the Labor Management Committee is getting out of hand as they should have discussed the idea of a four-day work week with the Board of Supervisors prior to putting out any communication to employees. Supervisor Stagliano indicated that there would be no cost savings because the buildings would still be open for 35 hours a week. He stated that it is the Board of Supervisors business to serve the constituents of Montgomery County.

(PART-TIME DEPUTIES) Undersheriff Smith took the floor and stated the Board had previously authorized the Sheriff's Office to send three part-time deputies to basic school for certification and hire one certified part-time deputy. Since then the Sheriff has received applications from three individuals looking for part-time work who are already certified. In the interest of saving money the Undersheriff suggested sending two individuals to school and hire two individuals that are already certified deputies.

Chairman DiMezza and Supervisor Wheeler motioned to allow the Sheriff's Office to move forward with sending to part-time deputies to school and hiring two part-time deputies that are currently certified. There were no objections.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT WITH NATIONAL EMPLOYERS

COUNCIL, INC./PEOPLE SYSTEMS (PERSONNEL) Supervisors Baia and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT WITH AMERICAN SAFETY COUNCIL, INC. FOR DEFENSIVE DRIVING COURSE (PERSONNEL) Supervisors DiMezza and Baia made a motion and seconded, respectively, to move the Resolution to the full Board.

Chairman DiMezza and Supervisor Thayer made a motion and seconded, respectively, to amend the Resolution to add "all profits will be contributed to the DWI Scholarship Program". There were no objections.

The Resolution as amended was moved to the full Board with a positive recommendation.

Item #4: (RESOLUTION AUTHORIZING SHERIFF TO FILL VACANCY (SHERIFF) Supervisors Thayer and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #5: (RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCIES (SOCIAL SERVICES) Supervisors Barone and Strevy made a motion and seconded, respectively, to move the Resolution.

Chairman DiMezza and Supervisor Thayer made a motion and seconded, respectively, to amend the Resolution to fill the vacancies for three Caseworkers for "Child Protective Unit", one Caseworker for "Single Point of Entry" and one "Welfare Employment Representative". There were no objections.

The Resolution as amended was moved to the full Board with a positive recommendation.

Item #6: (RESOLUTION AMENDING RESOLUTION NO. 65 OF 2010 ESTABLISHING A HIRING POLICY FOR COUNTY POSITIONS THROUGH DECEMBER 31, 2012 (PERSONNEL) Supervisors Thayer and Johnson made a motion and seconded, respectively, to move the Resolution.

Chairman DiMezza suggested adding the word "hourly" before part-time positions and adding that this would be for the "Sheriff Office". There were no objections.

The Resolution with corrections was moved to the full Board with a positive recommendation. There were no objections.

Item #7: (RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. E OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105 LAWS OF 2010 (PERSONNEL) Supervisors Strevy and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Add-On: (RESOLUTION ESTABLISHING PROCEDURE FOR HIRING A FIRE COORDINATOR AND RESCINDING RESOLUTION NO. 383 OF 1991 (EMERGENCY MANAGEMENT) Supervisors Thayer and Johnson made a motion and seconded, respectively, to move the Resolution.

Chairman Greco explained that the amended Policy received from Emergency Management to fill the position of Fire Coordinator would allow the Fire Advisory Board to choose qualified candidates and also hire the preferred candidate. Chairmen Greco stated that the Fire Coordinator position should be a part of the Board of Supervisors Hiring Policy and it should not be the responsibility of the Fire Advisory Board. Therefore, he presented the Resolution that clarifies the procedure for hiring a Fire Coordinator and Resolution 383 of 1991 would be rescinded which established the original procedure.

The Resolution was moved to the full Board with a positive recommendation.

Item #8: (OTHER) There was no other discussion.

Supervisors Strevy and Quackenbush made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman DiMezza adjourned the Personnel Committee meeting at 8:42 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
REGULAR MEETING  
7:00 PM, June 22, 2010

CALL TO ORDER

Chairman Greco called the Regular Meeting of the Montgomery County Board of Supervisors for June 22, 2010 to order at 7:00 PM.

SALUTE TO THE FLAG

Supervisor Allen led the Salute to the Flag.

ROLL CALL

Roll call indicated that the following Supervisors were present: Greco, Allen, Barone, Strevy, Thayer, Coddington, Rajkowski, Quackenbush, Walters, Johnson, Sweet, DiMezza and Stagliano. Supervisor Walters was absent.

PRIVILEGE OF THE FLOOR

A. Public Comment - There was no public comment.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION TO ADOPT MINUTES OF PREVIOUS SESSION by Supervisor Barone, Sr., seconded by Supervisor Johnson, passed with Aye(1819). Supervisor Walters was absent.

APPROVAL OF BUDGETARY TRANSFER

MOTION TO ACCEPT BUDGETARY TRANSFERS by Supervisor DiMezza, seconded by Supervisor Barone, Sr., passed with Aye(1819). Supervisor Walters was absent.

SUSPEND RULES

MOTION TO SUSPEND THE RULES by Supervisor Greco, seconded by Supervisor Barone, Sr., to add Resolution No. 147 and move Resolution No. 140 before Resolution No. 122 passed with Aye(1819). Supervisor Walters was absent.

NEW BUSINESS

A. Resolutions

B. Other

Discussion Resolution No. 140

Supervisor DiMezza indicated that the State does not realize the position they are putting the Office for Aging in. The agency delivers approximately 500 meals a day to senior citizens.

Chairman Greco stated that it is a disgrace that the State cannot pass a budget to allow for the appropriate funding for the Office for Aging.

Attorney Landon suggested the Resolution be amended as follows:

MOTION TO AMEND by Supervisor Barone, Sr., seconded by Supervisor DiMezza, to add a Further Resolved clause to read as follows: "FURTHER RESOLVED, that the Chairman of the Montgomery County Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized to execute an amendment to the OFA Contract if necessary."

**RESOLUTION NO. 140 of 2010**

**DATED:** June 22, 2010

RESOLUTION ADVANCING 2010 BUDGET ALLOCATION TO THE OFFICE FOR AGING (BOARD OF SUPERVISORS)

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Greco

WHEREAS, State funding is not being disbursed to the Office For Aging (OFA) until a State Budget is passed, and

WHEREAS, the Office for Aging relies upon Federal and State reimbursements to pay subcontractors for services rendered, and

WHEREAS, Montgomery County appropriated \$220,000 for the Office For Aging in the 2010 Operating Budget, and

WHEREAS, the unobligated balance due to the Office For Aging for the 2010 Budget is \$128,039.36

RESOLVED, that the Board of Supervisors hereby authorizes and directs the County Treasurer to advance the Office For Aging the remaining unobligated balance of \$128,039.36 from Account A-01-4-6989-00-4578, with the understanding that no other funds will be disbursed to the Office For Aging for the remainder of 2010.

MOTION TO AMEND by Supervisor Barone, Sr., seconded by Supervisor DiMezza, to add a Further Resolved clause to read as follows: "FURTHER RESOLVED, that the Chairman of the Montgomery County Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized to execute an amendment to the OFA Contract if necessary" passed with Aye(1819). Supervisor Walters was absent. (6/22/2010)

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 122 of 2010**

**DATED:** June 22, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - CONTINUATION OF CLEO AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY AND THE COUNTIES OF FULTON AND SCHOHARIE TO COMPLY WITH IMPLEMENTATION REQUIREMENTS OF THE WORKFORCE INVESTMENT ACT OF 1998 (BOS)

Resolution by Supervisor: Strevy

Seconded by Supervisor: Greco

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

WHEREAS, the Chief Local Elected Officials (CLEO) Agreement authorizes the FMS Workforce Development Board to provide planning guidance, monitoring, support, oversight and regulation to ensure the highest quality workforce development system, and

WHEREAS, said CLEO Agreement should be renewed on a yearly basis on July 1 of each year,

RESOLVED, that the Chairman of the Board, upon review and approval of the County Attorney, is hereby authorized and directed to sign a formal Chief Local Elected Officials (CLEO) Agreement between the County of Montgomery and the Counties of Fulton and Schoharie to continue to meet the requirements of the Workforce Investment Act, and

FURTHER RESOLVED, this Agreement is effective July 1, 2010 and continues through June 30, 2011, and

FURTHER RESOLVED, if a new Agreement is not in place at that time, provisions of this Agreement will continue in effect until a new Agreement is signed and accepted by the Chief Elected Officials.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 123 of 2010**

**DATED:** June 22, 2010

RESOLUTION BETWEEN FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD AND CONSORTIUM FOR ONE-STOP OPERATOR SERVICES (BOARD OF SUPERVISORS)



Resolution by Supervisor: Strevy

Seconded by Supervisor: Barone, Sr.

WHEREAS, the Fulton-Montgomery-Schoharie Workforce Development Board utilizes a consortium of the Schoharie County Community Action Program, NYS Department of Labor and Schoharie County Department of Social Services to operate its local Workforce Solution Centers in Gloversville, Amsterdam and Cobleskill, and

WHEREAS, under Section 121 of the Workforce Investment Act, the local Workforce Investment Board must "with the agreement of the chief elected official(s)" designate or certify one-stop operators, and

WHEREAS, a Memorandum of Agreement between the FMS Workforce Development Board and consortium for one-stop operator services had been in place and expires on June 30, 2010, and

WHEREAS, said consortium is requesting and the One-Stop Oversight Committee is recommending that the FMS Workforce Development Board and the chief elected officials of Fulton, Montgomery and Schoharie Counties continue this designation through June 30, 2011,

RESOLVED, that the Montgomery County Board of Supervisors is in agreement with the continued designation of said consortium and hereby consents to the extension of the Memorandum of Agreement between Fulton-Montgomery-Schoharie Workforce Development Board and the Schoharie County Community Action Program, NYS Department of Labor and Schoharie County Department of Social Services to operate its local Workforce Solution Centers in Gloversville, Amsterdam and Cobleskill, and

FURTHER RESOLVED, that the Chairman of the Board, upon review and approval of the County Attorney, is hereby authorized and directed to sign said agreement, and

FURTHER RESOLVED, that this agreement is effective July 1, 2010 and continues through June 30, 2011, and

FURTHER RESOLVED, that if a new agreement is not in place at that time, provisions of this agreement will continue in effect until a new agreement is signed and accepted by the Chief Elected Local Officials of each participating County.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 124 of 2010**

**DATED:** June 22, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AMENDED AGREEMENT 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING)

Resolution by Supervisor: Greco

Seconded by Supervisor: Rajkowski

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation has awarded Montgomery County \$65,280.00 from the 2009-2010 Snowmobile Trails Grant-In-Aid Program, based upon an application submitted in cooperation with the Mohawk Valley Snowmobile Clubs, Inc., and

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation has increased the per mile rate for trail development and maintenance for the 2009-2010 Snowmobile Trails Grant-In-Aid Program making the overall award \$72,880.00,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized to execute documents accepting the revised grant award in the amount of \$72,880.00 for the 2009-2010 Snowmobile Trails Grant from the Office of Parks, Recreation and Historic Preservation, and

FURTHER RESOLVED, that said Chairman also is authorized to execute an amended agreement, between the County and the Mohawk Valley Snowmobile Clubs, Inc., provided for said organization to conduct snowmobile trail development and maintenance consistent with the grant program requirements.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 125 of 2010****DATED:** June 22, 2010**RESOLUTION REAPPOINTING MEMBERS OF MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Rajkowski

WHEREAS, per Local Law No. 1 of 1987 the Chairman of the Board of Supervisors has authorization to appoint individuals to serve on the County Planning Board with the advice and consent of the Montgomery County Board of supervisors, and

WHEREAS, the following County Planning Board member needs re-appointment with a term that will expire in 2012:

Appointee	Representing	Term Expiration
John Thomas	Town of Glen	06/30/12

WHEREAS, the following County Planning Board members need re-appointment with a term that will expire in 2013:

Appointee	Representing	Term Expiration
Andy Reed	Fifth Ward	06/30/13
Robert McMahon	Town of Canajoharie	06/30/13
Scott McKay	Town of Florida	06/30/13
Keith MacGregor	Town of Minden	06/30/13
Wayne DeMallie	Town of Mohawk	06/30/13
John Lyker	Town of Root	06/30/13

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to appoint, with the advice and consent of the Montgomery County Board of Supervisors, the above individuals to the Montgomery County Planning Board to fill unexpired terms, which expires June 30, 2012 and June 30, 2013 respectively.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 126 of 2010****DATED:** June 22, 2010**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AMENDMENT TO REVOLVING LOAN FUND AGREEMENT FOR BUD & MEL'S HARDWARE CORPORATION (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Bai

WHEREAS, Montgomery County administers an Economic Development Program for the purpose of creating and retaining jobs, and

WHEREAS, Resolution No. 355 of 2006 approved a loan request to Bud & Mel's Hardware Corporation for an amount not to exceed \$150,000 payable in not more than 60 monthly installments, with an interest rate of prime minus three percent (at the time of closing) for the purposes of opening and ACE Hardware store, and

WHEREAS, said applicant has requested an amendment to said loan agreement as it relates to the principles for the purpose of a partnership exchange, and

WHEREAS, said partnership exchange would also require a name change to J&L Hardware Corporation, and

WHEREAS, all other terms and conditions will remain unchanged,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the Montgomery County Industrial Development Agency (MCIDA) Board and County Attorney, is hereby authorized and directed to sign amendment, and any other legal documents necessary to process the said amendment, and

FURTHER RESOLVED, that a sum of \$500.00 shall be paid by the applicant to allow for legal fees.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 127 of 2010**

**DATED:** June 22, 2010

**RESOLUTION AMENDING SANITARY DISTRICT NO. 1 - 2010 OPERATING BUDGET- BEECH NUT NUTRITION CORPORATION (SANITARY DISTRICT #1)**

Resolution by Supervisor: Walters

Seconded by Supervisor: Coddington

WHEREAS, the Montgomery County Sanitary Districts' 2010 Operating Budget was created and adopted with the understanding that the Beech Nut Nutrition Corporation would no longer be operating at their Willett Street location, and

WHEREAS, operations have continued at the Willett Street location and will continue through December of 2010, and

WHEREAS, the District has collected an operations and maintenance fee and has expended additional funds due to the continued operations,

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the Sanitary Districts' 2010 Operating Budget as follows:

**INCREASE REVENUES:**

G-26-3-2122-00	Sewer Service Charges	\$149,424
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**INCREASE APPROPRIATIONS:**

G-26-4-8120-00.4412	Light and Power	\$ 70,000
G-26-4-8120-00.4438	Misc. Supporting Services	\$ 50,000
G-26-4-8120-00.4449	Special Supplies & Materials	\$ 29,424

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 128 of 2010**

**DATED:** June 22, 2010

**RESOLUTION AWARDING BID FOR ROOF REPLACEMENT, FLOW METERS AND GENERATORS (SANITARY DISTRICT #1)**

Resolution by Supervisor: Walters

Seconded by Supervisor: Thayer

WHEREAS, Resolution Numbers 109 and 110 of 2010 authorized McDonald Engineering to solicit bids for Roof Replacement, Flow Meters and Standby Generators, and

WHEREAS, said bids were opened on June 17, 2010, and

WHEREAS, the Montgomery County Sanitary District No.1, Board of Directors, held a Special Meeting on June 19, 2010 and recommends awarding bids as follows:

Flow Meter Contract	_____	\$_____
Generator Contract	_____	\$_____
Roof Replacement	_____	\$_____

RESOLVED, that the Board of Supervisors of Montgomery County hereby awards said bids based upon the recommendation of the Montgomery County Sanitary District No.1 Board of Directors.

MOTION TO AMEND by Supervisor Quackenbush, seconded by Supervisor Sweet, the third "WHEREAS" clause to insert the following: Flow Meter Contract - Harkins Mechanical & Construction \$87,390; Generator Contract Harold R. Clune Electric \$184,900; Roof Replacement Mid-State Industries, Ltd. \$152,915, passed with Aye(1819). Supervisor Walters was absent. (6/22/2010)

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 129 of 2010**

**DATED:** June 22, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT ST. MARY'S HOSPITAL-RABIES POST EXPOSURE TREATMENT SERVICES (PUBLIC HEALTH)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Strevy

WHEREAS, Article 21 of Public Health Law section 2145 mandates the County to pay for post-exposure rabies treatment occurring within the County, and

WHEREAS, St. Mary's Hospital has agreed to provide said professional services to said population, and

WHEREAS, the Public Health Director has recommended a 5-year contract for Post-Exposure 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 St. Mary's Hospital for Rabies Post-Exposure Treatment, and

FURTHER RESOLVED, that this agreement may be renewed without further action of the Board of Supervisors contingent upon the terms therein remain substantially the same.

RESOLUTION ADOPTED with Aye(1680). Supervisor Greco abstained. Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 130 of 2010**

**DATED:** June 22, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-STD SERVICES (PUBLIC HEALTH)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Bai a

WHEREAS, Article 23 of Public Health Law section 2304 mandates the County to provide adequate facilities for the free diagnosis and treatment of persons living within its jurisdiction who are suspected of being infected or are infected with a sexually transmissible disease, and

WHEREAS, St. Mary's Hospital has agreed to provide said professional services to said population, and

WHEREAS, the Public Health Director has recommended a 5-year contract for sexual transmissible disease 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 St. Mary's Hospital for the provision of Sexually Transmitted Disease Diagnosis and Treatment, and

FURTHER RESOLVED, that this agreement may be renewed without further action of the Board of Supervisors contingent upon the terms therein remain substantially the same.

RESOLUTION ADOPTED with Aye(1680). Supervisor Greco abstained. Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 131 of 2010**

**DATED:** June 22, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-TUBERCULOSIS**

MEDICAL SERVICES (PUBLIC HEALTH)

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Wheeler

WHEREAS, Article 22 of Public Health Law section 2202 & NYCRR 43-1.2 mandates the County to pay for Tuberculosis Diagnosis and Treatment in which such person has local residence, and

WHEREAS, St. Mary's Hospital has agreed to provide said professional services to said population, and

WHEREAS, the Public Health Director has recommended a 5-year contract for Tuberculosis 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 Tuberculosis Services with St. Mary's Hospital for the provision of Tuberculosis Medical Services, and

FURTHER RESOLVED, that this agreement may be renewed without further action of the Board of Supervisors contingent upon the terms therein remain substantially the same.

RESOLUTION ADOPTED with Aye(1680). Supervisor Greco abstained. Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 132 of 2010**

**DATED:** June 22, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT FOR PROVISION OF DATA PROCESSING SERVICES - CITY OF AMSTERDAM (DATA PROCESSING)**

Resolution by Supervisor: Walters

Seconded by Supervisor: Rajkowski

WHEREAS, the Director of Data Processing has recommended renewal of the contract to provide data processing services to the City of Amsterdam, and

WHEREAS, said contract will generate annual revenue of approximately \$41,246,

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 renewal agreement to provide data processing services to the City of Amsterdam for the period commencing July 1, 2010 and ending on June 30, 2011.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 133 of 2010**

**DATED:** June 22, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - UNIFORM CORPORATION - UNIFORM SERVICES (PUBLIC WORKS)**

Resolution by Supervisor: Walters

Seconded by Supervisor: Barone, Sr.

WHEREAS, the Purchasing Agent has solicited 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, is hereby authorized and directed to sign an agreement with Uniform Corporation of Watervliet for provision of uniform services.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 134 of 2010****\*\*See Appendix for Resolution Attachment\*\*****DATED:** June 22, 2010**RESOLUTION ESTABLISHING PROCEDURE FOR HIRING A FIRE COORDINATOR AND RESCINDING  
RESOLUTION NO. 383 OF 1991 (EMERGENCY MANAGEMENT)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Thayer

WHEREAS, the Montgomery County Board of Supervisors has established a Hiring Policy, and

WHEREAS, Montgomery County has formed a Fire Advisory Board, and

WHEREAS, the position of Fire Coordinator requires certain qualifications,

RESOLVED, the Personnel Officer will provide the Montgomery County Fire Advisory Board with a list of qualified candidates for the Position of Fire Coordinator, which the Fire Advisory Board will review and make a recommendation to the Personnel Officer, and

FURTHER RESOLVED, the Personnel Officer will forward the Fire Advisory Board's recommendation to the Board of Supervisors who will authorize filling the position of Fire Coordinator, and

FURTHER RESOLVED, Resolution No. 383 of 1991 is hereby rescinded.

RESOLUTION ADOPTED with Aye(1676). Supervisor Allen voted Nay. Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 135 of 2010****DATED:** June 22, 2010**RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL  
VACANCIES (SOCIAL SERVICES)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Strevy

WHEREAS, the Personnel Committee, at its meeting on June 15, 2010, reviewed seven Request to Fill Vacancies submitted by the Commissioner of the Department of Social Services, which was reviewed by the Personnel Officer, and said positions meet all Civil Service requirements,

RESOLVED, the Commissioner of Department of Social Services is hereby authorized to fill the following vacancies:

- 4 - Caseworkers
- 1 - Welfare Employment Representative

RESOLUTION ADOPTED with Aye(1584). Supervisors Greco and Stagliano voted Nay. Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 136 of 2010****DATED:** June 22, 2010**RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - PART TIME CORRECTIONS OFFICER  
(SHERIFF)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Barone, Sr.

WHEREAS, the Personnel Committee, at its meeting on June 15, 2010, reviewed one Request to Fill Vacancy submitted by the Sheriff's Office, which was reviewed by the Personnel Officer, and said position meets all Civil Service requirements,

RESOLVED, that the Sheriff is hereby authorized to fill one part-time Correction Officer vacancy.

RESOLUTION ADOPTED with Aye(1680). Supervisor Greco voted Nay. Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 137 of 2010**

**DATED:** June 22, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT WITH AMERICAN SAFETY COUNCIL, INC. FOR DEFENSIVE DRIVING COURSE (PERSONNEL)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Bai a

WHEREAS, Montgomery County government will offer their employees a Defensive Driving Course which is done online, and

WHEREAS, this online course will cost the employee \$21.00, and passing the course would result in a lower auto insurance rate and point reduction on one's license, and

WHEREAS, this course is also offered to the general public, and their charge would be \$25.00, and the difference of \$4.00 will be sent to the County as income for the General Fund, and

WHEREAS, all profits will be contributed to the DWI Scholarship 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 an agreement with American Safety Council, Inc. for a Defensive Driving Course effective July 1, 2010.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 138 of 2010**

**DATED:** June 22, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT WITH NATIONAL EMPLOYERS COUNCIL, INC. /PEOPLE SYSTEMS (PERSONNEL)**

Resolution by Supervisor: Bai a

Seconded by Supervisor: Johnson

WHEREAS, Montgomery County has contracted with the National Employers Council, Inc. /People Systems for various human resource management services, and

WHEREAS, the Personnel Officer recommends continuation of said Agreement,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval of the County Attorney, is hereby authorized and directed to sign an Agreement with National Employers Council, Inc./People Systems for the provision of compliance and human resource management services, and

FURTHER RESOLVED, that said Agreement shall be for a two-year period commencing September 1, 2010 to August 31, 2012 at a cost not to exceed \$8,400.00 per year.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 139 of 2010**

**DATED:** June 22, 2010

**RESOLUTION AMENDING RESOLUTION NO. 65 OF 2010 ESTABLISHING A HIRING POLICY FOR COUNTY POSITIONS THROUGH DECEMBER 31, 2012 (PERSONNEL)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Johnson

WHEREAS, Resolution No. 65 of 2010 established a Hiring Policy for Montgomery County to implement austerity measures, and

WHEREAS, said Hiring Policy has created a lag in filling vacated hourly part-time positions at the Sheriff's Office, thus causing an unnecessary use of overtime until the vacated part-time position is filled,

RESOLVED, that Resolution No. 65 of 2010 is hereby amended so that filling existing vacated hourly part-time positions at the Sheriff's Office will be exempt from the requirements of the Hiring Policy.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 141 of 2010**

**DATED:** June 22, 2010

**RESOLUTION ESTABLISHING PUBLIC HEARING - FMCC 2010-2011 OPERATING BUDGET (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Johnson

RESOLVED, that the Montgomery County Board of Supervisors hereby schedules a Public Hearing on the proposed 2010-2011 Operating Budget of Fulton-Montgomery Community College for July 27, 2010 at 6:45 pm in the Supervisors' Chambers, County Office Building, Route 30A(Broadway), 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 local law.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 142 of 2010**

**DATED:** June 22, 2010

**RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. A OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Greco

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. A of 2010, a local law to create a fee for the supervision of DWI offenders who are sentenced to probation,

RESOLVED, that Introductory Local Law No. A of 2010 hereby is submitted to the Montgomery County Board of Supervisors for consideration, following the holding of a public hearing, as follows:

Introductory Local Law No. A of 2010 - A Local Law Authorizing the Creation Of A Fee For The Supervision Of DWI Offenders Who Are Sentenced To Probation,

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

SECTION 1. Notwithstanding any other provision of law, any person currently serving or who shall be sentenced to a period of Probation upon conviction of any crime under Article Thirty-one of the Vehicle and Traffic Law and who is being supervised by the Montgomery County Probation Department shall pay to said Department an administrative fee of \$30.00 per month, except as provided in Section 2 of this law.

SECTION 2. The Montgomery County Probation Department shall waive all or part of the fee imposed by Section 1 of this law where, because of the indigence of the offender, the payment of said fee would impose an unreasonable hardship on the person convicted, or on his or her immediate family, or on any other person who is dependant upon such person for financial support.

SECTION 3. The fee authorized by this local law shall not constitute nor be imposed as a condition of Probation.

SECTION 4. Monies collected pursuant to this local law shall be utilized for Probation services by the Montgomery County Probation Department and shall not be used to replace State or Federal funds otherwise utilized for Probation services.



SECTION 5. In the event of non-payment of any fees which have not been waived by the Montgomery County Probation Department, the provisions of subdivision 6 of §420.10 of the Criminal Procedure Law shall govern for purposes of collection of such fees, and in addition thereto the County may seek to enforce payment in any other manner permitted by law for enforcement of a debt.

FURTHER RESOLVED, that said public hearing shall be held Tuesday, July 27, 2010 at 6:55 p.m., in the Chamber 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(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 143 of 2010**

**DATED:** June 22, 2010

RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. C OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER)

Resolution by Supervisor: Bai a

Seconded by Supervisor: Thayer

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. C of 2010, a local law authorizing the private sale of county-owned property, not needed for a county purpose,

RESOLVED, that Introductory Local Law No. C of 2010 hereby is submitted to the Montgomery County Board of Supervisors for consideration, following the holding of a public hearing, as follows:

Introductory Local Law No. C of 2010 - A Local Law Authorizing the Private Sale of County-Owned Property, Not Needed for a County Purpose - Village of St. Johnsville

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# 8.52-2-10.2, located in the Village of St. Johnsville is no longer necessary for public use.

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 properties to the Village of St. Johnsville for the sum of \$1.00.

, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, July 27, 2010 at 6:35 p.m., in the Chamber 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 local law.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 144 of 2010**

**DATED:** June 22, 2010

RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. D OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER)

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Quackenbush

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. D of 2010, a local law authorizing the private sale of county-owned property, not needed for a county purpose,

RESOLVED, that Introductory Local Law No. D of 2010 hereby is submitted to the Montgomery County Board of Supervisors for consideration, following the holding of a public hearing, as follows:

Introductory Local Law No. D of 2010 - A Local Law Authorizing the Private Sale of County-Owned Property, Not Needed for a County Purpose – Town of Amsterdam

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 #24.-1-8.21, located in the Town of Amsterdam is no longer necessary for public use.

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 properties to Thomas Butt for the sum of \$25.00.

, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, July 27, 2010 at 6:40 p.m., in the Chamber 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 local law.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 145 of 2010**

**DATED:** June 22, 2010

RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. E OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, PART A, LAWS OF 2010 (PERSONNEL)

Resolution by Supervisor: Strevy

Seconded by Supervisor: Johnson

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. E of 2010, A Local Law Electing a Retirement Incentive Program as Authorized by Chapter 105, Part A, Laws of 2010,

RESOLVED, that Introductory Local Law No. E of 2010 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing as follows:

Introductory Law No. E of 2010 - A Local Law Electing a Retirement Incentive Program as Authorized by Chapter 105, Part A, Laws of 2010

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

SECTION 1. The County of Montgomery hereby elects to provide all its eligible employees with a retirement incentive program authorized by Chapter 105, Part A Laws of 2010.

SECTION 2. The commencement date of the retirement incentive program shall be October 11, 2010.

SECTION 3. The open period, during which eligible employees may retire and receive the additional retirement benefit, shall be from October 11, 2010 through December 31, 2010.

SECTION 4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this Local Law shall be as one lump sum or in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local Employers' Retirement System, and it shall be paid by the County of Montgomery for each employee who receives the retirement benefits payable under this Local Law.

SECTION 5. This Local Law shall take effect October 11, 2010.

, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, July 27, 2010 at 6:50 p.m., in the Chamber 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 local law.

MOTION TO AMEND by Supervisor Greco, seconded by Supervisor Wheeler, to accept the corrected version of the Resolution, which changed from "Part A and B" to "Part A" passed with Aye(1819). Supervisor Walters was absent. (6/22/2010)

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Discussion Resolution No. 146:

There was dispute among the Supervisors regarding item "d" in the Resolution which states "Start retaining a portion of revenues that we share with municipalities and outside agencies."

The Supervisors who were in support of the Resolution pointed out that it did not commit supervisors to any specific action as it is just a plan. Town Supervisors expressed concern they would not receive revenues for plowing or mowing County roads.

Supervisor Quackenbush stated the only money the County can legally retain from the municipalities is for annual payments since the only other shared money is sales tax revenue, which is controlled by a long term agreements with the towns, villages and the City of Amsterdam. Supervisor Quackenbush indicated that by removing mowing and snow removal would take money away from the Towns and he would not vote in favor it.

Supervisor Thayer stated that cutting those payments would be nothing more than a tax shift by saving the County money and adding to the towns burden. By doing so the County would be doing the same to the towns as the State is doing to the County.

Chairman Greco stated the resolution does not commit the Supervisors to any action. It just spells out some areas to be considered to save money. He pointed out that it would also address cuts to outside agencies that the County currently contributes to.

Supervisor DiMezza stated the Resolution put forth four specific ways the County could decrease its deficit and did not commit to cutting funding for the towns. He stated that everyone was reading too much into the Resolution. There is no conspiracy involved with the Resolution.

Supervisor Coddington read from a statement that he prepared about why he is going to support the Resolution to commit to a budget plan. He stated that he is concerned about the entire County and not just the towns. Supervisor Coddington stated that he would be putting forth a plan to replace the existing Board of Supervisors with a seven-member County legislature that would not require its members to wear two different hats, one for the Town and one for the County.

Supervisor Strevy indicated that there is something else involved in the Resolution and he would not support it.

Attorney Landon stated that the only thing the Board is obligated to do is to develop a formal plan.

Supervisor Strevy, seconded by Supervisor Quackenbush, made a motion to amend to strike item "d."

Supervisor DiMezza, seconded by Supervisor Barone, Sr., made a motion to amend item d. to read as follows: "d. Start retaining a portion of revenues and expenses we share and appropriate with municipalities and outside agencies." On roll call the motion was passed.

On roll call the first motion to amend was defeated.

**RESOLUTION NO. 146 of 2010**

**DATED:** June 22, 2010

**RESOLUTION CREATING A BUDGET PLAN THAT ENSURES NO SIGNIFICANT TAX INCREASES FOR COUNTY RESIDENTS (TREASURER)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

WHEREAS, in this time of economic uncertainty and when public services are needed more than ever, the 2010 County Budget was adopted and a 7.5 million dollar fund balance was allocated to cover the County's budget gap, and

WHEREAS, with fiscal problems on all levels of government, we know that fiscal challenges are still in our future, and also our on going structural deficit of 7.5 million dollars will only increase in future years, and

WHEREAS, with continued use of this amount of fund balance, there will be very little fund

balance available to appropriate in future years budgets, and

WHEREAS, the tax payers in Montgomery County can not afford to pay more taxes, and

WHEREAS, we are requesting a fair and stable tax system be initiated that gives County tax payers no significant tax increases,

RESOLVED, that by the July's Full Board of Supervisors meeting, the County Treasurer, who is the Chief Elected Financial Officer of this County, distribute an updated document to the Board on the financial status of the 2010 Budget and known projections for the 2011 Budget, and

FURTHER RESOLVED, that if these projections by the County Treasurer negatively affect the operations of County government which would cause significant tax increases, the Board of Supervisors will create a plan which includes the following:

- a. Pass the New York State Retirement Incentive, and insure a 50% savings in the next two years on the base salaries of the employees who will be retiring.
- b. Revert back to the 2005 Adopted Fiscal Year Budget employee full-time & part-time counts, excluding Montgomery Meadows.
- c. Ensure no new Capital spending for the next two years and control and cut expenditures.
- d. Start retaining a portion of revenues that we share with municipalities and outside agencies.

MOTION TO AMEND by Supervisor DiMezza, seconded by Supervisor Barone, Sr., to change item d. to read as follows: "d. Start retaining a portion of revenues and expenses we share and appropriate with municipalities and outside agencies." passed with Aye(991). Supervisors Allen, Strevy, Quackenbush, Rajkowski, Sweet, Thayer and Stagliano voted Nay. Supervisor Walters was absent. (6/22/2010)

MOTION TO AMEND by Supervisor Strevy, seconded by Supervisor Quackenbush, to strike item "d." was defeated with Aye(828). Supervisors Allen, Strevy, Quackenbush, Rajkowski, Sweet, Thayer and Stagliano voted Aye. Supervisor Walters was absent. (6/22/2010)

RESOLUTION ADOPTED with Aye(991). Supervisors Allen, Strevy, Quackenbush, Rajkowski, Sweet, Thayer and Stagliano voted Nay. Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 147 of 2010**

**DATED:** June 22, 2010

**RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. F OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, PART B, LAWS OF 2010 (PERSONNEL)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Johnson

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. F of 2010, A Local Law Electing a Retirement Incentive Program as Authorized by Chapter 105, Laws of 2010,

RESOLVED, that Introductory Local Law No. F of 2010 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing as follows:

Introductory Law No. F of 2010 - A Local Law Electing a Retirement Incentive Program as Authorized by Chapter 105, Part B, Laws of 2010

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

SECTION 1. The County of Montgomery hereby elects to provide all its eligible employees with a retirement incentive program authorized by Chapter 105, Part B, Laws of 2010.

SECTION 2. The commencement date of the retirement incentive program shall be October 1, 2010.

SECTION 3. The open period, during which eligible employees may retire and receive the additional retirement benefit, shall be from October 1, 2010 through December 29, 2010.

SECTION 4. The actuarial present value of the additional retirement benefits payable pursuant to

the provisions of this Local Law shall be as one lump sum or in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local Employers' Retirement System, and it shall be paid by the County of Montgomery for each employee who receives the retirement benefits payable under this Local Law.

SECTION 5. This Local Law shall take effect October 1, 2010.

, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, July 27, 2010 at 6:30 p.m., in the Chamber 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 local law.

RESOLUTION ADOPTED with Aye(1819). Supervisor Walters was absent. (6/22/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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## OTHER

There was no other discussion.

## EXECUTIVE SESSION

MOTION TO ENTER EXECUTIVE SESSION by Supervisor DiMezza, seconded by Supervisor Barone, Sr., pursuant to Section 105 (f) of the NYS Open Meeting Law to discuss a personnel matter, passed with Aye(1819). Supervisor Walters was absent.

Executive Session commenced at 8:13 p.m.

MOTION TO EXIT EXECUTIVE SESSION at 8:38 p.m. by Supervisor Wheeler, seconded by Supervisor Johnson, passed with Aye(1819). Supervisor Walters was absent.

## ADJOURNMENT

MOTION TO ADJOURN by Supervisor Barone, Sr., seconded by Supervisor Thayer, passed with Aye(1819). Supervisor Walters was absent.

Meeting adjourned at 8:39 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - LABOR MANAGEMENT  
1:30 PM, July 7, 2010

COMMITTEE MEETING DISCUSSION

Chairman Greco presided over the Labor Management Committee meeting commencing at 1:30 PM.

Roll call indicated Committee members present were Supervisor DiMezza, Sheriff Amato and Richard Baia. Supervisor Baia was absent. Designated representatives present were Supervisor Thayer and Undersheriff Smith.

Additional Supervisors present were Supervisors Stagliano, Allen, Coddington and Rajkowski.

Other individuals present were Daniel Colon, Paul Clayburn, Shawn Bowerman, Jennifer Petteys, Tina Sweet, Edward Russo and Mike Campon.

Chairman Greco has called a meeting of the Labor Management Committee for 1:30 p.m. on Wednesday, July 7, 2010 in Room 105A, Annex Building, 2 Park Street Fonda, New York. Items on the agenda, at this time, are as follows:

1. Discussion - 4-Day Work Week
2. Other

(Note: Due to the amount of people in attendance the meeting was moved to Room 111 of the Annex Building.)

Item #1: (Discussion - 4-Day work Week) Edward Russo, Local President of the CSEA, stated that he was not sure why so many individuals were attendance at the meeting. Mr. Russo distributed correspondence regarding a survey attached hereto, that was sent out to union members outlining several possibilities for a 4-day work week. He stated that the union would like to put a pilot program in place for the 4-day work week beginning August 1st but was not sure that there was enough time to get it implemented by then. He stated that the hours could be flexible depending on department needs. Mr. Russo indicated that a local law would need to be passed to allow the County Clerk and Treasurer Office to move forward with the plan.

Chairman Greco asked Department Heads how they felt about a 4-day work week. Sheriff Amato responded that he was not in favor of it at all. Supervisor DiMezza stated that the Sheriff's Office was not being considered in the plan.

Paul Clayburn, Commissioner of DPW, asked what offices were being targeted for closing on Friday. Mr. Russo responded that the Annex Building, DPW, County Office Building and the Old Court House would be the buildings involved. The Sheriff and the new Court House were not being considered as part of the plan.

Chairman Greco asked if it is possible to close DMV or the Treasurer's Office for a day. Mr. Russo responded that it could be done through a local law. Supervisor DiMezza stated that it does not require a local law. A resolution of the Board would be sufficient in accordance with County Law, Section 206.

Supervisor Stagliano asked for clarification relative to the Board of Supervisors setting the hours. Supervisor DiMezza stated that in accordance with Section 206 of the County Law, the Board of Supervisors can set the hours. Supervisor DiMezza stated that he would get an opinion from the Attorney General's Office and NYSAC.

Supervisor DiMezza stated that the County needs to cut 4 to 5 million dollars from the Budget and he felt this would be a good start to create a savings. He pointed out that the program would be run for a three-month trial period to see what the savings would be.

Chairman Greco asked Mr. Clayburn if he has done any analysis to estimate what the cost savings might be. Mr. Clayburn responded that he checked with several other Counties and they indicated that the savings was minimal.

Chairman Greco stated that he would like to see a cost savings estimate prior to moving forward. Chairman Greco indicated that it would be impossible to have everything in place to start the program on August 1st.

Chairman Greco asked Dan Colon, Director of Data Processing, how a 4-day work would affect his department. Mr. Colon responded that it could possibly cause problems with some of the outside agencies that Data Processing deals with. If there is a problem on Friday there would need to be someone available for support.

Chairman Greco stated that instead of implementing a 4-day work week the Board of Supervisors

might want to look at layoff's immediately. Supervisor DiMezza agreed and stated that Chairman Greco should bring the matter to the Board.

Mr. Russo stated the Union is looking to save employees jobs. He pointed out that the Union helped save a bundle of money with Canarx and the prescription drug plan. He indicated that any savings might save two or three jobs.

Chairman Greco responded that the County and Union representatives need to work in cooperation with each other.

Supervisor Stagliano indicated that there needs to be a means of measurement to figure if there is any savings. He stated that the Union needs to put forth a plan or a formula on how they expect to save money. He felt that the only Department that a 4-day work week would benefit would be DPW.

Supervisor Stagliano addressed Mr. Russo's earlier question as to why so many people were in attendance at the meeting. He explained that the Labor Management Committee is a standing committee of the Board of Supervisors and people are entitled to be present. There are no secrets involving a 4-day work week. If there were labor negotiations then an executive session would be called. Supervisor Stagliano stated that he asked the County Attorney for an opinion on this. The County Attorney agreed that the Labor Management Committee should be advertised and open to the public. Mr. Russo asked for a copy of Mr. Landon's opinion.

Chairman Greco asked Mr. Clayburn to do analysis to figure the cost savings. Mr. Clayburn responded that the meters should be read Saturday morning and again on Monday morning, prior to opening of the buildings, to figure out the savings in electricity.

Jennifer Petteys asked that the subject be put on the next Agenda for the Department Head meeting on July 14th. Chairman Greco agreed to put it on the agenda.

Supervisor Stagliano asked for an opinion from the State whether it is allowable for DMV to be closed a day during the week.

Chairman Greco agreed to check with Denis Wilson, of Fulmont Community Action, to see how it would effect his Department.

Chairman Greco asked Mr. Clayburn to prepare a report relative to the potential savings of closing the County buildings for a day.

Chairman Greco stated that he asked Richard Baia to check out an idea called "Work Share Program" through the Employment Office. Mr. Baia has done some checking and found that it is a negotiable item under the Union. Mr. Baia will gather further information on the program.

Chairman Greco adjourned the meeting at 2:25 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - ECONOMIC DEVELOPMENT/PLANNING  
7:00 PM, July 13, 2010

COMMITTEE MEETING DISCUSSION

Chairman Baia presided over the meeting commencing at 7:00 p.m.

Roll call indicated Committee members present included Supervisors DiMezza, Wheeler, Coddington, Strevy and Rajkowski. Supervisor Johnson was absent.

Additional Supervisors present were Supervisors Greco, Barone, Sweet, Walters, Stagliano and Thayer. Supervisor Quackenbush was absent.

Chairman Baia has called a meeting of the Economic Development/Planning Committee for 7:00 p.m. on Tuesday, July 13, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION

- A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee

2. PRESENTATION: Marilyn Smith - Cornell Cooperative Extension

3. Ken Rose - Amsterdam Industrial Development Agency and the County

4. OTHER

Item #1: (DISCUSSION) Chairman Baia reported that the Department of Economic Development/Planning has completed marketing brochures; updated their website and Hill and Marks has broken ground and is set to open in March of 2011.

Item #2: (PRESENTATION: Marilyn Smith - Cornell Cooperative Extension) Ms. Smith took the floor and presented a six month report of the Cornell Cooperative Extension's activities. She pointed out that the agency has taken steps to cut back as follows:

Accepted several retirements of higher paid staff and did not fill all of the vacancies;

Reduced support staff and did not fill the vacancies;

Implemented a mandatory one-day per month furlough for every employee in 2010;

Consolidated a number of programming and support functions with other counties;

Renegotiated their lease agreement and increased outside revenues and maintained a small fund balance.

Ms. Smith also reported that the agency is working with Alpin Haus who is allowing the use of their facility for farmers markets, etc. She stated this is working very well because of the amount of space that is available.

Programs that Ms. Smith reported on were: 4-H Field Days; Ag Awareness Days; Ag Literacy Week; Montgomery County Agriculture Economic Development; Capital District Vegetable and Small Fruit Team; Central New York Dairy and Field Crops Team; Making Ends Meet/Credit and Debt Management; Volunteer Income Tax Assistance; and Eat Smart New York.

Item #3: (Ken Rose - Amsterdam Industrial Development Agency and the County) Ken Rose, Director of the Department of Economic Development/Planning, took the floor and reported that the Amsterdam Industrial Development Agency (AIDA) has approved a resolution to work in conjunction with Montgomery Economic Development. Mr. Rose explained that if the Board approved of the partnership, he would take over the administrative duties and would be the Chief Executive Officer for the AIDA. Under the agreement the AIDA would pay Montgomery County \$35,000 per year.

Supervisor DiMezza felt it was a good idea and stated that it would be a one-stop shop and will give businesses one place to go. He stated that it makes sense to bring everything under one roof.

Supervisor Stagliano expressed his concern regarding the City's politics, which could damage the County's reputation in the economic development community. Mr. Rose responded that he gave that consideration and there is a clause in the agreement that either party can terminate the agreement



with a 30-day notice. He stated that if it looks like anything will jeopardize the reputation of the County Planning Department he would definitely exercise the out clause.

Supervisor Stagliano asked how it would be handled if both agencies were to apply for the same grant. Mr. Rose responded that his work will deal strictly with economic development. He would not be involved in the water front or housing projects so Amsterdam would be able to pursue their own grants.

Supervisors DiMezza and Baia made a motion and seconded, respectively, to prepare a Resolution and move it the full Board with a positive recommendation. There were no objections.

Item #4: (OTHER) Elma Phillips, Chair of the Ag Farmland Protection Board, took the floor and stated that she had a budget proposal that she would like to bring forth. Ken Rose distributed a document entitled "Montgomery County Agricultural Economic Development Program", which is attached hereto. Ms. Phillips stated that the program would be budget neutral. She stated that the Ag Farmland Protection Board feels it would be beneficial to create an Agricultural Marketing Specialist position. She indicated that the \$27,500 currently budgeted to Cornell Cooperative Extension for a part time Project Coordinator could be transferred to the Farmland Protection Fund and the remaining funds could come from the Farmland Protection Fund.

Ken Rose stated that he was approached by the Ag Farmland Projection Board regarding this program. The program would eliminate redundancy and would also create an Ag Revolving Loan Program.

Marilyn Smith stated that she was being blindsided by the idea and needs time to prepare a response. Chairman Baia asked that Ms. Smith prepare a written response and either mail or email it to the Supervisors.

Supervisors Coddington and Rajkowski made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Baia adjourned the Economic Development/Planning Committee meeting at 7:43 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PUBLIC SAFETY  
7:05 PM, July 13, 2010

COMMITTEE MEETING DISCUSSION

Chairman Thayer presided over the meeting commencing at 7:44 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Johnson, Coddington, Rajkowski and Sweet. Supervisor Johnson was absent.

Additional Supervisors present were Greco, Barone, DiMezza, Strevy, Walters and Bai a. Supervisor Quakenbush was absent.

Chairman Thayer has called a meeting of the Public Safety Committee for 7:05 p.m. on Tuesday, July 13, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. PRESENTATION: Mary Riley-Jacome - American Red Cross
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - FBI ANTENNA SITE LICENSE RENEWAL - OAK RIDGE SITE (SHERIFF)
4. RESOLUTION AWARDDING RFP 04-10 - CONSULTING SERVICES TO SET UP AND DESIGN A HAZMAT/TERRORISM TABLE TOP EXERCISE (EMERGENCY MANAGEMENT)
5. OTHER

Item #1 (DISCUSSION) Chairman Thayer had nothing to report.

Item #2: (PRESENTATION: Mary Riley-Jacome - American Red Cross) Ms. Jacome took the floor and explained the different functions that the Red Cross performed such as: health and safety; preparedness program; scrubby bear program; masters of disasters; emergency services; shelters; services to the armed forces and explanatory war program. She could not stress enough the need for volunteers. She left pamphlets and information to be distributed the Board.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - FBI ANTENNA SITE LICENSE RENEWAL - OAK RIDGE SITE (SHERIFF) Supervisors Thayer and Walters made a motion and seconded, respectively, to move the Resolution to the full Board.

Supervisor DiMezza asked if anyone has tried to negotiate a higher price for the monthly fee for use of the antenna. Chairman Thayer stated that he would check with the Sheriff.

The Resolution was moved with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AWARDDING RFP 04-10 - CONSULTING SERVICES TO SET UP AND DESIGN A HAZMAT/TERRORISM TABLE TOP EXERCISE (EMERGENCY MANAGEMENT) Supervisors Thayer and Sweet made a motion and seconded, respectively, to move the Resolution.

Rick Sager explained that the project was grant funded. James Lee Witt Associates will supply the Table Top exercise for \$23,920. The project is being done in conjunction with Fulton and Schoharie Counties.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #5: (OTHER) There were no other items for discussion.

Motion was made and seconded by Supervisors Sweet and Coddington, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Thayer adjourned the Public Safety Committee meeting at 8:01 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - HEALTH & HUMAN SERVICES  
7:10 PM, July 13, 2010

COMMITTEE MEETING DISCUSSION

Chairman Barone presided over the meeting commencing at 8:01 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Stagliano, Coddington and Sweet. Supervisor Johnson was absent.

Additional Supervisors present were Greco, Strevy, Rajkowski, Thayer, Baia Di Mezza and Walters. Supervisor Quackenbush was absent.

Chairman Barone has called a meeting of the Health and Human Services Committee for 7:10 p.m. on Tuesday, July 13, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AMENDING 2010 OPERATING BUDGET - MENTAL HEALTH (BOARD OF SUPERVISORS)
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AGREEMENT WITH UPSTATE RESPIRE SERVICES (MENTAL HEALTH)
4. OTHER

Item #1: (DISCUSSION) Chairman Barone informed members that he is having the DSS Fraud Investigators present at the next Board meeting to give a report.

Item #2: (RESOLUTION AMENDING 2010 OPERATING BUDGET-MENTAL HEALTH (BOARD OF SUPERVISORS) Supervisors Barone and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board.

Jim Gumaer reported that it is a State mandate that the Mental Health Department pay half the expenses for a patient who is ordered into a State operated Mental Health Facility.

The Resolution was moved with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AGREEMENT WITH UPSTATE RESPIRE SERVICES (MENTAL HEALTH) Supervisors Barone and Strevy made a motion and seconded, respectively, to move the Resolution to the full Board.

Jim Gumaer reported that the Respite services were totally State funded.

The Resolution was moved with a positive recommendation. There were no objections.

Item #4: (OTHER) There was no other discussion

The motion was made and seconded by Supervisors Baia and Wheeler, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Barone adjourned the Health & Human Services Committee meeting at 8:11 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - GENERAL SERVICES  
7:15 PM, July 13, 2010

COMMITTEE MEETING DISCUSSION

Chairman Walters presided over the meeting commencing at 8:11 p.m.

Roll call indicated Committee members present included Supervisors Allen, Stagliano, Coddington, Rajkowski and Sweet. Supervisor Johnson was absent.

Additional Supervisors present were Supervisors Greco, Strevy, Wheeler, Baia, Barone, Di Mezza and Thayer. Supervisor Quackenbush was absent.

Chairman Walters has called a meeting of the General Services Committee for 7:15 p.m. on Tuesday, June 8, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
  - B. Paul Clayburn - County Roads
  - C. Amendment to MOSA Service Agreement
2. RESOLUTION AUTHORIZING CHANGE ORDERS NO. 1 AND NO. 2 - PICKLE HILL ROAD BRIDGE REPLACEMENT CONTRACT - BIN 3309580 (PUBLIC WORKS)
3. RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH OTSEGO AND SCHOHARIE COUNTIES TO ESTABLISH A JOINTLY HELD DEPOSITORY ACCOUNT FOR POST CLOSURE EXPENSES (BOS)
4. RESOLUTION IN OPPOSITION TO PROPOSED 6 NYCRR PART 247 REGULATIONS ON OUTDOOR WOOD BOILERS (BOS)
5. OTHER

Item #1: (A. DISCUSSION) Chairman Walters had nothing to report.

(B. Paul Clayburn - County Roads) Commissioner Clayburn took the floor and distributed a handout that showed the existing miles of road that the County and Towns take care of.

Chairman Greco stated that he would like to see documentation of cost savings to the County if the roads were turned over to the Towns. Supervisor Thayer asked what the reduction would be in equipment and employees. He stated that a cost analysis needs to be prepared. Supervisor Stagliano stated that it would take an engineering firm to do a study to determine what roads should be turned over to the towns and prepare a cost analysis.

(C. Amendment to MOSA Service Agreement) Chairman Walters explained that MOSA is looking for the three members Counties to support an amendment to the Service Agreement that would eliminate transportation and disposal charges on any GAT shortfall.

Supervisors Strevy and Walters made a motion and seconded, respectively, to prepare and move a Resolution to the full Board to adopt the amendment to the Service Agreement. The Resolution was moved with a positive recommendation. There were no objections.

Item #2: (RESOLUTION AUTHORIZING CHANGE ORDERS NO. 1 AND NO. 2 - PICKLE HILL ROAD BRIDGE REPLACEMENT CONTRACT - BIN 3309580 (PUBLIC WORKS) Supervisors Walters and Allen made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH OTSEGO AND SCHOHARIE COUNTIES TO ESTABLISH A JOINTLY HELD DEPOSITORY ACCOUNT FOR POST CLOSURE EXPENSES (BOS) Supervisors Walters and Strevy made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION IN OPPOSITION TO PROPOSED 6 NYCRR PART 247 REGULATIONS ON OUTDOOR WOOD BOILERS (BOS) Supervisors Walters and Rajkowski made a motion and seconded, respectively, to move

the Resolution to the full Board with a positive recommendation. There were no objections.

ITEM #5. (OTHER) There was no other discussion.

Supervisors Walters and Rajkowski made a motion and seconded, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Walters adjourned the General Services Committee meeting at 8:46 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - EDUCATION/GOVERNMENT  
7:20 PM, July 13, 2010

## COMMITTEE MEETING DISCUSSION

In the absence of Chairman Quackenbush, Chairman Greco presided over the meeting commencing at 8:47 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Coddington, Sweet and Rajkowski. Supervisors Quackenbush and Johnson were absent.

Additional Supervisors present were Supervisors Greco, Barone, Thayer, Walters, Stagliano, Thayer and Baia.

Chairman Quackenbush has called a meeting of the Education/Government Committee for 7:20 p.m. on Tuesday, July 13, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

## 1. DISCUSSION

- A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee

## 2. PRESENTATION ON COUNTY GOVERNMENT - LAWRENCE CODDINGTON

## 3. Other

Item #1: (DISCUSSION) Chairman Greco had nothing to report.

Item #2: (PRESENTATION ON COUNTY GOVERNMENT - LAWRENCE CODDINGTON) Supervisor Coddington distributed and reviewed a document that he prepared outlining the concept of having a County Legislature with seven districts (attached hereto). Supervisor Coddington stated that this has been his pet project since 1984. The plan would call for dismantling the 15 member Board and replace it with a 7 member group that would represent specially drawn legislative districts instead of individual towns or each have five wards of the City of Amsterdam. This type of government was considered in 1997 when it was put out to a referendum, which the residents voted down.

Supervisor Coddington stated that one benefit of this type of legislature is there would be one person one vote instead of a weighted voting system. He stated that the government needs to be downsized, which would make it run more efficiently. He had checked with other counties who have this type of system and they indicated that the whole operation works much smoother with fewer people. Supervisor Coddington also pointed out that the County could save about \$90,000 in pay and benefits by eliminating some of the supervisors.

Supervisor Baia was very much in support of the idea. He stated that the County has an antiquated system of government.

Supervisor Thayer remarked about the traditional split between the more heavily populated eastern half of the County and the western part of the County. Upcounty officials claim their needs are routinely ignored in favor of the City of Amsterdam.

Supervisor Walters stated that taking the legislative role away from town supervisors would essentially distance County government further from voters and tax payers.

Supervisor DiMezza stated that now is not a good time to be looking at this concept because the County has much bigger things to deal with such as a possible \$10.5 million budget deficit.

Item #3: (OTHER) There was no other discussion.

Motion was made and seconded by Supervisors Wheeler and Thayer, respectively, to adjourn the Committee meeting.

Chairman Greco adjourned the Education/Government Committee meeting at 9:09 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board



PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PERSONNEL  
7:00 PM, July 20, 2010

COMMITTEE MEETING DISCUSSION

Chairman DiMezza presided over the meeting commencing at 7:00 PM.

Roll call indicated Committee members present were Supervisors Baia, Barone, Strevy, Quackenbush and Thayer. Supervisor Walters was absent.

Additional Supervisors present were Supervisors Greco, Wheeler, Johnson, Sweet, Allen and Stagliano. Supervisors Rajkowski and Coddington were absent.

Chairman DiMezza has called a meeting of the Personnel Committee for 7:00 p.m. on Tuesday, July 20, 2010 in the Supervisors' Chambers, County Office Bldg, 64 Broadway, Fonda, NY.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
  - B. CLASS ACTION GRIEVANCE - DISPATCHERS UNIFORM ALLOWANCE
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT M.M. HAYES ID BADGE SYSTEM MAINTENANCE AGREEMENT (PERSONNEL)
3. RESOLUTION AMENDING SICK TIME DONATION POLICY (PERSONNEL)
4. RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY DISTRICT ATTORNEY'S OFFICE TO FILL VACANCY - PART TIME CLERK TYPIST (DISTRICT ATTORNEY)
5. RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY - VOTING MACHINE/ELECTION COORDINATOR DEMOCRATIC (BOARD OF ELECTIONS)
6. RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCY - CLERK TYPIST (SOCIAL SERVICES)
7. OTHER

Item #1: (A. DISCUSSION) There was no discussion.

(B. CLASS ACTION GRIEVANCE - DISPATCHERS UNIFORM ALLOWANCE) Edward Russo, President of the CSEA Local #829, took the floor and addressed the "Class Action Grievance" on behalf of the Dispatchers in the Sheriff's Office regarding Uniform Allowance. Mr. Russo explained that the Sheriff is requiring the Dispatchers in his office to wear the same uniforms as the Deputies to bring them in alignment with the rest of the Sheriff's Office. Dispatchers are allowed \$225.00 for uniforms in 2010. The new uniforms cost \$95 per set, which would be about \$475 for a five day supply. The allowance would only cover two sets of uniforms, which would mean they would need to be laundered three times a week.

Chairman DiMezza stated that the Sheriff indicated he has extra uniforms on hand that the Dispatchers can wear. Mr. Russo responded that the Union does not feel it's appropriate for anyone to be wearing used uniforms. Mr. Russo stated that by the Sheriff unilaterally changing the established uniform, resulted in a hardship for employees.

Chairman DiMezza indicated that the uniforms were not a negotiable item. Mr. Russo responded that that he felt it was negotiable because this requirement was added after the Bargaining Agreement.

No action was taken by the Committee.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT M.M. HAYES ID BADGE SYSTEM MAINTENANCE AGREEMENT (PERSONNEL) Supervisors Thayer and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AMENDING SICK TIME DONATION POLICY (PERSONNEL) Supervisors DiMezza and Barone made a motion and seconded, respectively, to move the Resolution.

Chairman DiMezza explained that the Policy is being amended to eliminate the words "life

threatening".

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY DISTRICT ATTORNEY'S OFFICE TO FILL VACANCY - PART TIME CLERK TYPIST (DISTRICT ATTORNEY) Supervisors Strevy and Thayer made a motion and seconded, respectively, to move the Resolution.

Chairman DiMezza explained that the person who held the part-time position of Clerk Typist moved to the Civil Office and the other part-time person is out on medical leave. This leaves just one individual to handle the case load. He pointed out this part-time person would be dealing with ticket violations, which brings in revenue. Chairman DiMezza stated that he will support filling the position and it should be moved with a positive recommendation.

Supervisor Baia stated that it seems every month a request to fill a vacancy comes before the Board as a crisis situation. He pointed out that there is a \$10 million gap in the budget. If positions are going to be backfilled until budget time then it is rather disingenuous to use that argument. Supervisor Baia stated that he will not be looking at the merits of any positions that come up. The only way he would vote yes is if it is 100% funded by the State or Federal governments. Other than that he will not support the filling of any vacancies and suggested that the Board do the same.

Supervisor Barone pointed out that the positions have already been budgeted. Other than that, when talking to the Town Supervisors this person generates money through handling tickets. He pointed out that even in a budget crunch the County still has to do business.

Supervisor Baia responded that it is historically accurate of the Board. The Board has a spending problem and that is why the County is in crisis mode. The Board imposed a hiring freeze at the beginning of year and the Board loses its nerve and equivocates and backfills the positions. He stated he would not support filling any positions.

Chairman DiMezza stated that in the beginning of the year the District Attorney's Office had two part-time positions filled. Right now he has no part-time positions. There is a need to have someone backfill both positions, which would be this part-timer.

Chairman DiMezza pointed out that Montgomery County has the longest stretch of roads in New York State along the Thruway and thousands of tickets are issued and are all handled by the DA's Office. One girl cannot handle all of that plus the misdemeanor arrests. He stated that crime is on the rise.

Supervisor Thayer stated that the DA's office generates revenue through handling tickets and he will support the position.

Supervisor Quackenbush stated that the Board established a Hiring Policy in the beginning of year and the District Attorney is following that Policy.

The Resolution was moved to the full Board with a positive recommendation. There was one objection, which was made by Supervisor Baia.

Item #5: (RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY - VOTING MACHINE/ELECTION COORDINATOR DEMOCRATIC (BOARD OF ELECTIONS) Supervisors Johnson and Quackenbush made a motion and seconded, respectively, to move the Resolution.

Chairman DiMezza asked Election Commissioner, Jamie Duchessi, how many people are currently working in the Board of Elections Office. Mr. Duchessi responded that there are four people currently working in the office. Chairman DiMezza stated he would not support filling the position at this time.

Supervisor Johnson pointed that it is necessary to have a person from both the Republican and Democrat parties as Election Coordinators.

Chairman DiMezza asked Mr. Duchessi if it is mandated by law that both parties need to hold a position as Election Coordinator. Mr. Duchessi responded that the Election Law requires it. Chairman DiMezza asked Mr. Duchessi to give him or Attorney Landon a copy of the Election Law.

Supervisors Barone and Thayer made a motion and seconded, respectively, to Table the Resolution. There were no objections.

Item #6: (RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCY - CLERK TYPIST (SOCIAL SERVICES) Supervisors Barone and Johnson made a motion and seconded, respectively, to move the Resolution.

Commissioner Cranker asked that the Resolution be Tabled because of budgeting issues. Supervisor Barone removed his sponsorship from the Resolution.

Item #7: (OTHER) Richard Baia, Personnel Officer, distributed and reviewed his recommendations

regarding the Comptroller Audit for the Workers' Compensation Plan as attached hereto. Mr. Baia also presented a draft Resolution with his Corrective Action Plan, which he would like to submit to the Comptrollers Office.

Supervisors Barone and DiMezza made a motion and seconded, respectively, to move the Resolution and the Correction Action Plan to the full Board with a positive recommendation. There were no objections.

Supervisors Barone and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman DiMezza adjourned the Personnel Committee meeting at 7:45 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
7:05 PM, July 20, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 7:46 PM.

Roll call indicated Committee members present were Supervisors Bai a, Barone, Di Mezza, Quackenbush and Thayer. Supervisor Walters was absent.

Additional Supervisors present were Supervisors Greco, Allen, Johnson, Sweet, Wheeler and Stagliano. Supervisors Rajkowski and Coddington were absent.

Chairman Strevy has called a meeting of the Finance Committee for 7:05 p.m. on Tuesday, July 20, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
  - B. TREASURER REPORT
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT CONTRACT WITH NEW YORK STATE (SOIL AND WATER CONSERVATION DISTRICT)
3. RESOLUTION APPOINTMENT- MEMBER MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING)
4. OTHER

Item #1: (A. DISCUSSION) There was no discussion.

(B. TREASURER REPORT) Treasurer Bowerman distributed and reviewed the attached report that will affect the 2011 Operating Budget. These items are a 40% increase for retirement costs, in the amount of \$2.2 million and contracted salary increases of about \$600,000.

The Treasurer stated that at this time revenues are exceeding appropriations in the 2010 Budget. He warned that the biggest revenue is the tax levy. If you were to back out the tax levy all other revenues would be about 41%. There is \$11.6 million in State Aid budgeted for 2010 and as of today only \$2.9 million has been realized. This is due to the State Budget not being adopted yet and the State is not making any payments. Forty-six percent of the appropriations in the 2010 Budget have been expended and fifty-four percent remains in the Budget. There are still some big items that have not been paid.

Supervisor Quackenbush asked if any of the Fund Balance has been used for 2010. Treasurer Bowerman responded that it has not been used yet. Supervisor Stagliano explained that at the end of the year the Budget Officer will close out all the revenues and appropriations to the Fund Balance and at that time it will be determined if the Fund Balance went up or down.

Treasurer Bowerman stated you cannot continue with a zero tax increase. The problems that the County is having is self imposed due to giving away additional sales tax and snow money.

Supervisor DiMezza stated that realistically the tax levy would have to be raised by 10%. He stated that even if that were done it would still require at least \$3.6 million in cuts.

Supervisor Barone stated that the problems are due to state mandates. He stated that the County only controls about a quarter of its budget, with seventy-six percent of its spending being mandated by either the State or Federal governments.

Chairman Greco asked Mr. Bowerman if he is willing to submit a budget to the Board that has sufficient cuts for the County to survive.

Mr. Bowerman stated that it is not the Budget Officer's responsibility to make cuts in the workforce or to outside Agencies. He indicated that this is the Board's responsibility. Mr. Bowerman stated that he is going to submit a budget that is workable to him and the County. He will have to submit a budget that is under the tax cap.

Chairman Strevy asked Mr. Bowerman how he could submit a balanced budget without cutting positions. Mr. Bowerman responded it would have to be done with tax increases.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT CONTRACT WITH NEW YORK STATE (SOIL AND WATER CONSERVATION DISTRICT) Supervisors Strevy and Thayer made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #3: (RESOLUTION APPOINTMENT- MEMBER MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors Strevy and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

ADD-ON RESOLUTIONS:

(RESOLUTION APPROVING CAPITAL PROJECTS - SANITARY DISTRICT #1 (SEWER DISTRICT) Supervisors Quackenbush and Sweet made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. A OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION) Supervisors Wheeler and DiMezza made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. C OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER) Supervisors Wheeler and Quackenbush made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. D OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER) Supervisors DiMezza and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. E OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105 LAWS OF 2010 (PERSONNEL) Supervisors Greco and Baia made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. F OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105 LAWS OF 2010 (PERSONNEL) Supervisors Greco and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION ADOPTING 2009-2010 FMCC OPERATING BUDGET (BOARD OF SUPERVISORS) Supervisors Quackenbush and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION AMENDING 2010 OPERATING BUDGET - GRANT AWARD (YOUTH BUREAU/ACSD) Supervisors Barone and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION AMENDING 2010 OPERATING BUDGET (YOUTH BUREAU/ACSD) Supervisors Barone and Thayer made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT) Supervisors Quackenbush and Sweet made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (OTHER) MOTION TO ENTER EXECUTIVE SESSION by Supervisor Barone, seconded by Supervisor Thayer, pursuant to Section 105 (f) of the NYS Open Meeting Law to discuss a financial status of a corporation and a personnel matter. There were no objections

Executive Session commenced at 8:28 p.m.

MOTION TO EXIT EXECUTIVE SESSION at 8:45 p.m. by Supervisor Thayer, seconded by Supervisor Sweet. There were no objections.

Supervisors Barone and Johnson made a motion and seconded, respectively, to move a Resolution entitled "Resolution Authorizing Chairman To Sign An Amendment To The Loan Agreement With Carolina Clubs Inc. (Economic Development/Planning)" to the full Board with a positive recommendation. There were no objections.

Supervisors Barone and Thayer made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Strevy adjourned the Finance Committee meeting at 8:46 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
PUBLIC HEARING  
6:30 PM, July 27, 2010

RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. F OF 2010 A LOCAL LAW LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, PART B, LAWS OF 2010 (PERSONNEL)

PUBLIC HEARING DISCUSSION

Chairman Greco called the Public Hearing to order at 6:30 p.m. in the Supervisors Chambers.

Present were Supervisors Johnson, Barone, Wheeler, Baia, Di Mezza, Allen, Walters, Strevy, Coddington, Rajkowski, Sweet, Thayer and Stagliano. Supervisor Quackenbush was absent.

The following notice was read:

NOTICE OF PUBLIC HEARING

INTRODUCTORY LOCAL LAW NO. F OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, PART B, LAWS OF 2010 (PERSONNEL)

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. F of 2010, A Local Law Electing a Retirement Incentive Program as Authorized by Chapter 105, Laws of 2010,

RESOLVED, that Introductory Local Law No. F of 2010 hereby is submitted to the Montgomery County Board of Supervisors for consideration following the holding of a public hearing as follows:

Introductory Law No. F of 2010 - A Local Law Electing a Retirement Incentive Program as Authorized by Chapter 105, Part B, Laws of 2010

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

SECTION 1. The County of Montgomery hereby elects to provide all its eligible employees with a retirement incentive program authorized by Chapter 105, Part B, Laws of 2010.

SECTION 2. The commencement date of the retirement incentive program shall be October 14, 2010.

SECTION 3. The open period, during which eligible employees may retire and receive the additional retirement benefit, shall be from October 14, 2010 through December 29, 2010.

SECTION 4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this Local Law shall be as one lump sum or in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local Employers' Retirement System, and it shall be paid by the County of Montgomery for each employee who receives the retirement benefits payable under this Local Law.

SECTION 5. This Local Law shall take effect October 14, 2010.

, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, July 27, 2010 at 6:30 p.m., in the Chamber 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 local law.

There were no speakers.

Chairman Greco adjourned the public hearing at 6:30 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
PUBLIC HEARING  
6:35 PM, July 27, 2010

RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. C AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER)

PUBLIC HEARING DISCUSSION

Chairman Greco called the Public Hearing to order at 6:35 p.m. in the Supervisors Chambers.

Present were Supervisors Johnson, Barone, Wheeler, Baia, Di Mezza, Allen, Walters, Strevy, Coddington, Rajkowski, Sweet, Thayer and Stagliano. Supervisor Quackenbush was absent.

The following notice was read:

NOTICE OF PUBLIC HEARING

INTRODUCTORY LOCAL LAW NO. C AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER)

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. C of 2010, a local law authorizing the private sale of county-owned property, not needed for a county purpose,

RESOLVED, that Introductory Local Law No. C of 2010 hereby is submitted to the Montgomery County Board of Supervisors for consideration, following the holding of a public hearing, as follows:

Introductory Local Law No. C of 2010 - A Local Law Authorizing the Private Sale of County-Owned Property, Not Needed for a County Purpose - Village of St. Johnsville

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# 8.52-2-10.2, located in the Village of St. Johnsville is no longer necessary for public use.

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 properties to the Village of St. Johnsville for the sum of \$1.00.

, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, July 27, 2010 at 6:35 p.m., in the Chamber 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 local law.

There were no other speakers.

Chairman Greco adjourned the public hearing at 6:35 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board



PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
PUBLIC HEARING  
6:40 PM, July 27, 2010

RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. D AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER)

PUBLIC HEARING DISCUSSION

Chairman Greco called the Public Hearing to order at 6:40 p.m. in the Supervisors Chambers.

Present were Supervisors Johnson, Barone, Wheeler, Baia, Di Mezza, Allen, Walters, Strevy, Coddington, Rajkowski, Sweet, Thayer and Stagliano. Supervisor Quackenbush was absent.

The following notice was read:

NOTICE OF PUBLIC HEARING

INTRODUCTORY LOCAL LAW NO. D AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER)

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. D of 2010, a local law authorizing the private sale of county-owned property, not needed for a county purpose,

RESOLVED, that Introductory Local Law No. D of 2010 hereby is submitted to the Montgomery County Board of Supervisors for consideration, following the holding of a public hearing, as follows:

Introductory Local Law No. D of 2010 - A Local Law Authorizing the Private Sale of County-Owned Property, Not Needed for a County Purpose - Town of Amsterdam

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 # 24.1-8-21, located in the Town of Amsterdam is no longer necessary for public use.

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 properties to Thomas Butt for the sum of \$25.00.

, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, July 27, 2010 at 6:40 p.m., in the Chamber 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 local law.

There were no other speakers.

Chairman Greco adjourned the public hearing at 6:40 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
PUBLIC HEARING  
6:45 PM, July 27, 2010

FMCC 2010-2011 OPERATING BUDGET

PUBLIC HEARING DISCUSSION

Chairman Greco called the Public Hearing to order at 6:45 p.m. in the Supervisors Chambers.

Present were Supervisors Johnson, Barone, Wheeler, Baia, DiMezza, Allen, Walters, Strevy, Coddington, Rajkowski, Sweet, Thayer and Stagliano. Supervisor Quackenbush was absent.

The following notice was read:

NOTICE OF PUBLIC HEARING

ADOPTING 2009-2010 FMCC OPERATING BUDGET

RESOLVED, that the Montgomery County Board of Supervisors hereby schedules a Public Hearing on the proposed 2010-2011 Operating Budget of Fulton-Montgomery Community College for July 27, 2010 at 6:45 pm in the Supervisors' Chambers, County Office Building, Route 30A(Broadway), 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 local law.

There were no other speakers.

Chairman Greco adjourned the public hearing at 6:45 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
PUBLIC HEARING  
6:50 PM, July 27, 2010

RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. E OF 2010 A LOCAL LAW  
LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, PART A, LAWS OF  
2010 (PERSONNEL)

PUBLIC HEARING DISCUSSION

Chairman Greco called the Public Hearing to order at 6:50 p.m. in the Supervisors Chambers.

Present were Supervisors Johnson, Barone, Wheeler, Baia, Di Mezza, Allen, Walters, Strevy,  
Coddington, Rajkowski, Sweet, Thayer and Stagliano. Supervisor Quackenbush was absent.

The following notice was read:

NOTICE OF PUBLIC HEARING

INTRODUCTORY LOCAL LAW NO. E OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS  
AUTHORIZED BY CHAPTER 105, PART A, LAWS OF 2010 (PERSONNEL)

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. E of 2010,  
A Local Law Electing a Retirement Incentive Program is Authorized by Chapter 105, Laws of 2010,

RESOLVED, that Introductory Local Law No. E of 2010 hereby is submitted to the Montgomery County  
Board of Supervisors for consideration following the holding of a public hearing as follows:

Introductory Law No. E of 2010 - A Local Law Electing a Retirement Incentive Program as Authorized  
by Chapter 105, Part A, Laws of 2010

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

SECTION 1. The County of Montgomery hereby elects to provide all its eligible employees  
with a retirement incentive program authorized by Chapter 105, Part A, Laws  
of 2010.

SECTION 2. The commencement date of the retirement incentive program shall be October  
14, 2010.

SECTION 3. The open period, during which eligible employees may retire and receive the  
additional retirement benefit, shall be from October 14, 2010 through  
December 29, 2010.

SECTION 4. The actuarial present value of the additional retirement benefits payable  
pursuant to the provisions of this Local Law shall be as one lump sum or in  
five annual installments. The amount of the annual payment shall be  
determined by the Actuary of the New York State and Local Employers'  
Retirement System, and it shall be paid by the County of Montgomery for each  
employee who receives the retirement benefits payable under this Local Law.

SECTION 5. This Local Law shall take effect October 14, 2010.

, and

FURTHER RESOLVED, that said public hearing shall be held Tuesday, July 27, 2010 at 6:50 p.m., in  
the Chamber 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 local law.

There were no other speakers.

Chairman Greco adjourned the public hearing at 6:50 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
PUBLIC HEARING  
6:55 PM, July 27, 2010

RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. A OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION)

PUBLIC HEARING DISCUSSION

Chairman Greco called the Public Hearing to order at 6:55 p.m. in the Supervisors Chambers.

Present were Supervisors Johnson, Barone, Wheeler, Baia, Di Mezza, Allen, Walters, Strevy, Coddington, Rajkowski, Sweet, Thayer and Stagliano. Supervisor Quackenbush was absent.

The following notice was read:

NOTICE OF PUBLIC HEARING

INTRODUCTORY LOCAL LAW NO. A OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION)

WHEREAS, a public hearing is required to be held concerning Introductory Local Law No. A of 2010, a local law to create a fee for the supervision of DWI offenders who are sentenced to probation,

RESOLVED, that Introductory Local Law No. A of 2010 hereby is submitted to the Montgomery County Board of Supervisors for consideration, following the holding of a public hearing, as follows:

Introductory Local Law No. A of 2010 - A Local Law Authorizing the Creation Of A Fee For The Supervision Of DWI Offenders Who Are Sentenced To Probation,

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

SECTION 1. Notwithstanding any other provision of law, any person currently serving or who shall be sentenced to a period of Probation upon conviction of any crime under Article Thirty-one of the Vehicle and Traffic Law and who is being supervised by the Montgomery County Probation Department shall pay to said Department an administrative fee of \$30.00 per month, except as provided in Section 2 of this law.

SECTION 2. The Montgomery County Probation Department shall waive all or part of the fee imposed by Section 1 of this law where, because of the indigence of the offender, the payment of said fee would impose an unreasonable hardship on the person convicted, or on his or her immediate family, or on any other person who is dependant upon such person for financial support.

SECTION 3. The fee authorized by this local law shall not constitute nor be imposed as a condition of Probation.

SECTION 4. Monies collected pursuant to this local law shall be utilized for Probation services by the Montgomery County Probation Department and shall not be used to replace State or Federal funds otherwise utilized for Probation services.

SECTION 5. In the event of non-payment of any fees which have not been waived by the Montgomery County Probation Department, the provisions of subdivision 6 of §420.10 of the Criminal Procedure Law shall govern for purposes of collection of such fees, and in addition thereto the County may seek to enforce payment in any other manner permitted by law for enforcement of a debt.

FURTHER RESOLVED, that said public hearing shall be held Tuesday, July 27, 2010 at 6:55 p.m., in the Chamber 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.

There were no other speakers.

Chairman Greco adjourned the public hearing at 6:55 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
REGULAR MEETING  
7:00 PM, July 27, 2010

CALL TO ORDER

Chairman Greco called the Regular Meeting of the Montgomery County Board of Supervisors for July 27, 2010 to order at 7:00 PM.

SALUTE TO THE FLAG

Supervisor Wheeler led the Salute to the Flag.

ROLL CALL

Roll call indicated that the following Supervisors were present: Greco, Allen, Barone, Baia, Strevy, Thayer, Coddington, Rajkowski, Walters, Johnson, Wheeler, Sweet, DiMezza and Stagliano. Supervisor Quackenbush was absent.

PRIVILEGE OF THE FLOOR

A. Public Comment - There was no public comment.

B. Report - DSS Fraud Investigators

Fraud investigator, Michael Villa, took the floor and distributed and reviewed the attached "Quarterly Savings Report" regarding the Department of Social Service's public assistance, food stamp and medical programs.

Mr. Villa reported that nine arrests on welfare fraud were made in the first six months of year. There are five more arrests pending. Mr. Villa pointed out only six part-time investigators were currently working, which is two investigators less than last year.

Commissioner Cranker stated that a lot of the money never goes out of the Department. Because of the fraud investigators it can be stopped before applicants can collect.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION TO ADOPT MINUTES OF PREVIOUS SESSION by Supervisor Barone, Sr., seconded by Supervisor Thayer, passed with Aye(1710). Supervisor Quackenbush was absent.

APPROVAL OF BUDGETARY TRANSFER

MOTION TO ACCEPT BUDGETARY TRANSFERS by Supervisor Barone, Sr., seconded by Supervisor Wheeler, passed with Aye(1607). Supervisor Strevy voted Nay. Supervisor Quackenbush was absent.

NEW BUSINESS

A. Resolutions

B. Other

**RESOLUTION NO. 148 of 2010**

**DATED:** July 27, 2010

**RESOLUTION ADOPTING 2010-2011 FMCC OPERATING BUDGET (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Wheeler

WHEREAS, the Fulton-Montgomery Community College Board of Trustees has presented Fulton and Montgomery County, the sponsoring counties, with a 2010-2011 budget request, 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, 2010 and ending on August 31, 2011, with appropriations totaling

\$19,943,776, hereby is accepted and approved, and

FURTHER RESOLVED, that the amount to be appropriated by the County of Montgomery County, as its sponsor share of said Budget, shall be \$1,395,821, and

FURTHER RESOLVED, that said sponsor's share shall be included in the Montgomery County Operating Budget for 2010, 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(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 149 of 2010**

**DATED:** July 27, 2010

RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. A OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION)

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Di Mezza

WHEREAS, on June 22, 2010 a proposed Local Law for the County of Montgomery, entitled: "A Local Law Authorizing The Creation Of A Fee For The Supervision Of DWI Offenders Who Are Sentenced To Probation" was presented to the Board of Supervisors for consideration, and

WHEREAS, on June 22, 2010 Resolution No. 142 of 2010 was adopted authorizing and directing that a Public Hearing be held by the Board of Supervisors on the 27th day of July 2010, at the time and place appointed, and

WHEREAS, said public hearing has been held,

RESOLVED, that said Local Law, known as Introductory Local Law No. A of 2010, entitled: "A Local Law Authorizing The Creation Of A Fee For The Supervision Of DWI Offenders Who Are Sentenced To Probation" hereby is adopted and is incorporated as follows:

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

- SECTION 1. Notwithstanding any other provision of law, any person currently serving or who shall be sentenced to a period of Probation upon conviction of any crime under Article Thirty-one of the Vehicle and Traffic Law and who is being supervised by the Montgomery County Probation Department shall pay to said Department an administrative fee of \$30.00 per month, except as provided in Section 2 of this law.
- SECTION 2. The Montgomery County Probation Department shall waive all or part of the fee imposed by Section 1 of this law where, because of the indigence of the offender, the payment of said fee would impose an unreasonable hardship on the person convicted, or on his or her immediate family, or on any other person who is dependant upon such person for financial support.
- SECTION 3. The fee authorized by this local law shall not constitute nor be imposed as a condition of Probation.
- SECTION 4. Monies collected pursuant to this local law shall be utilized for Probation services by the Montgomery County Probation Department and shall not be used to replace State or Federal funds otherwise utilized for Probation services.
- SECTION 5. In the event of non-payment of any fees which have not been waived by the Montgomery County Probation Department, the provisions of subdivision 6 of §420.10 of the Criminal Procedure Law shall govern for purposes of collection of such fees, and in addition thereto the County may seek to enforce payment in any other manner permitted by law for enforcement of a debt.

, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to

file one certified copy 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(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 150 of 2010**

**DATED:** July 27, 2010

RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. C OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER)

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Quackenbush

WHEREAS, on June 22, 2010 a proposed Local Law for the County of Montgomery, entitled: "A Local Law Authorizing the Private Sale of County-Owned Property Not Needed for a County Purpose" (Village of St. Johnsville) was presented to the Board of Supervisors for consideration, and

WHEREAS, on June 22, 2010 Resolution No. 143 of 2010 was adopted authorizing and directing that a Public Hearing be held by the Board of Supervisors on the 27th day of July 2010, at the time and place appointed, and

WHEREAS, said public hearing has been held,

RESOLVED, that said Local Law, known as Introductory Local Law No. C of 2010, entitled: "A Local Law Authorizing the Private Sale of County-Owned Property Not Needed for a County Purpose" (Village of St. Johnsville) hereby is adopted and is incorporated as follows:

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 #8.52-2-10.2, located in the Village of St. Johnsville is no longer necessary for public use.

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 properties to the Village of St. Johnsville for the sum of \$1.00.

, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to file one certified copy 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(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 151 of 2010**

**DATED:** July 27, 2010

RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. D OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER)

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Johnson

WHEREAS, on June 22, 2010 a proposed Local Law for the County of Montgomery, entitled: "A Local Law Authorizing the Private Sale of County-Owned Property Not Needed for a County Purpose" (Town of Amsterdam) was presented to the Board of Supervisors for consideration, and

WHEREAS, on June 22, 2010 Resolution No. 144 of 2010 was adopted authorizing and directing that a Public Hearing be held by the Board of Supervisors on the 27th day of July 2010, at the time and place appointed, and

WHEREAS, said public hearing has been held,

RESOLVED, that said Local Law, known as Introductory Local Law No. B of 2010, entitled: "A Local Law Authorizing the Private Sale of County-Owned Property Not Needed for a County Purpose" (Town of Amsterdam) hereby is adopted and is incorporated as follows:

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 #24.-1-8.21, located in the Town of Amsterdam is no longer necessary for public use.
- 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 properties to Thomas Butt for the sum of \$25.00.

, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to file one certified copy 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(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 152 of 2010**

**DATED:** July 27, 2010

RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. E OF 2010 - A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105 LAWS, PART A, OF 2010 (PERSONNEL)

Resolution by Supervisor: Greco

Seconded by Supervisor: Bai a

WHEREAS, on June 22, 2010 a proposed Local Law for the County of Montgomery, entitled: "A Local Law Electing A Retirement Incentive Program As Authorized By Chapter 105 Laws, Part A, Of 2010" was presented to the Board of Supervisors for consideration, and

WHEREAS, on June 22, 2010 Resolution No. 145 of 2010 was adopted authorizing and directing that a Public Hearing be held by the Board of Supervisors on the 27th day of July 2010, at the time and place appointed, and

WHEREAS, said public hearing has been held,

RESOLVED, that said Local Law, known as Introductory Local Law No. E of 2010, entitled: "A Local Law Electing A Retirement Incentive Program As Authorized By Chapter 105 Laws, Part A, Of 2010 " hereby is adopted and is incorporated as follows:

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

- SECTION 1. The County of Montgomery hereby elects to provide all its eligible employees with a retirement incentive program authorized by Chapter 105, Part A, Laws of 2010.
- SECTION 2. The commencement date of the retirement incentive program shall be October 14, 2010.
- SECTION 3. The open period, during which eligible employees may retire and receive the additional retirement benefit, shall be from October 14, 2010 through December 31, 2010.
- SECTION 4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this Local Law shall be as one lump sum or in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local Employers' Retirement System, and it shall be paid by the County of Montgomery for each employee who receives the retirement benefits payable under this Local Law.
- SECTION 5. This Local Law shall take effect October 14, 2010.



, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to file one certified copy 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(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 153 of 2010**

**DATED:** July 27, 2010

**RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. F OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105 LAWS, PART B, OF 2010 (PERSONNEL)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Johnson

WHEREAS, on June 22, 2010 a proposed Local Law for the County of Montgomery, entitled: "A Local Law Electing A Retirement Incentive Program As Authorized By Chapter 105 Laws, Part B, Of 2010" was presented to the Board of Supervisors for consideration, and

WHEREAS, on June 22, 2010 Resolution No. 147 of 2010 was adopted authorizing and directing that a Public Hearing be held by the Board of Supervisors on the 27th day of July 2010, at the time and place appointed, and

WHEREAS, said public hearing has been held,

RESOLVED, that said Local Law, known as Introductory Local Law No. F of 2010, entitled: "A Local Law Electing A Retirement Incentive Program As Authorized By Chapter 105 Laws, Part B, Of 2010 " hereby is adopted and is incorporated as follows:

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

SECTION 1. The County of Montgomery hereby elects to provide all its eligible employees with a retirement incentive program authorized by Chapter 105, Part B, Laws of 2010.

SECTION 2. The commencement date of the retirement incentive program shall be October 1, 2010.

SECTION 3. The open period, during which eligible employees may retire and receive the additional retirement benefit, shall be from October 1, 2010 through December 29, 2010.

SECTION 4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this Local Law shall be as one lump sum or in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local Employers' Retirement System, and it shall be paid by the County of Montgomery for each employee who receives the retirement benefits payable under this Local Law.

SECTION 5. This Local Law shall take effect October 1, 2010.

, and

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to file one certified copy 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(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 154 of 2010**

**DATED:** July 27, 2010

**RESOLUTION APPROVING CAPITAL PROJECTS - SANITARY DISTRICT #1 (SEWER DISTRICT)**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Sweet

WHEREAS, the Montgomery County Sanitary District #1 is under a consent order from the NYS Department of Environmental Conservation for upgrades to the sewer system, and

WHEREAS, the Board of the Montgomery County Sanitary District #1 has recommended and approved the following capital projects: Generator upgrade project (\$220,000), Flow meter upgrade project (\$110,000) and Roof replacement project (\$190,000) to comply with said order,

RESOLVED, that the Board of Supervisors hereby approves said capital projects for the Montgomery County Sanitary District #1, at a cost not to exceed \$520,000, and

FURTHER RESOLVED, the Montgomery County Sanitary District wishes to appropriate \$200,000 from the Districts fund balance to cover a portion of the costs for said projects, and

FURTHER RESOLVED, that the County Treasurer is authorized and directed to arrange for preparation of appropriate legislation authorizing bonding to fund said balance of Capital Projects, and

FURTHER RESOLVED, that said costs of projects will be paid by the users of the sewer system through an ad valorem charge on their yearly tax bill, and

FURTHER RESOLVED, the County Treasurer is authorized and directed to amend the 2010 Operating Budget as follows:

**INCREASE:**

G511                                      Appropriated Fund Balance                      \$200,000

G-26-4-9900-00-9950      Transfer to Capital Projects                      \$200,000

RESOLUTION ADOPTED with Aye(1710).      Supervisor Quackenbush was absent.      (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 155 of 2010**

**DATED:** July 27, 2010

**RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT)**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Sweet

WHEREAS, the Montgomery County Sanitary District and Montgomery County have received a Notice of Claim regarding property located at 20 River Street in the Village of Nelliston, SBL# 46.10-3.12, and

WHEREAS, Resolution No. 105 of 2010 authorizes the agreement for the attorney to represent the County and the Sanitary District for pending litigation, and

WHEREAS, the Montgomery County Sanitary District and Montgomery County wishes to continue such agreement and utilize said contractor in the litigation defense,

RESOLVED, the Montgomery County Board of Supervisors hereby approves the Chairman of the Board of Directors of Montgomery County Sanitary District #1 and the Chairman of the Board of Supervisors to extend said agreement with the Attorney to represent the County and Districts' interest in said property, and

FURTHER RESOLVED, that said agreement shall not exceed a cost of \$25,000.00 to be paid equally out of the Sanitary District's Budget, and the County's general fund, and

FURTHER RESOLVED, that the Treasurer is hereby authorized to amend the 2010 Operating Budget as follows:

**TRANSFER FROM:**

A-01-4-1990-00-4400      Contingency Account                      \$12,500

**TRANSFER TO:**

A-01-4-1010-00-4431 Professional Services \$12,500

TRANSFER FROM:

G-26-4-1990-00-4400 Contingency Account \$12,500

TRANSFER TO:

G-26-4-8120-00-4431 Professional Services \$12,500

RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 156 of 2010**

**DATED:** July 27, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT CONTRACT WITH NEW YORK STATE (SOIL AND WATER CONSERVATION DISTRICT)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Thayer

WHEREAS, Montgomery County requested funding under Title 11 of New York State Environmental Protection Fund Local Waterfront Revitalization Program (LWRP) to prepare a Regional Watershed Management Plan on September 16, 2009, and

WHEREAS, funding in the amount of \$370,270.00 has been awarded to Montgomery County for the completion of the Mohawk River Basin Watershed Management Plan, whose total project budget is \$740,540.00, and

WHEREAS, the Montgomery County Board of Supervisors designated the Chairman of the Montgomery County Board of Supervisors to act on behalf of Montgomery County in all matters related to this financial assistance, and

WHEREAS, the Montgomery County Board of Supervisors designated the Montgomery County Soil and Water Conservation District (SWCD) to be the contact agency for said project, and

WHEREAS, the New York State Department of State (NYSDOS) has worked with Montgomery County SWCD to develop a work program and grant contract for said project,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, is hereby authorized to sign and submit all required documents, agreements, and subsequent reporting materials for funding under this grant award, and

FURTHER RESOLVED, Montgomery County will accept and distribute reimbursement funds for all completed on this project, up to the amount of \$370,270.00, and

FURTHER RESOLVED, Montgomery County SWCD shall be responsible for completing the work associated with said grant project, and continue to be the contact agency.

RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**Discussion - Resolution No. 157**

Supervisor Thayer stated that he could not see any advantage for the County to consolidate with the Amsterdam IDA. Supervisor Thayer expressed his concern about the additional workload for the County staff. He also was concerned about Amsterdam's political affect on the County's reputation in the economic development community. Supervisor Thayer stated that he would not vote in favor the Resolution.

Supervisor DiMezza stated it would give one-stop shopping to businesses interested in coming to the County.

Supervisor Barone stated that the County has been looking into shared services and this is a big example of that. He indicated that there was not a need for two IDA's in the County with a population of 49,000. Supervisor Barone pointed out that there is a 30-day out clause for both parties in the contract and felt no damage could be done in a month.

Supervisor Strevy stated that when things happen it could take very little time to sully the

County's IDA reputation. He stated that he would not vote in favor of the Resolution.

Chairman Greco stated that the City of Amsterdam is part of the County and any success will be shared by both the County and the City no matter where that success occurs.

MOTION TO CALL THE QUESTION by Supervisor Stagliano, seconded by Supervisor Strevy, was defeated with aye (719). Supervisors Allen, Walters, Strevy, Rajkowski, Sweet and Thayer voted aye. Supervisor Quackenbush was absent.

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**RESOLUTION NO. 157 of 2010**

**\*\*See Appendix for Resolution Attachment\*\***

**DATED:** July 27, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN ADMINISTRATIVE AND STAFF SUPPORT SERVICES AGREEMENT - AMSTERDAM INDUSTRIAL DEVELOPMENT AGENCY (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Bai a

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 administrative and staff support services to the Amsterdam Industrial Development Agency as detailed in the attached Scope of Services, and

FURTHER RESOLVED, that said Agreement shall be for a period of one year and can be terminated by either party upon one full calendar month's written notice to the other party of said termination.

MOTION TO CALL THE QUESTION by Supervisor Stagliano, seconded by Supervisor Strevy, was defeated with Aye(719). Supervisors Allen, Walters, Strevy, Rajkowski, Sweet, Thayer and Stagliano voted Aye. Supervisor Quackenbush was absent. (7/27/2010)

RESOLUTION ADOPTED with Aye(1187). Supervisors Allen, Strevy, Sweet, Thayer and Stagliano voted Nay. Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 158 of 2010**

**DATED:** July 27, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH CAROLINA CLUBS INC. (ECONOMIC DEVELOPMENT/PLANNING)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Johnson

WHEREAS, Montgomery County administers an Economic Development Program for the purpose of creating and retaining jobs, and

WHEREAS, Resolution No. 24 of 2009 approved a loan request to Carolina Clubs, Inc. for an amount not to exceed \$145,650.00 payable in not more than 72 monthly installments, with an interest rate of two percent (at the time of closing) for the purposes of relocating Carolina Clubs, Inc. to New York State from the State of Florida, and

WHEREAS, said applicant has requested an amendment to said loan agreement as it relates to adding a DBA, SWS, for the purpose of the processing of payroll, and

WHEREAS, all other terms and conditions will remain unchanged

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the Montgomery County Industrial Development Agency (MCIDA) Board and County Attorney, is hereby authorized and directed to sign amendment, and any other legal documents necessary to process the said amendment,

RESOLUTION ADOPTED with Aye(1661). Supervisor Walters abstained. Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 159 of 2010**

**DATED:** July 27, 2010

**RESOLUTION APPOINTMENT- MEMBER MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Barone, Sr.

WHEREAS, per Local Law No. 1 of 1987 the Chairman of the Board of Supervisors has authorization to appoint individuals to serve on the County Planning Board with the advice and consent of the Montgomery County Board of supervisors, and

WHEREAS, the current Planning Board consists of the following:

Appointee	Representing	Term Expiration
Luis Agüero	First Ward	06/30/11
Robert DiCaprio	Second Ward	06/30/12
Robert L. Mead	Third Ward	06/30/12
Crystal Ricciuti	Fourth Ward	06/30/11
Andy Reed	Fifth Ward	06/30/13
Phil Arnold	Town of Amsterdam	06/30/11
Robert McMahon	Town of Canajoharie	06/30/13
Jack Fritz	Town of Charleston	06/30/11
Scott McKay	Town of Florida	06/30/13
John Thomas	Town of Glen	06/30/12
Keith MacGregor	Town of Minden	06/30/13
Wayne DeMallie	Town of Mohawk	06/30/13
Donald Mead	Town of Palatine	06/30/12
John Lyker	Town of Root	06/30/13
Salvatore "Sam" Giarrizzo	Town of St. Johnsville	06/30/12

and

WHEREAS, there is currently a vacancy on said Board due to the resignation of Scott McKay, Town of Florida,

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to appoint, with the advice and consent of the Montgomery County Board of Supervisors, the following individual to the Montgomery County Planning Board to fill said vacancy:

Hal Hermance, Town of Florida, for a term commencing immediately and ending on June 30, 2013.

RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 160 of 2010**

**\*\*See Appendix for Resolution Attachment\*\***

**DATED:** July 27, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AGREEMENT WITH UPSTATE RESPIRE SERVICES (MENTAL HEALTH)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Strevy

RESOLVED, that the Chairman of the Board is hereby authorized and directed, upon review and approval of the County Attorney, to sign the Agreement attached hereto with Upstate Respite Services for an amount not to exceed \$46,000.

RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 161 of 2010**

**DATED:** July 27, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET - MENTAL HEALTH (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Wheeler

WHEREAS, the Director of Community Services has realized increased expenses in Court Ordered

mental health services in the Mental Health Department Account, and

WHEREAS, Montgomery County is required to pay half of the cost of individuals ordered into state operated mental health centers, and

WHEREAS, the 2010 budget for the Mental Health Department only appropriated \$25,000 for such expenses and the charges for half of the expenses for one patient total \$45,657.55,

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

TRANSFER FROM:

A-01-4-1990-00-. 4400	Contingency Account	\$20,657.55
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TRANSFER TO:

A-17-4-4320-00-. 4433	Court Related Expenses	\$20,657.55
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RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 162 of 2010**

**DATED:** July 27, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - FBI ANTENNA SITE LICENSE RENEWAL - OAK RIDGE SITE (SHERIFF)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Walters

WHEREAS, by Resolution 225 of 2003 and Resolution 37 of 2004, Montgomery County has entered into a license agreement with the US Department of Justice, Federal Bureau of Investigation for a 10-year Basic Ordering Agreement through September 30, 2013, and

WHEREAS, said Agreement authorized the federal agency to maintain certain communications equipment on a County-owned tower, and

WHEREAS, said Agreement calls for renewal on a yearly basis,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized to sign a Renewal License Agreement with the US Department of Justice, Federal Bureau of Investigation, with said license being a \$200.00 monthly fee for a one-year period commencing on October 1, 2010 and ending on September 30, 2011.

RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 163 of 2010**

**DATED:** July 27, 2010

**RESOLUTION AWARDING RFP 04-10 - CONSULTING SERVICES TO SET UP AND DESIGN A HAZMAT/TERRORISM TABLE TOP EXERCISE (EMERGENCY MANAGEMENT)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Sweet

WHEREAS, the Purchasing Agent was authorized to conduct a Request for Proposals by Resolution No. 28 of 2010, and

WHEREAS, proposals have been received and opened on June 24, 2010, and

WHEREAS, after reviewing the proposals the Director of Emergency Management and the Purchasing Agent recommend awarding the RFP to James Lee Witt Associates of Jackson, NJ for an amount not to exceed \$27,000.00,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, is authorized to sign an agreement with James Lee Witt Associates.

RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 164 of 2010**

**DATED:** July 27, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET GRANT AWARD (YOUTH BUREAU/ACSD)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Wheeler

WHEREAS, the Youth Bureau/Alternative Community Services Department has received a legislative initiative grant award from Senator Hugh Farley, and

WHEREAS, the grant award is in the amount of \$3,000 and is earmarked to be used towards Montgomery County Youth Day-2010,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 2010 Operating Budget, as follow:

**INCREASE REVENUES:**

A-21-3-.3889                      State Aid Other Culture and Recreation      \$3,000.00

**INCREASE APPROPRIATIONS:**

A-21-4-7310-00-.4559      Outreach Programs    \$3,000.00

RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 165 of 2010**

**DATED:** July 27, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET (YOUTH BUREAU/ACSD)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Thayer

WHEREAS, the Youth Bureau/Alternative Community Services Department has received donations from the community, and

WHEREAS, the donations are in the amount of \$6,750.00 and are earmarked to be used towards Montgomery County Youth Day-2010,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 2010 Operating Budget, as follows:

**INCREASE REVENUES:**

A-21-3-.2705                      Gifts and Donations    \$6,750.00

**INCREASE APPROPRIATIONS:**

A-21-4-7310-00-.4559      Outreach Programs    \$6,750.00

RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 166 of 2010**

**DATED:** July 27, 2010

**RESOLUTION AUTHORIZING CHANGE ORDERS NO. 1 AND NO. 2 - PICKLE HILL ROAD BRIDGE**

**REPLACEMENT CONTRACT - BIN 3309580 (PUBLIC WORKS)**

Resolution by Supervisor: Wal ters

Seconded by Supervisor: Al l en

WHEREAS, Resolution No. 82 of 2009 authorized a contract with Tioga Construction Co. to replace a bridge on Pickle Hill Road, BIN 3309580 in the amount of \$915,391.00, and

WHEREAS, during construction, it was discovered that due to severe stream bed erosion, the installation of three (3) extra heavy duty stone weirs (check dams) were required, resulting in the need to increase the contract by \$3,025.63,

RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized and directed to sign Change Order No. 1 and No. 2, with Tioga Construction Co., in an amount not to exceed \$3,025.63.

RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 167 of 2010**

**DATED:** July 27, 2010

**RESOLUTION IN OPPOSITION TO PROPOSED 6 NYCRR PART 247 REGULATIONS ON OUTDOOR WOOD BOILERS (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Wal ters

Seconded by Supervisor: Raj kowski

WHEREAS, the price of home heating fuels has skyrocketed over the last few years for citizens within Montgomery County, and

WHEREAS, outdoor wood boilers (OWBs) can provide a cost effective alternative to fossil fuels, and

WHEREAS, OWBs were not made for, and never should have, any solid waste burned in them, and

WHEREAS, no other State has required that existing OWBs be taken out of service, and

WHEREAS, the New York State Department of Environmental Conservation (DEC) in April, 2010 published and is currently soliciting comments on proposed regulation 6 NYCRR Part 247, regulations, and

WHEREAS, the Montgomery County Board of Supervisors does not support the requirements in the proposed DEC Part 247 regulations, and

WHEREAS, in addition, the Montgomery County Board of Supervisors considers Municipal Home Rule a highly valued privilege and believes that local governments should be free to exercise that authority, and

WHEREAS, this DEC proposal would preempt local home rule, interfering and removing the ability of local governments to make determinations regarding issues traditionally handled at the local level, and

WHEREAS, the Montgomery County Board of Supervisors gives notice of its opposition to DEC's proposal and considers this a threat to Home Rule by infringing on the jurisdiction of local municipal decision making,

RESOLVED, that the Montgomery County Board of Supervisors hereby supports efforts to protect the use of properly operated OWB's that are installed and operated properly, and to protect the property rights of those outdoor wood boiler owners, and

FURTHER RESOLVED, that the Montgomery County Board of Supervisors hereby strongly opposes this new proposal and believes that it should be regulated on a local level consistent with local zoning and land use regulations, and

FURTHER RESOLVED, that copies of this Resolution shall be forwarded to Governor David Patterson, Attorney General Andrew Cuomo, Senator Charles Schumer, Senator Kirsten Gillibrand, Senator Hugh Farley, Congressman Paul Tonko, Assemblyman George Amedore, New York State Association of Counties, New York State DEC and all towns and villages within Montgomery County.

RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon

Robin Loske



County Attorney

Clerk, Board of Supervisors

**RESOLUTION NO. 168 of 2010****DATED:** July 27, 2010**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT M.M. HAYES – ID BADGE SYSTEM MAINTENANCE AGREEMENT (PERSONNEL)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Barone, Sr.

WHEREAS, the Personnel Officer is requiring a Maintenance Agreement for the Identocard IVIS Plus Badge System, Software, Digital Camera, Badge Printer, Door Access System, Hardware and Software,

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 maintenance agreement for the Identocard IVIS Plus Badge System and Door Access System with M.M. Hayes, at a cost not to exceed \$7,234.00, for the period commencing on September 1, 2010 and ending on August 31, 2011.

RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 169 of 2010****DATED:** July 27, 2010**\*\*See Appendix for Resolution Attachment\*\*****RESOLUTION AMENDING SICK TIME DONATION POLICY (PERSONNEL)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

WHEREAS, Resolution No. 44 of 2002 adopted a Policy for the Donation of Sick Time,

RESOLVED, that the Board of Supervisors hereby amends the Policy for Donation of Sick Time, effective July 19, 2010, and

FURTHER RESOLVED, that said amended Policy is attached hereto and made part of this Resolution.

RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**Discussion - Resolution No. 170**

Supervisor Strevy moved to remove his sponsorship. Supervisor Johnson moved to sponsor the Resolution.

Supervisor Wheeler stated that she has researched the need for filling the part-time position in the DA's Office and she is not in favor of filling the position. Supervisor Wheeler stated that the office is currently staffed with two full-time clerical positions and a part-time Senior Clerk Typist. The work load is being handled with the current employees. She suggested that the money saved by not filling this position can put toward the \$10.5 million budget gap.

Supervisor DiMezza responded that if the DA's Office doesn't prosecute traffic tickets there would be lost revenue to the towns.

Both Supervisor DiMezza and Walters indicated that the vacancy is overburdening the two full-time assistants who are now covering the duties of the part-time position. Supervisor Walters stated that it would be a mistake not to fill the position as that little salary is not going to have an affect on taxes.

Supervisor Wheeler stated that small salaries add up. She stated that she supports the DA's Office but she also supports the taxpayers who elected her.

Supervisor Baia agreed with Supervisor Wheeler and stated that every little thing adds up. He pointed out that the Board established a hiring policy in the beginning of the year yet the Board continues to fill positions.

Supervisor Thayer stated that he is voting in favor of filling the position. He pointed out that his court revenue for his Town is up 20% higher than last year.

**RESOLUTION NO. 170 of 2010****DATED:** July 27, 2010**RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY DISTRICT ATTORNEY'S OFFICE TO FILL VACANCY - PART TIME CLERK TYPIST (DISTRICT ATTORNEY)**

Resolution by Supervisor: Johnson

Seconded by Supervisor: Thayer

WHEREAS, the Personnel Committee, at its meeting on July 20, 2010, reviewed one Request to Fill Vacancy submitted by the Montgomery County District Attorney's Office, which was reviewed by the Personnel Officer, and said position meets all Civil Service requirements,

RESOLVED, that the Montgomery County District Attorney's Office is hereby authorized to fill one Part Time Clerk Typist vacancy.

RESOLUTION DEFEATED with Aye(725). Supervisors Johnson, Barone, Sr., Di Mezza, Walters, Sweet and Thayer voted Aye. Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 171 of 2010****DATED:** July 27, 2010**\*\*See Appendix for Resolution Attachment\*\*****RESOLUTION ADOPTING A CORRECTIVE ACTION PLAN - WORKERS' COMPENSATION SELF-INSURANCE PLAN (PERSONNEL)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Di Mezza

WHEREAS, the New York State Comptrollers Office has audited the Montgomery County Workers' Compensation Self-Insurance Plan, and

WHEREAS, they have identified 10 areas of concern that need to be addressed,

RESOLVED, that the attached Montgomery County Corrective Action Plan for the Montgomery County Workers' Compensation Self-Insurance Plan is hereby adopted by the Montgomery Board of Supervisors and will be submitted to the State Comptrollers Office.

RESOLUTION ADOPTED with Aye(1710). Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 172 of 2010****DATED:** July 27, 2010**RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH OTSEGO AND SCHOHARIE COUNTIES TO ESTABLISH A JOINTLY HELD DEPOSITORY ACCOUNT FOR POST-CLOSURE EXPENSES (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Walters

Seconded by Supervisor: Strevy

WHEREAS, pursuant to the Post-Closure Monitoring and Maintenance Agreement dated December 10, 2009 between the County of Montgomery, the County of Otsego, the County of Schoharie (Member Counties) and the Montgomery-Otsego-Schoharie Solid Waste Management Authority (MOSA), it was agreed to set aside \$1,000,000.00 for post-closure expenses to be administered jointly by the Member Counties, and

WHEREAS, MOSA's Member Counties wish to execute a MOU for the purpose of establishing a jointly held Depository Account for these post-closure expenses,

RESOLVED, that the Chairman of the Board is hereby authorized to execute a MOU, upon review and approval of the County Attorney, with the authorized officers of Otsego and Schoharie Counties for the purpose of establishing a jointly held depository account for post-closure expenses in the amount of \$1,000,000.00 pursuant to the Post-Closure Monitoring and Maintenance Agreement dated December 10, 2009, and

FURTHER RESOLVED, that the account would be set up with the three County Treasurers from the Member Counties as the signatories, with no movement of funds out of the account being authorized

without these three signatures, and

FURTHER RESOLVED, that the bank of choice would be determined primarily by the most favorable interest rate, fee structure, etc., and

FURTHER RESOLVED, that the MOU shall contain such other terms and conditions as are in the best interest of the County of Montgomery.

RESOLUTION ADOPTED with Aye(1644). Supervisor Thayer abstained. Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 173 of 2010**

**DATED:** July 27, 2010

**RESOLUTION ADOPTING AMENDMENT NO. 1 TO THE MONTGOMERY-OTSEGO-SCHOHARIE SOLID WASTE MANAGEMENT AUTHORITY SERVICE AGREEMENT (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Walters

WHEREAS, the Service Agreement between the Montgomery-Otsego-Schoharie Solid Waste Management Authority (MOSA) and the Counties of Montgomery, Otsego and Schoharie was authorized and approved by the Montgomery County Board of Supervisors by Resolution 210 of 1989, and

WHEREAS, the Governing Board of MOSA, at its meeting on June 16, 2010 adopted a Resolution to amend 10.2.1 of the Service Agreement to remove that portion of the penalty for the actual cost of transportation and disposal on undelivered waste, and

WHEREAS, said Amendment No. 1 to Service Agreement was distributed to the three member Counties for review and consideration as follows:

1. Section 10.2.4 of the Service Agreement is hereby amended by adding a new Section 110.2.4 to read as follows:  

"10.2.4 For purposes of the delivery shortfall subsidy calculation under Section 10.2.1, the maximum fee shall be reduced by the "Avoided Transportation and Disposal Costs" for this purpose shall mean an amount determined by the reasonably allocable to the cost of transportation and disposal of waste from its Designated Facilities under one or more outside contracts, where such transportation and disposal cost has not actually been incurred by the Authority for undelivered waste amounts."
2. Effective Date. This Amendment No. 1 shall be effective for any GAT delivery shortfall for calendar year 2010 and thereafter.
3. All other terms and conditions of the Service Agreement shall remain in full force and effect,

RESOLVED, that the Montgomery Board of Supervisors does hereby approve and adopt "Amendment No. 1 to the Service Agreement by and between the Montgomery-Otsego-Schoharie Solid Waste Management Authority and the Counties of Montgomery, Otsego and Schoharie.

RESOLUTION ADOPTED with Aye(1644). Supervisor Thayer abstained. Supervisor Quackenbush was absent. (7/27/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**OTHER**

MOTION by Supervisor Strevy, seconded by Supervisor Thayer, to bring forth a Resolution directing the Budget Officer to eliminate the Fund Balance from the Tentative Budget.

Attorney Landon advised that in order to entertain such a Resolution there would be a need to Suspend the Rules.

It was decided that the Resolution would be addressed at the next Finance Committee meeting.

ADJOURNMENT

MOTION TO ADJOURN by Supervisor Barone, Sr., seconded by Supervisor DiMezza, passed with Aye(1710). Supervisor Quackenbush was absent.

Meeting adjourned at 8:16 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - ECONOMIC DEVELOPMENT/PLANNING  
7:00 PM, August 10, 2010

COMMITTEE MEETING DISCUSSION

Chairman Baia presided over the meeting commencing at 7:00 p.m.

Roll call indicated Committee members present included Supervisors Wheeler, Coddington, Strevy and Rajkowski. Supervisors DiMezza and Johnson were absent.

Additional Supervisors present were Supervisors Greco, Sweet, Quackenbush, Stagliano and Thayer. Supervisors Barone and Walters were absent.

Chairman Baia has called a meeting of the Economic Development/Planning Committee for 7:00 p.m. on Tuesday, August 10, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION

A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee

B. Ken Rose - Grant Application Sustainable Communities Regional Planning Grant

2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION - SUSTAINABLE COMMUNITIES REGIONAL PLANNING GRANT (ECONOMIC DEVELOPMENT/PLANNING)
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION-SNOWMOBILE TRAILS GRANT-IN-AID APPLICATION (ECONOMIC DEVELOPMENT/PLANNING)
4. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- MOHAWK VALLEY SNOWMOBILE CLUBS, INC. - SNOWMOBILE TRAIL MAINTENANCE (ECONOMIC DEVELOPMENT/PLANNING)
5. RESOLUTION APPOINTING MEMBER - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING)
6. RESOLUTION APPOINTING MEMBER - FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD (ECONOMIC DEVELOPMENT/PLANNING)
7. OTHER

Item #1: (DISCUSSION A.) There was no discussion under this item.

(DISCUSSION B. Ken Rose - Grant Application Sustainable Communities Regional Planning Grant) In the absence of Ken Rose, Doug Green of Economic Development/Planning, took the floor and explained that the US Department of Housing and Urban Development (HUD) was provided \$100 million for a new Sustainable Communities Regional Planning Grant program to support regional planning efforts that integrate housing, land use, economic and workforce development, transportation and infrastructure investments in a manner that empowers jurisdictions to consider the interdependent challenges of economic competitiveness and revitalization, social equity, inclusion, and access to opportunity.

The grant will be made to local governments, metropolitan planning organizations, educational institutions and non-profit organizations. The grant will allow for the hiring of an outside consultant to assist the Department in the completion of a detailed Count-wide Comprehensive Plan. Mr. Green stated that he is confident the end product will produce a detailed plan for sustainable development that will provide a blueprint for investment decisions, both public and private that will support a more sustainable future for the County.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION-SUSTAINABLE COMMUNITIES REGIONAL PLANNING GRANT (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Baia and Quackenbush made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION-SNOWMOBILE TRAILS GRANT-IN-AID APPLICATION (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Greco and Rajkowski made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- MOHAWK VALLEY SNOWMOBILE CLUBS,

INC. - SNOWMOBILE TRAIL MAINTENANCE (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Quackenbush and Strevy made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #5: (RESOLUTION APPOINTING MEMBER - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Strevy and Wheeler made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #6: (RESOLUTION APPOINTING MEMBER - FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD (ECONOMIC DEVELOPMENT/PLANNING) Supervisors Wheeler and Rajkowski made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #7 (OTHER)

Supervisors Wheeler and Strevy made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Bai adjourned the Economic Development/Planning Committee meeting at 7:11 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PUBLIC SAFETY  
7:05 PM, August 10, 2010

COMMITTEE MEETING DISCUSSION

Chairman Thayer presided over the meeting commencing at 7:11 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Coddington, Rajkowski, Stagliano and Sweet. Supervisor Johnson was absent.

Additional Supervisors present were Greco, Barone, Quackenbush, Strevy and Bai a. Supervisors DiMezza and Walters were absent.

Chairman Thayer has called a meeting of the Public Safety Committee for 7:05 p.m. on Tuesday, August 10, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
  - B. Sheriff - Microwave System
2. PRESENTATION: Lucille Sitterly - Probation
3. RESOLUTION FOR THE ADOPTION OF THE IGNITION INTERLOCK PROGRAM PLAN OF LEANDRA'S LAW (PROBATION)
4. OTHER

Item #1 (DISCUSSION A.) There was no discussion for this item.

(DISCUSSION B. Sheriff - Microwave System ) Sheriff Amato took the floor and stated the County approved hiring Kimball Associates about six months ago to do a survey on the current Microwave System. The next step is to do a Path Survey of the Microwave System. The Sheriff is looking for funding to accomplish this step.

Sheriff Amato reported that Leonard Communications is the company that does all the maintenance on the communication towers. The Sheriff asked John Doblewski of Leonard Communications to take the floor and explain the current situation with the towers.

Mr. Doblewski reported that the current system is 23 years old and has become obsolete. He can longer get parts to fix the towers. He pointed out that several of the towers are no longer functioning properly. He recommended that the County move forward with the Path Survey Project as soon as possible to get a new Microwave System up and running.

Supervisors Thayer and Strevy made a motion and seconded, respectfully, to move a Resolution to Finance Committee to authorize the Path Survey Project and upon its completion go out with an RFP for the new Microwave System. There were no objections

Item #2: (PRESENTATION: Lucille Sitterly - Probation) Probation Director, Lucille Sitterly, took the floor and presented a multitude of information regarding the Probation Department's responsibilities and functions.

Item #3: (RESOLUTION FOR THE ADOPTION OF THE IGNITION INTERLOCK PROGRAM PLAN OF LEANDRA'S LAW (PROBATION) Supervisors Thayer and Wheeler made a motion and seconded, respectively, to move the Resolution with a positive recommendation to the full Board. There were no objections.

Item #4: (OTHER) There were no other items for discussion.

Motion was made and seconded by Wheeler and Stagliano, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Thayer adjourned the Public Safety Committee meeting at 8:47 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board



PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PERSONNEL  
7:00 PM, August 17, 2010

COMMITTEE MEETING DISCUSSION

Chairman DiMezza presided over the meeting commencing at 7:00 PM.

Roll call indicated Committee members present were Supervisors Baia, Barone, Strevy, Quackenbush and Thayer. Supervisor Walters was absent.

Additional Supervisors present were Supervisors Greco, Wheeler, Johnson, Sweet, Rajkowski and Coddington and Stagliano. Supervisor Allen was absent.

Chairman DiMezza has called a meeting of the Personnel Committee for 7:00 p.m. on Tuesday, July 20, 2010 in the Supervisors' Chambers, County Office Bldg, 64 Broadway, Fonda, NY.

Items on the agenda, at this time, are as follows:

1. DISCUSSION

A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee

2. UNFINISHED BUSINESS:

RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY - VOTING MACHINE/ELECTION COORDINATOR DEMOCRATIC (BOARD OF ELECTIONS)

3. RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY - COMMUNITY HEALTH EDUCATOR (PUBLIC HEALTH)

4. RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY DISTRICT ATTORNEY'S OFFICE TO FILL VACANCY FOR ONE PART TIME CLERK TYPIST (DISTRICT ATTORNEY)

5. RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCY - SOCIAL WELFARE EXAMINER (SOCIAL SERVICES)

6. RESOLUTION AUTHORIZING THE ELIMINATION OF POSITIONS (PERSONNEL)

7. OTHER

Item #1: (A. DISCUSSION) There was no discussion.

The Resolution Authorizing the Elimination of Positions was moved to the top of the Agenda.

Item #2: (RESOLUTION AUTHORIZING THE ELIMINATION OF POSITIONS (PERSONNEL) Supervisors Greco and Strevy made a motion and seconded, respectively, to move the Resolution.

Supervisor Baia stated that the Board should look closely at which positions can be cut and yield a savings. He pointed out that there is no specific plan. Supervisor Baia estimates that the County would only save \$1,000 by a position that gets reimbursed by other governments because the County's Self Insured Workers Comp means the County would be paying that worker's unemployment benefits.

Chairman Greco stated that all he has been hearing for the past five months is the financial crisis that the county is in and his proposal should be considered a wakeup call. He pointed out that the Board has to make the decisions to cut.

Supervisor Quackenbush stated he would not entertain re-opening union contracts because he signed off on them. He indicated that he would rather revisit the County's sharing of sales tax revenues.

Supervisor Barone stated that departments such as Social Services are top heavy with Supervisors. Job cuts will more than likely focus on the lower-ranked employees, who are actually getting the work done. He pointed out that every County department needs to be looked at. Supervisor Barone recommended that the Resolution not be moved out of Committee.

Chairman DiMezza put forth a Budget Plan as attached hereto, which would eliminate the need to lay-off personnel. He pointed out that an increase in sales tax would not be considered by State Legislators Hugh Farley and George Amedore. They refused to even to put it on the floor this year. Chairman DiMezza indicated that taxpayers would rather see a 15% property tax increase rather than lay-off 50 employees.

Supervisor Thayer stated that the County needs to put together a five-year plan. At this time, the County has no plan and is stuck in a one-year rut.

Supervisor Strevy asked Chairman DiMezza if he was going to rescind his resolution from earlier this year that called for cutting 50 county employees. Chairman DiMezza responded that at least 20 employees would be taking the early retirement incentive.

Supervisor Strevy stated that would not be enough and he is not in favor of amortizing the retirement payments over five years as being depicted in Chairman DiMezza Budget Plan. He stated that it is the County's responsibility to pay the full amount yearly. He pointed out that the County needs to pay as it goes.

Supervisor Johnson thanked the CSEA members for working together with the County.

On roll call the Resolution was not moved to the full with Supervisors Baia, DiMezza, Quackenbush and Barone voting not to move it.

Item #3: UNFINISHED BUSINESS:

(TABLED RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY - VOTING MACHINE/ELECTION COORDINATOR DEMOCRATIC (BOARD OF ELECTIONS) Supervisors Baia and DiMezza made a motion and seconded, respectively, to remove the Resolution from the Table. There were no objections.

Supervisors Baia and DiMezza made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY - COMMUNITY HEALTH EDUCATOR (PUBLIC HEALTH) Supervisors Barone and Quackenbush made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #5: (RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY DISTRICT ATTORNEY'S OFFICE TO FILL VACANCY - PART-TIME CLERK TYPIST (DISTRICT ATTORNEY) Supervisors DiMezza and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #6: (RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCY - SOCIAL WELFARE EXAMINER (SOCIAL SERVICES) Supervisors Barone and Johnson made a motion and seconded, respectively, to move the Resolution. There were no objections.

Item #7: (OTHER) Sheriff Amato took the floor and requested that he have authorization to fill a full-time Correction Officers position due to the fact that one just quit.

Supervisors Thayer and Barone made a motion and seconded, respectively, to move the Resolution to full Board with a positive recommendation. There were no objections.

(RESOLUTION 201 of 2007 ESTABLISHING AND AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MONTGOMERY COUNTY HEALTH INSURANCE TRUST PLAN (PERSONNEL) Chairman DiMezza explained that the Resolution needs to be amended to reflect that the Trust is governed by Article 44 and not Article 47. He stated that Article 44 would give the trust a lot more flexibility and is run by the Federal government and not the State. Chairman DiMezza stated that he had some discussions with renowned Attorneys throughout the State and they recommended moving to Article 44.

Supervisor Stagliano asked for a copy of the letter from the Attorney. Chairman DiMezza stated that Supervisor Stagliano could attend the meetings. Supervisor Stagliano pointed out that a Trust was never developed as reflected in Resolution No. 201 of 2007. Supervisor Stagliano stated the County did not obtain a license to run the Trust under Article 47.

Supervisor Thayer asked to see minutes of the Trust meetings. Chairman DiMezza stated that he would have the minutes sent to Supervisors Thayer and Strevy.

On roll call the Resolution was moved to the full Board with a positive recommendation with Supervisors Strevy and Thayer voting against it.

Supervisors Barone and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman DiMezza adjourned the Personnel Committee meeting at 7:58 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
7:05 PM, August 17, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 7:59 PM.

Roll call indicated Committee members present were Supervisors Baia, Barone, Di Mezza, Quackenbush and Thayer. Supervisor Walters was absent.

Additional Supervisors present were Supervisors Greco, Allen, Johnson, Sweet, Wheeler and Stagliano. Supervisors Rajkowski and Coddington were absent.

Chairman Strevy has called a meeting of the Finance Committee for 7:05 p.m. on Tuesday, August 17, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING)
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH COMFORT INN & SUITES OF AMSTERDAM, LLC. (ECONOMIC DEVELOPMENT AND PLANNING)
4. RESOLUTION CREDITING 2009 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS (REAL PROPERTY)
5. RESOLUTION AUTHORIZING BUDGET OFFICER TO PREPARE 2011 TENTATIVE BUDGET WITHOUT THE USE OF UNAPPROPRIATED FUND BALANCE (TREASURER)
6. OTHER

Item #1: (A. DISCUSSION) There was no discussion.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors Baia and Barone made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH COMFORT INN & SUITES OF AMSTERDAM, LLC. (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors Baia and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION CREDITING 2009 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS (REAL PROPERTY) Supervisors Wheeler and Thayer made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #5: (RESOLUTION AUTHORIZING BUDGET OFFICER TO PREPARE 2011 TENTATIVE BUDGET WITHOUT THE USE OF UNAPPROPRIATED FUND BALANCE (TREASURER) Supervisors Strevy and Thayer made a motion and seconded, respectively, to move the Resolution. On roll call, Supervisors Baia, Barone, Di Mezza voted "nay". Supervisor Walters was "absent". The Resolution was not moved to the full Board.

ADD-ON RESOLUTIONS:

(RESOLUTION AUTHORIZING PATH SURVEY PROJECT FOR THE MICROWAVE SYSTEM AND AMENDING 2010 OPERATING BUDGET (SHERIFF) Supervisors Thayer and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION AMENDING 2010 OPERATING BUDGET (SHERIFF) Supervisors Strevy and Thayer made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - SHERIFF AND JAIL (PURCHASING) Supervisors Thayer and Sweet made a motion and seconded, respectively, to move the Resolution to

the full Board with a positive recommendation. There were no objections.

(RESOLUTION TRANSFERRING FUNDS - (DISTRICT ATTORNEY) Supervisors Strevy and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board.

Supervisor DiMezza stated that the District Attorney's salary was also incorrect in the Budget and should be added to the Resolution to reflect the correction.

The Resolution was moved with a positive recommendation. There were no objections.

(BOND RES. OF THE CO. OF MONTGOMERY, NY DATED AUGUST 24, 2010, AUTH. IMP. SANITARY DISTRICT #1 SEWER SYS; EST. THE AGGREGATE COST TO BE \$520,000.00; APPROP. SAID AMT. AND AUTH. THE ISSUANCE OF \$320,000.00 BONDS OF THE CO. TO FINANCE A PORTION OF SAID COST (TREASURER) Supervisors Quackenbush and Sweet made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (OTHER) Executive Session

MOTION TO ENTER EXECUTIVE SESSION by Supervisor Barone, seconded by Supervisor Baia, pursuant to Section 105 (f) of the NYS Open Meeting Law to discuss a financial loan matter. There were no objections.

Executive Session commenced at 8:12 p.m.

MOTION TO EXIT EXECUTIVE SESSION at 8:36 p.m. by Supervisor Barone, seconded by Supervisor Wheeler. There were no objections.

Supervisors Wheeler and Baia made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Strevy adjourned the Finance Committee meeting at 8:36 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
REGULAR MEETING  
7:00 PM, August 24, 2010

CALL TO ORDER

Chairman Greco called the Regular Meeting of the Montgomery County Board of Supervisors for August 24, 2010 to order at 7:00 PM.

SALUTE TO THE FLAG

Supervisor Coddington led the Salute to the Flag.

ROLL CALL

Roll call indicated that the following Supervisors were present: Greco, Allen, Barone, Baia, Strevey, Thayer, Coddington, Rajkowski, Walters, Wheeler, Sweet, DiMezza, Quackenbush and Stagliano. Supervisor Johnson was absent.

PRIVILEGE OF THE FLOOR

Pat Baia, of Amsterdam, NY, took the floor and explained the Health Insurance Trust as follows:

- a. In August 2006 there was an exploratory committee formed to determine the feasibility of a cost savings in developing a Trust, which would pool claims and have lower administration fees.
- b. The decision was to move forward with the Trust and Attorney Mark Chris was hired to help form the Trust and go through the legalities of Article 47.
- c. After a feasibility study was performed the City of Amsterdam and Montgomery County passed resolutions to join the consortium.
- d. Attorney Chris determined that Article 47 was arduous in that there were many hurdles to overcome such as needing 2000 members and five employers. The Trust started recruiting members and the following year FMCC joined.
- e. The Trust obtained a grant to hire an actuary, which was part of the Article 47.
- f. The Actuary asked why the Trust was using Article 47 instead of Article 44, which is easier to obtain and has better benefits. The Actuary put the Trust in touch with Caroline Friedman from Wayne County who works exclusively with Article 44.
- g. The advantages of Article 44 is that the administration fees are less, there is no minimum requirement on reserves, the infrastructure is less and there is no minimum requirement for participation. The process to become part of the Article 44 is nothing more than filing a registration. The Trust can start the Article 44 while the registration is being processed.
- h. Attorney Landon has conversed with Ms. Friedman and can explain the legalities. Mr. Baia stated that he would like to get this in place by October or November so when going into the budget year they can budget with less reserves.
- i. Mr. Baia spoke with Wayne County who operates under Article 44 who's population is 96,000 and has 1,000 members in the plan. Their rates are 18% lower than any other carrier in the County and it includes dental.

Theresa Knight of 826 Paris Road, Fort Plain, took the floor and expressed her frustrations and concerns regarding flooding of her property due to a change that the Montgomery County DPW made when replacing culvert pipes and re-routing the flow of water. Ms. Knight informed the Board that prior to that she never experienced any flooding of her property. Since then she has been flooded out three times. The first time was in July of 2006, the second time was October of 2009 and just recently on August 27, 2010 with the heavy rains. She has replaced her furnace and carpets from past flooding and now has to do it again. Ms. Knight presented documentation and pictures of her past correspondence to the County asking that the problem be corrected. She stated that she spoke to Paul Clayburn several times and he just "blew" her off. Ms. Knight indicated that she will be taking the County to court over the matter since she has not gotten any satisfaction in the past.

Ms. Knight's neighbor took the floor and reiterated what Ms. Knight had stated.

District Attorney Conboy took the floor and gave his justification for filling a part-time

position in his Department.

#### SUSPEND RULES

SUSPEND THE RULES by Supervisor Barone, Sr., seconded by Supervisor Baia, to add Resolution No. 195 entitled "RESOLUTION ADOPTING LOCAL RETIREMENT INCENTIVE PROGRAM FOR FISCAL YEAR 2010 (PERSONNEL)" was defeated with Aye(977). Supervisors Allen, Strevy, Coddington, Rajkowski, Sweet, Thayer and Stagliano voted Nay. Supervisor Johnson was absent.

#### APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION TO ADOPT MINUTES OF PREVIOUS SESSION by Supervisor Barone, Sr., seconded by Supervisor Thayer, passed with Aye(1731). Supervisor Johnson was absent.

#### APPROVAL OF BUDGETARY TRANSFER

MOTION TO ACCEPT BUDGETARY TRANSFERS by Supervisor Quackenbush, seconded by Supervisor Sweet, passed with Aye(1731). Supervisor Johnson was absent.

#### NEW BUSINESS

A. Resolutions

B. Other

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#### **RESOLUTION NO. 174 of 2010**

**DATED:** August 24, 2010

#### **RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION-SUSTAINABLE COMMUNITIES REGIONAL PLANNING GRANT (ECONOMIC DEVELOPMENT/PLANNING)**

Resolution by Supervisor: Baia

Seconded by Supervisor: Quackenbush

WHEREAS, the U.S. Department of Housing and Urban Development are accepting applications to provide grant funding for a Sustainable Communities Regional Planning Grant Program for consortiums of units of government, non-profit organizations and allied public and private sector partners to develop a comprehensive sustainability plan, and

WHEREAS, the current economic crisis is forcing all levels of government to consider better methods of efficiency and shared services, and

WHEREAS, the grant requirements will provide an opportunity to examine and develop a county-wide and multi-jurisdictional plan to address issues of housing, transportation, land use, economic and workforce development, and infrastructure investment issues, and

WHEREAS, the County as a whole will benefit from this grant, if awarded, and

WHEREAS, the County is eligible to apply for and will seek an award not exceeding \$133,000, and

WHEREAS, that said grant funding is awarded on the basis of a 75% federal share and 25% county share of in-kind services,

RESOLVED, that the Montgomery County Department of Economic Development and Planning is hereby authorized to prepare and administrate said grant application for an amount not to exceed \$133,000 on behalf of the Lead Applicant, Montgomery County, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors upon review and approval by the County Attorney is hereby authorized to sign said grant application.

RESOLUTION ADOPTED with Aye(1635). Supervisor Stagliano voted Nay. Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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#### **RESOLUTION NO. 175 of 2010**

**DATED:** August 24, 2010

#### **RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION-SNOWMOBILE TRAILS GRANT-IN-AID APPLICATION (ECONOMIC DEVELOPMENT/PLANNING)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Rajkowski

WHEREAS, the New York State Office of Parks Recreation and Historic Preservation's Snowmobile Trails Grant-In-Aid Program for the 2010-2011 snowmobile season is due September 1, 2010, and

WHEREAS, Montgomery County has acted as the local sponsor for the snowmobile clubs within the County for the past seasons,

RESOLVED, that the Montgomery County Department of Economic Development and Planning is hereby authorized to prepare said application, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized to sign said grant application for the 2010-2011 snowmobile season.

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 176 of 2010**

**DATED:** August 24, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- MOHAWK VALLEY SNOWMOBILE CLUBS, INC. - SNOWMOBILE TRAIL MAINTENANCE (ECONOMIC DEVELOPMENT/PLANNING)

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Strevy

WHEREAS, the 2009-2010 snowmobile season was the seventh season for the use of the New York State Canal Way Trail by snowmobiles, and

WHEREAS, the Mohawk Valley Snowmobile Clubs, Inc. proposes to continue to provide maintenance services on a portion of the New York State Canal Way Trail within Montgomery County for the 2010-2011 snowmobile season,

RESOLVED, that the Chairman of the Board of Supervisors, upon approval of the County Attorney, hereby is authorized to sign a one-year Agreement with the Mohawk Valley Snowmobile Clubs, Inc. for the use and maintenance of the New York State Canal Way trail within Montgomery County.

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 177 of 2010**

**DATED:** August 24, 2010

RESOLUTION APPOINTING MEMBER - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING)

Resolution by Supervisor: Strevy

Seconded by Supervisor: Wheeler

WHEREAS, by Resolution 54 of 2004 the Board of Supervisors re-established a Special Advisory Committee to develop and oversee implementation of programs to promote and market Montgomery County agricultural opportunities, and

WHEREAS, said Committee provides general direction to any groups responsible for County sponsored programs related to agricultural economic development, and

WHEREAS, the Board currently consists of the following:

Sue Keith	Active Farmer
Elma Phillips	Agribusiness
Barbara Johnson	Montgomery County Supervisor
Russ Kelly	Farm Bureau Representative
Deborah Auspelmeyer	Chamber of Commerce Representative
Andrew Michaels	Farm Service Agency Representative
Ken Rose	Economic Development/Planning Representative
Marilyn Smith	Cornell Cooperative Ext. Assoc. Board Rep.

Bob Harris                      Agricultural and Farmland Protection Board  
Representative

WHEREAS, the Farm Bureau has decided to replace its current representative, Russ Kelly,

RESOLVED, the following is hereby appointed as a member of the Economic Development Advisory Committee – Agriculture: Farm Bureau Representative, Martin Kelly, 6831 State Highway 5s, Fort Plain, NY 13339.

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 178 of 2010**

**DATED:** August 24, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Bai a

Seconded by Supervisor: Barone, Sr.

WHEREAS, Montgomery County administers an Economic Development Program for the purpose of creating and retaining jobs, and

WHEREAS, Resolution No. 87 of 2010 approved a loan request to Hill and Markes, Inc. for an amount not to exceed \$500,000.00 payable in not more than 120 monthly installments, with an interest rate of 3.25% for their new construction project and costs associated with such project, and

WHEREAS, said applicant has requested an amendment to said loan agreement as it relates to the principle funding for the purpose of utilizing the funds for the costs related to the project and any inventory required to sustain the project, and

WHEREAS, all other terms and conditions will remain unchanged,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the Montgomery County Industrial Development Agency (MCIDA) Board and the County Attorney, is hereby authorized and directed to sign amendment and any other legal documents necessary to process the said amendment.

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 179 of 2010**

**DATED:** August 24, 2010

**RESOLUTION APPOINTING MEMBER - FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD (ECONOMIC DEVELOPMENT/PLANNING)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Rajkowski

WHEREAS, Resolution 237 of 2008 authorizes Montgomery County to enter into a formal Chief Local Elected Officials Agreement with Fulton County and Schoharie County for the creation of the Fulton-Montgomery-Schoharie Workforce Development Board, and

WHEREAS, said agreement requires that each County maintain five public sector appointments and six private sector appointments as listed under the Workforce Investment Act, Section 117, - Montgomery County's public sector appointments include the Department of Labor, Organized Labor, Vocational Rehabilitation, and two Community-Based Organizations, and

WHEREAS, the Board which currently consists of the following:

Appointment	Representing	Term
Pat Bai a	Private Sector Appointment	10/27/08 - 12/31/10
Tom Pasquarelli	Private Sector Appointment	10/27/08 - 12/31/10
Art Lupe	Private Sector Appointment	12/15/09 - 12/31/10
Amy McGrath	Private Sector Appointment	10/27/08 - 12/31/11
Delores Z. Caruso	Public Sector Appointment	05/29/08 - 12/31/10



Dustin Swanger	Public Sector Appointment	10/27/08 - 12/31/10
Jeffrey Stark	Public Sector Appointment	10/27/08 - 12/31/11
Ramon Rodriguez	Public Sector Appointment	10/27/08 - 12/31/10
Julia Caro	Public Sector Appointment	10/27/08 - 12/31/11
_____	Private Sector Appointment	_____
_____	Private Sector Appointment	_____

, and

WHEREAS, two vacant Private Sector appointments and a Public Sector/Community Based Organization still remain unfilled,

RESOLVED, that the Montgomery County Board of Supervisors hereby appoints the following individual (s) to the Fulton-Montgomery-Schoharie Workforce Development Board as follows:

Appointment	Representing	Term
Lauren Bibby	Public Sector/Community Based Organization	08/24/10-06/30/13
_____	Private Sector Appointment	_____
_____	Private Sector Appointment	_____

RESOLUTION ADOPTED with Aye(1616). Supervisors Walters and Thayer voted Nay. Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 180 of 2010**

**DATED:** August 24, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- HELMONT MILLS, INC. (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Bai a

WHEREAS, Montgomery County administers an Economic Development Program for the purpose of creating and retaining jobs, and

WHEREAS, the Montgomery Industrial Development Agency (MCIDA) has reviewed and recommended approval of a business loan application from Helmont Mills, Inc., and

WHEREAS, said applicant has requested a loan from the Economic Development Program for the purpose of assisting in inventory and supplies and working capital, and

WHEREAS, said applicant has agreed to retain the existing seventy five (75) full time employees and create an additional thirteen (13) new full time jobs over the next three years in conjunction with receiving said 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 an agreement, and any other legal documents necessary to process an economic development loan, in a principal amount not to exceed \$275,000 to Helmont Mills, Inc., and

FURTHER RESOLVED, that the proceeds shall come from Montgomery County's Program Income Account, and

FURTHER RESOLVED, that said loan shall be payable in not more than 60 equal monthly installments, with an interest of 3.25% (percent), and

FURTHER RESOLVED, that, at the time of closing, a sum of \$1,500 shall be deducted, to allow for closing fees, and

FURTHER RESOLVED, that in the event the closing of this loan does not occur within six (6) months of the date of adoption of this resolution the authorizations granted herein shall expire and become void.

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Changes to Resolution No. 181:

County Attorney Landon suggested some word changes to clarify the intent of the Resolution.

Supervisors Barone and Wheeler made a motion and seconded, respectfully, to amend the resolution to reflect Attorney Landon's recommendations. There were no objections.

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**RESOLUTION NO. 181 of 2010**

**DATED:** August 24, 2010

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE LOAN AGREEMENT APPROVAL WITH COMFORT INN & SUITES OF AMSTERDAM, LLC. (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Bai a

Seconded by Supervisor: Barone, Sr.

WHEREAS, Montgomery County administers an Economic Development Program for the purpose of creating and retaining jobs, and

WHEREAS, Resolution No. 151 of 2008 approved a loan request to Comfort Inn & Suites of Amsterdam, LLC. for an amount not to exceed \$250,000.00 payable in not more than 60 monthly installments, with an interest rate of prime minus three (at the time of closing) for the purpose of purchasing furniture, fixtures and equipment, and

WHEREAS, said applicant has requested an amendment to the approved loan approval as it relates to the principle funding for the purpose of utilizing the funds for the costs related to the project for working capital purposes, and

WHEREAS, all other terms and conditions will remain unchanged except that the loan will be paid in not more than 60 equal monthly installments with an interest rate of 3%,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the Montgomery County Industrial Development Agency (MCIDA) Board and the County Attorney, is hereby authorized and directed to sign the loan agreement as amended above, and any other legal documents necessary to process the said amendment.

MOTION TO AMEND by Supervisor Barone, Sr., seconded by Supervisor Wheeler, to incorporate changes as suggested by the County Attorney passed with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 182 of 2010**

**DATED:** August 24, 2010

**RESOLUTION FOR THE ADOPTION OF THE IGNITION INTERLOCK PROGRAM PLAN OF LEANDRA'S LAW (PROBATION)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Wheeler

WHEREAS, on November 18, 2009 with the approval of the Governor, New York State enacted and passed into Legislation, Leandra's Law which amended the Vehicle and Traffic Law and the Penal Law in relation to operating a motor vehicle while under the influence of alcohol or drugs with a child as a passenger, and amended the Executive Law regarding the installation of an ignition interlock device, and

WHEREAS, in accordance with the Law, the New York State Office of Probation and Correctional Alternatives prepared a Rule to direct implementation of this law, and

WHEREAS, the Rule requires the development of a County specific program plan with regard to the methodology that Montgomery County will implement to apply the provisions of Leandra's Law, and

WHEREAS, the Montgomery County Probation Department has prepared such a plan which has been approved by the Office of Probation and Correctional Alternatives and directs the Probation Department and District Attorney's Office to monitor the provisions of Ignition Interlock for those individuals subject to Leandra's Law,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to adopt the provisions of the Montgomery County Ignition Interlock Program Plan.

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 183 of 2010**

**DATED:** August 24, 2010

**RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY - VOTING MACHINE/ELECTION COORDINATOR DEMOCRATIC (BOARD OF ELECTIONS)**

Resolution by Supervisor: Johnson

Seconded by Supervisor: Quackenbush

WHEREAS, the Personnel Committee, at its meeting on July 20, 2010, reviewed one Request to Fill Vacancy submitted by the Montgomery County Board of Elections, which was reviewed by the Personnel Officer, and said position meets all Civil Service requirements,

RESOLVED, that the Montgomery County Board of Elections is hereby authorized to fill one Voting Machine/Election Coordinator Democratic vacancy.

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 184 of 2010**

**DATED:** August 24, 2010

**RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY COMMUNITY HEALTH EDUCATOR (PUBLIC HEALTH)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Quackenbush

WHEREAS, the Personnel Officer reviewed and approved as meeting all Civil Service requirements, the Community Health Educator - Request to Fill Vacancy, submitted by the Public Health Director, and

WHEREAS, the Personnel Committee, at its meeting on August 17, 2010, reviewed said Request to Fill Vacancy,

RESOLVED, the Public Health Director is hereby authorized to fill the Community Health Educator vacancy.

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 185 of 2010**

**DATED:** August 24, 2010

**RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY DISTRICT ATTORNEY'S OFFICE TO FILL VACANCY - PART TIME CLERK TYPIST (DISTRICT ATTORNEY)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Johnson

WHEREAS, the Personnel Committee, at its meeting on August 17, 2010, reviewed one Request to Fill Vacancy submitted by the Montgomery County District Attorney's Office, which was reviewed by the Personnel Officer, and said position meets all Civil Service requirements,

RESOLVED, that the Montgomery County District Attorney's Office is hereby authorized to fill one Part Time Clerk Typist vacancy.

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 186 of 2010****DATED:** August 24, 2010**RESOLUTION TRANSFERRING FUNDS - (DISTRICT ATTORNEY)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Wheeler

WHEREAS, the 2010 Adopted Budget included incorrect amounts in the District Attorney's part-time clerical positions, and

WHEREAS, it has been recommended to re-allocate said funds to the County's Contingency Fund,

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

**TRANSFER FROM:**

A-25-4-1165-00-1120 (362)	Clerk Typist - PT	\$ 9,566
A-25-4-1165-00-1120 (478)	Senior Clerk Typist - PT	\$12,170
A-25-4-1165-00-1110 (965)	District Attorney	\$ 1,600

**TRANSFER TO:**

A-01-4-1990-00-.4400	Contingent Account	\$23,336
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RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 187 of 2010****DATED:** August 24, 2010**RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCY - SOCIAL WELFARE EXAMINER (SOCIAL SERVICES)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Johnson

WHEREAS, the Personnel Committee, at its meeting on August 17, 2010, reviewed a Request to Fill Vacancy submitted by the Commissioner of the Department of Social Services, which was reviewed by the Personnel Officer, and said position meets all Civil Service requirements,

RESOLVED, the Commissioner of Department of Social Services is hereby authorized to fill one full time Social Welfare Examiner vacancy.

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 188 of 2010****DATED:** August 24, 2010**RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS OFFICER (SHERIFF)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Quackenbush

WHEREAS, the Personnel Committee, at its meeting on August 17, 2010, approved one Request to Fill Vacancy submitted by the Sheriff's Office, which was reviewed by the Personnel Officer, and said position meets all Civil Service requirements,

RESOLVED, that the Sheriff is hereby authorized to fill one full-time Correction Officer vacancy.

RESOLUTION ADOPTED with Aye(1594). Supervisor Bai voted Nay. Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 189 of 2010**

**\*\*See Appendix for Resolution Attachment\*\***

**DATED:** August 24, 2010

**RESOLUTION AUTHORIZING PATH SURVEY PROJECT FOR THE MICROWAVE SYSTEM AND AMENDING 2010 OPERATING BUDGET (SHERIFF)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Wheeler

WHEREAS, Resolution No. 119 of 2009 authorized L. Robert Kimball & Associates to perform consulting services to implement a new Microwave System for Montgomery County, and

WHEREAS, Alcatel-Lucent USA, Inc. has submitted a proposal do a Path Survey for the Microwave System in the amount of \$27,233.00,

RESOLVED, that the Sheriff is hereby authorized to move forward with the Path Survey Project, as outlined in the attached proposal from Alcatel-Lucent USA Inc., at a cost not to exceed \$27,223.00, and

FURTHER RESOLVED, that the County Treasurer is authorized and directed to amend the 2010 Operating Budget as follows:

TRANSFER FROM:

A-01-4-1990.4400	Contingent Account	\$27,223.00
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TRANSFER TO:

A-15-4-3110-00.4438	Other Professional Services	\$27,223.00
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, and

FURTHER RESOLVED, at the conclusion of the Path Survey Project the Purchasing Agent is hereby authorized to gather price quotes for the new Microwave System either by RFP, Bid Process or State Contract.

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 190 of 2010**

**DATED:** August 24, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET - EQUIPMENT REPLACEMENT (SHERIFF)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Thayer

WHEREAS, on August 3, 2010, a fire panel at the Montgomery County Correctional Facility was damaged due to a lighting strike, and

WHEREAS, it has been determined that the cost to replace the panel is \$29,700.00, which will be covered through the Traveler's Insurance Company, and

WHEREAS, the insurance deductible is \$10,000.00, which is not available in the Sheriff's Office Budget,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 2010 Operating Budget, as follows:

TRANSFER FROM:

A-01-4-1990-00.4400	Contingent Account	\$10,000.00
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TRANSFER TO:

A-15-4-3150-00.4422	Equipment Repairs	\$10,000.00
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RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 191 of 2010****DATED:** August 24, 2010**RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - SHERIFF AND JAIL (PURCHASING)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Sweet

WHEREAS, Montgomery County's insurance company, Travelers, has authorized repairs for certain equipment damage at the Sheriff and Jail Department, and

WHEREAS, the cost is in excess of the amount budgeted and requires a budget amendment in order to cover the costs for equipment repairs,

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

**INCREASE REVENUES:**

A-31-3-2680-00	Insurance Recoveries	\$10,000.00
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**INCREASE APPROPRIATIONS:**

A-31-4-1345-00.4422	Equipment Repairs	\$10,000.00
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RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 192 of 2010****DATED:** August 24, 2010**RESOLUTION CREDITING 2009 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS (REAL PROPERTY)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Thayer

WHEREAS, various property owners have filed Applications for Credit to the 2009 Tax Roll, pursuant to Section 556 of the Real Property Tax Law, with the Real Property Tax Director, alleging errors on the 2009 Tax Roll, and

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

RESOLVED, that the 2009 Tax Roll hereby is ordered corrected, as follows:

<b>APPLICANT:</b>	<b>SBL:</b>	<b>CORRECTION:</b>
Allan Fiskaa	46.6-1-8	Building Removed
38 Averill Street.	Town of Palatine	Parcel Assessment should be \$6,600
St. Johnsville, NY 13452		

, and

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 said County 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 556 of the Real Property Tax Law, such annexed applications and warrants becoming a part of such tax rolls, and

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

FURTHER RESOLVED, that said County Director shall mail Notices of Approval of Application to the applicants and the Chairman Board of Supervisors shall sign the refund/credit processed, and

FURTHER RESOLVED, that, provided the applications were filed pursuant to Paragraph 7A of Section 556 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 the said officers having charge of the tax rolls hereby are ordered and directed to immediately collect corrected tax, and

FURTHER RESOLVED, that said 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 the appropriate districts, prior to May 1, 2011 of any relevy cancelled by this resolution and will be charged back on the ensuing tax roll.

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

# Changes to Resolution No. 193

Supervisors Barone and Wheeler made a motion and seconded, respectfully, to amend the resolution to shorten the title of the Resolution so that all the words are spelled out. There were no objections.

The title of the Resolution was changed as follows: "BOND RESOLUTION AUTHORIZING IMPROVEMENTS TO THE COUNTY'S SANITARY DISTRICT #1 ESTIMATING THE AGGREGATE COST THEREOF TO BE \$520,000; APPROPRIATING SAID AMOUNT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$320,000 BONDS TO FINANCE PORTION OF SAID COST (TREASURER)".

## **RESOLUTION NO. 193 of 2010**

**DATED:** August 24, 2010

BOND RESOLUTION AUTHORIZING IMPROVEMENTS TO THE COUNTY'S SANITARY DISTRICT #1 ESTIMATING THE AGGREGATE COST THEREOF TO BE \$520,000; APPROPRIATING SAID AMOUNT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$320,000 BONDS TO FINANCE PORTION OF SAID COST (TREAS)

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Sweet

WHEREAS, the County's Sanitary District #1 is under a consent order from the New York State Department of Environmental Conservation for upgrades to the District's sewer system, and

WHEREAS, the Board of the Montgomery County Sanitary District #1 has recommended and approved the following capital projects: generator upgrade project, at a cost of \$220,000; flow meter upgrade project, at a cost of \$110,000; and roof replacement project, at a cost of \$190,000, to comply with said consent order, all as in Resolution No. 154 of 2010, July 27, 2010 (the "Prior Resolution"); and

WHEREAS, the Board of Supervisors desires to expand upon the Prior Resolution and approve the method of financing the cost 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 improvement and projects (the "Projects") listed below:

- (a) Completion of the generator project for the Sanitary District (the "Generator"), the maximum cost thereof being hereby estimated to be \$220,000, appropriating said amount therefore and authorizing (i) the issuance of \$135,385 bonds to finance a portion of such costs and (ii) the transfer of \$84,615 of the County's appropriated fund balance for the balance of such costs; and
- (b) Completion of the flow meter project for the Sanitary District (the "Flow Meters"), the maximum cost thereof being hereby estimated to be 110,000, appropriating said amount therefore and authorizing (i) the issuance of \$67,692 bonds to finance a portion of such costs and (ii) the transfer of \$42,308 of the County's appropriated fund balance for the balance of such costs; and
- (c) Completion of the roof replacement for the Sanitary District (the

"Roof"), the maximum cost thereof being hereby estimated to be 190,000, appropriating said amount therefore and authorizing (i) the issuance of \$116,923 bonds to finance a portion of such costs and (ii) the transfer of \$73,077 of the County's appropriated fund balance for the balance of such costs.

SECTION 2 It is determined that the period of probable usefulness of the aforesaid specific objects or purposes are as follows:

- (a) Generator - 30 years pursuant to Section 11.00(a)(4) of the Law.
- (b) Flow Meters - 30 years pursuant to Section 11.00(a)(4) of the Law.
- (c) Roof - 15 years pursuant to Section 11.00(a)(12(a)(2) of the Law.

SECTION 3 The plan of financing includes the issuance of \$320,000 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 and the transfer of \$200,000 from the County's appropriated fund balance.

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 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 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 regulations of the Internal Revenue Service issued pursuant thereto (the "Regulations") unless, in the opinion of Bond Counsel to the County, such compliance is not required by the Code and Regulations 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, in the event that certain components of the Project set forth in Section 1 of this resolution are subject to the procedures required by the State Environmental Quality Review Act ("SEQRA"), no "action", as the same is referred to in Article 9 of SEQRA and SEQRA regulations, shall be taken and no 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 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 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 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 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 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 bonds in such manner as she shall deem best for the interests of 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 order 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 Walters, seconded by Supervisor Greco, to shorten the title of the Resolution so that all words are spelled out passed with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

RESOLUTION ADOPTED with Aye(1731). Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Discussion Resolution No. 194:

County Attorney Landon explained that the Montgomery County Health Insurance Trust Plan was established in 2007 with the intention of setting up an Article 47 under the State Health Insurance Fund. The Trust never qualified for Article 47 since it required five municipalities and 2,000 members and each municipality had to have 50 employees.

Supervisor DiMezza stated the Trust was made aware this spring of the Article 44 provision. He stated that it was not complicated and it is a common sense issue. The Trust has been saving money right along.

Supervisor Stagliano suggested that the Trust and Attorney Friedman come to the next Personnel Committee meeting to further explain the provisions of Article 44.

Supervisors Thayer and Stagliano made a motion and seconded, respectfully, to Table the resolution. On roll call the motion was defeated.

Supervisor Stagliano motioned to call the question. There was no second to the motion.

Supervisor Thayer indicated that the Board was lacking in communication from the Trust and asked that Board members receive minutes of the Trust meetings.

Supervisor Quackenbush had questions and indicated that he and the rest of the Board needs to understand it before acting on it.

Supervisor Strevy stated more information was needed and everyone just wants to understand the situation. He indicated that another month to be educated fully would be appropriate.

Supervisor Walters stated that in 2007 the Supervisors did not understand the Trust. He indicated his skepticism about less oversight of the Article 44 provision.

Supervisors Walters and Strevy made a motion and seconded, respectfully, to Table the resolution and send it back to the Personnel Committee. On roll call the motion was passed.

**RESOLUTION NO. 194 of 2010**

**DATED:** August 24, 2010

**RESOLUTION AMENDING RESOLUTION NO. 201 OF 2007 FOR MONTGOMERY COUNTY HEALTH INSURANCE TRUST PLAN (PERSONNEL)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

WHEREAS, the Personnel Committee, at its meeting on August 17, 2010, discussed and approved an amendment to the first 'WHEREAS' clause in Resolution No. 201 OF 2007, which reads:

"WHEREAS, Montgomery County is proposing a "Montgomery County Health Insurance Trust Plan" which enables plan members to fund the cost of the health insurance and prescription drug coverage through a self-insurance program, as defined in and authorized by Article 47 of the New York State Insurance Law"

RESOLVED, that the "WHEREAS" clause is hereby amended to read as follows:

"WHEREAS, Montgomery County is proposing a "Montgomery County Health Insurance Trust Plan" which enables plan members to fund the cost of the health insurance and prescription drug coverage through a self-insurance program, as defined in and authorized by Article 44 of the New York State Insurance Law"

, and

FURTHER RESOLVED, that all other language in Resolution No. 201 of 2007 will remain the same, and

FURTHER RESOLVED, that this amendment will take effect upon adoption of this Resolution.

MOTION TO TABLE by Supervisor Thayer, seconded by Supervisor Stagliano, was defeated with Aye(803). Supervisors Allen, Walters, Strevy, Coddington, Rajkowski, Sweet, Thayer and Stagliano voted Aye. Supervisor Johnson was absent. Supervisor Greco voted present. (8/24/2010)

MOTION TO TABLE by Supervisor Walters, seconded by Supervisor Strevy, passed with Aye(1100). Supervisors Barone, Sr., Wheeler, Baia and DiMezza voted Nay. Supervisor Johnson was absent. (8/24/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**OTHER**

Supervisor DiMezza explained that the Resolution regarding a cash incentive for early retirement was brought forward for the simple purpose to try to get more retirees. To date there are 33

employees who have indicated that they plan to retire. This Resolution was aimed for the employees who do not qualify for Part A or B of the Retirement Incentive. The intention is to save more money for the County, but not all Supervisors are in agreement.

Supervisor Strevy stated that no one is taking issue with the Resolution as it stands. The problem is there are Rules of Procedures that call for such items to go through Committee before coming to the full Board. He indicated that it seems nothing goes through Committee anymore and it shows up on the Supervisors desks.

Supervisor Barone asked about the problem with Ms. Knights flooding issue. Supervisor Quackenbush responded that about five years ago Paris Road, which is a County road, was completely redone. The Montgomery County DPW took out 4 foot culvert pipes and replaced them with 2 foot culvert pipes and directed the water flow toward her property.

Chairman Greco stated that he and the Undersheriff took a ride to Paris Road earlier in the day. There is a definite and serious problem with the culvert pipes. The Undersheriff suggested to Ms. Knight that she contact her insurance company, Emergency Management and her Town Supervisor, which she did. Chairman Greco immediately called Paul Clayburn who indicated that he was on Paris Road the day before and spoke to several neighbors and Ms. Knight's significant other. Mr. Clayburn indicated that the problem is being addressed. Chairman Greco stated that rain is an act of God but the County will help her out any way they possibly can. Chairman Greco asked Supervisor Quackenbush if the Town of Minden could be of any help.

Supervisor Quackenbush responded that because it is a County road, Paul Clayburn needs to request assistance from the Town of Minden Highway Superintendent.

Supervisor Walters reported that the situation has been looked at in the past and some changes where made to try to correct the situation.

#### ADJOURNMENT

MOTION TO ADJOURN by Supervisor Strevy, seconded by Supervisor Barone, Sr., passed with Aye(1731). Supervisor Johnson was absent.

Meeting adjourned at 8:20 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PUBLIC SAFETY  
7:00 PM, September 14, 2010

COMMITTEE MEETING DISCUSSION

Chairman Thayer presided over the meeting commencing at 7:00 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Rajkowski, Stagliano and Sweet. Supervisor Johnson and Coddington were absent.

Additional Supervisors present were Greco, Barone, Quackenbush, Strevy and Walters. Supervisors DiMezza and Baia were absent.

Chairman Thayer has called a meeting of the Public Safety Committee for 7:00 p.m. on Tuesday, September 14, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SECURITY SERVICES - MONROE COUNTY SHERIFF'S OFFICE (SHERIFF)
3. OTHER

Item #1: (A. Discussion) Chairman Thayer had nothing to report.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SECURITY SERVICES - MONROE COUNTY SHERIFF'S OFFICE (SHERIFF)) Supervisors Thayer and Walters made a motion and seconded, respectively, to move the Resolution with a positive recommendation to the full Board. There were no objections.

Add-On Resolution (RESOLUTION AMENDING RESOLUTION NO. 233 OF 2009 FOR THE PURCHASE OF SCRAM BRACELETS FOR THE MONITORING OF ALCOHOL CONSUMPTION BY PERSONS ON PROBATION SUPERVISION (PROBATION)) Supervisors Greco and Wheeler made a motion and seconded, respectively, to move the Resolution.

Chairman Thayer explained that the contract was being changed to reflect a new vendor.

The Resolution was moved with a positive recommendation to the full Board. There were no objections.

Item #3: (OTHER) There were no other items for discussion.

Motion was made and seconded by Supervisors Wheeler and Rajkowski, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Thayer adjourned the Public Safety Committee meeting at 7:03 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - HEALTH & HUMAN SERVICES  
7:05 PM, September 14, 2010

COMMITTEE MEETING DISCUSSION

Chairman Barone presided over the meeting commencing at 7:03 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Stagliano, Johnson and Allen. Supervisors Coddington and Sweet were absent.

Additional Supervisors present were Greco, Strevy, Rajkowski, Thayer, Quackenbush and Walters. Supervisors DiMezza and Baia were absent.

Chairman Barone has called a meeting of the Health and Human Services Committee for 7:05 p.m. on Tuesday, September 14, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION ADOPTING A CORRECTIVE ACTION PLAN - INTERNAL CONTROLS OVER CLAIMS PROCESSING (SOCIAL SERVICES)
3. OTHER

Item #1: (A. DISCUSSION) Chairman Barone had nothing to report.

Item #2: (RESOLUTION ADOPTING A CORRECTIVE ACTION PLAN - INTERNAL CONTROLS OVER CLAIMS PROCESSING (SOCIAL SERVICES)) Supervisors Greco and Barone made a motion and seconded, respectively, to move the Resolution.

Supervisor Stagliano stated it was hard for him to vote for the Corrective Action Plan when there are still issues under review.

Chairman Barone felt that the Plan should not be rushed through.

Supervisor Quackenbush questioned the brief responses included in the report. He indicated that the Plan states what the County is going to do but does not explain how it will be accomplished.

Chairman Greco responded that a detailed response was not really necessary. It is what the County is planning to do that is necessary. Chairman Greco pointed out that there is a time line in which the Plan has to be submitted to the State.

Chairman Barone stated that with Auditors, the simpler is better than making it to convoluted.

It was decided that Chairman Greco and the County Auditor will review the Plan further.

The Resolution was moved to the full Board with no recommendation.

Item #3: (OTHER) Chairman Barone reported that he has been meeting with DSS employees and Commissioner Cranker and Personnel Director Baia. They met with the employees because there was a misconception as to their job duties. He feels that everyone has a better idea of what is expected. Chairman Barone indicated there will be some hard decisions to make down the line.

The motion was made and seconded by Supervisors Wheeler and Barone, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Barone adjourned the Health & Human Services Committee meeting at 7:14 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - GENERAL SERVICES  
7:10 PM, September 14, 2010

COMMITTEE MEETING DISCUSSION

Chairman Walters presided over the meeting commencing at 7:15 p.m.

Roll call indicated Committee members present included Supervisors Allen, Stagliano, Rajkowski and Johnson. Supervisors Coddington and Sweet were absent.

Additional Supervisors present were Supervisors Greco, Strevy, Wheeler, Barone, Quackenbush and Thayer. Supervisors Baia and DiMezza were absent.

Chairman Walters has called a meeting of the General Services Committee for 7:10 p.m. on Tuesday, September 14, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION TRANSFERRING FUNDS FOR IN-PLACE UPGRADE TO UPS SYSTEM (DATA PROCESSING)
3. OTHER

Item #1: (A. DISCUSSION) Chairman Walters had nothing to report.

Item #2: (RESOLUTION TRANSFERRING FUNDS FOR IN-PLACE UPGRADE TO UPS SYSTEM - DATA PROCESSING) Supervisors Rajkowski and Quackenbush made a motion and seconded, respectively, to move the Resolution.

Dan Colon, Data Processing Director, took the floor and explained that the vendor who maintains the UPS system (battery backup system for the main frame) indicated that they could no longer update the system because it is too old. The current system is 11 years old. The new system would require no rewiring and has a three year maintenance agreement. The new UPS System will cost \$13,335.00.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

ITEM #3. (OTHER) There was no other discussion.

Supervisors Barone and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Walters adjourned the General Services Committee meeting at 7:17 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PERSONNEL  
7:00 PM, September 21, 2010

COMMITTEE MEETING DISCUSSION

Chairman DiMezza presided over the meeting commencing at 7:00 PM.

Roll call indicated Committee members present were Supervisors Baia, Barone, Strevy, Quackenbush, Walters and Thayer.

Additional Supervisors present were Supervisors Greco, Johnson, Sweet, Rajkowski, Allen, Coddington and Stagliano. Supervisor Wheeler was absent.

Chairman DiMezza has called a meeting of the Personnel Committee for 7:00 p.m. on Tuesday, September 21, 2010 in the Supervisors' Chambers, County Office Bldg, 64 Broadway, Fonda, NY.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
  - B. Carolyn Friedman via SKYPE - Article 44 Legislation for Health Insurance Trusts
2. RESOLUTION ADOPTING LOCAL RETIREMENT INCENTIVE PROGRAM FOR FISCAL YEAR 2010 (PERSONNEL)
3. RESOLUTION AUTHORIZING PART-TIME EMPLOYMENT OF RETIRED EMPLOYEES (PERSONNEL)
4. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT MILLIMAN, INC. - RETIREE DRUG SUBSIDY ACTUARIAL RENEWAL ATTESTATION (PERSONNEL)
5. RESOLUTION ADOPTING MONTGOMERY COUNTY CORPORATE COMPLIANCE EXCLUDED PROVIDER CHECKS POLICY (PUBLIC HEALTH)
6. OTHER

Item #1: (A. DISCUSSION) There was no discussion.

B. Carolyn Friedman via SKYPE - Article 44 Legislation for Health Insurance Trusts

Pat Baia asked Ms. Friedman if she would be available to work with the Supervisors to prepare a draft for the Article 44 Legislation. She indicated that she would be.

Supervisor Stagliano asked Ms. Friedman several questions regarding how the current Trust is being operated. Ms. Friedman indicated that the current Trust is operating as a consortium and has never operated under Article 47 because of lack of meeting certain requirements. She stated that the Trust is operating in compliance with the municipal law. Ms. Friedman suggested that the Trust continue to operate as it is until the Article 44 legislation can be put in place.

Supervisor Stagliano asked if the Board of Supervisors sets the rates for the Trust. Ms. Friedman responded that the County does not set the rates. The Board of Trustees for the Trust are responsible for setting the rates.

Ms. Friedman clarified certain aspects of the Article 44 for the members. Chairman DiMezza thanked her for her time.

Item #2: (RESOLUTION ADOPTING LOCAL RETIREMENT INCENTIVE PROGRAM FOR FISCAL YEAR 2010 -PERSONNEL) Supervisors Greco and Barone made a motion and seconded, respectively, to move the Resolution.

Personnel Officer, Richard Baia, explained the benefits of offering a cash incentive to employees who may want to take advantage of the early retirement incentive. He stated employees can only choose one of the three options, which is to retire under Part A, Part B or the cash incentive. Mr. Baia stated that he only expects four or five people to take advantage of the cash incentive, which was designed to appeal to employees who would not benefit from the two State incentives.

Mr. Baia suggested adding another "Further Resolved" clause which would address law enforcement employees. Several other word changes were recommended in the draft Resolution. The Committee agreed to all the suggested changes.

The Resolution was moved to the full Board with a positive recommendation. There were no objections. Supervisor Quackenbush abstained on the vote to move the Resolution.

Item #3: (RESOLUTION AUTHORIZING PART-TIME EMPLOYMENT OF RETIRED EMPLOYEES - PERSONNEL)- Supervisors Greco and DiMezza made a motion and seconded, respectively, to move the Resolution.

Chairman DiMezza distributed a list of intended retirees and the cost savings worksheets that were submitted to the State Retirement System.

Potentially, thirty-two employees intend to retire and twenty-one positions of those to retire will not be backfilled. The total savings to the County over a two year period will be \$1,889,494. Chairman DiMezza stated that there could be another 1/4 million savings per year by rehiring five of the retirees as part-time for a salary not to exceed \$30,000 per year. Chairman DiMezza stated these are people that have been on the job a long time and already have the experience to perform the job.

Supervisor Walters questioned the idea of reducing the Emergency Management Director position to part-time and then not filling the position of the Director's secretary. Supervisor Walters stated that would be replacing two full-time positions with half a person, which is a gamble that he is not sure the County should make.

Chairman Greco responded that this a step in the right direction, even if it has to be amended in the future. He also stated that even if it is done for one year it is putting the County in a better financial position. It might be a temporary fix for two or three years but it will work.

The Committee approved adding the following titles in the Resolution for part-time employment: Director of Emergency Management, Personnel Officer, Probation Director, Director of Mental Health and a Principal Account Clerk Typist/Demo.

The Resolution was moved to the full Board with a positive recommendation. There were no objections. Supervisor Quackenbush abstained on the vote to move the Resolution.

Item #4: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT MILLIMAN, INC. - RETIREE DRUG SUBSIDY ACTUARIAL RENEWAL ATTESTATION - PERSONNEL) Supervisors Strevy and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #5: (RESOLUTION ADOPTING MONTGOMERY COUNTY CORPORATE COMPLIANCE EXCLUDED PROVIDER CHECKS POLICY - PUBLIC HEALTH) Supervisors Barone and Greco made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #6: (OTHER) ADD-ON RESOLUTION (RESOLUTION APPOINTING REPUBLICAN ELECTION COMMISSIONER TO FILL UNEXPIRED TERM - BOARD OF ELECTIONS - PERSONNEL) Supervisors Barone and DiMezza made a motion and seconded, respectively, to move the Resolution. There were no objections.

Personnel Officer, Richard Baia, requested authorization to advertise for the Director of Social Services. Supervisors DiMezza and Thayer made a motion and seconded, respectively, to authorize the Personnel Officer to advertise for the said position. There were no objections.

Supervisors Thayer and Barone made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman DiMezza adjourned the Personnel Committee meeting at 8:34 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board



PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
7:05 PM, September 21, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 8:35 PM.

Roll call indicated Committee members present were Supervisors Bai a, Barone, Di Mezza, Quackenbush, Walters and Thayer.

Additional Supervisors present were Supervisors Greco, Allen, Johnson, Sweet, Rajkowski, Coddington and Stagliano. Supervisor Wheeler was absent.

Chairman Strevy has called a meeting of the Finance Committee for 7:05 p.m. on Tuesday, September 21, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT COMMUNITY MATERNITY SERVICES (SOCIAL SERVICES)
3. RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS FOR LEGAL SERVICES FOR PROPOSED REGIONAL BUSINESS PARK PROJECT (EC. DEV/PLANNING)
4. RESOLUTION AMENDING 2010 OPERATING BUDGET - SOCIAL SERVICES
5. OTHER

Item #1: (A. DISCUSSION) There was no discussion.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT COMMUNITY MATERNITY SERVICES - SOCIAL SERVICES) Supervisors Barone and DiMezza made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS FOR LEGAL SERVICES FOR PROPOSED REGIONAL BUSINESS PARK PROJECT - ECONOMIC DEVELOPMENT/PLANNING) Supervisors Rajkowski and Greco made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AMENDING 2010 OPERATING BUDGET - SOCIAL SERVICES) Supervisors Barone and Quackenbush made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #5: (OTHER) Chairman Strevy asked the members what time of day they would like to meet for the Budget review. It was agreed that they would meet with the larger County Departments and outside agency from 4:00 pm to 6:00 pm. The specific dates were not established for the meetings. Chairman Strevy indicated that the Clerk of the Board would notify the members once the dates were established.

Supervisors Thayer and Barone made a motion and seconded, respectively, to adjourn the Committee meeting. Chairman Strevy adjourned the Finance Committee meeting at 8:40 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
REGULAR MEETING  
7:00 PM, September 28, 2010

CALL TO ORDER

Chairman Greco called the Regular Meeting of the Montgomery County Board of Supervisors for September 27, 2010 to order at 7:00 PM.

SALUTE TO THE FLAG

Supervisor Allen led the Salute to the Flag.

ROLL CALL

Roll call indicated that the following Supervisors were present: Greco, Allen, Barone, Baia, Strevy, Thayer, Coddington, Johnson, Rajkowski, Walters, Wheeler, Sweet, DiMezza, Quackenbush and Stagliano.

PRIVILEGE OF THE FLOOR

Pat Baia, of Amsterdam, NY, took the floor and stated that Carolyn Friedman would be available to meet with the Board on November 18, 2010 to address the Article 44 for the Health Insurance Trust. In the meantime, she will send a list of requirements for compliance with the Article 44.

UNFINISHED BUSINESS

RESOLUTION No. 194 of 2010 AMENDING RESOLUTION NO. 201 OF 2007 FOR MONTGOMERY COUNTY HEALTH INSURANCE TRUST PLAN (PERSONNEL)

MOTION TO REMOVE FROM THE TABLE by Supervisor Barone, seconded by Supervisor DiMezza passed with aye (1286). Supervisors Quackenbush, Rajkowski, Sweet, Thayer and Stagliano voted nay.

MOTION TO AMEND by Supervisor Barone, Sr., seconded by Supervisor Johnson, to add a FURTHER RESOLVED clause to read as follows:

"FURTHER RESOLVED, that the Montgomery County Board of Supervisors retain Carolyn R. Friedman, Esq. Of Friedman Legal Services as the consulting lawyer for the Montgomery County Health Insurance Trust (Article 44) effective October 1, 2010 at an hourly rate of \$250.00 not to exceed \$5,000."

Supervisor Barone suggested that Pat Baia be part of the amendment naming him as the Insurance Broker. William Strevy pointed out that Mr. Baia is already part of the Trust.

Supervisor Quackenbush stated that he would not vote in favor of the amendment without Mr. Baia's name being put in as the Broker as he will be the one working closely with Ms. Friedman. He also felt it would be beneficial to get more information before moving forward and suggested the Resolution could be acted on in October.

Supervisor DiMezza stated the intent of the Resolution is to move forward with the Article 44.

Supervisor Quackenbush stated the Board should wait to make sure it is being done correctly and Montgomery County could be a model for the Article 44 Trust. He indicated that everyone needs to be on the same page regarding the matter.

Supervisor Thayer felt that some of the difficulty is due to some Supervisors not being included in the process. The Trust is being established by Montgomery County and approved by the Board of Supervisors. He stated that the Board would have to approve the policies and procedures for the Trust, which at this time the Board has not seen.

Supervisor Walters felt that a new Resolution should be drafted to authorize the Article 44 for the Trust and Resolution No. 201 of 2007 should be rescinded.

MOTION TO AMEND passed with aye (958). Supervisors Wheeler, Allen, Walters, Quackenbush, Rajkowski, Sweet Thayer and Stagliano voted nay.

**RESOLUTION NO. 194 of 2010**

**DATED: August 24, 2010**

RESOLUTION AMENDING RESOLUTION NO. 201 OF 2007 FOR MONTGOMERY COUNTY HEALTH INSURANCE TRUST PLAN (PERSONNEL)

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

WHEREAS, the Personnel Committee, at its meeting on August 17, 2010, discussed and approved an amendment to the first 'WHEREAS' clause in Resolution No. 201 OF 2007, which reads:

"WHEREAS, Montgomery County is proposing a "Montgomery County Health Insurance Trust Plan" which enables plan members to fund the cost of the health insurance and prescription drug coverage through a self-insurance program, as defined in and authorized by Article 47 of the New York State Insurance Law"

RESOLVED, that the "WHEREAS" clause is hereby amended to read as follows:

"WHEREAS, Montgomery County is proposing a "Montgomery County Health Insurance Trust Plan" which enables plan members to fund the cost of the health insurance and prescription drug coverage through a self-insurance program, as defined in and authorized by Article 44 of the New York State Insurance Law"

, and

FURTHER RESOLVED, that all other language in Resolution No. 201 of 2007 will remain the same, and

FURTHER RESOLVED, that this amendment will take effect upon adoption of this Resolution.

MOTION TO TABLE by Supervisor Thayer, seconded by Supervisor Stagliano, was defeated with Aye(803). Supervisors Allen, Walters, Strevy, Coddington, Rajkowski, Sweet, Thayer and Stagliano voted Aye. Supervisor Johnson was absent. Supervisor Greco voted present. (8/24/2010)

MOTION TO TABLE by Supervisor Walters, seconded by Supervisor Strevy, passed with Aye(1100). Supervisors Barone, Sr., Wheeler, Baia and DiMezza voted Nay. Supervisor Johnson was absent. (8/24/2010)

MOTION TO REMOVE FROM TABLE by Supervisor Barone, Sr., seconded by Supervisor DiMezza, passed with Aye(1286). Supervisors Quackenbush, Rajkowski, Sweet, Thayer and Stagliano voted Nay. (9/28/2010)

MOTION TO AMEND by Supervisor Barone, Sr., seconded by Supervisor Johnson, to add a Further Resolve clause to read as follows: "FURTHER RESOLVED, that the Montgomery County Board of Supervisors retain Carolyn R. Friedman, Esq. Of Friedman Legal Services as the consulting layer for the Montgomery County Health Insurance Trust (Article 44) effective October 1, 2010, at an hourly rate of \$250.00, not to exceed an amount of \$5,000", passed with Aye(958). Supervisors Wheeler, Allen, Walters, Quackenbush, Rajkowski, Sweet, Thayer and Stagliano voted Nay. (9/28/2010)

RESOLUTION ADOPTED with Aye(1094). Supervisors Allen, Walters, Quackenbush, Rajkowski, Sweet, Thayer and Stagliano voted Nay. (9/28/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION TO ADOPT MINUTES OF PREVIOUS SESSION by Supervisor Barone, Sr., seconded by Supervisor Wheeler, passed with Aye(1868).

APPROVAL OF BUDGETARY TRANSFER

MOTION TO ACCEPT BUDGETARY TRANSFERS by Supervisor DiMezza, seconded by Supervisor Quackenbush, passed with Aye(1868).

NEW BUSINESS

A. Resolutions

B. Other

**RESOLUTION NO. 195 of 2010****DATED:** September 28, 2010**RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS FOR LEGAL SERVICES FOR PROPOSED REGIONAL BUSINESS PARK PROJECT (ECONOMIC DEVELOPMENT/PLANNING)**

Resolution by Supervisor: Raj kowski

Seconded by Supervisor: Greco

WHEREAS, there have been talks in relation to partnering with the City of Johnstown, Fulton County, and Town of Mohawk to construct a new regional business park, south of and adjacent to the Johnstown Industrial Park; and

WHEREAS, legal issues related to potential property annexation and tax revenue sharing must be researched and determined; and

WHEREAS, the Fulton County Board of Supervisors authorized by Resolution the advertising of proposals for legal services for the proposed Regional Business Park Project,

RESOLVED, Montgomery County hereby authorizes Fulton County to advertise for proposals for legal services for the proposed Regional Business Park Project, and

FURTHER RESOLVED, the Board of Supervisors reserves the right to reject any or all proposals; and

FURTHER RESOLVED, this Resolution is contingent upon passage of a similar resolution by the Fulton County Board of Supervisors, and

FURTHER RESOLVED, certified copies of this Resolution be forwarded to the Fulton County Board of Supervisors, Town of Mohawk, City of Johnstown, Fulton County Industrial Development Agency, Fulton County Economic Development Corporation, and to each and every other person, institution or agency who will further the purport of this Resolution.

RESOLUTION ADOPTED with Aye(1868). (9/28/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 196 of 2010****DATED:** September 28, 2010**RESOLUTION AMENDING RESOLUTION NO. 233 OF 2009 FOR THE PURCHASE OF SCRAM BRACELETS FOR THE MONITORING OF ALCOHOL CONSUMPTION BY PERSONS ON PROBATION SUPERVISION (PROBATION)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Wheeler

WHEREAS, Resolution No. 233 of 2009 authorized the Chairman of the Board to sign an agreement with "Alcohol Monitoring Systems, Inc," for the provision of an alcohol monitoring system for the Montgomery County Probation Department, and

WHEREAS, the alcohol monitoring system would be accomplished by use of SCRAM bracelets which would be purchased with STOP DWI funds at a cost of \$1,500.00 per unit, and

WHEREAS, the Montgomery County Probation Department is requesting a change from the current vendor "Alcohol Monitoring Systems, Inc," to Behavioral Interventions, Inc. as they do not require purchase or rental of the SCRAM bracelets,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized to sign an agreement with Behavioral Interventions, Inc. for period commencing on October 1, 2010 and ending on December 31, 2011.

RESOLUTION ADOPTED with Aye(1868). (9/28/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 197 of 2010****DATED:** September 28, 2010**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SECURITY SERVICES - MONROE COUNTY SHERIFF'S OFFICE (SHERIFF)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Walters

WHEREAS, the Sheriff has recommended entering into a four-year agreement which provides for security arrangements by the Monroe County Sheriff's Office for the inmates of the Montgomery County Jail who are housed at the Central New York Psychiatric Center,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval of the County Attorney, hereby is authorized and directed to execute an Agreement with the Monroe County Sheriff's Office for the provision of security arrangements for inmates of the Montgomery County Jail who are housed at the Central New York Psychiatric Center, and

FURTHER RESOLVED, that said Agreement shall be for the period January 1, 2011 through December 31, 2015 at the rate of \$140 per day.

RESOLUTION ADOPTED with Aye(1868). (9/28/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 198 of 2010**

**DATED:** September 28, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT COMMUNITY MATERNITY SERVICES (SOCIAL SERVICES)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Di Mezza

WHEREAS, the Commissioner of Social Services desires to enter into an Agreement with the Community Maternity Services,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval of the County Attorney, is hereby authorized to sign the Agreement for services with Community Maternity Services.

RESOLUTION ADOPTED with Aye(1868). (9/28/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 199 of 2010**

**DATED:** September 28, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET - SOCIAL SERVICES**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Quackenbush

WHEREAS, the Commissioner of Social Services has requested funding for a shortfall in the Child Care Program account,

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

**INCREASE REVENUES:**

A-18-3-1819-00	Repayments – Child Care	\$ 47,088
A-18-3-4619-00	Federal Aid – Child Care	\$ 40,000

**INCREASE APPROPRIATIONS:**

A-18-4-6011-00.6119	Child Care	\$ 87,088
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**TRANSFER FROM:**

A-01-4-1990-00.4400	Contingent Account	\$132,412
A599	Appropriated Fund Balance	\$180,500

**TRANSFER TO:**

A-18-4-6011-00.6119	Child Care	\$312,912
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RESOLUTION ADOPTED with Aye(1868). (9/28/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 200 of 2010**

**\*\*See Appendix for Resolution Attachment\*\***

**DATED:** September 28, 2010

**RESOLUTION ADOPTING MONTGOMERY COUNTY CORPORATE COMPLIANCE EXCLUDED PROVIDER CHECKS POLICY (PUBLIC HEALTH)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Greco

WHEREAS, the Department of Health and Human Services (HHS) Office of Inspector General (HHS-OIG) excludes individuals and entities from participation in Medicare, Medicaid, the State Children's Health Insurance Program (SCHIP) and all Federal health care programs (as defined in section 1128B(f) of the Social Security Act (the Act)) based on the authority contained in various sections of the Act, including sections 1128, 1128A, and 1156, and

WHEREAS, when the HHS-OIG has excluded a provider, Federal health care programs (including Medicaid and SCHIP programs) are generally prohibited from paying for any items or services furnished, ordered, or prescribed by excluded individuals or entities (Section 1903(i)(2) of the Act; and 42 CFR section 1001.1901(b)) this payment ban applies to any items or services reimbursable under a Medicaid program that are furnished by an excluded individual or entity, and extends to:

- all methods of reimbursement, whether payment results from itemized claims, cost reports, fee schedules, or a prospective payment system;
- payment for administrative and management services not directly related to patient care, but that are a necessary component of providing items and services to Medicaid recipients, when those payments are reported on a cost report or are otherwise payable by the Medicaid program;
- payment to cover an excluded individual's salary, expenses or fringe benefits, regardless of whether they provide direct patient care, when those payments are reported on a cost report or are otherwise payable by the Medicaid program.

, and

WHEREAS, in addition, no Medicaid payments can be made for any items or services directed or prescribed by an excluded physician or other authorized person when the individual or entity furnishing the services either knew or should have known of the exclusion. This prohibition applies even when the Medicaid payment itself is made to another provider, practitioner or supplier that is not excluded. (42 CFR section 1001.1901(b)), and

WHEREAS, as part of the conditions of participation in the Medicaid program, providers are required to keep current with changes in Medicaid regulations and statutes. Additionally, when submitting a Medicaid claim, providers attest that the entity shall be subject to and bound by all rules, regulations, policies, standards, fee codes and procedures as set forth in Title 18 of the Official Compilation of Codes, Rules and Regulations of New York State and other publications of the Department, including Medicaid Management Information System Provider Manuals and other official bulletins of the department, and

WHEREAS, such Medicaid providers, in New York, must annually certify to the NYS OMIG that it is and remains compliant with OMIG mandatory Medicaid compliance requirements, and

WHEREAS, the County of Montgomery (the "County") must comply with OMIG mandatory Medicaid compliance requirements since the County receives payments under the State Medicaid Plan, through the activities of its various departments operating under Articles 28 or 36 of the Public Health Law, Articles 16 or 31 of the Mental Hygiene Law and/or receives payments in excess of \$500,000 each year and shall continue to do so into the foreseeable future,

RESOLVED, that the Montgomery County Board of Supervisors, in light of the aforementioned and in accordance with its statutory duties, does hereby order that the attached Montgomery County Corporate Compliance Excluded Provider Checks Policy and Procedure be and are adopted and apply to the entire County, and

FURTHER RESOLVED, each head of each County department shall be responsible for identifying all relevant employees of his/her respective department, and any contractors, vendors, agents or assigns and adhering to the said Montgomery County Corporate Compliance Excluded Provider Checks Policy.

RESOLUTION ADOPTED with Aye(1868). (9/28/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 201 of 2010**

**DATED:** September 28, 2010

**RESOLUTION TRANSFERRING FUNDS FOR IN-PLACE UPGRADE TO UPS SYSTEM (DATA PROCESSING)**

Resolution by Supervisor: Rajkowski

Seconded by Supervisor: Quackenbush

WHEREAS, the current Uninterruptible Power Supply (UPS) in the computer room has met its life expectancy, and

WHEREAS, the unit will no longer be supported when the current maintenance contract expires, and

WHEREAS, to ensure uninterrupted service to county-wide users a UPS system must be available as backup to the main-frame and servers in the computer room, and

WHEREAS, the current UPS system has already been tailored to installation specs as defined by vendor US Tech, Inc, and

WHEREAS, any alternate vendor chosen would be detrimental to a smooth transitioning of a replacement unit by resulting in new and/or more in-house electrical involvement from the DPW personnel as well as extensive down-time to County main-frame and PC users,

RESOLVED, that the Montgomery County Board of Supervisors does hereby approve an in-place upgrade to the UPS system via our current provider, US Tech, which has a proven satisfaction record for support services with the Data Processing Department as well as a good working knowledge of the existing system and has quoted an estimated cost including 3-year on-site maintenance of \$12,835 plus shipping, and

FURTHER RESOLVED, that the county Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

**TRANSFER FROM:**

A-14-4-1680-00.4425 Maintenance Agreements	\$13,335 (includes estimated inside delivery freight cost)
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**TRANSFER TO:**

A-14-4-1680-00.2250 Technical Equipment	\$13,335 (includes estimated inside delivery freight cost)
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RESOLUTION ADOPTED with Aye(1868). (9/28/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 202 of 2010**

**DATED:** September 28, 2010

**\*\*See Appendix for Resolution Attachment\*\***

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT MILLIMAN, INC. - RETIREE DRUG SUBSIDY ACTUARIAL RENEWAL ATTESTATION (PERSONNEL)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Johnson

WHEREAS, Montgomery County has the opportunity again to apply with the Centers for Medicare and Medicaid Services (CMS) to receive a federal subsidy – the Retiree Drug Subsidy (RDS) – for the continued maintenance of its retiree plan, and

WHEREAS, the application process requires an actuarial attestation stating that the Montgomery County plan is at least as good as the standard Medicare Part D benefit, and

WHEREAS, in the best interest of the County to pursue the RDS, the Personnel Officer has recommended to once again utilize the professional services of Milliman, Inc. to provide said attestation,

RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval of the County

Attorney, is hereby authorized and directed to sign an agreement with Milliman, Inc. for the provision of actuarial attestation stating that the Montgomery County retiree prescription drug plan is at least as good as the standard Medicare Part D benefit in order to apply to the Centers for Medicare and Medicaid to receive the Retiree Drug Subsidy, and

FURTHER RESOLVED, that the total cost of said attestation shall not exceed \$2,750.00, effective: January 1, 2011 - December 31, 2011.

RESOLUTION ADOPTED with Aye(1868). (9/28/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 203 of 2010**

**DATED:** September 28, 2010

**RESOLUTION APPOINTING REPUBLICAN ELECTION COMMISSIONER TO FILL UNEXPIRED TERM - BOARD OF ELECTIONS (PERSONNEL)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Di Mezza

WHEREAS, the Election Law of the State of New York requires that County Election Commissioners be appointed for terms of four years, such appointments to be in each odd-numbered year, and

WHEREAS, the current Republican Commissioner will be retiring before the end of her term of December 31, 2013,

RESOLVED, that the Montgomery County Board of Supervisors hereby appoints Terrance J. Smith, 5849 Sthwy 30, Amsterdam, New York, as Republican Election Commissioner of the Montgomery County Board of Elections to fill the unexpired term beginning October 4, 2010 and ending December 31, 2013, and

FUTHER RESOLVED, that said appointee shall be paid an annual salary of \$37,882, an amount which has been appropriated in the 2010 Operating Budget.

RESOLUTION ADOPTED with Aye(1868). (9/28/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 204 of 2010**

**DATED:** September 28, 2010

**RESOLUTION ADOPTING LOCAL RETIREMENT INCENTIVE PROGRAM FOR FISCAL YEAR 2010 (PERSONNEL)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Barone, Sr.

WHEREAS, the County of Montgomery has developed a Retirement Incentive Program for all eligible full-time employees with the exception of elected officials, and

RESOLVED, that employees who are eligible for retirement, pursuant to the provisions of the New York State Retirement and Social Security Law, and who are a minimum of 55 years of age and have a minimum of 10 years of NYS Retirement Service shall receive an incentive payment as follows:

\$ 5,000 for 10 years of County Service  
\$ 7,500 for 15 years of County Service  
\$10,000 for 20 years of County Service  
\$12,500 for 25 years of County Service

and if the following conditions are satisfied:

1. No later than December 31, 2010, the employee must retire from employment with the County of Montgomery and be eligible to receive a pension from the New York State Employees' Retirement System.
2. The employee must be retired and removed from the Montgomery County payroll no later than December 31, 2010.

, and

FURTHER RESOLVED, that said program be administered by the Personnel Officer, with a retirement



incentive line item to be established to provide funds to pay for said early retirement incentive, and

FURTHER RESOLVED, that the eligible retirees who want to participate in this cash incentive, must advise the Personnel Officer in writing by October 15, 2010, and

FURTHER RESOLVED, those eligible for retirement may select one of the three retirement options being offered, which are early Retirement Incentive Part A, Part B, or cash as described above, and

FURTHER RESOLVED, that eligible 89P Law Enforcement employees who have at least twenty-five (25) years of service and want to participate in this cash incentive must advise the Personnel Officer in writing by October 15, 2010.

RESOLUTION ADOPTED with Aye(1094). Supervisors Allen, Walters, Quackenbush, Rajkowski, Sweet, Thayer and Stagliano voted Nay. (9/28/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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Discussion Resolution No. 205

Supervisor Walters stated that the Principal Account Clerk Typist/Demo should not be included in the Resolution because this person does not intend to retire. He pointed out that no one checked with the Director of Data Processing prior to adding the title, which falls under his Department. Supervisor Walters stated that he was not going to make a motion to amend the Resolution because the Resolution should be withdrawn.

Supervisor Walters expressed his concern that the Board would have to revert to the current full-time positions later if it was discovered that a part-timer retirees could not handle the workload and the legislation would have to be reversed in a couple of years.

Supervisor Thayer stated that it is a bitter taste in the mouth of taxpayers, with nine percent unemployment in Montgomery County, the Board is thinking of bringing back Department Heads that have retired. They could be making more money part-time, with their retirement and pay, then they were making when they working full-time. Supervisor Thayer also indicated that he and other Supervisors were shut out of the process of developing the proposal. He never seen the list of employees who expressed interest in either of the two retirement incentives until the Personnel Committee on September 21st. He stated that there are a lot of questions and no answers.

Supervisor Wheeler stated that it is so un-American to say a person can only make one pay check. The employees have earned their retirement and they should be able to get it. If they can do a job and save taxpayers money, they should be commended.

Supervisor Wheeler voiced her opinion that her constituents would have a bitter taste if taxes are raised and they lose their homes.

Supervisor DiMezza stated that Supervisors do not make an attempt to get information. He indicated that all Supervisors have cell phones and Department Heads are also available for information if need be.

Supervisor DiMezza stated that the employees have been in the job a long time and they have so much experience, which is why they can work part-time and get the job done.

Chairman Greco stated that the County has a problem which needs to be resolved and if not the County will be in deep trouble. Chairman Greco informed the Board that they have to get their acts together and start planning for the future. If the Board continues on this path they are going to be in a crisis situation.

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**RESOLUTION NO. 205 of 2010**

**DATED:** September 28, 2010

**RESOLUTION AUTHORIZING PART-TIME EMPLOYMENT OF RETIRED EMPLOYEES (PERSONNEL)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Di Mezza

RESOLVED, retired employees may be rehired to fill vacancies, created by their retirement, as part-time salaried at a rate of one-half their current "base" salary not to exceed \$30,000.00, and

FURTHER RESOLVED, the total dollar amount is not to exceed the amount allowable by Social Security and NYS Retirement Laws, and

FURTHER RESOLVED, that the following positions are hereby authorized to serve as part-time:

Director of Emergency Management

Personnel Officer  
Director of Community Services  
Principal Account Clerk Typist/Demo  
Probation Director II

RESOLUTION DEFEATED with Aye(907). Supervisors Greco, Johnson, Barone, Sr., Wheeler, Bai a and Di Mezza voted Aye. (9/28/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 206 of 2010**

**\*\*See Appendix for Resolution Attachment\*\***

**DATED:** September 28, 2010

**RESOLUTION ADOPTING A CORRECTIVE ACTION PLAN - INTERNAL CONTROLS OVER CLAIMS PROCESING (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Barone, Sr.

WHEREAS, the New York State Comptrollers Office has audited the Montgomery County Internal Controls Over Claims Processing, and

WHEREAS, they have identified seven areas of concern that need to be addressed,

RESOLVED, that the attached Montgomery County Corrective Action Plan for the Montgomery County Internal Controls Over Claims Processing is hereby adopted by the Montgomery Board of Supervisors and will be submitted to the State Comptrollers Office.

RESOLUTION ADOPTED with Aye(1868). (9/28/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 207 of 2010**

**DATED:** September 28, 2010

**RESOLUTION AUTHORIZING PERSONNEL OFFICER TO ADVERTISE FOR THE POSITION OF COMMISSIONER OF SOCIAL SERVICES (PERSONNEL)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Thayer

RESOLVED, that the Board of Supervisors authorizes the Personnel Officer to advertise for the position of Commissioner of Social Services, and

FURTHER RESOLVED, that the applications should be mailed to the Personnel Officer for his review and approval by October 22, 2010, and

FURTHER RESOLVED, that the Personnel Officer will send the applications that he approved to the New York State Department of Temporary and Disability Services and also to the New York State Department of Children and Family Services for their final review, and

FURTHER RESOLVED, that when these two State Departments send back their approvals of the candidates, the Board of Supervisors will then interview the approved candidates for the appointment of Commissioner of Social Services.

RESOLUTION ADOPTED with Aye(1868). (9/28/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**EXECUTIVE SESSION**

MOTION TO ENTER EXECUTIVE SESSION by Supervisor Thayer, seconded by Supervisor Greco, pursuant to Section 105 (f) of the NYS Open Meeting Law to discuss a personnel matter, passed with Aye(1868).

Executive Session commenced at 8:04 p.m.

MOTION TO EXIT EXECUTIVE SESSION at 8:38 p.m. by Supervisor Barone, seconded by Supervisor Quackenbush, passed with Aye(1868).

OTHER

There was no other business.

ADJOURNMENT

MOTION TO ADJOURN by Supervisor Strevy, seconded by Supervisor Allen, passed with Aye(1868).

Meeting adjourned at 8:20 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
4:00 PM, October 6, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 4:00 PM.

Roll call indicated Committee members present were Supervisors Baia, Barone, DiMezza, Quackenbush, Walters and Thayer.

Additional Supervisors present were Supervisors Greco, Allen, Wheeler, Sweet, Rajkowski, Coddington and Stagliano. Supervisor Johnson was absent.

Chairman Strevy has called a meeting of the Finance Committee for 4:00 p.m. on Wednesday, October 6, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. REVIEW AND DISCUSSION OF THE 2011 TENTATIVE BUDGET

- A. Montgomery County Chamber of Commerce
- B. Data Processing
- C. Board of Supervisors
- D. Treasurer
- E. Sheriff
- F. Public Works

2. OTHER

Item #1:

(A. Montgomery County Chamber of Commerce) Deborah Auspelmyer, President of the Chamber of Commerce, took the floor and explained the functions of the Chamber of Commerce for Montgomery County. The Chamber has been the tourism agency for Montgomery County for several years. They also administer the I Love NY grant. Ms. Auspelmyer explained that in the past Montgomery County has paid the Chamber \$50,000 for administration fees per year and matches whatever State funding they get for the I Love NY grant. Ms. Auspelmyer anticipates that the grant will not be as large as in past years due to the fiscal crisis that the State is in.

Ms. Auspelmyer distributed a breakdown for the 2011 Tourism Budget as attached hereto.

Chairman Greco asked Ms. Auspelmyer if there is anything she can do to help with the County Budget. She responded that there is some room for cut backs, but very little.

Treasurer Bowerman stated that the bed tax is down and continues to decline. He pointed out that there is about \$48,000 in the Bed Tax reserve fund. Some motels are delinquent and legal actions may be needed to collect the delinquent funds.

(B. Data Processing) Dan Colon, Director of Data Processing, took the floor and explained the functions of Data Processing and also the Print Shop, which falls under his jurisdiction. Mr. Colon explained that he is down two full time positions, which he does not plan to fill. He is recommending that one payroll person, from the Personnel Department, be moved into his department. The person will continue to do the payroll and take over other duties, which will eliminate adding a part-time position, which was in the preliminary budget.

Supervisor Barone mentioned that the City of Amsterdam is considering doing their own payroll. Mr. Colon stated that he had heard this but explained that the City would still require software support. He pointed out that the County would still provide other services for the City such as their email, etc.

Supervisor Rajkowski asked why the maintenance line has increased from the prior years. Mr. Colon explained that the three year maintenance agreement is expiring on equipment in the Print Shop.

Supervisor Baia asked what the ramifications would be to Data Processing if the overtime money in the amount of \$12,000 was removed. Mr. Colon responded that it could be reduced but not eliminated. He indicated that he would need at least \$8,000.

Supervisor Stagliano pointed out that Data Processing's budget has increased 60% since 2005. He asked where the additional work has come from and how it would effect the Department to reduce the staffing to the 2005 level. Mr. Colon responded his Department has accumulated a lot more PC's to take care of, there is a full time person at both the Sheriff's Office and Social Services to deal with their computer equipment and software. There were a lot more email accounts setup since 2005. Mr. Colon stated that three employees could probably be eliminated if payroll was not involved. He pointed out that most IT Departments do not deal with payroll. Mr. Colon will give this further thought.

(C. Board of Supervisors) Chairman Greco reported that he removed the Safety Officer and deleted over \$800,000.00 for the MOSA subsidy. Treasurer Bowerman removed the \$50,000 for the demolition subsidy. Treasurer Bowerman did leave money in the DPW budget for the demolition team but feels the municipalities should be responsible for their own tip fees.

(D. Treasurer) On the revenue side, Treasurer Bowerman reported that he decreased the estimate for sales tax as he believes that the County is not going to reach the budgeted amount for this year's sales tax.

On the appropriation side, the Treasurer stated there is no transfer to Capital Projects. FMCC has indicated that they will not be asking for any capital funds for 2011. Under the Debt Service the first payment on a 2010 Bond will be due in 2011.

The Treasurer allocated \$3.5 million from the Fund Balance to help offset the appropriations.

Supervisor Baia asked how the sales tax is effecting the budget. The Treasurer responded that the sales tax is up slightly. Because of the Agreement for Sales Tax Distribution with the City of Amsterdam, villages and towns, the County is still seeing a loss. Supervisor Baia asked how much the City would be getting. The Treasurer responded that under the Agreement it would amount to \$600,000 to \$800,000.

Supervisor Quackenbush asked if the Treasurer could prepare a document, for the General Fund, which shows only the mandated programs and zero out the other items. It would give everybody a better idea of funded and mandated programs. The Treasurer responded that he would do his best in the little time he has before the next Finance Committee meeting to prepare the requested document.

(E. Sheriff) Sheriff Amato took the floor and reported his revenues are going down. He is trying to get more federal prisoners to help with the revenues. The Sheriff stated that his vehicles are getting old and maintenance on them will probably increase. He took \$55,000 out of the Budget for the replacement of two cars.

The Sheriff distributed a document outlining his recommendations for the 2011 Budget as attached hereto.

(F. Public Works) Paul Clayburn, Commissioner of the Department of Public Works, took the floor and reported that he did not have time to review the Budget prior the meeting. He pointed out that it looked like any proposed retiring positions were not being backfilled.

Treasurer Bowerman stated, under the General Fund, the retiring positions he eliminated were the Electronic Technician, Structural Maintenance Supervisor II and the Business Manager will be retitled to Accounting Supervisor. Under the D Fund he eliminated two positions that have been vacant since June. Two Working Forman and one MEOL plan to retire. The Treasurer backfilled one of the Working Forman positions. Under Engineering he backfilled one Engineer position with one Engineering Technician. Under the Road Machinery Fund two Head Mechanics intend to retire and the Treasurer backfilled it with one Automotive Mechanic.

Commissioner Clayburn stated that he would review his budget further with the Treasurer because he did not have time prior to the Finance Committee to do so.

Item #2: (OTHER) Chairman Greco stated that the Board should give further thought to turning the County roads over to the Towns.

Supervisors Barone and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting. Chairman Strevy adjourned the Finance Committee meeting at 7:16 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - LABOR MANAGEMENT  
1:30 PM, October 7, 2010

COMMITTEE MEETING DISCUSSION

Chairman Greco presided over the Labor Management Committee meeting commencing at 1:30 PM.

Roll call indicated Committee members present were Supervisors DiMezza, Barone, Strevy and Richard Baia. Supervisor Baia was absent. Designated representatives present were Supervisor Thayer and Undersheriff Smith.

Additional Supervisors present was Supervisor Stagliano.

Other individuals present were Scott Surento, Paul Clayburn, Tina Sweet, Edward Russo.

Chairman Greco has called a meeting of the Labor Management Committee for 1:30 p.m. on Thursday, October 7, 2010 in Room 111, Annex Building, 2 Park Street Fonda, New York.

Items on the agenda, at this time, are as follows:

1. Seven Minute Rule
2. Lunch Hour Rules
3. Flex Time
4. Other

Item #1: (Seven Minute Rule) It was agreed that the seven minute rule (seven minutes before or seven minutes after) for punching in the morning would apply. At the end of the day employees will not be allowed to punch out seven minutes early but may punch out seven minutes after their shift.

Item #2: (Lunch Hour Rules) Summer lunch hours will be from 12:00 pm to 1:00 pm. Other than summer hours, lunch time will be 12:00 pm to 12:30 pm. If employees are working different shifts outside the normal day shift, the Department Head will set the lunch time.

Item #3: (Flex Time) There is not a open policy regarding flex time. Flex time has to be approved case by case. Flex time for full time employees must be approved by the Department Head, the Chairman of the Board and the union representative. Flex time for temporary employees must be approved by the Department Head and the Chairman of the Board.

Item #4: (Other) Miscellaneous grievances were discussed regarding lighting of the flag poles at night and safety conditions throughout the County.

It was agreed that in the absence of a Safety Officer the Purchasing Agent, Scott Surento, will handle the insurance part for safety issues. The Chairman of the Public Safety Committee, Supervisor Thayer, will form a Public Safety Committee as soon as possible, which will include agents from the Insurance Company.

The parking situation at the DMV, Social Services and the Court House (especially during jury selection) was discussed. The Commissioner of DPW, Paul Clayburn, was assigned the project to increase parking spots for these particular areas. It was noted that Mr. Clayburn has been given this assignment several times in the past. Supervisor Walters, Chairman of General Services Committee, will assist in overseeing the project.

The Personnel Officer, Richard Baia, will be distributing a memo regarding the new policies by October 25, 2010. Any questions, regarding these policies should be directed to Mr. Baia.

Note: In the absence of the Clerk of the Board, Chairman Greco provided the information for the minutes.

Chairman Greco adjourned the meeting at 2:30 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
4:00 PM, October 7, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 4:00 PM.

Roll call indicated Committee members present were Supervisors Barone, DiMezza, Quackenbush, Walters and Thayer. Supervisor Baia was absent.

Additional Supervisors present were Supervisors Greco, Allen, Rajkowski, Coddington and Stagliano. Supervisors Wheeler, Johnson, Sweet were absent.

Chairman Strevy has called a meeting of the Finance Committee for 4:00 p.m. on Thursday, October 7, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. REVIEW AND DISCUSSION OF THE 2011 TENTATIVE BUDGET
  - A. Soil & Water Conservation
  - B. Cornell Cooperative Extension
  - C. Office For Aging
  - D. Personnel
  - E. Social Services
2. OTHER

Chairman Strevy wanted to clarifying a statement that was in the Amsterdam Recorder. The finance committee can only make recommendations regarding the budget, but in the end the Full Board of Supervisors will make the changes.

Item #1:

(A. Soil & Water Conservation)

Corey Nellis took the floor and explained the purpose of the Soil and Water Department. He stated to the board that each year he tries to increase services and not put any extra budget on the county. When queried by Chairman Greco whether his department could manage with the \$70,000 allocation, Corey's response was he will keep looking for monies in other places and make due with what they are allotted.

(B. Cornell Cooperative Extension)

Marilyn Smith took the floor and explained the services of the agency. She disseminated a handout attached hereto on how the county monies are utilized. When queried by Chairman Greco, she explained there would be cuts from the state but federal funds were still plentiful. Supervisor Thayer asked Ms. Smith to explain why Fulton County's \$129,000 funding is much less than Montgomery County's. Her response was that Fulton County has chosen to stay at that funding level for a few years now, while Montgomery County has chosen to increase the funding. Supervisor Walters questioned the rental space that Cornell pays for in Fulton County. Marilyn stated that no matter what county they were in the lease amount would be the same. Supervisor Stagliano asked Ms. Smith to explain the Eat Smart-NY program. The program is set up to teach food stamp recipients on how to use their food stamps healthy and wisely. She stated they have a contract with DSS to do this program. Marilyn stated that for every dollar that the county reduces their funding, it is potentially a \$5.00 reduction in funding because for every dollar received the agency can potentially received matching funds from other sources.

(C. Office For Aging)

Kimberly Denis, took the floor, explained the services of office for Aging. She disseminated a few handouts, attached hereto regarding the services of the agency. She stated that 7,901 individuals were served last year and 4600 of them were unduplicated.

Ms. Denis stated that Montgomery County Office for Aging is the one of few stand alone not for profit agencies in NYS. She gave a breakdown of the budget as follows: 70% state and federal, 16%

Montgomery county, and 14% donations and fund raisers. All monies that are received from Montgomery County are used for services not for administration. Ms. Denis explained that because of the loss of revenue the agency is looking at a projected deficit and that is the reason they requested additional funding for 2011.

(D. Personnel)

Richard Baia took the floor and spoke about the worker's compensation law. He just sent the bills out to the towns for 2011 and said there would be a 10% decrease in the workers compensation rates. He stated that there is approximately 2.5 million dollars in reserve. Supervisor DiMezza stated that Montgomery County has decreased their rates and most of the other counties rates have significantly increased. Mr. Baia spoke in regards to moving a payroll position into the Data Processing Department. He said his department would then be down by 3 employees. The benefits for county employees is increasing yearly and he stated that he tries every possible ideas to keep the cost under control.

(E. Social Services)

Per the request of Supervisor Stagliano, William Cranker, Commissioner of Social Services, explained the Medicaid program. There are several parts that fall under Medicaid services, such as nursing home Medicaid and family health plus. He explained the intake procedure to the supervisors. Supervisor Thayer asked why the mileage allocation has more than doubled since 2005, to which Mr. Cranker responded that there is an increase in clients since that time. He disseminated a handout, attached hereto, regarding children's services statistics.

Item #2: (OTHER)

Upon a survey of the finance committee, Chairman Strevy stated there would another committee meeting on Thursday, October 14, 2010 at 5 p.m.

Supervisors Quackenbush and Thayer made a motion and seconded, respectively, to adjourn the Committee meeting. Chairman Strevy adjourned the Finance Committee meeting at 6:21 p.m.

Respectfully submitted,

Cheryl Reese  
Senior Account Clerk Typist  
Board of Supervisors



PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - ECONOMIC DEVELOPMENT/PLANNING  
7:00 PM, October 12, 2010

COMMITTEE MEETING DISCUSSION

Chairman Baia presided over the meeting commencing at 7:00 p.m.

Roll call indicated Committee members present included Supervisors Wheeler, Coddington, Strevy, DiMezza, Johnson and Rajkowski.

Additional Supervisors present were Supervisors Sweet, Walters, Quackenbush, Stagliano and Thayer. Supervisors Barone and Greco were absent.

Chairman Baia has called a meeting of the Economic Development/Planning Committee for 7:00 p.m. on Tuesday, August 10, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - TOURISM PROMOTION AGENCY - MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS)
3. RESOLUTION SUPPORTING TOURISM FUNDING APPLICATION - MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS)
4. RESOLUTION TO ESTABLISH THE MONTGOMERY COUNTY BOARD OF SUPERVISORS AS LEAD AGENCY IN A SEQR DETERMINATION FOR SNOWMOBILE TRAIL (ECONOMIC DEVELOPMENT & PLANNING)
5. RESOLUTION ESTABLISHING NEGATIVE DECLARATION IN A SEQR DETERMINATION FOR SNOWMOBILE TRAIL (ECONOMIC DEVELOPMENT/PLANNING)
6. RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FROM THE PRESERVATION LEAGUE OF NEW YORK STATE (HISTORY AND ARCHIVES)
7. RESOLUTION AUTHORIZING AGREEMENT WITH HISTORICAL RESEARCH CONSULTANT (HISTORY AND ARCHIVES)
8. OTHER

Item #1: (DISCUSSION A.) Greg Eisenhut, MVEDD took the floor to give a brief description of the Mohawk Valley Economic Development District.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - TOURISM PROMOTION AGENCY - MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS)) Supervisors Johnson and Coddington made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections. Supervisor Quackenbush stated his concern with entering into the agreement prior to the budget being adopted. Supervisor Wheeler praised the Chamber for the services they provide.

Item #3: (RESOLUTION SUPPORTING TOURISM FUNDING APPLICATION - MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS)) Supervisors Wheeler and Johnson made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #4: (RESOLUTION TO ESTABLISH THE MONTGOMERY COUNTY BOARD OF SUPERVISORS AS LEAD AGENCY IN A SEQR DETERMINATION FOR SNOWMOBILE TRAIL (ECONOMIC DEVELOPMENT/PLANNING)) Supervisors Johnson and Baia made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #5: (RESOLUTION ESTABLISHING NEGATIVE DECLARATION IN A SEQR DETERMINATION FOR SNOWMOBILE TRAIL (ECONOMIC DEVELOPMENT/PLANNING)) Supervisors Strevy and DiMezza made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #6: (RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FROM THE PRESERVATION LEAGUE OF NEW YORK STATE (HISTORY AND ARCHIVES)) Supervisors Baia and Rajkowski made a motion and seconded,

respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #7: (RESOLUTION AUTHORIZING AGREEMENT WITH HISTORICAL RESEARCH CONSULTANT (HISTORY AND ARCHIVES) Supervisors Baia and Wheeler made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #8: (OTHER)

Supervisors DiMezza and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Baia adjourned the Economic Development/Planning Committee meeting at 7:24 p.m.

Respectfully submitted,

Cheryl Reese  
Senior Account Clerk Typist  
Board of Supervisors

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - EDUCATION/GOVERNMENT  
7:05 PM, October 12, 2010

COMMITTEE MEETING DISCUSSION

Chairman Quackenbush presided over the meeting commencing at 7:24 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Coddington, Sweet, Quackenbush, Johnson and Rajkowski.

Additional Supervisors present were Supervisors Thayer, Walters, Stagliano, Thayer and Bai a. Supervisors Greco and Barone were absent.

Chairman Quackenbush has called a meeting of the Education/Government Committee for 7:05 p.m. on Tuesday, October 12, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AUTHORIZING THE ACCEPTANCE OF A DONATION OF LAND FROM THE FULMONT COLLEGE ASSOCIATION AND AUTHORIZING THE CHAIRMAN TO EXECUTE A GROUND LEASE (BOARD OF SUPERVISORS)
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT CLOSING OUT FULTON COUNTY ELECTRICAL CONSTRUCTORS' CONTRACT WITH FULTON AND MONTGOMERY COUNTIES FOR THE 2009 FMCC CRITICAL MAINTENANCE PROJECT 2009 CAPITAL PLAN (BOARD OF SUPERVISORS)
4. OTHER

Item #1: (DISCUSSION) Chairman Quackenbush spoke in regards to the public officer's law. He feels that in light of certain positions being vacated due to retirement that persons who live in contiguous counties be allowed to apply for Montgomery County positions. At this time, a resolution was passed to allow Assistant District Attorney's to live outside of the county. Supervisor DiMezza stated there is a time period for applicants who are hired can move into the county. Supervisor Stagliano disagreed and asked the County Attorney to check into this matter. Supervisors Wheeler and Thayer felt that by allowing residents other than Montgomery County to apply for positions, it would broaden the pool and possibly have more candidates to choose from.

Item #2: (RESOLUTION AUTHORIZING THE ACCEPTANCE OF A DONATION OF LAND FROM THE FULMONT COLLEGE ASSOCIATION AND AUTHORIZING THE CHAIRMAN TO EXECUTE A GROUND LEASE (BOARD OF SUPERVISORS) Chairman Quackenbush stated this resolution has been removed per an email from FMCC President, Dustin Swanger.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT CLOSING OUT FULTON COUNTY ELECTRICAL CONSTRUCTORS' CONTRACT WITH FULTON AND MONTGOMERY COUNTIES FOR THE 2009 FMCC CRITICAL MAINTENANCE PROJECT 2009 CAPITAL PLAN (BOARD OF SUPERVISORS) Supervisors DiMezza and Johnson made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #4: (OTHER) There was no other discussion.

Motion was made and seconded by Supervisors Wheeler and Johnson, respectively, to adjourn the Committee meeting.

Chairman Quackenbush adjourned the Education/Government Committee meeting at 7:46 PM.

Respectfully submitted,

Cheryl Reese  
Senior Account Clerk Typist  
Board of Supervisors

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PUBLIC SAFETY  
7:10 PM, October 12, 2010

COMMITTEE MEETING DISCUSSION

Chairman Thayer presided over the meeting commencing at 7:46 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Rajkowski, Stagliano, Johnson, Coddington and Sweet.

Additional Supervisors present were DiMezza, Bai a, Quackenbush, Strevy and Walters. Supervisors Barone and Greco were absent.

Chairman Thayer has called a meeting of the Public Safety Committee for 7:10 p.m. on Tuesday, October 12, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION

- A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
- B. Sheriff Amato:  
Deputy Sheriff - Traffic Officer  
Replacing Retirees  
Snowmobile Trail at Sheriff's Office

2. RESOLUTION AUTHORIZING AGREEMENT WITH FRONTIER FOR METRO E INTERNET ACCESS LINE (SHERIFF)

3. RESOLUTION ADOPTING 2011 STOP-DWI PLAN (STOP DWI)

4. OTHER

Item #1: (A. Discussion) Chairman Thayer had nothing to report.

(B. Sheriff Amato) Discussion regarding Deputy Sheriff - Traffic Officer, replacing Retirees, and the Snowmobile Trail at the Sheriff's Office. Sheriff Amato reiterated to the board the importance of his positions. The Deputy Sheriff - Traffic Officer is fully funded by the state. Stop DWI and the Public Defenders budgets split the difference. Undersheriff Smith reported about the snowmobile trail. He requested a resolution be brought to the board to provide a connecting snowmobile trail from the Sheriff Office to the bike path, which will allow for the Sheriff's Office parking lots to be designated as a safe drop for snowmobiles. Supervisors Johnson and Wheeler made a motion and seconded, respectively, to move the Resolution with a positive recommendation to the full board. There were no objections.

Item #2: (RESOLUTION AUTHORIZING AGREEMENT WITH FRONTIER FOR METRO E INTERNET ACCESS LINE (SHERIFF)) Supervisors Thayer and Sweet made a motion and seconded, respectively, to move the Resolution with a positive recommendation to the full Board. There were no objections.

Item #3: (RESOLUTION ADOPTING 2011 STOP-DWI PLAN (STOP DWI)) Supervisors Thayer and Johnson made a motion and seconded, respectively, to move the Resolution with a positive recommendation to the full Board. There were no objections.

Item #4: (OTHER) There were no other items for discussion.

Motion was made and seconded by Supervisors Wheeler and Coddington, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Thayer adjourned the Public Safety Committee meeting at 8:24 PM.

Respectfully submitted,

Cheryl Reese  
Senior Account Clerk Typist  
Board of Supervisors

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - GENERAL SERVICES  
7:15 PM, October 12, 2010

COMMITTEE MEETING DISCUSSION

Chairman Walters presided over the meeting commencing at 8:25 p.m.

Roll call indicated Committee members present included Supervisors Allen, Coddington, Sweet, Stagliano, Rajkowski and Johnson.

Additional Supervisors present were Supervisors Strevy, Wheeler, Barone, Quackenbush, Bai a, DiMezza and Thayer. Supervisor Greco was absent.

Chairman Walters has called a meeting of the General Services Committee for 7:15 p.m. on Tuesday, October 12, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION

- A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
- B. ALBANY REGION SOLID WASTE AUTHORITY FEASIBILITY STUDY

3. OTHER

Item #1: (A-B. DISCUSSION) Chairman Walters spoke in regards to the Albany Region Solid Waste Authority. He informed the board they have Montgomery County scheduled for a meeting. Chairman Walters asked what the wishes of the committee were. After polling the committee, it was decided that Montgomery County should keep their feet in the door to at least know what direction things will be going. Douglas Greene, County Planner, will be attending the meeting.

ITEM #2. (OTHER) There was no other discussion.

Supervisors DiMezza and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Walters adjourned the General Services Committee meeting at 8:45 p.m.

Respectfully submitted,

Cheryl Reese  
Senior Account Clerk Typist  
Board of Supervisors

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
7:20 PM, October 12, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 8:46 PM.

Roll call indicated Committee members present were Supervisors Bai a, Di Mezza, Quackenbush, Walters and Thayer. Supervisor Barone was absent.

Additional Supervisors present were Supervisors Allen, Johnson, Sweet, Rajkowski, Coddington and Stagliano. Supervisor Greco was absent.

Chairman Strevy has called a meeting of the Finance Committee for 7:20 p.m. on Tuesday, October 12, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. REVIEW AND DISCUSSION OF THE 2011 TENTATIVE BUDGET
2. OTHER

Item #1: (A. DISCUSSION) Chairman Strevy stated each board member had a copy of the Mandated/Required budget, attached hereto, prepared by County Treasurer Shawn Bowerman prepared at the request of Supervisor Quackenbush. Treasurer Bowerman stated this document is solely to give an idea of the minimum the county would need to spend to meet state and federal mandates. Supervisor Quackenbush stated the county could not function with this budget, but this gives the supervisors a better perspective.

Supervisor DiMezza stated that no matter what there would be cuts of at least \$1.5 million. He felt that going in this direction, every department head would have to be called back in and that it would be a futile effort.

Chairman Strevy urged the committee to make a decision whether they work from the top down or the bottom up. After polling committee members, it was decided the Finance Committee would meet on Saturday, October 16th for a budget workshop. Chairman Strevy suggested members come up with how much they would like to see in spending cuts, so that a recommendation could be made to the full board.

Supervisor Quackenbush suggested the board consider adopting the "bare-bones" package to replace the initial budget proposal.

Supervisors Thayer and Quackenbush made a motion and seconded, respectively, to adjourn the Committee meeting. Chairman Strevy adjourned the Finance Committee meeting at 8:46 PM.

Respectfully submitted,

Cheryl Reese  
Senior Account Clerk Typist  
Board of Supervisors

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
10:00 AM, October 16, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 10:00 AM.

Roll call indicated Committee members present were Supervisors Baia, Barone, Quackenbush, Walters and Thayer. Supervisor DiMezza was absent.

Additional Supervisors present were Supervisors Greco, Allen, Wheeler, Sweet, Rajkowski, Coddington and Stagliano. Supervisor Johnson was absent.

Chairman Strevy has called a meeting of the Finance Committee for 10:00 a.m. on Saturday, October 16, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. REVIEW AND DISCUSSION OF THE 2011 TENTATIVE BUDGET
2. OTHER

Item #1: (Review and Discussion of the 2011 Tentative Budget) Chairman Strevy started the meeting by stating that the purpose of the meeting is to come up with some ideas regarding the tax rate that will be passed on to residents of Montgomery County; what contribution will come from the Fund Balance to offset the tax increase, and other cost saving measures to reduce spending in the future. He indicated that he is open to all ideas.

Supervisor Barone reported that the State of New York is going to take over the transportation of Social Service clients for doctor appointments, etc. The State will charge \$2.00 per person. This would be a savings to the County of over \$100,000. He will let the Committee know as soon as possible of any changes so it can be figured for the budget.

Supervisor Barone pointed out that revenues were left in the budget. He stated that if the appropriations are cut the revenues also have to be cut. He stated that someone needs to be charting these activities. Chairman Strevy stated the County Treasurer will be responsible for keeping track of the changes once he is given a direction.

Supervisor Quackenbush stated that the mandated budget should be the working document and add to it from there. He pointed out that the Departments that are left in the budget will require personnel to work to get the job done. Chairman Strevy stated decisions have to be made as to what will be added in. First he suggested that the decision has to be made as to how much Fund Balance will be used and what the tax increase should be and work from there.

Chairman Greco stated the goal is not to see what percentage rate is needed for the tax increase. The goal should be to start with a zero base budget and add what is necessary to run the County and once that has been done then it will be apparent what the tax increase should be. Chairman Greco stated that the Department Heads are going to justify the budgets that they have submitted. The Board should decide what each Department budget should be and the Department will have to live within that budget.

Chairman Greco felt that there are a lot of waste in the County and there are a lot of political positions and now is time to clean things up.

Supervisor Baia stated that he agrees with starting with zero based budget. He expressed his concern as to the methodology which should be used to start putting items back in the budget.

Chairman Greco stated non-mandated services should be cut.

Supervisor Barone stated that each Committee Chair should sit down with their Department Heads and go over their budget line by line to decide what can be cut.

Supervisor Stagliano stated that the budget should be based on the services that are absolutely necessary.

Supervisor Quackenbush pointed out the Board needs to meet with the Treasurer to see how he figured what was mandated. Before using any fund balance the budget needs to be reviewed line by line and add in what is needed. After all is said and done it will determine how much fund balance needs to be used and how much of a tax raise is needed.

Chairman Greco suggested starting with the smaller Departments and work up to the biggest three Departments.

Supervisor Thayer stated that the realization is that services are going to have to be cut. The mandated budget presented by the Treasurer needs to be looked at before looking at the individual departments. It was pointed out that essential items were left out of the mandated budget.

Supervisor Walters indicated that he would like to see a budget that shows what was budgeted, what has been encumbered and what remains in each line for each Department. He pointed out that \$1.9 million in the DPW budget for supporting services is actually for repairs, etc. for other buildings in the County. He suggested that the budget should show the expenses in the Department's budget who is utilizing the services. If the \$1.9 million was removed from the DPW budget it would be a small budget.

Supervisor Walters pointed out that the Treasurer did not back out the health benefits, retirement, etc., for each employee who was not shown in the mandated budget. To figure the Budget properly, the mandated budget needs to be corrected. Supervisor Walters stated that the Treasurer did the best he could with the small amount of time he was given to put it together.

Chairman Strevy polled the Committee members regarding their recommendation to use the \$73.9 million mandated budget and work from the bottom up. The Committee agreed to this method.

After further discussion, the Committee agreed not to use more than \$2 million from the Fund Balance and the tax increase would not exceed 10%.

Supervisor Barone stated that his constituents are begging for no tax increase whatsoever. He indicated that his people are saying they want bare bones services to avoid tax increases. Supervisor Barone said he would use as much of the Fund Balance to keep the taxes down.

Supervisor Quackenbush felt that the first place to start cutting would be with the outside agencies. He stated that he would recommend cutting all outside agencies that are not mandated. The agencies would include Office of the Aging (OFA), Cornell Cooperative Extension, Soil & Water Conservation District and the Chamber of Commerce.

Supervisor Walters stated that Soil & Water is the best service the County receives for the money. Supervisor Thayer stated that soil and water can be done at the municipal level.

Supervisor Baia stated he would not be in favor of eliminating the meals on wheels provided by the OFA.

Chairman Strevy suggested using the wording "reduce or eliminate" funding to the outside agencies.

The majority of the Committee recommended to "eliminate" funding to all outside agencies.

Supervisor Barone stated that he was not in favor of cutting all outside agencies.

Chairman Greco stated that he was opposed to cutting all funding to OFA, which provides necessary services for the most vulnerable members of the community.

Chairman Strevy polled everyone attending the meeting to see if they would support all the recommendations made by the Finance Committee. In summary the recommendations are: use the mandated budget and start from the bottom up, use no more than \$2 million of the Fund Balance, raise taxes no more than 10% and eliminate funding to all outside agencies.

Voting results are as follows:

Supervisor Quackenbush	"aye"	
Chairman Greco	"nay"	- not in favor of eliminating funding to OFA
Supervisor Rajkowski	"aye"	
Supervisor Wheeler	"aye"	- not in favor of eliminating funding to OFA
Supervisor Allen	"aye"	
Supervisor Thayer	"aye"	
Supervisor Barone	"aye"	- not in favor of eliminating all outside agencies
Supervisor Walters	"aye"	
Supervisor Coddington	"aye"	
Supervisor Sweet	"aye"	
Supervisor Baia	"aye"	
Supervisor Stagliano	"aye"	
Supervisor Strevy	"aye"	

It was pointed out that even though the majority voted in favor of the recommendations, changes can or more than likely will be made.

Chairman Strevy stated that this is the beginning of the reorganization of County government. Services are going to be lost.

Supervisor Coddington stated even though he is voting in favor of the recommendations he went on record to say once the residents see the cuts they will be coming back to the Town Boards for the funding. He stated that he is still disappointed with the union employees because they were not



willing to open their contract to renegotiate salaries. He suggested that with services being cut all employees should be made part time, which will help the budget.

Chairman Strevy asked if members were in favor of lobbying legislatures to raise the sales tax. Most members felt it would be a futile attempt.

Supervisor Quackenbush felt that the Board should go back to the City of Amsterdam to obtain back part of the 18% sales tax committed to the City. Chairman Strevy responded that Supervisor Quackenbush would have to put up a resolution to that effect.

Item #2: (Other) There was no other business.

Supervisors Wheeler and Thayer made a motion and seconded, respectively, to adjourn the Committee meeting. Chairman Strevy adjourned the Finance Committee meeting at 11:52 AM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PERSONNEL  
7:00 PM, October 19, 2010

COMMITTEE MEETING DISCUSSION

Chairman DiMezza presided over the meeting commencing at 7:00 PM.

Roll call indicated Committee members present were Supervisors Baia, Barone, Strevy, Walters and Thayer. Supervisor Quackenbush was absent.

Additional Supervisors present were Supervisors Greco, Johnson, Wheeler, Sweet, Rajkowski, Allen, Coddington and Stagliano.

Chairman DiMezza has called a meeting of the Personnel Committee for 7:00 p.m. on Tuesday, October 19, 2010 in the Supervisors' Chambers, County Office Bldg, 64 Broadway, Fonda, NY.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT TIME CLOCK MAINTENANCE – M.M. HAYES (PERSONNEL)
3. RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME DEPUTY SHERIFF (SHERIFF)
4. RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS OFFICER (SHERIFF)
5. OTHER

Item #1: (A. DISCUSSION) Chairman DiMezza reported that there was an employee in the Department of Social Services whose son is terminally ill and is predicted to have two weeks left and she needs to spend every day with him. This employee is out of time and is currently not receiving pay. County employees have expressed the desire to donate time to their fellow employee to see her through this crisis.

The Personnel Committee directed the Personnel Officer to prepare a Resolution for the full Board meeting authorizing employees to donate vacation, personal or compensation time. It was agreed that the resolution would be sponsored by the full Board.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT TIME CLOCK MAINTENANCE – M.M. HAYES (PERSONNEL) Supervisors Strevy and Barone made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME DEPUTY SHERIFF (SHERIFF)- Supervisors Thayer and Rajkowski made a motion and seconded, respectively, to move the Resolution.

Chairman DiMezza stated that he would not support filling any vacancies because it would not be fair to the employee if the Board decides to cut positions from the 2011 Budget. He suggested that Resolutions relative to filling vacancies be sent to the Board with no recommendation.

The Resolution was moved to the full Board with no recommendation. There were no objections.

Item #4: (RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS OFFICER (SHERIFF) Supervisors Thayer and Sweet made a motion and seconded, respectively, to move the Resolution to the full Board with no recommendation. There were no objections.

Item #5: (OTHER) ADD-ON RESOLUTION (RESOLUTION APPOINTING REPUBLICAN ELECTION COMMISSIONER TO FILL UNEXPIRED TERM - BOARD OF ELECTIONS - PERSONNEL) Supervisors Johnson and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with no recommendation. There were no objections.

There was no other discussion.

Supervisors Baia and Barone made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman DiMezza adjourned the Personnel Committee meeting at 7:08 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
7:05 PM, October 19, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 7:09 PM.

Roll call indicated Committee members present were Supervisors Bai a, Barone, Di Mezza, Walters and Thayer. Supervisor Quackenbush was absent.

Additional Supervisors present were Supervisors Greco, Allen, Johnson, Wheeler, Sweet, Rajkowski, Coddington and Stagliano.

Chairman Strevy has called a meeting of the Finance Committee for 7:05 p.m. on Tuesday, September 21, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION

- A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - SHERIFF AND JAIL (SHERIFF)
3. RESOLUTION AMENDING 2010 OPERATING BUDGET (SHERIFF)
4. RESOLUTION AMENDING 2010 OPERATING BUDGET (SHERIFF)
5. RESOLUTION AWARDDING BID 06-10 - SALE OF SURPLUS VEHICLES AND EQUIPMENT (PURCHASING)
6. RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT)
7. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- RICHARDSON BRANDS (ECONOMIC DEVELOPMENT AND PLANNING)
8. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- VIDA FORM (ECONOMIC DEVELOPMENT AND PLANNING)
9. OTHER

Item #1: (A. DISCUSSION) There was no discussion.

Item #2: (RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - SHERIFF AND JAIL (SHERIFF) Supervisors Thayer and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AMENDING 2010 OPERATING BUDGET (SHERIFF) Supervisors Thayer and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AMENDING 2010 OPERATING BUDGET (SHERIFF) Supervisors Thayer and Sweet made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #5: (RESOLUTION AWARDDING BID 06-10 - SALE OF SURPLUS VEHICLES AND EQUIPMENT (PURCHASING) Supervisors Strevy and Johnson made a motion and seconded, respectively, to move the Resolution.

Chairman Strevy reported that Item #26 - Pickup Truck Crane had originally been awarded to Allen Wainwright for \$101.99. Mr. Wainwright withdrew his bid and the next highest bidder was Corey Nellis of Fonda for \$35.00. The Committee agreed to make a correction in the draft Resolution to award the bid to Corey Nellis for \$35.00.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #6: (RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT) Supervisors Strevy and Allen made a motion and seconded,

respectively, to move the Resolution.

Treasurer, Shawn Bowerman, pointed out that previous Resolution No. 155 of 2010 capped the amount at \$25,000.00 to be distributed equally by the County and Sewer District. If this Resolution is passed the amount will be above the \$25,000.00. It is a Board decision to proceed with the case.

County Attorney, Doug Landon, stated that the matter is still pending and did not feel that it just could be stopped.

Chairman Greco asked why the County could not stop paying for the litigation and let the Sewer District pick up the rest of the pending costs. Attorney Landon stated that the County could certainly make this decision. Attorney Landon stated that he is updated on the matter from the Attorneys who are handling the case. Unfortunately, what appeared to be negotiations on this matter fell apart and there is no resolution of this matter in the near future.

Treasurer Bowerman pointed out that the Resolution was to amend the Sewer Districts budget to cover their end of the expenses. The County, at this time, has sufficient funds in the budget to cover its portion.

Attorney Landon suggest that the Resolution that capped the amount at \$25,000 should be amended prior to any more spending for this case.

The Resolution was moved to the full Board with no recommendation. There were no objections.

Item #7: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- RICHARDSON BRANDS (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors Strevy and Walters made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #8: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- VIDAFORM (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors Baia and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Add-On Resolutions:

(RESOLUTION AUTHORIZING ACCEPTANCE OF THE FINANCE COMMITTEE'S 2011 TENTATIVE BUDGET REPORT (BOARD OF Supervisors) Supervisors Strevy and Greco made a motion and seconded, respectively, to move the Resolution.

Chairman Strevy reported that the Finance Committee met on Saturday, October 16, 2010, and are making the following recommendations for the 2011 Tentative Budget:

- a.) Appropriated no more than \$2,000,000.00 of the Fund Balance.
- b.) The 2011 tax levy will not increase no more than 10%.
- c.) Eliminate funding to the outside agencies.

Supervisor DiMezza stated that to cut \$4.5 million from budget would mean eliminating total County Departments such as the Sheriff's road patrol, DPW, Youth Bureau, Economic Development/Planning, OFA, Cornell Cooperative Extension and the Chamber Commerce and maybe more. He stated that his constituents would be in favor of cutting the services.

Supervisor DiMezza pointed out that \$1.5 million is being saved through the Community Service Program by not putting people in jail.

The original figure to be used from the Fund Balance was \$4.9 million, which Treasurer Bowerman reduced to \$3.5 million for the 2011 Budget. Supervisor DiMezza suggested putting it back to \$4.9 million, which would be a tax increase of 15%. If another \$1.5 million can be cut from the 2011 Budget it would bring the tax increase down to 10%.

Supervisor Barone stated that he would deplete the fund balance down to nothing and then see what direction the Board will go next year. He pointed out that the municipalities do not lay people off and buys new equipment and constructs new buildings while the County continues to lay employees off. The Towns get \$2.2 million for snow plowing for 400 county roads which the County should not own.

Supervisor Thayer pointed out that his Town, in 2008, went from a six man highway crew to a five man crew. He stated that the Towns know what it is to hurt. He stated that hard decisions have to be made by either raising taxes, which will force residents out of their homes or cut back on services.

Supervisor Walters stated that it is just a working plan. It is not feasible to spend the Fund Balance down to nothing. He felt it was a good idea to look at every line in the 2011 Budget along with the mandates.

Supervisor Barone stated that in 1992 Montgomery County employed 900 people and cut it down to 600. In 2003 it went down to 500 employees and now there is 350 full-time and 150 part-time

employees. Supervisor Barone stated that some employees in the Department of Social Services have already been diminished.

Supervisors Barone and DiMezza made a motion and seconded, respectively, to amend the Resolution to use \$4.9 million instead of \$2 million of Fund Balance for the 2011 Budget.

The Committee voted the amendment down with Supervisors Baia, Thayer, Walters and Strevy voting "nay", Supervisors Barone and DiMezza voted "aye" and Supervisor Quackenbush was "absent".

Supervisor Baia stated that the County cannot afford or pay for what it already has. There has to be drastic cuts or drastic increases in taxes. Either way the County loses. Every year the Board gives in and puts back the cuts that were originally proposed. Supervisor Baia felt that the Board cannot give in and has to stay firm no matter what, which he is prepared to do.

Supervisor DiMezza pointed out that the tax levy is lower now than it was in 2005. For a 10% tax increase \$4.5 million has to be cut from the 2011 Budget. He felt that it does not make sense to start with a mandated budget.

The Committee voted to move the Resolution to the full Board with a positive recommendation. Supervisors Baia, Thayer, Walters and Strevy voting "aye", Supervisors Barone and DiMezza voted "nay" and Supervisor Quackenbush was "absent".

(RESOLUTION CURTAILING DISCRETIONARY SPENDING (BOARD OF SUPERVISORS) Supervisors Greco and Thayer made a motion and seconded, respectively, to move the Resolution.

Supervisor Walters felt curtailing discretionary spending might muddle things up. He pointed out that the Board currently approves budget transfers after the fact. He would rather see transfers be approved before the money is used. He indicated that by curtailing discretionary spending would create a pile of paper work.

Chairman Strevy asked Chairman Greco what he meant by "discretionary spending". Chairman Greco responded that it means "everything". Chairman Greco stated that he is trying to prevent Departments from spending all their funds for this year so that some funds can be put in the Fund Balance for next year. He pointed out that if there is work in progress than those bills will need to be paid. He just does not want any future spending.

The Committee voted to move the Resolution to the full Board with a positive recommendation. Supervisors Baia, Thayer, Barone and Strevy voting "aye", Supervisor DiMezza voted to move it with "no recommendation" and Supervisor Quackenbush was "absent".

Item #9: (OTHER) Supervisor Baia felt that the County should be applying for grant money that is available through the State for shared services. Ken Rose, Director of the Economic Development/Planning responded that he is presently working on the process and will be presenting resolutions for next Economic Development/Planning Committee meeting to address this matter.

Supervisors Barone and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting. Chairman Strevy adjourned the Finance Committee meeting at 8:40 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
REGULAR MEETING  
7:00 PM, October 26, 2010

CALL TO ORDER

Chairman Greco called the Regular Meeting of the Montgomery County Board of Supervisors for November 23, 2010 to order at 7:00 PM.

SALUTE TO THE FLAG

Supervisor Stagliano led the Salute to the Flag.

ROLL CALL

Roll call indicated that the following Supervisors were present: Greco, Allen, Barone, Baia, Strevy, Thayer, Coddington, Johnson, Rajkowski, Walters, Wheeler, Sweet, DiMezza, Quackenbush and Stagliano.

PRIVILEGE OF THE FLOOR

Chairman Greco opened the floor.

Kimberly Denis, from the Office For Aging, took the floor and implored the Supervisors not to cut funding for the Office For Aging in the 2011 Budget. She pointed out to feed one senior is a cost of \$1,930 per year. For in home services for one senior cost \$3,427 per year. Ms. Denis distributed a quantity of material for the Supervisors to review.

Undersheriff Jeff Smith took the floor and explained the necessity for two full-time positions for a Deputy and Corrections Officer. He expressed the importance of public safety and the need for the Road Patrol. He pointed out that Road Patrol constitutes only 2% of the General Fund Balance.

Members of the public took the floor to express their support for funding the Office For Aging, Cornell Cooperative Extension and Soil and Water Conservation.

Deborah Auspelmyer, President of the Chamber of Commerce, took the floor and explained the time line for submitting an application to the State for "I Love New York" grant funds.

SUSPEND RULES

SUSPEND THE RULES by Supervisor Greco, seconded by Supervisor Barone, Sr., to add Resolution 232 to the Agenda passed with Aye(1868).

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION TO ADOPT MINUTES OF PREVIOUS SESSION by Supervisor Barone, Sr., seconded by Supervisor DiMezza, passed with Aye(1868).

APPROVAL OF BUDGETARY TRANSFER

MOTION TO ACCEPT BUDGETARY TRANSFERS by Supervisor DiMezza, seconded by Supervisor Baia, passed with Aye(1765). Supervisor Strevy voted Nay.

UNFINISHED BUSINESS

There was no unfinished business

NEW BUSINESS

A. Resolutions

B. Other

Resolution 208 Discussion:

Treasurer Bowerman noted that the Bed Tax that is collected is for the support of Tourism. He pointed out that there is no guarantee as to the amount of revenue that will be collected for

this purpose.

The grant application for applying for the "I Love New York" grant is Friday, October 29, 2010.

A motion to amend is reflected in the following Resolution.

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**RESOLUTION NO. 208 of 2010**

**DATED:** October 26, 2010

**RESOLUTION SUPPORTING TOURISM FUNDING APPLICATION-MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Johnson

WHEREAS, the Montgomery County Chamber of Commerce is applying for New York State - "I Love New York" funds for the 2011 tourism year, and

WHEREAS, said Chamber of Commerce has been designated the County's Tourism Promotion Agency, and

WHEREAS, said request for matching funds has been reviewed and approved by the Montgomery County Economic Development/Planning Committee,

RESOLVED, that the Montgomery County Board of Supervisors hereby endorses the Montgomery County Chamber of Commerce's application for "I Love New York" Tourism Matching Funds, and

FURTHER RESOLVED, that Montgomery County hereby agrees to commit as matching, an amount which shall be set forth at a later date, upon determination of amount of grant award from New York State.

MOTION TO AMEND by Supervisor Walters, seconded by Supervisor Barone, Sr., to insert "not to exceed \$50,000" in the Further Resolved clause passed with Aye(1412). Supervisors Wheeler, Quackenbush, Thayer and Stagliano voted Nay. (10/26/2010)

RESOLUTION DEFEATED with Aye(718). Supervisors Greco, Johnson, Barone, Sr., DiMezza and Coddington voted Aye. (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 209 of 2010**

**DATED:** October 26, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - TOURISM PROMOTION AGENCY - MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Johnson

Seconded by Supervisor: Coddington

WHEREAS, the Montgomery County Board of Supervisors encourages and supports tourism promotion within Montgomery County, and

WHEREAS, the Montgomery County Chamber of Commerce has requested to renew their designation as the County's Official Tourism Promotion Agency for an administration cost of \$50,000.00, and

WHEREAS, said designation is for a one-year period commencing on January 1, 2011 and ending on December 31, 2011,

RESOLVED, that the Montgomery County Chamber of Commerce is hereby designated the County's Official Tourism Promotion Agency for a one-year period commencing on January 1, 2011 and ending on December 31, 2011, and

FURTHER RESOLVED, that the Chairman of the Board, upon review and approval of the County Attorney, is hereby authorized and directed to sign an agreement with the Montgomery County Chamber of Commerce to provide for payment of said TPA Administrative Services at a cost not to exceed \$50,000.00.

RESOLUTION DEFEATED with Aye(718). Supervisors Greco, Johnson, Barone, Sr., DiMezza and Coddington voted Aye. (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors



**RESOLUTION NO. 210 of 2010****DATED:** October 26, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT CLOSING OUT FULTON COUNTY ELECTRICAL CONTRACTORS CONTRACT WITH FULTON AND MONTGOMERY COUNTIES FOR THE 2009 FMCC CRITICAL MAINTENANCE PROJECT 2009 CAPITAL PLAN (BOARD OF SUPERVISORS)

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Johnson

WHEREAS, the 2009 Capital Plan identified a FMCC Critical Maintenance Project, and

WHEREAS, by Resolution No. 85 of 2009, various contracts were authorized for the Critical Maintenance Project, and

WHEREAS, an Electrical Contract in the amount of \$136,400.00 was awarded to Fulton County Electrical Contractors as one component of said project, and

WHEREAS, by Resolution No. 128 of 2009 Change Order #1 was approved for necessary items that were not in the original scope of work which included a change for Fulton County Electrical Contractors in the amount of \$28,000, and

WHEREAS, the Project Engineer, Gene Phillips, has inspected said contract work and deems it substantially complete,

RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized and directed to close out said contract with Fulton County Electrical Contractors as follows:

CONTRACT AMOUNT	\$136,000.00
CHANGE ORDER NO. 1	\$ 28,000.00

FINAL CONTRACT AMOUNT	\$164,000.00
TOTAL PAID TO DATE	\$161,507.45

BALANCE DUE:	\$ 2,892.55
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, and

FURTHER RESOLVED, that \$723.14 represents Montgomery county's share of the balance due, 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(1868). (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Resolution No. 211 Discussion:

Treasurer Bowerman pointed out the transfer of funds is for the Sewer District and not for the County. At this time the County has sufficient funds to cover their half of the legal expenses.

**RESOLUTION NO. 211 of 2010****DATED:** October 26, 2010

RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT)

Resolution by Supervisor: Strevy

Seconded by Supervisor: Allen

WHEREAS, the Montgomery County Sanitary District and Montgomery County have received a Notice of Claim regarding property located at 20 River Street in the Village of Nelliston, SBL# 46.10-3-1.2, and

WHEREAS, Resolution #105 of 2010 authorizes the agreement for the attorney to represent the County and the Sanitary District for pending litigation, and

WHEREAS, Resolution #155 of 2010 extended the agreement for the pending litigation and provided additional funding, and

WHEREAS, the Montgomery County Sanitary District and Montgomery County wishes to continue such

agreement and funding for said contractor in the litigation defense,

RESOLVED, the Montgomery County Board of Supervisors hereby approves the Chairman of the Board of Directors of Montgomery County Sanitary District #1 and the Chairman of the Board of Supervisors to extend said agreement with Attorney to represent the County and Districts' interest in said property,

FURTHER RESOLVED, that the Treasurer is hereby authorized to amend the 2010 Operating Budget as follows:

TRANSFER FROM:

G-26-4-1990-00-4400 Contingency Account \$10,000

TRANSFER TO:

G-26-4-8120-00-4431 Professional Services \$10,000

RESOLUTION DEFEATED with Aye(730). Supervisors Allen, Walters, Strevy, Quackenbush, Sweet, Thayer and Stagliano voted Aye. (10/26/2010)

MOTION TO RECONSIDER by Supervisor Wheeler, seconded by Supervisor Barone, Sr., passed with Aye(1291). Supervisors Johnson and Coddington voted Nay. Supervisors Baia and DiMezza were absent. (10/26/2010)

RESOLUTION ADOPTED with Aye(1152). Supervisors Greco, Johnson and Coddington voted Nay. Supervisors Baia and DiMezza were absent. (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 212 of 2010**

**DATED:** October 26, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- RICHARDSON BRANDS (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Walters

WHEREAS, Montgomery County administers an Economic Development Program for the purpose of creating and retaining jobs, and

WHEREAS, the Montgomery Industrial Development Agency (MIDA) has reviewed and recommended approval of a business loan application from Richardson Brands, Inc., and

WHEREAS, said applicant has requested a loan from the Economic Development Program for the purpose of working capital to assist with the acquisition and relocation of two separate companies, and

WHEREAS, said applicant has agreed to retain 128 full-time employees and create an additional eighty-five (85) jobs over the next three years in conjunction with receiving said 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 an agreement, and any other legal documents necessary to process an economic development loan, in a principal amount not to exceed \$100,000 to Richardson Brands, and

FURTHER RESOLVED, that the proceeds shall come from Montgomery County's Program Income Account, and

FURTHER RESOLVED, that said loan shall be payable in not more than 60 equal monthly installments, with an interest rate of prime plus 1% (percent) at the time of closing, and

FURTHER RESOLVED, that at the time of closing, a sum of \$1,500 shall be deducted, to allow for closing fees.

RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 213 of 2010****DATED:** October 26, 2010**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- VIDA FORM (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Bai a

Seconded by Supervisor: Wheel er

WHEREAS, Montgomery County administers an Economic Development Program for the purpose of creating and retaining jobs, and

WHEREAS, the Montgomery Industrial Development Agency (MCIDA) has reviewed and recommended approval of a business loan application from Vidaform, and

WHEREAS, said applicant has requested a loan from the Economic Development Program for the purpose of purchasing machinery and equipment, and

WHEREAS, said applicant has agreed to create twenty-six (26) jobs over the next three years in conjunction with receiving said 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 an agreement, and any other legal documents necessary to process an economic development loan, in a principal amount not to exceed \$75,000 to VidaForm, and

FURTHER RESOLVED, that the proceeds shall come from Montgomery County's Program Income Account, and

FURTHER RESOLVED, that said loan shall be payable in not more than 60 equal monthly installments, with an interest rate of 3.25% (percent), and

FURTHER RESOLVED, that at the time of closing, a sum of \$1,500 shall be deducted, to allow for closing fees.

RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 214 of 2010****DATED:** October 26, 2010**RESOLUTION AMENDING RESOLUTION 176 OF 2010 - MOHAWK VALLEY SNOWMOBILE CLUBS, INC. - SNOWMOBILE TRAIL MAINTENANCE (ECONOMIC DEVELOPMENT/PLANNING)**

Resolution by Supervisor: Johnson

Seconded by Supervisor: Wheel er

WHEREAS, Resolution Number 176 of 2010 authorized the Mohawk Valley Snowmobile Clubs, Inc. to continue to provide maintenance services on a portion of the New York State Canal Way Trail within Montgomery County for the 2010-2011 snowmobile season, and

WHEREAS, the Mohawk Valley Snowmobile Clubs, Inc. has agreed to provide a connecting snowmobile trail from the Sheriff's Office to the bike path, which will allow for the Sheriff's Office parking lots to be designated as a safe drop for snowmobiles, and

WHEREAS, this trail will also provide a way for snowmobile riders to report emergencies by driving to the office and assist the Sheriff's Office with responding to emergencies as well as conducting safety checkpoints,

RESOLVED, that the current Agreement with the Mohawk Valley Snowmobile Clubs, Inc. for the use and maintenance of the New York State Canal Way trail within Montgomery County is hereby amended to provide for the connecting snowmobile trail from the Sheriff's Office to the bike path.

RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 215 of 2010****DATED:** October 26, 2010

**RESOLUTION TO ESTABLISH THE MONTGOMERY COUNTY BOARD OF SUPERVISORS AS LEAD AGENCY IN A SEQR DETERMINATION FOR SNOWMOBILE TRAIL (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Johnson

Seconded by Supervisor: Bai a

WHEREAS, Montgomery County is the Local Sponsor and Administrator for the NYS OPRHP Snowmobile Trails Grant-In-Aid Program, and

WHEREAS, the Frontier Sno Riders Club is re-routing approximately 4.01 miles of trail C7F, which is subject to review under State Environmental Quality Review Act (SEQR) and is classified as an Unlisted Action pursuant to the regulations found in §6 NYCRR, Part 617, and

WHEREAS, there are no other involved agencies,

RESOLVED, the Montgomery County Board of Supervisors hereby declares themselves lead agency in carrying out the environmental review under SEQR, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval by the County Attorney, is hereby authorized to sign any and all documents related to this process.

RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 216 of 2010**

**DATED:** October 26, 2010

**RESOLUTION ESTABLISHING NEGATIVE DECLARATION IN A SEQR DETERMINATION FOR SNOWMOBILE TRAIL (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Di Mezza

WHEREAS, Montgomery County is the Local Sponsor and Administrator for the NYS OPRHP Snowmobile Trails Grant-In-Aid Program, and

WHEREAS, the Frontier Sno Riders Club is re-routing approximately 4.01 miles of trail C7F, which is subject to review under State Environmental Quality Review Act (SEQR) and is classified as an Unlisted Action pursuant to the regulations found in §6 NYCRR, Part 617, and

WHEREAS, the Board of Supervisors has designated itself as lead agency, and

WHEREAS, the Board of Supervisors has reviewed all the pertinent information with regard to SEQR, including the Part I of the Short EAF, and

WHEREAS, the Board of Supervisors in completing Part 2 of the Short EAF, as lead agency for the project pursuant to regulations found in 6 NYCRR Part 617, determined that the project will not have a significant effect on the environment,

RESOLVED, that the Montgomery County Board of Supervisors will issue a negative declaration, authorizing the Chairman of the Board of Supervisors, upon review and approval by the County Attorney, to sign the Short EAF indicating this project will not have a significant effect on the environment.

RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 217 of 2010**

**DATED:** October 26, 2010

**RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FROM THE PRESERVATION LEAGUE OF NEW YORK STATE (HISTORY AND ARCHIVES)**

Resolution by Supervisor: Bai a

Seconded by Supervisor: Raj kowski

WHEREAS, the Department of History & Archives has applied for outside funding to hire a consultant to conduct a survey of sites relating to the Underground Railroad, abolitionism and

African American life in Montgomery County, and

WHEREAS, Montgomery County has been notified of a \$10,000 grant award to be applied toward the cost of said project,

RESOLVED, that the Board of Supervisors hereby accepts a \$10,000 grant award from the Preservation League of New York State for the period ending October 31, 2011, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized and directed to sign all documents, related to said grant award.

RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 218 of 2010**

**DATED:** October 26, 2010

**RESOLUTION AUTHORIZING AGREEMENT WITH HISTORICAL RESEARCH CONSULTANT (HISTORY AND ARCHIVES)**

Resolution by Supervisor: Bai a

Seconded by Supervisor: Wheeler

WHEREAS, the Department of History & Archives has received a \$10,000 grant award from the Preservation League of New York State, and

WHEREAS, said funds will be used to hire a consultant to conduct a survey of sites relating to the Underground Railroad, abolitionism and African American life 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 with Judith Wellman, a Historical Research Consultant, to complete said survey,

FURTHER RESOLVED, that said agreement, which shall commence on October 27, 2010 and end on October 31, 2011, shall provide for compensation in an amount not to exceed \$13,000.

RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 219 of 2010**

**DATED:** October 26, 2010

**RESOLUTION ADOPTING 2011 STOP-DWI PLAN (STOP DWI)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Johnson

WHEREAS, the Stop DWI Coordinator has submitted the 2011 Stop DWI Plan,

RESOLVED, that the Board of Supervisors hereby adopts said Plan, and

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

RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 220 of 2010**

**DATED:** October 26, 2010

**RESOLUTION AWARDDING BID 06-10 - SALE OF SURPLUS VEHICLES AND EQUIPMENT (PURCHASING)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Johnson

WHEREAS, the Purchasing Agent is responsible for the disposal of surplus vehicles and equipment no longer needed for County use, and

WHEREAS, the Purchasing Agent is authorized to solicit bids for the sale of surplus vehicles and equipment, and

WHEREAS, multiple bids were received and opened on September 27, 2010, and

WHEREAS, the Purchasing Agent, Commissioner of Department of Public Works, Sheriff and Commissioner of Social Services have reviewed the bids and have recommended that awards be made to the highest responsible bidder for each vehicle or piece of equipment,

RESOLVED, that the Board of Supervisors hereby awards Bid 06-10 as follows:

Awarded to Joseph Kilmartin of Fort Plain:

Item #1 - 2003 Chevrolet Venture Van	\$900.00
Vin #1GDU23E73D304262	

Awarded to David Soulia of Amsterdam:

Item #24 - Fuel Storage Tank for Pickup	\$ 25.00
Item #33 - Band Saw	\$ 30.00

Awarded to James Vitus of Amsterdam:

Item #8 - Junior Evinrude Outboard Motor	\$ 45.00
Item #23 - 1996 Ford F-150 Pickup	\$221.00
Vin #1FTEF15Y6TLC15006	
Item #27 (A thru P) - Chains	\$ 4.00 each lot
Item #43 - Scotchlite Heat Lamp used for sign making	\$ 30.00
Item #44 - Heat Lamp used for sign making	\$ 10.00

Awarded to Mike Bauer of St. Johnsville:

Item #22 - 1996 Olds Cutlass Ciera	\$400.00
Vin #1G3AJ55M5T6396535	

Awarded to Mike Taberski:

Item #30 - Handcrank Fuel Pump	\$ 10.00
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Awarded to Tony Banewicz of Amsterdam:

Item #32 (A thru H) Truck Tire Chains	\$ 1.25 each lot
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Awarded to Corey Nellis of Fonda:

Item #26 - Pick Up Truck Crane	\$ 35.00
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Awarded to Charles Krajewski of Amsterdam:

Item #25 - 2 Wood Step Ladders	\$ 21.85
Item #34 - Portable Water Pump	\$ 10.75

Awarded to Gary Oeser of Palatine Bridge:

Item #45 - Air Staplers	\$ 6.17
Item #52 - Bicycle	\$ 2.53

Awarded to Burton Wilson of Caroga Lake:

Item #29 - Handcrank Fuel Pump	\$ 5.00
Item #35 - 2 Vises	\$ 1.00
Item #46 - Metal Tool Storage Box	\$ 4.00
Item #49 - Bicycle	\$ 16.50
Item #51 - Bicycle	\$ 16.50

FURTHER RESOLVED, that New York State sales tax of 8% will be collected on all taxable items sold.

RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 221 of 2010****DATED:** October 26, 2010**RESOLUTION AUTHORIZING AGREEMENT WITH FRONTIER FOR METRO E INTERNET ACCESS LINE (SHERIFF)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Sweet

WHEREAS, the Sheriff's Office has three (3) DSL lines, and

WHEREAS, the Department of Data Processing has recommended that two DSL lines be discontinued and one METRO E Internet Access line be installed, and

WHEREAS, the new connection will provide the needed stable service for the new dispatch system (Impact) &amp; the state required booking system (Livescan) that the Sheriff's Office is using along with the ability to expand in the future, reduce the load on the current line used to connect the Annex Building with the Sheriff's Office and serve as a enhanced back-up for the counties Data Processing Department in case of an incident at the Annex, and

WHEREAS, the cost will be \$535.00 a month for 4 megs of speed, of which \$85.00 of the cost per month will be paid by inmate commissary account for an inmate kiosk system for depositing money received by the inmates from outside sources visiting the jail,

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed, upon review and approval of the County Attorney, to sign an Agreement with Frontier, for the provision the METRO E Internet Access line, and

FURTHER RESOLVED, that said contract shall be for four and half years not to exceed \$535.00 per month.

RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 222 of 2010****DATED:** October 26, 2010**RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - SHERIFF AND JAIL (SHERIFF)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Barone, Sr.

WHEREAS, Montgomery County's insurance company, Travelers, has authorized repairs for certain equipment damage at the Sheriff and Jail Department, and

WHEREAS, the cost is in excess of the amount budgeted and requires a budget amendment in order to cover the costs for equipment repairs,

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

**INCREASE REVENUES:**

A-31-3-2680	Insurance Recoveries	\$2,500.00
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**INCREASE APPROPRIATIONS:**

A-31-4-1345-00.4422	Equipment Repairs	\$2,500.00
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RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 223 of 2010****DATED:** October 26, 2010**RESOLUTION AMENDING 2010 OPERATING BUDGET - COMPUTER SOFTWARE (SHERIFF)**

Resolution by Supervisor: Thayer  
 Seconded by Supervisor: Johnson

WHEREAS, the Sheriff's Office needs to purchase software licenses for a Records System to make the system compatible with the current County system,

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

TRANSFER FROM:

A-15-4-3020-14. 1110(110)	Dispatcher	\$5,000
A-15-4-3020-14. 1120(932)	Dispatcher P/T	\$2,776

TRANSFER TO:

A-15-4-3020-14. 4459	Computer Software	\$7,776
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RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
 County Attorney

Robin Loske  
 Clerk, Board of Supervisors

**RESOLUTION NO. 224 of 2010**

**DATED:** October 26, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET - OVERTIME PAY (SHERIFF)**

Resolution by Supervisor: Thayer  
 Seconded by Supervisor: Sweet

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

TRANSFER FROM:

A-15-4-3110-00. 1120(145)	Deputies PT	\$35,000
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TRANSFER TO:

A-15-4-3150-00. 1111(1214)	Overtime	\$35,000
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RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
 County Attorney

Robin Loske  
 Clerk, Board of Supervisors

Resolution No. 225 Discussion:

Supervisor Barone suggested the County consider challenging jail staffing levels mandated by the State Commission on Corrections. Supervisor Barone stated there has been an on-going battle over staffing levels that date back to the jail's opening in 1997.

Sheriff Amato responded that the State's response would likely be to either take the County to Court to force them to meet the staffing level or order the jail closed and all the prisoners would be farmed out elsewhere, with the County paying for it.

Sheriff Amato suggested that the Board look at other state-mandated services such as social services before taking a stand on public safety issues.

A motion to Table the Resolution failed.

**RESOLUTION NO. 225 of 2010**

**DATED:** October 26, 2010

**RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME DEPUTY SHERIFF (SHERIFF)**

Resolution by Supervisor: Thayer  
 Seconded by Supervisor: Rajkowski

WHEREAS, the Personnel Committee, at its meeting on October 19, 2010, approved one Request to Fill Vacancy submitted by the Sheriff's Office, which was reviewed by the Personnel Officer, and said position meets all Civil Service requirements,



RESOLVED, that the Sheriff is hereby authorized to fill one full-time Deputy Sheriff vacancy.

MOTION TO TABLE by Supervisor DiMezza, seconded by Supervisor Johnson, was defeated with Aye(598). Supervisors Greco, Johnson, DiMezza and Strevy voted Aye. (10/26/2010)

RESOLUTION DEFEATED with Aye(852). Supervisors Barone, Sr., Allen, Coddington, Quackenbush, Rajkowski, Sweet and Thayer voted Aye. (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 226 of 2010**

**DATED:** October 26, 2010

**RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS OFFICER (SHERIFF)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Sweet

WHEREAS, the Personnel Committee, at its meeting on October 19, 2010, approved one Request to Fill Vacancy submitted by the Sheriff's Office, which was reviewed by the Personnel Officer, and said position meets all Civil Service requirements,

RESOLVED, that the Sheriff is hereby authorized to fill one full-time Correction Officer vacancy.

RESOLUTION ADOPTED with Aye(1215). Supervisors Johnson, Barone, Sr. and DiMezza voted Nay. Supervisor Quackenbush abstained. (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Resolution No. 227 Discussion:

Supervisor Barone withdrew his second on the Resolution. Supervisor Wheeler motioned to second the Resolution then changed her mind and withdrew her second. Chairman Greco motioned to second the Resolution. Members agreed that the position should not be filled until after 2011 Budget process has been completed.

**RESOLUTION NO. 227 of 2010**

**DATED:** October 26, 2010

**RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY FULL TIME REPUBLICAN DEPUTY COMMISSIONER (BOARD OF ELECTIONS)**

Resolution by Supervisor: Johnson

Seconded by Supervisor: Greco

WHEREAS, the Personnel Committee, at its meeting on October 19, 2010, reviewed one Request to Fill Vacancy submitted by the Montgomery County Board of Elections, which was reviewed by the Personnel Officer, and said position meets all Civil Service requirements,

RESOLVED, that the Montgomery County Board of Elections is hereby authorized to fill one full-time Republican Deputy Commissioner position.

RESOLUTION DEFEATED with Aye(0). (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 228 of 2010**

**DATED:** October 26, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT TIME CLOCK MAINTENANCE M.M. HAYES (PERSONNEL)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Barone, Sr.

WHEREAS, the Personnel Officer has recommended renewal of the Time Clock Maintenance 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 one-year renewal of the Kronos Time System Maintenance Agreement with M.M. Hayes, at a cost not to exceed \$8,998.00 for the period commencing on February 1, 2011 and ending on January 31, 2012.

RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 229 of 2010**

**DATED:** October 26, 2010

**RESOLUTION AUTHORIZING DONATION OF TIME TO A COUNTY EMPLOYEE (PERSONNEL)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Johnson

WHEREAS, County employee No. 1156 whose son is hospitalized with a serious illness, and

WHEREAS, the employee is out of time and needs to spend time at the hospital with her son,

RESOLVED, that County employees are hereby authorized to donate vacation, personal and compensation time to employee No. 1156, with written donation requests to be submitted to the Personnel Department.

RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 230 of 2010**

**DATED:** October 26, 2010

**RESOLUTION CURTAILING DISCRETIONARY SPENDING (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Thayer

WHEREAS, the Budget Officer has a proposed a 21.67 percent tax rate increase in the Tentative 2011 Operating Budget, and

WHEREAS, in an effort to mitigate this increase, the Board of Supervisors deems it appropriate to reduce 2010 expenditures, thereby providing greater availability of funds to apply to 2011,

RESOLVED, that all discretionary spending hereby is suspended within the A, D and DM Funds, effective immediately, unless the Board of Supervisors determines that a Department Head has provided sufficient justification to support a specific spending request, and

FURTHER RESOLVED, that said suspension shall remain in effect until December 31, 2010.

RESOLUTION WITHDRAWN BY SPONSOR (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Resolution No. 231 Discussion:

MOTION TO AMEND by Supervisor DiMezza, seconded by Supervisor Barone, Sr., to increase the amount in the first "FURTHER RESOLVED" clause from \$2,000,000 to \$4,500,000.

MOTION TO AMEND by Supervisor Baia, seconded by Supervisor Wheeler, to increase the amount in the first "FURTHER RESOLVED" clause from \$2,000,000 to \$4,000,000, was defeated with Aye(768). Supervisors Johnson, Barone, Sr., Wheeler, Baia and DiMezza voted Aye.

Supervisor DiMezza withdrew his "MOTION TO AMEND".

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**RESOLUTION NO. 231 of 2010**

**DATED:** October 26, 2010

**RESOLUTION AUTHORIZING ACCEPTANCE OF THE FINANCE COMMITTEE'S 2011 TENTATIVE BUDGET REPORT (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Greco

WHEREAS, the Finance Committee met on October 16, 2010 for the purpose of issuing a report on the 2011 Tentative Budget, and

WHEREAS, the Finance Committee determined that a tax increase of 21.67% was too excessive to pass on to the taxpayers of Montgomery County, and

WHEREAS, the Finance Committee determined that the use of \$3.5 million from the Fund Balance, to balance the 2011 Tentative Budget, was excessive and would expedite depletion of County reserves, and

WHEREAS, the Finance Committee determined that the Federal and New York State Governments mandate a greater portion of the County budget,

RESOLVED, that the Finance Committee recommends that the Montgomery County Board of Supervisors implement a budget beginning with mandated services and progress by adding services as determined by the Board of Supervisors, and

FURTHER RESOLVED, the Finance Committee recommends that the Montgomery County Board of Supervisors appropriate no more than \$2,000,000.00, of the un-appropriated Fund Balance, to the 2011 Tentative Budget, and

FURTHER RESOLVED, the Finance Committee recommends that the 2011 tax levy be increased no more than 10%, and

FURTHER RESOLVED, the Finance Committee recommends that funding for all outside agencies, not mandated by law, be eliminated during the budget process pending a "needs assessment" by the Montgomery County Board of Supervisors.

MOTION TO AMEND by Supervisor Baia, seconded by Supervisor Wheeler, the first "Further Resolved" clause to the change the amount of \$2,000,000.00 to \$4,000,000.00 was defeated with Aye(768). Supervisors Johnson, Barone, Sr., Wheeler, Baia and DiMezza voted Aye. (10/26/2010)

RESOLUTION ADOPTED with Aye(1373). Supervisors Johnson, Barone, Sr. and DiMezza voted Nay. (10/26/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 232 of 2010**

**DATED:** October 26, 2010

**RESOLUTION ESTABLISHING PURCHASING FREEZE (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Thayer

RESOLVED, that the Board of Supervisors hereby imposes a freeze on the purchase of discretionary supplies and equipment by all Departments, and

FURTHER RESOLVED, that said freeze does not apply to purchasing accomplished with grant funds, and

FURTHER RESOLVED, that each request to purchase discretionary supplies and equipment shall be accompanied by a memorandum, from the Department Head to the Purchasing Agent, certifying that failure to acquire the requested items will negatively impact the Department's efficiency and effectiveness, and

FURTHER RESOLVED, that when grant funds are being utilized, a request memorandum must contain specific information regarding said grant, including dates and amounts, and

FURTHER RESOLVED, that the Purchasing Agent, after reviewing information tendered by requesting Department Heads, shall approve or disapprove requests, and

FURTHER RESOLVED, that copies of the approved request shall be submitted to the proper Committee Chair for final recommendation to the Board of Supervisors, and

FURTHER RESOLVED, that request denials may be appealed, by Department Heads, to their respective Jurisdictional Committees.

RESOLUTION ADOPTED with Aye(1868). (10/26/2010)

Douglas Landon

Robin Loske

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County AttorneyClerk, Board of Supervisors

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## EXECUTIVE SESSION

MOTION TO ENTER EXECUTIVE SESSION by Supervisor Quackenbush, seconded by Supervisor Walters, pursuant to Section 105 (d) of the NYS Open Meeting Law to discuss current litigation, passed with Aye(1512). Supervisors Baia and DiMezza voted Nay.

Executive Session commenced at 8:49 p.m.

Supervisors Baia and DiMezza exited the Chamber prior to going into Executive Session.

MOTION TO EXIT EXECUTIVE SESSION at 9:02 p.m. by Supervisor Wheeler, seconded by Supervisor Barone, Sr., passed with Aye(1868).

## OTHER

MOTION TO RECONSIDER RESOLUTION 211 OF 2010 by Supervisor Wheeler, seconded by Supervisor Barone, Sr., passed with Aye (1291). Supervisors Johnson and Coddington voted Nay. Supervisors Baia and DiMezza were absent.

The Resolution was adopted with Aye (1152). Supervisors Greco, Johnson and Coddington voted Nay. Supervisors Baia and DiMezza were absent.

## ADJOURNMENT

MOTION TO ADJOURN by Supervisor Thayer, seconded by Supervisor Wheeler, passed with Aye(1512). Supervisors Baia and DiMezza were absent.

Meeting adjourned at 9:14 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE OF THE WHOLE  
6:00 PM, November 1, 2010

COMMITTEE MEETING DISCUSSION

Chairman Greco presided over the meeting commencing at 6:00 p.m.

Roll call indicated Committee members present included Supervisors Greco, Johnson, Baia, Wheeler, Allen, Sweet, Rajkowski, Strevy, Coddington, Thayer, Walters and Stagliano.

Absent were Supervisors Barone, DiMezza and Quackenbush.

Chairman Greco has called a meeting of the Committee of the Whole for 6:00 p.m. on Monday, November 1, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. 2011 Operating Budget: Set Guidelines & Procedures for Budget Meetings
2. Other

Item 1.: (2011 Operating Budget) Set Guidelines & Procedures for Budget Meetings) After discussion, the following guidelines were set for the 2011 Budget review process:

1. The mandated budget prepared by the Treasurer would be used.
2. The individual department's budget will be reviewed line by line.
3. Department Heads will be in attendance along with the appropriate Committee Chair.
4. Department Heads will be prepared to verify what is actually mandated in their budget.
5. Departments will be scheduled in the order that they are shown in the mandated budget, if possible.

Chairman Greco informed the members that several Department Heads have met with him and asked how they should be prepared for their meeting with the Committee of the Whole regarding their budget. Chairman Greco advised them to be prepared to explain the mandates, what services are provided by the Department, what services are absolutely necessary and need to be supported and what the effect would be if services are not provided.

The Committee agreed that when the Department of Social Services meets with them Commissioner Cranker, Linda Bare and Phyllis Smith should be present.

The first meeting was scheduled for Wednesday, November 3, 2010 with the following Departments:

- A. Emergency Management/Fire Service - G. Nestle
- B. Board of Supervisor - V. Greco  
Bus Service - J. Meola
- C. Real Property - S. Frasier
- D. Veterans Agency - D. Roth
- E. Treasurer - S. Bowerman

The second meeting was scheduled for Saturday, November 6, 2010 at 12:00 p.m. with following Departments:

- A. County Clerk - H. Bartone
- B. Personnel - R. Baia
- C. Board of Elections - T. Smith/J. Duchessi

ADJOURNMENT

Motion was made and seconded by Supervisors Wheeler and Strevy, respectively, to adjourn the Committee of the Whole meeting.

Chairman Greco adjourned the Committee of the Whole meeting at 6:57 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE OF THE WHOLE  
6:00 PM, November 3, 2010

COMMITTEE MEETING DISCUSSION

Chairman Greco presided over the meeting commencing at 6:00 p.m.

Roll call indicated Committee members present included Supervisors Greco, Johnson, Barone, Wheeler, Allen, Walters, Rajkowski, Strevy, Coddington, Quackenbush, Thayer and Stagliano. Absent were Supervisors DiMezza, Sweet and Wheeler.

Chairman Greco has called a meeting of the Committee of the Whole for 6:00 p.m. on Wednesday, November 3, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. 2011 Operating Budget Review
  - A. Emergency Management/Fire Service - G. Nestle
  - B. Board of Supervisor - V. Greco  
Bus Service - J. Meola
  - C. Real Property - S. Frasier
  - D. Veterans Agency - D. Roth
  - E. Treasurer - S. Bowerman
2. Other

The Committee of the Whole reviewed the 2011 Budget, line by line, based on the Mandated Budget presented by Treasurer Bowerman. The Committee's recommendations are as follows:

		INCREASE	DECREASE
02 EMERGENCY MANAGEMENT - G. NESTLE			
REVENUES:			
4960 FED. AID-EMERGEN. DIS. AID		\$ 2,000	
APPROPRIATIONS:			
Pub Safety Com Sys			
3020.00.4412	LIGHT & POWER		(\$8,000)
3020.00.4425	MAINTENANCE AGREEMENTS	\$ 3,500	
Office Emergency Management			
3640.00.1120(672)	ACCOUNT CLERK TYPIST	\$ 13,436	
3640.00.4408	OFFICE SUPPLIES		(\$ 500)
3640.00.4411	TELEPHONE		(\$1,000)
3640.00.4422	EQUIPMENT RENTAL/LEASE	\$ 3,500	
3640.00.4441	GASOLINE AND DIESEL FUEL	\$ 2,500	
3640.00.4459	COMPUTER SOFTWARE	\$ 1,000	
3640.00.4493	EDUC. & TRAIN. PUBLICATIONS	\$ 1,000	
S.H. Program EMS Classes			
3641.00.4422	EQUIP RENTAL/LEASE/REPAIR	\$ 1,700	
3641.00.4493	EDUC. & TRAIN. PUBLICATIONS	\$ 1,000	
03 FIRE SERVICE			
3410.00.4422	EQUIP RENTAL/LEASE/REPAIR	\$ 3,000	
3410.00.4441	GASOLINE AND DIESEL FUEL	\$ 1,000	
3410.00.4447	CLOTHING	\$ 1,250	

3410.00.4455	TRAINING	\$	500	
3410.00.4473	REGISTRATION FEES ETC	\$	250	
3410.00.4526	EDUCATION PROGRAMS	\$	1,000	

## 01 BOARD OF SUPERVISORS - V. Greco

## APPROPRIATIONS

1010.00.1110(748)	SR. ACCOUNT CLERK TYPIST	\$	38,544	
1010.00.1110(1090)	MOBILITY COORDINATOR	\$	58,836	
1010.00.4476	ASSOCIATION DUES			(\$6,085)
1340.00.1120(676)	BUDGET OFFICER PT	\$	10,000	
1340.00.1120(455)	DEPUTY BUDGET OFFICER PT	\$	2,000	
1930.00.4431	PROFESSIONAL SERVICES	\$	20,000	
1930.00.4433	COURT RELATED EXPENSES	\$	20,000	
1990.00.4400	CONTRACTUAL EXPENSES	\$	200,000	

## Bus Operations - J. Meola

5630.00.4404	COUNTY TRANSPORTATION SYSTEM	\$250,000	
5630.00.4408	OFFICE SUPPLIES	\$	250
5630.00.4491	LEGAL NOTICE & ADVERTISING	\$	3,000

## Refuse &amp; Garbage

8160.00.4431	ATTORNEYS, ACCOUNT., AUDIT	\$	5,000
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## Conservation Programs

8710.00.4571	FARMLAND PROTECTION PROGRAM	\$	50,000
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## 07 REAL PROPERTY TAX SERVICE AGENCY - S. FRASIER

## REVENUES

3040 REAL PROP. TAX ADMIN.	\$	2,500
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## APPROPRIATIONS

1355.00.1110(1029)	REAL PROP. INFO. SPEC.	\$	35,187	
1355.00.4425	MAINTENANCE AGREEMENTS	\$	1,200	
1355.00.4438	MISCELLANEOUS SERVICE FEE			(\$2,000)
1355.00.4449	SPECIAL SUPPLIES & MATER.	\$	4,000	
1355.00.4455	TRAINING	\$	1,000	
1355.00.4470	TRAVEL: RELATED COSTS	\$	1,120	
1355.00.4471	MILEAGE ALLOCATIONS	\$	400	

## 19 VETERANS SERVICE - D. ROTH

## APPROPRIATIONS

6510.00.1110(203)	CLERK TYPIST	\$	28,465
6510.00.1120(57)	MOTOR VEHICLE OPER. -PT	\$	26,500
6510.00.4422	EQUIPMENT RENTAL/LEASE	\$	2,800
6510.00.4441	GASOLINE AND DIESEL FUEL	\$	8,000
6510.00.4449	SPECIAL SUPPLIES & MATER.	\$	3,000
6510.00.4470	TRAVEL: RELATED COSTS	\$	1,000
6510.00.4471	MILEAGE ALLOCATIONS	\$	250

## 06 COUNTY TREASURER - S. BOWERMAN

## APPROPRIATIONS

1325.00.1110(113)	ACCOUNTANT	\$	39,348	
1325.00.1110(545)	ACCOUNTANT	\$	38,684	
1325.00.1110(1406)	PRINCIPAL ACCOUNT CLERK	\$	36,568	
1325.00.2259	COMPUTER EQUIPMENT			(\$ 800)
1325.00.4425	MAINTENANCE AGREEMENTS	\$	360	
1325.00.4459	COMPUTER SOFTWARE			(\$ 600)
1325.00.4470	TRAVEL: RELATED COSTS			(\$ 250)
1325.00.4471	MILEAGE ALLOCATIONS	\$	900	
1325.00.4499	LEGAL REFERENCE	\$	200	

## Tax Advertise &amp; Expense

1362.00.4491	LEGAL NOTICE & ADVERTISING			(\$2,000)
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Comments: Supervisor Thayer suggested reducing the Supervisor's salaries by \$1,000 and the Chairman of the Board by \$1,500. This recommendation did not move forward.

Supervisor Stagliano pointed out that the Mobility Coordinator was not being allowed to organize transportation for the Department of Social Services or Veterans Agency. By not allowing her to do so is not utilizing her position to its fullest. The Mobility Coordinator position is currently 80% funded. If she is allowed to work with Social Services she would gain another 20% funding, which would make the position 100% funded.

Supervisor Barone pointed out that State is looking to take over the transportation services for Social Services, which would be more economical than retaining the Mobility Coordinator.

County Attorney, Doug Landon, was asked to get the definition for part-time hourly and part-time salary for future reference while going through the Budget process.

Notes: Supervisor Johnson entered the Chamber at 7:04 p.m.  
 Supervisor Baia exited the Chamber at 8:02 p.m.  
 Supervisor Barone exited the Chamber at 9:24 p.m.  
 Supervisor Johnson exited the Chamber at 10:04 p.m.

## ADJOURNMENT

Motion was made and seconded by Supervisors Thayer and Walters, respectively, to adjourn the Committee of the Whole meeting.

Chairman Greco adjourned the Committee of the Whole meeting at 10:53 p.m.

Respectfully submitted,

Robin Loske  
 Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
 SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
 COMMITTEE OF THE WHOLE  
 12:00 PM, November 6, 2010

COMMITTEE MEETING DISCUSSION

Chairman Greco presided over the meeting commencing at 12:00 p.m.

Roll call indicated Committee members present included Supervisors Baia, Wheeler, Allen, Sweet, Strevey, Coddington, Quackenbush, Thayer and Stagliano. Absent were Supervisors Johnson, Barone, DiMezza, Rajkowski and Walters.

Chairman Greco has called a meeting of the Committee of the Whole for 12:00 p.m. on Saturday, November 6, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. 2011 Operating Budget Review
  - A. Economic Development - K. Rose
  - B. Weights & Measures - N. Bartosik
  - C. Board of Elections - J. Duchessi; T. Smith
  - D. County Clerk - H. Bartone
  - E. Historian - K. Farquhar
2. Other

The Committee of the Whole reviewed the 2011 Budget, line by line, based on the Mandated Budget presented by Treasurer Bowerman. The Committee's recommendations are as follows:

		INCREASE	DECREASE
24 ECONOMIC OPPORTUNITY/DEVELOPMENT - K. ROSE			
REVENUES:			
2189	HOME & COMM SERV. DEPT INC	\$ 44,500	
APPROPRIATIONS:			
6430.00.1110(472)	ECONOMIC OPP. & DEV. DIR.	\$ 70,096	
6430.00.1110(473)	ECONOMIC OPP. & DEV. SPEC.	\$ 47,717	
6430.00.1110(689)	SR PLANNER	\$ 60,003	
6430.00.1110(1203)	ECONOMIC OPP. & DEV. SPEC.	\$ 47,717	
6430.00.1111(489)	OVERTIME	\$ 2,000	
6430.00.4408	OFFICE SUPPLIES	\$ 100	
6430.00.4425	MAINTENANCE AGREEMENTS	\$ 1,700	
6430.00.4438	MISCELLANEOUS SERVICE FEE	\$ 500	
6430.00.4459	COMPUTER SOFTWARE	\$ 700	
6430.00.4470	TRAVEL: RELATED COSTS	\$ 1,500	
6430.00.4471	MILEAGE ALLOCATIONS	\$ 3,500	
6430.00.4476	ASSOCIATION DUES	\$ 750	
		INCREASE	DECREASE
6430.00.4570	GRANTS, OTHER GOVTS/AGNC	\$ 10,000	
11 BOARD OF ELECTIONS			
REVENUES:			
2215	ELECTION SERVICE CHARGES	\$ 27,600	
APPROPRIATIONS:			
1450.00.1120(1133)	DEPUTY COMMISSIONER - PT	\$ 16,500	

1450.00.1120(566)	DEPUTY COMMISSIONER - PT	\$ 16,500
1450.00.1120	NEW CLERK/ELECTION DATA - PT	\$ 15,000
1450.00.1120	NEW CLERK/ELECTION DATA - PT	\$ 15,000
1450.00.4408	OFFICE SUPPLIES	\$ 3,000
1450.00.4421	PROPERTY RNT/LEASE/REPAIR	\$ 1,500
1450.00.4453	POSTAGE EXPENSES	\$ 6,500
1450.00.4470	TRAVEL: RELATED COSTS	\$ 1,500
1450.00.4471	MILEAGE ALLOCATIONS	\$ 200
1450.00.4491	LEGAL NOTICE&ADVERTISING	\$ 2,000

08 COUNTY CLERK

APPROPRIATIONS:

1410.00.1110(62)	INDEX/RECORDING CLERK	\$ 30,148
1410.00.1110(199)	MOTOR VEHICLE CLERK	\$ 30,270
1410.00.1110(200)	MOTOR VEHICLE CLERK	\$ 30,270
1410.00.1110(254)	MOTOR VEHICLE CLERK	\$ 29,339
1410.00.1110(258)	MOTOR VEHICLE CLERK	\$ 28,667
1410.00.1110(287)	MOTOR VEH SUPERVISOR	\$ 36,994
1410.00.1110(381)	INDEX CLERK/RECRDNG CLERK	\$ 31,780
1410.00.1110(417)	SR. MOTOR VEHICLE CLERK	\$ 34,996
1410.00.1110(420)	INDEX RECORDING CLERK	\$ 32,182
1410.00.1110(721)	SR ACCOUNT CLERK TYPIST	\$ 31,780
1410.00.4411	TELEPHONE	\$ 750
1410.00.4425	MAINTENANCE AGREEMENTS	\$ 2,347
1410.00.4470	TRAVEL: RELATED COSTS	\$ 200
1410.00.4471	MILEAGE ALLOCATIONS	\$ 300
1410.00.4491	LEGAL NOTICE&ADVERTISING	\$ 50
1410.00.4499	LEGAL REFERENCE	\$ 100

22 HISTORIAN

APPROPRIATIONS:

7510.00.1110(new)	HISTORICAL ARCHIVES ASST (PT)	\$ 17,500
7510.00.1110(1177)	CO. HISTORIAN(RECRDS MGR)	\$ 46,473
7510.00.1120(859)	SENIOR CLERK TYPIST (PT)	\$ 13,697
7510.00.4408	OFFICE SUPPLIES	\$ 400

ADJOURNMENT

Motion was made and seconded by Supervisors Strevy and Quackenbush, respectively, to adjourn the Committee of the Whole meeting.

Chairman Greco adjourned the Committee of the Whole meeting at 3:01 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE OF THE WHOLE  
6:00 PM, November 8, 2010

COMMITTEE MEETING DISCUSSION

Chairman Greco presided over the meeting commencing at 6:00 p.m.

Roll call indicated Committee members present included Supervisors Quackenbush, Walters, Johnson, Baia, Wheeler, Di Mezza, McMahon, Sweet, Rajkowski, Strevy, Coddington, Thayer and Stagliano. Supervisor Barone was absent.

Chairman Greco has called a Committee Meeting of the Whole at the above named time and place.

Items on the agenda, at this time, are as follows:

1. 2011 Operating Budget Review
  - A. Public Health - K. Conboy
  - B. Department of Social Services - W. Cranker; L. Bare; P. Smith
2. Other

The Committee of the Whole reviewed the 2011 Budget, line by line, based on the Mandated Budget presented by Treasurer Bowerman. The Committee's recommendations are as follows:

	INCREASE	DECREASE
16 PUBLIC HEALTH - K. CONBOY		
REVENUES:		
Public Health		
3277 Educ Handicaped Children		(\$ 59,500)

APPROPRIATIONS:

Public Health		
4010.00.1110(183) Account Clerk Typist	\$ 22,554	
4010.00.1110(270) Business Manager	\$ 48,854	
4010.00.1110(275) Community Health Nurse		(\$ 29,752)
4010.00.1110(435) Sr. Account Clerk Typist	\$ 25,169	
4010.00.1110(1081) Principal Acct Clerk Typ	\$ 35,186	
4010.00.1110(1082) Sr. Acct Clerk Typist	\$ 15,365	
4010.00.1111(320) Overtime Pay	\$ 4,080	
4010.00.1120(315) Physician-PT	\$ 4,567	
4010.00.1125(1068) Other Compensation	\$ 10,820	
4010.00.4411 Telephone		(\$ 3,816)
4010.00.4446 Food Supplies	\$ 155	
4010.00.4453 Postage Expenses	\$ 150	
4010.00.4470 Travel: Related Costs	\$ 610	
4010.00.4471 Mileage Allocations	\$ 5,435	
4010.00.4476 Association Dues	\$ 948	
4010.00.4491 Legal Notice & Adver	\$ 500	
4010.00.4526 Education Programs	\$ 2,965	
4010.00.4476 Association Dues	\$ 948	
4010.00.4589 MC Printing: Intrafund	\$ 1,115	
4010.00.4597 MC Purchasing: Intrafund	\$ 1,400	

El-Chap Child Health Grant

4010.01.1110(437) Sr. Account Clerk Typist	\$ 16,416
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INCREASE                      DECREASE

Immunization Action Grant

4010.03.1110(733) Account Clerk Typist	\$ 5,393
4010.03.1110(1010)Sr. Account Clerk Typist	\$ 6,622

Co. Co-Ord Childrens Serv

4046.00.4432	Tui ti on	(\$ 100,000)
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18 SOCIAL SERVICES - M. AMATO

I NCREASE

D ECREASE

## APPROPRIATIONS:

## Soci al Servi ces Admi ni strati on

6010.00.1110(111) Resource/Recovery Coord.	(\$ 32,612)
6010.00.1110(346) Social Welfare Examiner	(\$ 29,701)
6010.00.1110(402) Clerk Typist	(\$ 26,027)
6010.00.1110(529) Motor Vehicle Operator	(\$ 28,754)
6010.00.1110(543) Sr. Social Welfare Examiner	(\$ 34,301)
6010.00.2259 Computer Equipment	(\$ 1,550)
6010.00.4407 Office Equipment	(\$ 500)
6010.00.4408 Office Supplies	(\$ 4,800)
6010.00.2259 Computer Equipment	(\$ 1,550)

## Soci al Servi ces Program

6010.00.6109 Family Assistance	(\$ 400,000)
6010.00.6120 Child Care (PHC Main)	(\$ 150,000)

Comments: Public Health Director, Kim Conboy disseminated documents supporting the need for all the positions in the department. She stated that the Public Health Department has maintained the same level of staffing since 1995 even tho the state has put more mandates on Public Health. Business Manager, Debra Auriemma explained the offset of revenues to the poistions in the department. Supervisor DiMezza exited the chambers @ 7:55 pm. Supervisor Coddington entered the chambers @ 8:00 pm. Supervisor Johnson exited the chambers @ 8:30 pm. Commissioner Cranker offered three positions that can be removed due to current vacancies of those position. All together there are 26 positions open, 14 can be removed. The committee suggested to Commissioner Cranker to give Treasurer Bowerman the proposed changes. Supervisor Wheeler exited the chambers @ 10:32 pm. Supervisor Baia exited the chambers at 10:55 pm.

## ADJOURNMENT

Motion was made and seconded by Supervisors Strevy and Thayer, respectively, to adjourn the Committee of the Whole meeting.

Chairman Greco adjourned the Committee of the Whole meeting at 11:02 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
 SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
 COMMITTEE MEETING - ECONOMIC DEVELOPMENT/PLANNING  
 6:00 PM, November 9, 2010

COMMITTEE MEETING DISCUSSION

Chairman Baia presided over the meeting commencing at 6:00 p.m.

Roll call indicated Committee members present included Supervisors Wheeler, Coddington, Strevy, and Rajkowski. Supervisors DiMezza and Johnson were absent.

Additional Supervisors present were Supervisors Sweet, Walters, Greco, Quackenbush, Allen, Stagliano and Thayer. Supervisor Barone was absent.

Chairman Baia has called a meeting of the Economic Development/Planning Committee for 6:00 p.m. on Tuesday, November 9, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION SUPPORTING TOURISM FUNDING APPLICATION AND AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - TOURISM PROMOTION AGENCY - MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS)
3. RESOLUTION SCHEDULING 30 DAY PUBLIC REVIEW PERIOD MONTGOMERY COUNTY AGRICULTURAL DISTRICT NO. 3 (ECONOMIC DEVELOPMENT AND PLANNING)
4. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR MONTGOMERY COUNTY SOLID WASTE MANAGEMENT PLAN STUDY (ECONOMIC DEVELOPMENT AND PLANNING)
5. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR A SHARED SERVICES PLAN FOR COUNTY AND LOCAL ROADS (ECONOMIC DEVELOPMENT AND PLANNING)
6. RESOLUTION APPROVING THE TERMS & CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND THE TARGET CORPORATION IN CONNECTION WITH THE TARGET CORPORATION PROJECT (EOD)
7. OTHER

Item #1: (DISCUSSION A.) There was no discussion.

Item #2: (RESOLUTION SUPPORTING TOURISM FUNDING APPLICATION AND AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - TOURISM PROMOTION AGENCY - MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS) Supervisors Johnson and Wheeler made a motion and seconded, respectively, to move the Resolution.

Supervisors Quackenbush and Strevy stated that it was their understanding, through the Budget process, that Tourism was going to be moved in-house to the Economic Development and Planning Department.

Supervisor Baia indicated that it is too late in the year to make provisions to move Tourism in-house for next year.

On roll call, it was recommended not to move the Resolution to full Board. Three Committee members (Baia, Wheeler, Coddington) voted to move it with a positive recommendation. Two Committee members (Rajkowski, Strevy) voted not to move it forward and two Committee members (DiMezza, Johnson) were absent. The Resolution did not move out of Committee.

Item #3: (RESOLUTION SCHEDULING 30 DAY PUBLIC REVIEW PERIOD MONTGOMERY COUNTY AGRICULTURAL DISTRICT NO. 3 (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors Strevy and Coddington made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR MONTGOMERY COUNTY SOLID WASTE MANAGEMENT PLAN STUDY (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors Walters and Strevy made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #5: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR A SHARED SERVICES PLAN FOR COUNTY AND LOCAL ROADS (ECONOMIC DEVELOPMENT AND PLANNING) Supervisors Wheeler and Baia made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #6: (RESOLUTION APPROVING THE TERMS & CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND THE TARGET CORPORATION IN CONNECTION WITH THE TARGET CORPORATION PROJECT (EOD) Supervisors Baia and Strevy made a motion and seconded, respectively, to move the Resolution with a positive recommendation. There were no objections.

Item #8: (OTHER) Ken Rose reported that eight proposals have been received relative to the legal services for the joint industrial park with Fulton County. The Fulton County Economic Committee met and agreed to interview the three lowest bidders. The Montgomery County Economic Development Planning Committee gave approval for Mr. Rose to move forward with Fulton County to interview the three firms.

Supervisors Coddington and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman Baia adjourned the Economic Development/Planning Committee meeting at 6:39 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PUBLIC SAFETY  
6:05 PM, November 9, 2010

COMMITTEE MEETING DISCUSSION

Chairman Thayer presided over the meeting commencing at 6:39 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Rajkowski, Stagliano, Coddington and Sweet. Supervisor Johnson was absent.

Additional Supervisors present were Greco, Baia, Quackenbush, Allen, Strevy and Walters. Supervisors Barone and DiMezza were absent.

Chairman Thayer has called a meeting of the Public Safety Committee for 6:05 p.m. on Tuesday, November 9, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION

- A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee

2. RESOLUTION FOR APPROVAL OF A LEASE AGREEMENT WITH CENTRO CIVICO OF AMSTERDAM, INC. FOR A PROBATION SATELLITE OFFICE (PROBATION)

3. OTHER

Item #1: (A. Discussion) There was no discussion.

Item #2: (RESOLUTION FOR APPROVAL OF A LEASE AGREEMENT WITH CENTRO CIVICO OF AMSTERDAM, INC. FOR A PROBATION SATELLITE OFFICE (PROBATION) Supervisors Thayer and Wheeler made a motion and seconded, respectively, to move the Resolution with a positive recommendation to the full Board. There were no objections.

Item #3: (OTHER) There were no other items for discussion.

Motion was made and seconded by Supervisors Rajkowski and Wheeler, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Thayer adjourned the Public Safety Committee meeting at 6:42 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board



PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - HEALTH & HUMAN SERVICES  
6:10 PM, November 9, 2010

COMMITTEE MEETING DISCUSSION

In the absence of Chairman Barone, Chairman Greco presided over the meeting commencing at 6:42 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Stagliano, Coddington, Sweet and Allen. Supervisors Barone and Johnson were absent.

Additional Supervisors present were Baia, Strevy, Rajkowski, Thayer, Quackenbush and Walters. Supervisor DiMezza was absent.

Chairman Barone has called a meeting of the Health and Human Services Committee for 6:10 p.m. on Tuesday, November 9, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION

- A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee

2. RESOLUTION ACCEPTANCE OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT FUNDS (PUBLIC HEALTH)

3. OTHER

Item #1: (A. DISCUSSION) There was no discussion.

Item #2: (RESOLUTION ACCEPTANCE OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT FUNDS (PUBLIC HEALTH)) Supervisors Barone and Wheeler made a motion and seconded, respectively, to move the Resolution to full Board with a positive recommendation. There were no objections.

Item #3: (OTHER) There were no other items for discussion.

The motion was made and seconded by Supervisors Wheeler and Quackenbush, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Greco adjourned the Health & Human Services Committee meeting at 6:43 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - EDUCATION/GOVERNMENT  
6:15 PM, November 9, 2010

COMMITTEE MEETING DISCUSSION

Chairman Quackenbush presided over the meeting commencing at 6:43 PM.

Roll call indicated Committee members present included Supervisors Wheeler, Coddington, Sweet, Allen, and Rajkowski. Supervisor Johnson was absent.

Additional Supervisors present were Supervisors Greco, Thayer, Walters, Stagliano, Thayer and Baia. Supervisors DiMezza and Barone were absent.

Chairman Quackenbush has called a meeting of the Education/Government Committee for 6:15 p.m. on Tuesday, November 9, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION

A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee

B. Board of Elections Reorganization

2. OTHER

Item #1: (A. DISCUSSION) There was no discussion.

(B. Board of Elections Reorganization) Chairman Quackenbush reported that reorganization of the Board of Elections has been taken care of through the Budget process.

Item #2: (OTHER) There was no other discussion.

Motion was made and seconded by Supervisors Baia and Wheeler, respectively, to adjourn the Committee meeting.

Chairman Quackenbush adjourned the Education/Government Committee meeting at 6:44 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - GENERAL SERVICES  
6:20 PM, November 9, 2010

COMMITTEE MEETING DISCUSSION

Chairman Walters presided over the meeting commencing at 6:44 p.m.

Roll call indicated Committee members present included Supervisors Allen, Coddington, Sweet, Stagliano, Rajkowski. Supervisor Johnson was absent.

Additional Supervisors present were Supervisors Greco, Strevy, Wheeler, Quackenbush, Baia, and Thayer. Supervisors DiMezza and Barone were absent.

Chairman Walters has called a meeting of the General Services Committee for 6:20 p.m. on Tuesday, November 9, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION URGING NYS PUBLIC SERVICE COMMISSION TO REJECT PROPOSAL FROM NATIONAL GRID TO INCREASE RESIDENTIAL NATURAL GAS AND ELECTRIC RATES (BOARD OF SUPERVISORS)
3. OTHER

Item #1: (A. DISCUSSION) There was no discussion.

Item #2: (RESOLUTION URGING NYS PUBLIC SERVICE COMMISSION TO REJECT PROPOSAL FROM NATIONAL GRID TO INCREASE RESIDENTIAL NATURAL GAS AND ELECTRIC RATES (BOARD OF SUPERVISORS) Supervisors Walters and Quackenbush made a motion and seconded, respectively, to move the Resolution to full Board with a positive recommendation. There were no objections.

Item #3: (OTHER) There were no other items for discussion.

Supervisors Baia and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Walters adjourned the General Services Committee meeting at 6:45 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE OF THE WHOLE  
6:25 PM, November 9, 2010

### COMMITTEE MEETING DISCUSSION

In the absence of Chairman Greco, Supervisor Strevy presided over the meeting commencing at 6:48 a.m.

Roll call indicated Committee members present included Supervisors Wheeler, Allen, Sweet, Rajkowski, Coddington, Quackenbush, Walters, Thayer and Stagliano. Absent were Supervisors Greco, Johnson, Barone and Di Mezza.

Chairman Greco has called a meeting of the Committee of the Whole for 6:25 p.m. on Tuesday, November 9, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. 2011 Operating Budget Review
  - A. Auditor
  - B. District Attorney - J. Conboy
  - C. Probation - L. Sitterly
  - D. County Attorney - D. Landon
2. Other

The Committee of the Whole reviewed the 2011 Budget, line by line, based on the Mandated Budget presented by Treasurer Bowerman. The Committee's recommendations are as follows:

		INCREASE	DECREASE
30 AUDITING - M. ZUMBOLO			
APPROPRIATIONS:			
1320.00.1110(1330)	PRINCIPAL ACCT CLERK TYPIST	\$35,647	
1320.00.1120(703)	COUNTY AUDITOR - PT	\$33,026	
1320.00.4408	OFFICE SUPPLIES	\$ 500	
1320.00.4425	MAINTENANCE AGREEMENTS	\$ 750	
1320.00.4438	MISC. SUPPORTING SERVICES	\$ 450	
1320.00.4471	MILEAGE ALLOCATIONS	\$ 400	
25 DISTRICT ATTORNEY - JED CONBOY			
APPROPRIATIONS:			
1165.00.1110(987)	SECRETARY TO DIST. ATTN.	\$41,492	
1165.00.1110(1083)	PRINCIPAL ACCT CLERK TYPIST	\$35,647	
1165.00.1120(20)	ASSISTANT D.A. - PT	\$49,038	
1165.00.1120(71)	CRIMINAL INVESTIGATOR	\$32,666	
1165.00.1120(362)	CLERK TYPIST - PT	\$ 9,853	
		INCREASE	DECREASE
1165.00.1120(404)	ASSISTANT D.A. - PT	\$45,105	
1165.00.1120(478)	SENIOR CLERK TYPIST	\$12,535	
1165.00.1120(1292)	ASSISTANT D.A. - PT	\$47,105	
1165.00.1125(13)	OTHER COMPENSATION	\$22,458	
1165.00.4407	OFFICE EQUIPMENT	\$ 300	
1165.00.4408	OFFICE SUPPLIES		(\$ 1,000)
1165.00.4422	EQUIPMENT RENTAL/LEASE	\$ 1,000	
1165.00.4425	MAINTENANCE AGREEMENTS	\$ 1,500	
1165.00.4431	PROFESSIONAL SERVICES		(\$ 2,000)
1165.00.4433	COURT RELATED EXPENSES		(\$ 2,000)
1165.00.4437	CLERICAL SERVICES	\$ 6,000	

1165.00.4438	MISC. SUPPORTING SERVICES	\$ 4,000
1165.00.4441	GASOLINE, OIL, DIESEL FUEL	\$ 1,500
1165.00.4470	TRAVEL: RELATED COSTS	\$ 500
1165.00.4471	MILEAGE ALLOCATIONS	\$ 5,900
1165.00.4475	TRANSPORTATION	\$ 300
1165.00.4497	FEES & PERMITS	\$ 150

## 27 PROBATION

## APPROPRIATIONS:

3140.00.1110(136)	PROBATION SUPERVISOR	\$60,897	
3140.00.1110(137)	SR PROBATION OFFICER	\$47,303	
3140.00.1110(150)	PROBATION OFFICER	\$43,888	
3140.00.1110(242)	COMMUNITY SVCE PROG COOR	\$32,649	
3140.00.1110(394)	PROBATION OFFICER	\$43,299	
3140.00.1110(724)	PRINCIPAL ACCT CLERK TYPIST	\$35,966	
3140.00.1110(1256)	PROBATION OFFICER	\$43,888	
3140.00.1110(1257)	PROBATION OFFICER	\$45,037	
3140.00.1110(1258)	PROBATION OFFICER	\$42,780	
3140.00.1110(1259)	PROBATION OFFICER	\$46,185	
3140.00.1110(1278)	SR ACCOUNT CLERK TYPIST	\$32,245	
3140.00.1111(553)	OVERTIME	\$ 1,000	
3140.00.4408	OFFICE SUPPLIES		(\$ 500)
3140.00.4412	LIGHT & POWER	\$ 700	
3140.00.4414	NATURAL GAS	\$ 800	
3140.00.4421	REAL PROPERTY RENT/LEASE	\$ 5,100	
3140.00.4422	EQUIP RENTAL/LEASE/REPAIR	\$ 5,500	
3140.00.4425	MAINTENANCE AGREEMENTS	\$ 750	
3140.00.4438	MISC. SUPPORTING SERVICES		(\$ 1,500)
3140.00.4441	GASOLINE AND DIESEL FUEL	\$ 2,000	
3140.00.4444	CUSTODIAL, HSHLD SUPP/MAT	\$ 150	
3140.00.4445	MEDICAL SUPPLIES	\$ 200	
3140.00.4449	SPECIAL SUPPLIES & MATER.	\$ 750	
3140.00.4455	TRAINING	\$ 500	
3140.00.4459	COMPUTER SOFTWARE		(\$ 5,200)
3140.00.4461	WORK PROGRAM EXPENSE	\$ 250	
3140.00.4470	TRAVEL: RELATED COSTS	\$ 1,350	
3140.00.4471	MILEAGE ALLOCATIONS	\$ 9,000	
3140.00.4497	FEES & PERMITS	\$ 60	

## 09 COUNTY ATTORNEY

## APPROPRIATIONS:

1420.00.1120(866)	ASSISTANT COUNTY ATTORNEY	\$37,636	
1420.00.4408	OFFICE SUPPLIES		(\$ 100)
1420.00.4411	TELEPHONE	\$ 700	
1420.00.4433	COURT RELATED EXPENSES	\$ 500	
		INCREASE	DECREASE
1420.00.4437	CLERICAL SERVICES	\$17,337	
1420.00.4453	POSTAGE EXPENSES	\$ 350	
1420.00.4470	TRAVEL: RELATED COSTS	\$ 250	
1420.00.4471	MILEAGE ALLOCATIONS	\$ 1,000	

## ADJOURNMENT

Motion was made and seconded by Supervisors Coddington and Wheeler, respectively, to adjourn the Committee of the Whole meeting.

Supervisor Strevy adjourned the Committee of the Whole meeting at 9:50 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
 SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
 COMMITTEE OF THE WHOLE  
 6:00 PM, November 10, 2010

COMMITTEE MEETING DISCUSSION

Chairman Greco presided over the meeting commencing at 6:00 p.m.

Roll call indicated Committee members present included Supervisors Allen, Walters, Rajkowski, Strevy, Coddington and Sweet. Absent were Supervisors Johnson, Barone, Wheeler, Baia, DiMezza, Quackenbush, Thayer and Stagliano.

Roll call indicated that there was not a quorum to conduct the meeting. Chairman Greco stated that the meeting would be conducted as a workshop.

Chairman Greco has called a meeting of the Committee of the Whole for 6:00 p.m. on Tuesday, November 10, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. 2011 Operating Budget Review
  - A. Mental Health - J. Gumeat
  - B. Purchasing - S. Surento
  - C. Coroner - J. Riley
2. Other

Members present for the workshop reviewed the 2011 Budget, line by line, based on the Mandated Budget presented by Treasurer Bowerman. The Committee's recommendations are as follows:

		INCREASE	DECREASE
17 MENTAL HEALTH - J. GUMEAT			
APPROPRIATIONS:			
4310.00.1110(302)	DIR COMMUNITY SVCS		(\$ 71,414)
4310.00.1120(1049)	DIRECTOR COMMUNITY SVC - PT	\$ 30,000	
4310.00.4408	OFFICE SUPPLIES		(\$ 100)
4310.00.4421	REAL PROPERTY RENT/LEASE	\$ 2,500	
4310.00.4438	MISC. SUPPORTING SERVICES		(\$ 200)
4310.00.4455	TRAINING	\$ 375	
4310.00.4470	TRAVEL: RELATED COSTS	\$ 450	
4310.00.4471	MILEAGE ALLOCATIONS	\$ 1,000	

31 CENTRAL PURCHASING - S. SURENTO

APPROPRIATIONS:

1345.00.1110(701)	PURCHASING AGENT	\$50,561	
1345.00.1110(1272)	SR ACCOUNT CLERK TYPIST		(\$ 32,612)
1345.00.4408	OFFICE SUPPLIES	\$ 400	
1345.00.4422	EQUIP RENTAL/LEASE/REPAIR	\$20,000	

		INCREASE	DECREASE
1345.00.4425	MAINTENANCE AGREEMENTS	\$ 260	
1345.00.4438	MISC. SUPPORTING SERVICES	\$ 200	
1345.00.4453	POSTAGE EXPENSES	\$ 100	
1345.00.4491	LEGAL NOTICE&ADVERTISING	\$ 900	

Central Store Room

1660.00.4408	OFFICE SUPPLIES	\$ 10,000	
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29 MEDICAL EXAMINER/CORONERS

## APPROPRIATIONS:

1185.00.1120(410)	HEAD CORONER	\$ 8,248
1185.00.1120(567)	CORONER	\$ 7,407
1185.00.4436	MEDICAL FEES	\$ 27,000
1185.00.4445	MEDICAL SUPPLIES	\$ 1,500

## Comments:

Chairman Greco explained that his hope is to develop a pool for clerical staff in the Annex Building. He stated several clerical staff may be eliminated and others would form a pool to be utilized by other Departments within building.

It was suggested that the Purchasing Agent might move into the empty Safety Officer's Office adjacent to the Board of Supervisor's Office and receive clerical help from the Board of Supervisor's staff.

## ADJOURNMENT

The workshop ended at 8:00 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
 SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
 COMMITTEE OF THE WHOLE  
 9:00 AM, November 13, 2010

COMMITTEE MEETING DISCUSSION

Chairman Greco presided over the meeting commencing at 9:00 a.m.

Roll call indicated Committee members present included Supervisors Quackenbush, Walters, Wheeler, Di Mezza, McMahon, Rajkowski, Strevy, Coddington, Thayer and Stagliano. Absent were Supervisors Johnson, Barone, Sweet and Di Mezza.

Chairman Greco has called a Committee Meeting of the Whole at the above named time and place.

Items on the agenda, at this time, are as follows:

1. 2011 Operating Budget Review
  - A. Youth Bureau/Stop DWI - J. Petteys
  - B. Sheriff - M. Amato
2. Other

The Committee of the Whole reviewed the 2011 Budget, line by line, based on the Mandated Budget presented by Treasurer Bowerman. The Committee's recommendations are as follows:

INCREASE                      DECREASE

21 YOUTH BUREAU/ACSD - J. Petteys

REVENUES:

YOUTH BUREAU/ACSD

3820	Youth Bureau	\$	424
3826	Spec Del q Prev Program	\$	669
3828	Youth Dev & Delinq Prev	\$	551
3829	Youth Initiatives Prog	\$	138

APPROPRIATIONS:

Alternative Community Service Program

3155.00.1110(153)	Comm Svcs Prog Coord		(\$ 33,674)
3155.00.1110(735)	Comm Svc Prog Clerk/Sche		(\$ 31,418)
3155.00.1110(New)	Work Project Supervisor	\$ 28,753	
3155.00.1120(456)	Account Clerk Typist - PT	\$ 12,500	
3155.00.4408	Office Supplies		(\$ 400)
3155.00.4455	Training		(\$ 100)
3155.00.4461	Work Program Expenses		(\$ 100)
3155.00.4470	Travel: Related Costs		(\$ 100)
3155.00.4471	Mileage Allocations		(\$ 200)

Youth Programs

7310.00.4408	Office Supplies		(\$ 100)
7310.00.4411	Telephone		(\$ 200)
7310.00.4455	Training		(\$ 500)
7310.00.4470	Travel: Related Costs		(\$ 450)
7310.00.4559	Outreach Program		(\$ 5,000)
7310.00.4566	Spec. Delinquency Prev.	\$ 669	
7310.00.4582	Youth Initiatives Prog	\$ 551	
7310.00.4585	Youth Dev & Delinq Prev	\$ 138	

INCREASE                      DECREASE

15 SHERIFF - M. AMATO



## REVENUES:

## SHERIFF

1140.14	Pub Sfty Com Sys E911	\$ 34,380
1270	Shared Services Charges	\$ 9,500
1289	Other General Govt Income	\$ 500
1510	Sheriff Fees	\$ 500
2264	Jail Facility Other Govt	\$130,000
3308	Transport Prisoners	\$ 4,000
3330	Unified Court Bud Sec Srv	\$ 6,000

## APPROPRIATIONS:

## Security Service Courts

1115.00.1120(849)	Court Attendant - PT	\$ 6,000
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## Pub Safety Com Sys E911

3020.14.1111(728)	Overtime Pay	(\$ 5,000)
3020.14.1120(932)	Dispatcher-PT	(\$ 8,243)
3020.14.4411	Telephone	\$ 34,380

## Sheriff

3110.00.1110(1182)	Deputy Sheriff	(\$ 43,557)
3110.00.1113(1213)	Shift Differential	(\$ 3,000)
3110.00.1120(145)	Sheriff Deputies - PT	(\$ 40,000)
3110.00.1120(326)	Office Building Security	(\$ 4,488)
3110.00.1120(548)	Account Clerk Typist	(\$ 4,404)
3110.00.1150(485)	Allowances	(\$ 300)
3110.00.2250	Technical Equipment	(\$ 3,067)
3110.00.2259	Computer Equipment	(\$ 690)
3110.00.4408	Office Supplies	(\$ 1,000)
3110.00.4411	Telephone	(\$ 5,000)
3110.00.4436	Medical Fees	(\$ 142)
3110.00.4447	Clothing & Uniforms	(\$ 3,000)
3110.00.4449	Special Supplies & Materials	(\$ 3,000)
3110.00.4455	Training	\$ 700
3110.00.4470	Travel: Related Costs	(\$ 2,000)

## Civil Office

3112.00.4407	Office Equipment	\$ 100
3112.00.4425	Maintenance Agreements	\$ 600
3112.00.4449	Special Supplies & Mat	(\$ 200)

## Jail

3150.00.1120(854)	Account Clerk Typist-PT	\$ 8,436
3150.00.1120(1342)	Registered Prof Nurse	(\$ 5,000)
3150.00.4447	Clothing	(\$ 1,000)
3150.00.4449	Special Supplies & Mat	(\$ 12,000)
3150.00.4470	Travel: Related Costs	(\$ 1,000)

## ADJOURNMENT

Motion was made and seconded by Supervisors Quackenbush and Wheeler, respectively, to adjourn the Committee of the Whole meeting.

Chairman Greco adjourned the Committee of the Whole meeting at 1:30 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE OF THE WHOLE  
6:00 PM, November 15, 2010

COMMITTEE MEETING DISCUSSION

Chairman Greco, Vice Chairman Baia presided over the meeting commencing at 6:00 p.m.

Roll call indicated Committee members present included Supervisors Johnson, Wheeler, DiMezza, Allen, Sweet, Rajkowski, Coddington, Quackenbush, Thayer, Walters and Stagliano. Absent were Supervisors Barone and Strevy.

Chairman Greco has called a meeting of the Committee of the Whole for 6:00 p.m. on Tuesday, November 15, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Chairman Greco has called a Committee Meeting of the Whole at the above named time and place.

Items on the agenda, at this time, are as follows:

1. 2011 Operating Budget Review
  - A. Public Defender - W. Martuscello
  - B. Data Processing - D. Colon
  - C. Department of Public Works - P. Clayburn
2. Other

The Committee of the Whole reviewed the 2011 Budget, line by line, based on the Mandated Budget presented by Treasurer Bowerman. The Committee's recommendations are as follows:

	I N C R E A S E	D E C R E A S E
28 PUBLIC DEFENDER - W. MARTUSCELLO		
REVENUES:		
3025 INDIGENT LEGAL SERVICES		(\$ 14,851)

APPROPRIATIONS:

1170.00.1110	835	CONFIDENTIAL SECRETARY	\$ 39,515
1170.00.1110	1186	SR. CLERK TYPIST	\$ 27,817
1170.00.1120	412	ASST PUBLIC DEFENDER - PT	\$ 44,775
1170.00.1120	1238	PUBLIC DEFENDER-PT	\$ 76,938
1170.00.1120	1239	1ST ASST PUB DEFENDER PT	\$ 61,332
1170.00.1120	1240	ASST PUBLIC DEFENDER - PT	\$ 56,453
1170.00.1120	1361	ASST PUBLIC DEFENDER - PT	\$ 44,775
1170.00.4408		OFFICE SUPPLIES	\$ 1,000
1170.00.4431		PROFESSIONAL SERVICES	\$ 200,000
1170.00.4433		COURT RELATED EXPENSES	\$ 8,000
1170.00.4438		MISCELLANEOUS SERVICE FEE	\$ 1,000
1170.00.4476		ASSOC/MEMBERSHIP DUES	\$ 300

14 DATA PROCESSING/PRINTING

REVENUES:

2228		DATA PROCESSING FEE OTHER	\$ 12,449
1670.00.4422		EQUIP RENTAL/LEASE/REPAIR	\$ 1,500
1680.00.1110	17	MICRO COMPUTER TECHNICIAN	\$ 36,516
1680.00.1110	280	MICRO COMPUTER TECHNICIAN	\$ 36,046
1680.00.1110	333	SR COMPUTER PROGRAMMER	\$ 42,374
1680.00.1110	662	MICRO COMPUTER TECHNICIAN	\$ 36,726
1680.00.1110	662	MICRO COMPUTER TECHNICIAN	\$ 36,726
1680.00.1110	742	NETWORK TECHNICIAN	\$ 48,757

1680.00.1110	1043	PAYROLL COORDINATOR	\$	37,835
1680.00.1110	1183	PRIN ACCT CLRK TYP/DEMO	\$	39,815
1680.00.1110	1184	NETWORK ENGINEER I	\$	42,714
1680.00.1110	1329	COMPUTER SERVICES CO-ORD	\$	37,204
1680.00.1110	1349	PROGRAMMER/ANALYST SPEC	\$	41,238
1680.00.1110	324	OVERTIME PAY	\$	12,000
1680.00.2259		COMPUTER EQUI ENT	\$	9,000
1680.00.4408		OFFICE SUPPLIES	\$	11,000
1680.00.4425		MAINTENANCE AGREEMENTS	\$	9,000
1680.00.4438		MISC. SUPPORTING SERVICES	\$	10,000
1680.00.4455		TRAINING	\$	1,000
1680.00.4459		COMPUTER SOFTWARE	\$	17,000
1680.00.4470		TRAVEL: RELATED COSTS	\$	100
1680.00.4471		MILEAGE ALLOCATIONS	\$	650
1680.00.4476		ASSOCIATION DUES	\$	75

## D COUNTY ROAD FUND - 12 Public Works

## REVENUES:

5031	INTERFUND TRANSFERS	\$3,127,188
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## APPROPRIATIONS:

## TRAFFIC CONTROL

3310.00.4440	SMALL TOOLS	\$	250
3310.00.4447	CLOTHING & UNIFORMS	\$	500
3310.00.4448	CONSTRUCTION & MAINT. SUPPLIES	\$	10,000
3310.00.4465	ROAD STRIPING	\$	73,000

## HIGHWAY ADMINISTRATION

5010.00.1110	147	PRINCIPAL ACCT CLK TYPIST	\$	36,108	
		NEW ACCOUNT CLERK TYPIST	\$	26,872	
5010.00.4407		OFFICE EQUIPMENT			(\$ 500)
5010.00.4409		OFFICE FURNITURE			(\$1,000)
5010.00.4422		EQUIPMENT RENTAL/LEASE	\$	7,000	
5010.00.4451		DATA PROCESSING	\$	10,000	
5010.00.4452		PRINTING	\$	1,300	
5010.00.4476		ASSOC/MEMBERSHIP DUES	\$	350	

## ENGINEERING

5020.00.1110	118	SR. ENGINEERING TECHICIAN	\$	35,647
5020.00.1110	1047	ENGINEERING TECHNICIAN	\$	31,471
5020.00.4408		OFFICE SUPPLIES	\$	300
5020.00.4438		MISC. SUPPORTING SERVICES	\$	350
5020.00.4448		CONSTRUCTION & MAINT.	\$	1,000
5020.00.4449		SPECIAL SUPPLIES & MATER.	\$	1,000

## MAINT ROADS &amp; BRIDGES

5110.00.1110	144	HIGHWAY LABOR	\$	602,184
5110.00.1110	278	HIGHWAY MAINT SUPERVISOR	\$	40,378
5110.00.1125	1175	OTHER COMPENSATION	\$	7,800
5110.00.4422		EQUIPMENT RENTAL/LEASE	\$	425,000
5110.00.4447		CLOTHING & UNIFORMS	\$	7,000
5110.00.4448		CONSTRUCTION & MAINT. SUPPLIES	\$1,074,000	

## SNOW REMOVAL

5142.00.1110	279	HOURLY EMPLOYEES	\$	40,000
5142.00.4422		EQUIPMENT RENTAL/LEASE	\$	20,000
5142.00.4448		CONSTRUCTION & MAINT.	\$	1,000

## SERV OTHER GOVT - HIGHWAY

5148.00.1110	901	HOURLY EMPLOYEES	\$	8,000
5148.00.4448		CONSTRUCTION & MAINT.	\$	750

## DM ROAD MACHINERY FUND - 12 Public Works

## REVENUES:

2401	INTEREST & EARNINGS	\$	800
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2414	RENTAL OF EQUIPMENT	\$	500
2650	SALE OF SCRAP/EXCESS MTRL	\$	900
2773	COUNTY GARAGE	\$	28,000
2801	INTERFUND REVENUES	\$	158,200
2810	INFD. REV. GEN. FUND	\$	75,000
2822	INFD. REV. - CO ROAD FUND	\$	452,500
2852	INFD. REV. - CAPT. PROJ.	\$	130,000
5031	INTERFUND TRANSFERS	\$	96,423

## APPROPRIATIONS:

## MACHINERY

5130.00.1110	148	HOURLY EMPLOYEES	\$	259,387
5130.00.1110	1338	SUPERVISING AUTO MECHANIC	\$	45,953
5130.00.2240		HIGHWAY & STREET EQUIP	\$	10,000
5130.00.4408		OFFICE SUPPLIES	\$	300
5130.00.4411		TELEPHONE	\$	1,000
5130.00.4412		LIGHT & POWER	\$	27,000
5130.00.4413		WATER & SEWER	\$	1,800
5130.00.4414		NATURAL GAS	\$	42,500
5130.00.4421		PROPERTY RNT/LEASE/REPAIR	\$	23,000
5130.00.4422		EQUIP RENTAL/LEASE/REPAIR	\$	170,000
5130.00.4425		MAINTENANCE AGREEMENTS	\$	500
5130.00.4440		SMALL TOOLS	\$	3,500
5130.00.4441		GASOLINE AND DIESEL FUEL	\$	375,000
5130.00.4444		CUSTODIAL	\$	1,000
5130.00.4447		CLOTHING & UNIFORMS	\$	2,200

## ADJOURNMENT

Motion was made and seconded by Supervisors Wheeler and Baia, respectively, to adjourn the Committee of the Whole Meeting.

Chairman Greco adjourned the Committee of the Whole meeting at 9:10 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PERSONNEL  
6:00 PM, November 16, 2010

COMMITTEE MEETING DISCUSSION

Chairman DiMezza presided over the meeting commencing at 6:00 PM.

Roll call indicated Committee members present were Supervisors Baia, Barone, Strevy, Walters, Quackenbush and Thayer.

Additional Supervisors present were Supervisors Greco, Johnson, Wheeler, Sweet, Rajkowski, Allen, Coddington. Supervisor Stagliano was absent.

Chairman DiMezza has called a meeting of the Personnel Committee for 6:00 p.m. on Tuesday, November 16, 2010 in the Supervisors' Chambers, County Office Bldg, 64 Broadway, Fonda, NY.

Items on the agenda, at this time, are as follows:

1. DISCUSSION

Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee

2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT (EAP) EMPLOYEE ASSISTANCE PROGRAM ST. MARY'S HOSPITAL (PERSONNEL)

3. RESOLUTION AMENDING TIME CLOCK POLICY DATED NOVEMBER 1, 2000 (PERSONNEL)

4. RESOLUTION APPROVING THE RETIREMENT DAYS CREDITED MONTHLY FOR ELECTED AND APPOINTED PART-TIME AND FULL-TIME OFFICIALS AND RESCINDING RESOLUTION NO. 67 OF 2004 AND RESOLUTION NO. 111 OF 2009 TO UPDATE (PERSONNEL)

5. RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY - COMMUNITY HEALTH NURSE (PUBLIC HEALTH)

6. RESOLUTION AUTHORIZING THE PROBATION DIRECTOR TO FILL VACANCY - PROBATION OFFICER (PROBATION)

7. OTHER

Item #1: (A. DISCUSSION) Chairman DiMezza reported that there are four grievances that will come before the Committee. The fourth grievance will be discussed in an executive session.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT (EAP) EMPLOYEE ASSISTANCE PROGRAM ST. MARY'S HOSPITAL (PERSONNEL) Supervisors DiMezza and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AMENDING TIME CLOCK POLICY DATED NOVEMBER 1, 2000 (PERSONNEL) Supervisors DiMezza and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Chairman DiMezza pointed out that it would be the responsibility of the Department Head to enforce the Time Clock Policy.

Item #4: (RESOLUTION APPROVING THE RETIREMENT DAYS CREDITED MONTHLY FOR ELECTED AND APPOINTED PART-TIME AND FULL-TIME OFFICIALS AND RESCINDING RESOLUTION NO. 67 OF 2004 AND RESOLUTION NO. 111 OF 2009 TO UPDATE (PERSONNEL) Supervisors DiMezza and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with positive recommendation. There were no objections.

Item #5: (RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY - COMMUNITY HEALTH NURSE (PUBLIC HEALTH) Supervisors Barone and DiMezza made a motion and seconded, respectively, to move the Resolution.

Public Health Director, Kim Conboy, pointed out that the position is 100% funded.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #6: (RESOLUTION AUTHORIZING THE PROBATION DIRECTOR TO FILL VACANCY - PROBATION OFFICER

(PROBATION) The Resolution did not receive a sponsor because the position had been eliminated during the 2011 Tentative Budget meeting for the Probation Department.

Item # 7 (OTHER) Supervisors Barone and Wheeler made a motion and seconded, respectively, to Table the discussions on the three grievance dealing with the work schedule at DPW, airflow in county buildings and out of tile time, until further information can be gathered and presented at the next Personnel Committee meeting. The motion to Table was unanimously approved.

MOTION TO ENTER EXECUTIVE SESSION by Supervisor Wheeler, seconded by Supervisor Barone, pursuant to Section 105 (f) and (d) of the NYS Open Meeting Law to discuss a personnel (grievance) matter and current litigation regarding the Sanitary Sewer District #1,

Executive Session commenced at 6:30 p.m.

MOTION TO EXIT EXECUTIVE SESSION at 6:55 p.m. by Supervisor Barone, seconded by Supervisor Baia.

Supervisors Barone and Baia made a motion and seconded, respectively, to adjourn the Committee meeting.

Chairman DiMezza adjourned the Personnel Committee meeting at 6:55 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
6:05 PM, November 16, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 6:56 PM.

Roll call indicated Committee members present were Supervisors Baia, Barone, DiMezza, Walters, Quackenbush and Thayer.

Additional Supervisors present were Supervisors Greco, Allen, Johnson, Wheeler, Sweet, Rajkowski and Coddington. Supervisor Stagliano was absent.

Chairman Strevy has called a meeting of the Finance Committee for 6:05 p.m. on Tuesday, September 21, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AMENDING 2010 OPERATING BUDGET - EQUIPMENT REPAIRS-DPW (PURCHASING)
3. RESOLUTION AUTHORIZING THE EXECUTION OF A CASH RELOCATION AGREEMENT FOR POINT-TO-POINT MICROWAVE FIXED SERVICE AND AMENDING 2010 OPERATING BUDGET (SHERIFF)
4. RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT#1)
5. RESOLUTION APPROVING RELEVY OF DELINQUENT SCHOOL TAXES, VILLAGE TAXES, WATER RENTS AND SEWER TAXES (TREASURER)
6. RESOLUTION AUTHORIZING COUNTY TREASURER TO DISBURSE MORTGAGE TAX MONEY (TREASURER)
7. RESOLUTION AUTHORIZING ACCOUNTS PAYABLE YEAR-END ADJUSTMENTS - 2010 OPERATING BUDGET (TREASURER)
8. RESOLUTION DELEGATING AUTHORITY TO AMEND 2010 OPERATING BUDGET - TREASURER
9. OTHER

Item #1: (A. DISCUSSION) There was no discussion.

Item #2: (RESOLUTION AMENDING 2010 OPERATING BUDGET - EQUIPMENT REPAIRS - DPW (PURCHASING) Supervisors Thayer and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING THE EXECUTION OF A CASH RELOCATION AGREEMENT FOR POINT-TO-POINT MICROWAVE FIXED SERVICE AND AMENDING 2010 OPERATING BUDGET (SHERIFF) Supervisors Thayer and Wheeler made a motion and seconded, respectively, to move the Resolution.

Supervisors DiMezza and Barone made a motion and seconded, respectively, to amend the Resolution authorizing the County to borrow the money via a BAN for the amount of \$675,484 needed to for the Microwave System. Supervisor DiMezza explained that the interest rate for a BAN loan would be 1.5% and would be more practical then using the Fund Balance.

Treasurer Bowerman pointed out that would require a Bonding Resolution for a Capital Project. The Board passed a Resolution earlier year setting a moratorium for Capital Projects for the years 2010, 2011 and 2012.

Supervisors DiMezza and Johnson made a motion and seconded, respectively, to amend Resolution 66 of 2010 entitled "RESOLUTION ESTABLISHING A MORATORIUM ON CAPITAL PROJECTS FOR MONTGOMERY COUNTY AND OUTSIDE AGENCIES FOR THE YEARS 2010, 2011 & 2012" to exclude the Point-to-Point Microwave System. The motion to amend was approved with Supervisors Baia, Barone, DiMezza and Thayer voting "aye" and Supervisors Quackenbush, Walters and Strevy voting "nay".

The motion to amend to the borrow the funds was defeated with Supervisors Baia, Quackenbush, Thayer, Walters and Strevy voting "nay" and Supervisors Barone and DiMezza voting "yea".

The Committee asked Sheriff Amato if the amount of \$675,484 would be enough to finish the project. The Sheriff responded that there would be some additional expenses to finish the project. He also pointed out that the Sheriff's Office was just awarded a Homeland Security Grant that could be used to offset some of the expenses.

The Committee agreed to increase the amount to \$750,000 to cover the remainder of the expenses.

There was discussion relative to moving the amendment to Resolution 66 of 2010 forward to Board in light of the fact that the amendment to borrow the funds was defeated.

Attorney Landon advised since the amendment had passed for Resolution 66 it would be necessary to move it forward to the full Board.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT#1) Supervisors Quackenbush and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #5: (RESOLUTION APPROVING RELEVY OF DELINQUENT SCHOOL TAXES, VILLAGE TAXES, WATER RENTS AND SEWER TAXES (TREASURER) Supervisors Strevey and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #6: (RESOLUTION AUTHORIZING COUNTY TREASURER TO DISBURSE MORTGAGE TAX MONEY (TREASURER) Supervisors Baia and Quackenbush made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #7: (RESOLUTION AUTHORIZING ACCOUNTS PAYABLE YEAR-END ADJUSTMENTS - 2010 OPERATING BUDGET (TREASURER) Supervisors Wheeler and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #8: (RESOLUTION DELEGATING AUTHORITY TO AMEND 2010 OPERATING BUDGET (TREASURER) Supervisors Strevey and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #9: (OTHER) There were no other items of discussion.

Supervisors DiMezza and Wheeler made a motion and seconded, respectively, to adjourn the Committee meeting. Chairman Strevey adjourned the Finance Committee meeting at 7:34 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board



PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE OF THE WHOLE  
6:10 PM, November 16, 2010

COMMITTEE MEETING DISCUSSION

Chairman Greco presided over the meeting commencing at 7:36 a.m.

Roll call indicated Committee members present included Supervisors Johnson, Barone, Wheeler, DiMezza, Allen, Sweet, Rajkowski, Coddington, Quackenbush, Thayer and Walters. Absent were Supervisors Strevy and Stagliano.

Chairman Greco has called a meeting of the Committee of the Whole for 6:10 a.m. on Tuesday, November 16, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. 2011 Operating Budget Review
  - A. Personnel - R. Baia
2. Other

The Committee of the Whole reviewed the 2011 Budget, line by line, based on the Mandated Budget presented by Treasurer Bowerman. The Committee's recommendations are as follows:

			INCREASE	DECREASE
10 PERSONNEL - R. BAI A				
REVENUES:				
2801	INTERFUND REVENUES			(\$ 41,375)
APPROPRIATIONS:				
1430.00.1110	526 HUMAN RESOURCE CLERK	\$	34,232	
1430.00.1110	709 HUMAN RESOURCE CLERK	\$	27,374	
1430.00.1110	1274 PERSONNEL ASSOCIATE	\$	45,161	
1430.00.1111	1281 OVERTIME PAY	\$	800	
1430.00.2259	COMPUTER EQUIPMENT	\$	700	
1430.00.4406	TUITION REIMBURSEMENT	\$	3,000	
1430.00.4407	OFFICE EQUIPMENT	\$	500	
1430.00.4408	OFFICE SUPPLIES			(\$ 500)
1430.00.4422	EQUIPMENT RENTAL/LEASE	\$	2,000	
1430.00.4436	MEDICAL FEES	\$	500	
1430.00.4438	MISC. SUPPORTING SERVICES	\$	22,000	
1430.00.4455	TRAINING	\$	3,000	
1430.00.4470	TRAVEL: RELATED COSTS	\$	2,500	
1430.00.4471	MILEAGE ALLOCATIONS	\$	1,500	
1430.00.4491	LEGAL NOTICE & ADVERTISING	\$	6,000	
1430.00.4497	FEES & PERMITS	\$	150	

ADJOURNMENT

Motion was made and seconded by Supervisors Baia and Wheeler, respectively, to adjourn the Committee of the Whole meeting.

Vice Chairman Baia adjourned the Committee of the Whole meeting at 8:20 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
SPECIAL MEETING  
5:25 PM, November 18, 2010

CALL TO ORDER

The Special Meeting of the Montgomery County Board of Supervisors for November 18, 2010, was called to order at 5:30 PM by Chairman Greco.

SALUTE TO THE FLAG

Supervisor Thayer led the salute to the flag.

ROLL CALL

Roll call indicated that Supervisors Barone, Quackenbush, Wheeler, Thayer, DiMezza, Allen, Strevy, Sweet, Coddington, Baia, Johnson, Stagliano, Rajkowski and Walters were present.

STATEMENT OF PURPOSE OF MEETING

Time Sensitive Resolutions - Economic Development/Planning

Discussion:

Supervisors DiMezza and Johnson voiced their opinion that Tourism should stay with the Montgomery County Chamber of Commerce and questioned the capability of the Department of Economic Development/Planning to perform the extra functions associated with tourism.

**RESOLUTION NO. 252 of 2010**

**DATED:** November 18, 2010

**RESOLUTION DESIGNATING THE DEPARTMENT OF ECONOMIC DEVELOPMENT AND PLANNING AS TOURISM PROMOTION AGENCY (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Quackenbush

WHEREAS, the Montgomery County Board of Supervisors encourages and supports tourism promotion within Montgomery County, and

WHEREAS, the Montgomery County Board of Supervisors has chosen to designate the Department of Economic Development and Planning as the County's Official Tourism Promotion Agency, and

WHEREAS, said designation is for a one-year period commencing on January 1, 2011 and ending on December 31, 2011,

RESOLVED, that the Department of Economic Development and Planning is hereby designated the County's Official Tourism Promotion Agency for a one-year period commencing on January 1, 2011 and ending on December 31, 2011.

RESOLUTION ADOPTED with Aye(1289). Supervisors Johnson, Barone, Sr., DiMezza and Coddington voted Nay. (11/18/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 253 of 2010**

**DATED:** November 18, 2010

**RESOLUTION SUPPORTING TOURISM FUNDING APPLICATION-MONTGOMERY DEPARTMENT OF ECONOMIC DEVELOPMENT/PLANNING (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Walters

WHEREAS, The Department of Economic Development and Planning is applying for New York State - "I Love New York" funds for the 2011 tourism year, and

WHEREAS, said Department of Economic Development and Planning has been designated the County's

Tourism Promotion Agency, and

WHEREAS, said request for matching funds has been reviewed and approved by the Montgomery County Economic Development/Planning Committee,

RESOLVED, that the Montgomery County Board of Supervisors hereby endorses the Department of Economic Development and Planning's application for "I Love New York" Tourism Matching Funds, and

FURTHER RESOLVED, that Montgomery County hereby agrees to commit to matching funds, in an amount not to exceed \$189,300.

RESOLUTION ADOPTED with Aye(1289). Supervisors Johnson, DiMezza and Coddington voted Nay. Supervisor Barone, Sr. was absent. (11/18/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

## ADJOURNMENT

MOTION TO ADJOURN by Supervisor Wheeler, seconded by Supervisor Thayer, passed with Aye(1868).

Chairman Greco adjourned the Special Meeting at 5:45 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE OF THE WHOLE  
5:30 PM, November 18, 2010

## COMMITTEE MEETING DISCUSSION

Chairman Greco presided over the meeting commencing at 5:47 a.m.

Roll call indicated Committee members present included Supervisors Baia, Johnson, Barone, Wheeler, DiMezza, Allen, Sweet, Rajkowski, Strevy, Coddington, Thayer and Walters. Absent were Supervisors Quackenbush and Stagliano.

Chairman Greco has called a meeting of the Committee of the Whole for 5:30 p.m. on Thursday, November 18, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. 2011 Operating Budget Review
  - A. Social Services
  - B. Soil & Water - C. Nellis
  - C. Cornell Cooperative Extension - M. Smith
  - D. Chamber of Commerce/Tourism - D. Auspelmyer
  - E. Office For Aging - K. Denis
2. Other

Members present for the workshop reviewed the 2011 Budget, line by line, based on the Mandated Budget presented by Treasurer Bowerman. The Committee's recommendations are as follows:

	INCREASE	DECREASE
18 Social Services		
REVENUES:		
1820 REPAYMENT PHC MAINTENANCE		(\$ 30,325)
3609 FAMILY ASSISTANCE		(\$ 75,000)
3610 SOCIAL SERVICES ADMINISTRATION		(\$ 144,600)
3620 CHILD CARE (PHC MAINT.)		(\$ 55,123)
4609 FAMILY ASSISTANCE		(\$ 150,000)
4610 SOCIAL SERVICES ADMINISTRATION		(\$ 210,513)
4611 FOOD STAMP PROGRAM		(\$ 37,384)

## APPROPRIATIONS:

6010.00.1110 104 SENIOR ACCT CLK TYPIST	\$ 30,549	
6010.00.1110 111 RESOURCE/RECOVERY COORD.		(\$ 32,612)
6010.00.1110 273 STAFF DEV COORDINATOR		(\$ 37,835)
6010.00.1110 346 SOCIAL WELFARE EXAMINER		(\$ 29,701)
6010.00.1110 357 ACCOUNT CLERK TYPIST	\$ 28,842	
6010.00.1110 361 ACCOUNT CLERK TYPIST	\$ 28,754	
6010.00.1110 363 ACCOUNT CLERK TYPIST	\$ 28,754	
6010.00.1110 365 ACCOUNT CLERK TYPIST	\$ 27,489	
6010.00.1110 413 PRINCIPAL ACCT. CLERK TYPIST	\$ 36,061	
6010.00.1110 432 SENIOR CLERK TYPIST	\$ 29,507	
6010.00.1110 443 CLERK TYPIST	\$ 28,213	
6010.00.1110 525 SR ACCT CLERK TYPIST		(\$ 31,080)
6010.00.1110 530 CLERK TYPIST	\$ 28,942	
6010.00.1110 531 MOTOR VEHICLE OPERATOR	\$ 28,754	
6010.00.1110 532 CLERK TYPIST	\$ 26,844	
6010.00.1110 533 MOTOR VEHICLE OPERATOR	\$ 28,754	
6010.00.1110 534 MOTOR VEHICLE OPERATOR	\$ 27,982	
6010.00.1110 543 SR SOCIAL WELFARE EXAMINER		(\$ 34,301)
6010.00.1110 687 ACCOUNT CLERK TYPIST	\$ 27,772	
6010.00.1110 942 CLERK TYPIST	\$ 26,440	
6010.00.1110 1132 CLERK TYPIST	\$ 27,849	
6010.00.1110 1156 ACCOUNT CLERK TYPIST	\$ 28,552	

6010.00.1120	512	SOCIAL SERVICES ATTORNEY			(\$ 30,535)
6010.00.4408		OFFICE SUPPLIES			(\$ 4,800)
6010.00.4459		COMPUTER SOFTWARE	\$	4,015	
6010.00.4470		TRAVEL: RELATED COSTS	\$	3,100	
6010.00.4491		LEGAL NOTICE&ADVERTISING	\$	500	
6010.00.4589		MC PRINTING: INTRAFUND	\$	9,000	
6010.00.4589		MC PRINTING: INTRAFUND	\$	6,200	
6011.00.6109		FAMILY ASSISTANCE			(\$ 400,000)
6011.00.6120		CHILD CARE (PHC MAIN)			(\$ 150,000)

## 01 Board of Supervisors

## REFUSE &amp; GARBAGE

8160.00.4431	ATTORNEYS, ACCOUNT., AUDIT	\$	5,000
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## CONSERVATION PROGRAMS

8710.00.4571	FARMLAND PROTECTION PROGRAM	\$	25,000
8710.00.4576	SOIL CONSERVATION DISTRICT	\$	76,000

## COUNTY EXTENSION SERVICE

8751.00.4438	MISC. SUPPORTING SERVICES	\$	25,000
8751.00.4575	OPERATIONAL (COOP EXT)	\$	165,000

## PROMOTION OF INDUSTRY

6420.00.4577	BED TAX CONTRIB: TOURISM	\$	50,000
6420.00.4579	COUNTY CONTRIBUTION: TOURISM	\$	0

## OTHER ECON OPPORTNY &amp; DEV

6989.00.4578	OFFICE FOR THE AGING, INC.	\$	255,000
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## ADJOURNMENT

Motion was made and seconded by Supervisors Allen and Coddington, respectively, to adjourn the Committee of the Whole meeting.

Chairman Greco adjourned the Committee of the Whole meeting at 8:39 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
REGULAR MEETING  
7:00 PM, November 23, 2010

CALL TO ORDER

In the absence of Chairman Greco, Vice Chairman Baia, called the Regular Meeting of the Montgomery County Board of Supervisors for November 23, 2010 to order at 7:00 PM.

SALUTE TO THE FLAG

Supervisor DiMezza led the Salute to the Flag.

ROLL CALL

Roll call indicated that the following Supervisors were present: Allen, Barone, Baia, Strevy, Thayer, Coddington, Johnson, Rajkowski, Walters, Wheeler, Sweet, DiMezza, Quackenbush and Stagliano.

PROCLAMATION

Supervisor Wheeler presented a Proclamation to Amy Steiger Greco for Caregiver of the Year. Supervisor Wheeler also presented her with Citations from Senator Farley and Assemblyman Amedore.

PUBLIC COMMENT

Chairman Greco opened the floor.

Edward Russo took the floor and stated that the County should find other ways to reduce the budget other than laying off employees. He stated that it is the Supervisor fault for the predicament that the County is in. He asked the Supervisor reconsider any layoffs.

Mike Campon with the CSEA Union took the floor and pointed out the ways that the Union has helped the County with the drug plans and raising the amounts for copy's. Mr. Capon stated that he could not support reopening the CSEA contracts for renegotiations.

Mark Scott, from the Village of Fonda, took the floor and stated that he agreed that the sales tax should be increased. He felt that Senator Farley and Assemblyman Amedore should be reproached about the subject.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION TO ADOPT MINUTES OF PREVIOUS SESSION (October 26, November 1, 3, 6, 8, 9, 10, 13, 16, 2010, by Supervisor Barone, Sr., seconded by Supervisor Quackenbush, passed with Aye(1729). Supervisor Greco was absent.

APPROVAL OF BUDGETARY TRANSFER

MOTION TO ACCEPT BUDGETARY TRANSFERS by Supervisor DiMezza, seconded by Supervisor Thayer, passed with Aye(1729). Supervisor Greco was absent.

UNFINISHED BUSINESS

There was no unfinished business

SUSPEND RULES

MOTION TO SUSPEND THE RULES by Supervisor DiMezza, seconded by Supervisor Wheeler, to add Resolution 254 and 257, passed with Aye(1729). Supervisor Greco was absent.

NEW BUSINESS

- A. Resolutions
- B. Other

**RESOLUTION NO. 233 of 2010**

**DATED:** November 23, 2010

**RESOLUTION SCHEDULING 30 DAY PUBLIC REVIEW PERIOD MONTGOMERY COUNTY AGRICULTURAL DISTRICT NO. 3 (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Coddington

WHEREAS, July 22, 2011 will mark the anniversary date of Montgomery County Agricultural District No. 3 in the Towns of Florida, Glen, Charleston and Root, and

WHEREAS, the Department of Agriculture and Markets has directed the Montgomery County Board of Supervisors to conduct an eight year review of Agricultural District No. 3 pursuant to Article 25-AA Section 303-a of Agriculture and Markets Law,

RESOLVED that the Board of Supervisors hereby schedules a 30-day public review period for Agricultural District No. 3, commencing on December 1, 2010, notice of which shall be published in a newspaper having general circulation, and

FURTHER RESOLVED, that said notice of this review period shall identify the municipalities in which the district is found, the district's total area of 74,188.83 acres, and the six locations where a map of the existing district shall be on file and open to public inspection, and

FURTHER RESOLVED, that said notice and a map of the existing district shall be posted and open to public inspection at the Montgomery County Clerk's Office, the Montgomery County Department of Economic Development and Planning, and the Clerk's Office in the Towns of Florida, Glen, Charleston, and Root, and

FURTHER RESOLVED, that all municipalities and land owners within the district may propose a modification of the district by filing such proposal with the Clerk of the Board of Supervisors within thirty days of the publication of the notice, and

FURTHER RESOLVED, that Board of Supervisors hereby directs the Montgomery County Agriculture and Farmland Protection Board to coordinate this review and prepare the reports and recommendations as required by law, and to submit them to the Board of Supervisors for review.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 234 of 2010**

**DATED:** November 23, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR MONTGOMERY COUNTY SOLID WASTE MANAGEMENT PLAN STUDY (ECONOMIC DEVELOPMENT AND PLANNING)**

Resolution by Supervisor: Walters

Seconded by Supervisor: Strevy

WHEREAS, the New York State Department of State has available funds for the 2010-2011 General Efficiency Planning Grant Program, and

WHEREAS, this grant program can assist the County and Local Municipalities with preparing a County-wide Solid Waste Management Plan, and

WHEREAS, the Service Agreement with the Montgomery-Otsego-Schoharie Solid Waste Management Authority (MOSA) and Montgomery, Otsego, and Schoharie Counties will expire in 2014, and

WHEREAS, a study to evaluate viable options for Montgomery County's future solid waste management prior to the expiration of the aforementioned service agreement would be of great benefit, and

WHEREAS, the County Board of Supervisors, on behalf of their municipalities, support this effort and grant application which is eligible for a maximum award of \$35,000 with a local cash match of 10% or \$3,500,

RESOLVED, that upon review and approval by the County Attorney, the Chairman of the Board of Supervisors is hereby authorized to sign an application for the New York Department of State General Efficiency Planning Grant on behalf of the County and participating municipalities, and

FURTHER RESOLVED, that the Montgomery County Department of Economic Development and Planning will administer the application and if awarded, assist in all phases of the Solid Waste Management

Plan Study General Efficiency Planning Grant.

RESOLUTION ADOPTED with Aye(1663). Supervisor Thayer abstained. Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 235 of 2010**

**DATED:** November 23, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR A SHARED SERVICES PLAN FOR COUNTY AND LOCAL ROADS (ECONOMIC DEVELOPMENT AND PLANNING)

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Bai a

WHEREAS, the New York State Department of State has available funds for the 2010-2011 General Efficiency Planning Grant Program, and

WHEREAS, this grant program can assist the County and Local Municipalities in identifying opportunities to reduce the cost of County and Local Road service delivery, and

WHEREAS, the Montgomery County Department of Public Works and Local Municipal Highway Programs need to reduce the cost of repairing and maintaining these roadways, and

WHEREAS, a study to evaluate the County and Local road system and associated recommendations could result in more efficient and lower costs for the repair and maintenance of existing roads while still providing adequate service, and

WHEREAS, the County Board of Supervisors, on behalf of their municipalities, support this effort and grant application which is eligible for a maximum award of \$35,000 with a local cash match of 10% or \$3,500,

RESOLVED, that upon review and approval by the County Attorney, the Chairman of the Board of Supervisors is hereby authorized to sign an application for the New York Department of State General Efficiency Planning Grant on behalf of the County and participating municipalities, and

FURTHER RESOLVED, that the Montgomery County Department of Economic Development and Planning will administer the application and if awarded, assist in all phases of the Shared Road General Efficiency Planning Grant.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Discussion Resolution No, 236:

A motion by Supervisor Quackenbush, seconded by Supervisor Strevy, was put forth to reduce the Affected Tax Jurisdiction for Montgomery County from 96% to 94% and increase the Town of Florida from 4% to 6%.

Supervisor DiMezza stated that the Town of Florida has no investment in Target and suggested that the extra 2% go to the school or the County but not the Town of Florida.

Supervisor Barone pointed that the Town of Florida was not in a fiscal crisis and could not support the amendment.

Supervisor Strevy stated that the Town Board asked him to make the request, which is what he is doing.

**RESOLUTION NO. 236 of 2010**

**DATED:** November 23, 2010

RESOLUTION APPROVING THE TERMS & CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND THE TARGET CORPORATION IN CONNECTION WITH THE TARGET CORPORATION PROJECT (EOD)

Resolution by Supervisor: Bai a

Seconded by Supervisor: Strevy

WHEREAS, Target Corporation, a business corporation with existing facilities in Montgomery



County, New York (the "Company") submitted an application (the "Application") to the Agency, a copy of which Application is on file at the office of the Agency, which Application requested that the Agency consider undertaking a project (the "Project") for the benefit of the Company, said Project consisting of the following: (A) (1) the acquisition of an interest in a parcel of land located at 1800 State Route 5S in the Town of Florida, Montgomery County, New York (the "Land") together with a building located thereon and consisting of approximately 1,472,724 square feet of space (the "Existing Facility"), (2) the construction of an addition to the Existing Facility constituting an additional 470,431 square feet of space (the "Addition"), (3) the acquisition and installation of certain machinery and equipment therein and thereon (the "Equipment") (the Land, the Existing Facility, the Addition and the Equipment hereinafter collectively referred to as the "Project Facility"), all of the foregoing to constitute improvements to the Company's warehouse and distribution facilities and related activities; (B) the granting of certain "financial assistance" (within the meaning of Section 854 of the General Municipal Law with respect to the foregoing, including potential exemption from certain sales taxes, deed transfer taxes, real property taxes, and mortgage recording taxes (the "Financial Assistance"); and (C) the lease of the Project Facility to the Company, and

WHEREAS, in connection with the undertaking of the Project, the Company will execute and deliver a certain payment in lieu of tax agreement (the "PILOT Agreement") by and between the Agency and the Company pursuant to which the Company will agree to pay certain payments in lieu of taxes (the "PILOT Payments") with respect to the Project Facility, and

WHEREAS, under the terms of the PILOT Agreement, the Agency is proposing to distribute and allocate the PILOT Payments to the affected tax jurisdictions (as defined in Section 854(16) of the General Municipal Law) according to the terms of the following tables:

Affected Tax Jurisdiction	Percentage of School Tax PILOT Payments Received in a Particular Tax Year
Greater Amsterdam School District	100%
Affected Tax Jurisdiction	Percentage of County Tax PILOT Payments Received in a Particular Tax Year
Montgomery County	96%
Town of Florida	4%

and,

WHEREAS, Section 858(15) of the General Municipal Law requires the Agency to obtain the written consent of the affected taxing jurisdictions when the Agency proposes to allocate and distribute PILOT Payments to affected tax jurisdictions in a manner that is different from the distribution and allocation of real property tax payments that would be in effect if the Agency was not involved in the Project and the Project Facility was not exempt from real property taxes, and

WHEREAS, the Agency desires that the Montgomery County Board of Supervisors (the "Board of Supervisors"), the Greater Amsterdam City School District, and the Town of Florida, as the affected tax jurisdictions with respect to the Project Facility, adopt resolutions approving the terms of the PILOT Agreement,

RESOLVED, by the Board of Supervisors as follows:

Section 1. For the purpose of satisfying the requirements contained in Section 858(15) of the General Municipal Law, the Board of Supervisors hereby approve the terms and conditions of the PILOT Agreement, including but not limited, to the terms of the distribution and allocation of the PILOT Payments referenced in the table above.

Section 2. The Chairman of the Board of Supervisors is hereby authorized, on behalf of Montgomery County, to execute and deliver the PILOT Agreement, said PILOT Agreement to contain the distribution and allocation terms set forth in the table above with such changes, variations, omissions and insertions as the Chairman of the Board of Supervisors shall approve, the execution thereof by the Chairman of the Board of Supervisors to constitute conclusive evidence of such approval.

Section 3. The officers, employees and agents of Montgomery County are hereby authorized and directed for and in the name and on behalf of Montgomery County to do all acts and things required or provided for by the applicable provisions of the General Municipal Law in order to ensure compliance with such provisions as they relate to the execution and delivery of the PILOT Agreement, and to execute and deliver all such additional certificates, instruments and documents, and to do all such further acts and things as may be necessary or, in the opinion of the officer, employee or agent acting, desirable and proper to effect the purposes of the foregoing resolution.

Section 4. This resolution shall take effect immediately.

MOTION TO AMEND by Supervisor Quackenbush, seconded by Supervisor Strevy, the third "WHEREAS" clause to decrease Montgomery County's percentage to 94% and increase the Town of Florida's percentage to 6%, passed with Aye(961). Supervisors Johnson, Barone, Sr., Wheeler, Baia and DiMezza voted Nay. Supervisor Greco was absent. (11/23/2010)

RESOLUTION ADOPTED with Aye(1234). Supervisors Johnson, Barone, Sr. and DiMezza voted Nay. Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 237 of 2010**

**DATED:** November 23, 2010

**RESOLUTION FOR APPROVAL OF A LEASE AGREEMENT WITH CENTRO CIVICO OF AMSTERDAM, INC. FOR A PROBATION SATELLITE OFFICE (PROBATION)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Wheeler

WHEREAS, it is necessary that the Probation Department maintain a satellite office in the City of Amsterdam, and

WHEREAS, Centro Civico of Amsterdam, Inc. has agreed to lease 131 East Main St. Amsterdam to the Probation Department for this purpose,

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 lease agreement with Centro Civico of Amsterdam, Inc. to provide a satellite office for the Probation Department, and

FURTHER RESOLVED, that said agreement shall be for a period commencing on January 1, 2011 and ending on December 31, 2011, at a rental rate of \$425.00 per month.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 238 of 2010**

**DATED:** November 23, 2010

**RESOLUTION URGING NYS PUBLIC SERVICE COMMISSION TO REJECT PROPOSAL FROM NATIONAL GRID TO INCREASE RESIDENTIAL NATURAL GAS AND ELECTRIC RATES (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Walters

Seconded by Supervisor: Quackenbush

WHEREAS, National Grid has sought to impose a 20 percent increase (or approximately \$396 million) in gas and electric delivery charges per year to its paying customers, and

WHEREAS, the proposed increase comes in the midst of an ongoing economic downturn and high unemployment throughout Upstate New York, and

WHEREAS, the NYS Public Service Commission will be considering this rate increase in the very near future,

RESOLVED, that the Montgomery County Board of Supervisors hereby urges the NYS Public Service Commission to reject the proposal from National Grid to increase residential natural gas and electric rates, and

FURTHER RESOLVED, that copies of this Resolution be forwarded to the NYS Public Service Commission and the New York State Association of Counties.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 239 of 2010**

**DATED:** November 23, 2010

**RESOLUTION ACCEPTANCE OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT FUNDS (PUBLIC HEALTH)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Wheeler

WHEREAS, the Montgomery County Public Health Department has been awarded a Public Health Emergency Preparedness Grant for the current period August 10, 2010 through August 9, 2011 in the amount not to exceed \$75,000.00,

RESOLVED, that the Board of Supervisor's hereby authorizes acceptance of the Public Health Emergency Preparedness Grant, 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 contract, and

FURTHER RESOLVED, that this grant may be renewed without further action of the Board of Supervisors contingent upon the terms therein remain substantially the same.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 240 of 2010**

**DATED:** November 23, 2010

**RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY - COMMUNITY HEALTH NURSE (PUBLIC HEALTH)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Di Mezza

WHEREAS, the Personnel Officer reviewed and approved as meeting all Civil Service requirements, the Community Health Nurse - Request to Fill Vacancy, submitted by the Public Health Director, and

WHEREAS, the Personnel Committee, at its meeting on November 16, 2010, reviewed said Request to Fill Vacancy,

RESOLVED, the Public Health Director is hereby authorized to fill the Community Health Nurse vacancy.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 241 of 2010**

**DATED:** November 23, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT (EAP) EMPLOYEE ASSISTANCE PROGRAM ST. MARY'S HOSPITAL (PERSONNEL)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Wheeler

WHEREAS, it has been recommended by the Personnel Officer that Montgomery County continue to participate in the Employee Assistance Program that is currently provided by St. Mary's Hospital,

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 with St. Mary's Hospital for participation in its Employee Assistance Program, and

FURTHER RESOLVED, that the total cost of said participation shall not exceed \$5,250.00, effective January 1, 2011 and ending December 31, 2011.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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Discussion Resolution No. 242

Supervisor Quackenbush stated that the policy would be very difficult for the Department Heads to control. He pointed out that it is a equality problem.

**RESOLUTION NO. 242 of 2010**

**\*\*See Appendix for Resolution Attachment\*\***

**DATED:** November 23, 2010

RESOLUTION AMENDING TIME CLOCK POLICY DATED NOVEMBER 1, 2000 (PERSONNEL)

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

WHEREAS, the Board of Supervisors insists that policies are fair and equitable for all County employees, and

WHEREAS, that the attached policy ensures that equity for all County employees is accomplished, and

WHEREAS, all employees and department heads must realize that this policy will ensure realistic work rules that mold the workplace into a harmonious atmosphere that will treat all employees fairly,

RESOLVED, that the attached policy, which addresses time clock punches, lunch breaks, and flex time is hereby approved by the Board of Supervisors, and

FURTHER RESOLVED, that the Board of Supervisors directs the Personnel Officer to inform all employees regarding this policy, and

FURTHER RESOLVED, that this policy will be effective December 1, 2010.

RESOLUTION ADOPTED with Aye(1475). Supervisors Quackenbush and Stagliano voted Nay. Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 243 of 2010**

**\*\*See Appendix for Resolution Attachment\*\***

**DATED:** November 23, 2010

RESOLUTION APPROVING THE RETIREMENT DAYS CREDITED MONTHLY FOR ELECTED AND APPOINTED PART-TIME AND FULL-TIME OFFICIALS AND RESCINDING RESOLUTION NO. 67 OF 2004 AND RESOLUTION NO. 111 OF 2009 TO UPDATE (PERSONNEL)

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Johnson

WHEREAS, the New York State Employee's Retirement System requires a local governing body to set standards for retirement system credit for applicable part-time elected and appointed officials, and

WHEREAS, such standards are needed to set forth the average number of full-time equivalent (FTE) days worked by such employees, and

WHEREAS, the Personnel Officer has surveyed elected and appointed officials and has conducted the necessary research, and

WHEREAS, Resolution 67 of 2004 and Resolution 111 of 2009 approved standards for crediting retirement days for part-time elected and appointed officials, and

WHEREAS, it is necessary to rescind said Resolution 67 of 2004 and Resolution 111 of 2009 and provide for new standards for crediting retirement days for part-time elected/appointed officials as recommended by the Personnel Officer,

RESOLVED, that Resolution 67 of 2004 and Resolution 111 of 2009 hereby are rescinded, and

FURTHER RESOLVED, that the standard work week for a part-time elected or appointed official is, at minimum, one-half of a standard 35-hour work week, and

FURTHER RESOLVED, that said days credited as noted is listed on a monthly basis, and

FURTHER RESOLVED, that the standard workday for the part-time elected and appointed positions hereby is established at 6 hours per day, and

FURTHER RESOLVED, that the standard workday for full-time elected and appointed positions hereby are established at 7 hours per day, and

FURTHER RESOLVED, the Montgomery County Board of Supervisors does hereby adopt and approve the standards for the "Retirement Days Credited Monthly for Elected/Appointed Part-Time and Full-Time Officials" under the New York State Employee's Retirement System and as attached hereto.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 244 of 2010**

**DATED:** November 23, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET - EQUIPMENT REPAIRS - DPW (PURCHASING)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Barone, Sr.

WHEREAS, Montgomery County has received a claim check from our insurance company, Travelers, related to repairs for certain equipment damage, and

WHEREAS, the check is in excess of the amount budgeted and requires a budget amendment in order to be distributed for equipment repairs,

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

**INCREASE APPROPRIATIONS:**

A-31-1345-00-.4422	Equipment Repairs	\$4,000.00
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**INCREASE REVENUES:**

A-31-3-2680	Insurance Recoveries	\$4,000.00
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RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 245 of 2010**

**DATED:** November 23, 2010

**RESOLUTION AMENDING RESOLUTION NO. 66 OF 2010 WHICH ESTABLISHED A MORATORIUM ON CAPITAL PROJECTS FOR MONTGOMERY COUNTY AND OUTSIDE AGENCIES FOR THE YEARS 2010, 2011 & 2012 (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Johnson

WHEREAS, Resolution No. 66 of 2010 established a moratorium for the years 2010, 2011 and 2012 on all capital project spending including outside agencies, unless there is no associated cost to the County,

RESOLVED, that Resolution No. 66 of 2010 is hereby amended to exclude the Point-To-Point Microwave System.

RESOLUTION ADOPTED with Aye(981). Supervisors Walters, Strevy, Coddington, Quackenbush, Sweet and Stagliano voted Nay. Supervisor Allen abstained. Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 246 of 2010**

**DATED:** November 23, 2010

**RESOLUTION AUTHORIZING THE EXECUTION OF A CASH RELOCATION AGREEMENT FOR POINT-TO-POINT MICROWAVE FIXED SERVICE AND AMENDING 2010 OPERATING BUDGET (SHERIFF)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Wheeler

WHEREAS, Resolution No. 119 of 2009 authorized L. Robert Kimball & Associates to perform consulting services to implement a new Microwave System for Montgomery County, and

WHEREAS, Resolution No. 115 of 2010 authorized a Nondisclosure Agreement with Celco Partnership dba Verizon Wireless and T-Mobile USA Inc for cell service, and

WHEREAS, Resolution No. 189 of 2010 Authorized a Path Survey Project for the Microwave System with Alcatel-Lucent USA, Inc., and

WHEREAS, L. Robert Kimball & Associates provided a revised relocation cost estimate of \$1.09 million for this project excluding the Fulton County hop and it was agreed that Verizon Wireless and T-Mobile share half of the cost, and.

WHEREAS, Verizon Wireless and T-Mobile have agreed to reimburse Montgomery County for \$505,000, provided that Montgomery County secures funding for the remainder of the total \$1,226,414 project cost, and

WHEREAS, the \$505,000 relocation amount from Verizon Wireless and T-Mobile has been split among the three paths with Montgomery County's share expected to be \$721,414, and

WHEREAS, \$45,930 will be allocated from the Homeland Security Grant to the cost for the new Microwave System,

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

INCREASE:

A-599	Appropriated Fund Balance	\$ 750,000
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INCREASE REVENUES:

A-15-3-1140-14	Public Safety Communication Sys E911	\$ 550,930
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INCREASE APPROPRIATIONS:

A-15-4-3020-14-.2250	Technical Equipment	\$1,300,930
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RESOLUTION ADOPTED with Aye(1234). Supervisors Johnson, Barone, Sr. and DiMezza voted Nay. Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 247 of 2010**

**DATED:** November 23, 2010

**RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT)**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Wheeler

WHEREAS, the Montgomery County Sanitary District and Montgomery County have received a Notice of Claim regarding property located at 20 River Street in the Village of Nelliston, SBL# 46.10-3-1.2, and

WHEREAS, Resolution #105 of 2010 authorizes the agreement for the attorney to represent the County and the Sanitary District for pending litigation, and

WHEREAS, Resolution #155 of 2010 extended the agreement for the pending litigation and provided additional funding, and

WHEREAS, the Montgomery County Sanitary District and Montgomery County wishes to continue such agreement and funding for said contractor in the litigation defense,

RESOLVED, the Montgomery County Board of Supervisors hereby approves the Chairman of the Board of Directors of Montgomery County Sanitary District #1 and the Chairman of the Board of Supervisors to extend said agreement with Attorney to represent the County and Districts' interest in said property,

FURTHER RESOLVED, that the Treasurer is hereby authorized to amend the 2010 Operating Budget as

fol l ows:

TRANSFER FROM:

G-26-4-1990-00-4400      Contingency Account      \$10,500

TRANSFER TO:

G-26-4-8120-00-4431      Professional Services      \$10,500

RESOLUTION ADOPTED with Aye(1510). Supervisor DiMezza voted Nay. Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 248 of 2010**

**DATED:** November 23, 2010

RESOLUTION APPROVING RELEVY OF DELINQUENT SCHOOL TAXES, VILLAGE TAXES, WATER RENTS AND SEWER TAXES (TREASURER)

Resolution by Supervisor: Strevy

Seconded by Supervisor: Wheeler

RESOLVED, that the Board of Supervisors hereby approves the relevy, effective December 3, 2010, of delinquent School Taxes, Village Taxes, Water Rents, including the Harrower Water District and Town of Florida Water District, and Sewer Taxes, including the Town of Amsterdam Sewer Services Area and Montgomery County Sanitary Sewer District No. 1, in equal installments on the January 2011 Town Tax Rolls.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 249 of 2010**

**DATED:** November 23, 2010

RESOLUTION AUTHORIZING COUNTY TREASURER TO DISBURSE MORTGAGE TAX MONEY (TREASURER)

Resolution by Supervisor: Bai a

Seconded by Supervisor: Quackenbush

RESOLVED, that the Board of Supervisors hereby authorizes the County Treasurer to disburse Mortgage Tax money for the period from April 1, 2010 through September 30, 2010, and

FURTHER RESOLVED, that said Treasurer is directed to take all necessary steps, under proper accounting procedure, to adjust the books of his office, effective immediately.

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 250 of 2010**

**DATED:** November 23, 2010

RESOLUTION DELEGATING AUTHORITY TO AMEND 2010 OPERATING BUDGET (TREASURER)

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Barone, Sr.

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 delegate to the County Treasurer and Personnel Officer authority to amend the 2010 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 November 24, 2010 and ending on December 31, 2010.

RESOLUTION ADOPTED with Aye(1633). Supervisor Stagliano voted Nay. Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 251 of 2010**

**DATED:** November 23, 2010

**RESOLUTION AUTHORIZING ACCOUNT PAYABLE YEAR-END ADJUSTMENTS - 2010 OPERATING BUDGET (TREASURER)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Barone, Sr.

WHEREAS, provisions of the Federal Single Audit Act and regulations of the State Comptroller require Montgomery County to utilize modified accrual as the basis for governmental fund accounting, and

WHEREAS, modified accrual accounting principles require that the County accrue accounts payable so expenditures are generally reflected in the period for which the goods or services are received, and

WHEREAS, application of this principle may result in the over-expenditure of certain individual line item applications, particularly in areas where spending is mandated by State and Federal requirements,

RESOLVED, that the Board of Supervisors hereby authorizes the County Treasurer to make adjusting entries to provide sufficient appropriations to avoid individual line item deficits upon the accrual of year-end accounts payable, provided that said entries do not result in an increase in total appropriations approved by the Board of Supervisors, for 2010, and

FURTHER RESOLVED, that said adjusting entries shall be subject to approval by the Chairman of the Board of Supervisors who shall, upon completion of the year-end closing, report the same to the Finance Committee and Board of Supervisors.

RESOLUTION ADOPTED with Aye(1633). Supervisor Stagliano voted Nay. Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**Discussion Resolution No. 254**

A motion by Supervisor Quackenbush, seconded by Supervisor Baia was made to hold the Organizational Meeting on January 1, 2011 at 11:00 am was approved.

A motion by Supervisor Baia, seconded by Supervisor Thayer was made to set the regular meeting for December 14th at 7:00 pm was approved.

**RESOLUTION NO. 254 of 2010**

**DATED:** November 23, 2010

**RESOLUTION RESCHEDULING DECEMBER BOARD OF SUPERVISORS MEETING AND SETTING ORGANIZATIONAL MEETING (BOS)**

Resolution by Supervisor: Greco

Seconded by Supervisor: Wheeler

RESOLVED, that the Regular Meeting of the Montgomery County Board of Supervisors, originally scheduled for 7:00 p.m., Tuesday, December 28, 2010 is hereby rescheduled to 7:00 p.m., Tuesday, December 21, 2010, and

FURTHER RESOLVED, that the Organizational Meeting is hereby scheduled for January 4, 2011 at 7:00 p.m.

MOTION TO AMEND by Supervisor Quackenbush, seconded by Supervisor Baia, the "FURTHER RESOLVED" clause to change the date of the Organizational Meeting to January 1, 2011 at 11:00 a.m., passed with Aye(1373). Supervisors Johnson and DiMezza voted Nay. Supervisor Greco was absent. (11/23/2010)



MOTION TO AMEND by Supervisor Baia, seconded by Supervisor Thayer, the "RESOLVED" clause to change the Regular Board meeting to December 14, 2010, passed with Aye(1729). Supervisor Greco was absent. (11/23/2010)

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Discussion Resolution No. 257:

A motion was made by Supervisor Barone, seconded by Supervisor Wheeler, to hold the Public Hearing for the 2011 Budget at 6:00 pm at the County Court house was approved.

**RESOLUTION NO. 257 of 2010**

**DATED:** November 23, 2010

**RESOLUTION ESTABLISHING A PUBLIC HEARING ON THE 2011 TENTATIVE OPERATING BUDGET**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Rajkowski

RESOLVED, that pursuant to Section 359 of County Law, the Montgomery County Board of Supervisors shall hold a Public Hearing on the 2011 Tentative Operating Budget at the Supervisors' Chambers, Montgomery County Office Building, 64 Broadway, Fonda, New York at 6:45 pm on Tuesday, December 14, 2010, 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 2011 are available at her office, where they may be inspected or acquired by interested persons during business hours, and

FURTHER RESOLVED, that said notice shall 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, to be published at least once, with at least five days elapsing between publication of such notice and the specified hearing date.

MOTION TO AMEND by Supervisor Barone, Sr., seconded by Supervisor Wheeler, the "RESOLVED" clause to change the place of the meeting to the Montgomery County Court House and change the time to 6:00 p.m., passed with Aye(1729). Supervisor Greco was absent. (11/23/2010)

RESOLUTION ADOPTED with Aye(1729). Supervisor Greco was absent. (11/23/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**OTHER**

Supervisor Barone wished all a Happy Thanksgiving.

**ADJOURNMENT**

MOTION TO ADJOURN by Supervisor Strevy, seconded by Supervisor Wheeler, passed with Aye(1729). Supervisor Greco was absent.

Meeting adjourned at 7:43 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE OF THE WHOLE  
6:00 PM, November 29, 2010

COMMITTEE MEETING DISCUSSION

Chairman Greco presided over the meeting commencing at 6:00 p.m.

Roll call indicated Committee members present included Supervisors Johnson, DiMezza, Allen, Rajkowski, Strevy, Coddington, Quackenbush, Thayer, Walters and Stagliano. Absent were Supervisors Barone, Wheeler, Baia and Sweet.

Chairman Greco has called a meeting of the Committee of the Whole for 6:00 p.m. on Monday November 29, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. 2011 Operating Budget Review  
First Review of Modified Mandated Budget
2. Other

Item #1 (2011 Operating Budget Review - First Review of Modified Mandated Budget) Chairman Greco stated that the Board would be looking at adopting a preliminary tentative budget containing only mandated items including changes made over the past two weeks by the Committee of the Whole.

Treasurer Bowerman reported that the preliminary mandated budget with the changes from the Committee of the Whole includes the loss of 17 full time positions, not including those that will not be filled after current employees retire. Six positions will be recreated as part-time positions. \$3.5 million will be used from the Fund Balance. This would cause a 15.91% tax increase.

The original Tentative Budget was to use \$2 million from the Fund Balance with a 23.45% tax increase.

Supervisor DiMezza stated that he plans to put forth his own budget as he does not agree with all the changes that were made in the mandated budget. He encouraged other Supervisors to do the same. He suggested this be done as soon as possible so that the other Supervisors have a chance to digest the suggested changes.

Chairman Greco pointed out that prior to the holiday break he had asked for all comments, budgets, and suggestions be turned in to give the Supervisors time to prepare for the next Special meeting the following evening. Chairman Greco stated that he did not receive any other budget but other than Treasurer Bowerman's mandated budget with the changes and a few changes that he had made himself.

Chairman Greco stated that if the process started is not completed it would be an exercise in futility.

Supervisor Quackenbush stated that the mandated budget that the Committee of the Whole has been working over the past two weeks should be used as a starting point. Supervisor Stagliano agreed and added that the Board should listen to what is said at the Public Hearing to make further changes.

Supervisor Quackenbush suggested that Supervisors present resolutions by Department to simplify the process. The Committee agreed to this.

Supervisor Thayer stated that the Board needs to be conservative when using the Fund Balance.

The amount of Fund Balance to be used will be determined at the Special Board meeting on November 30th.

ADJOURNMENT

Motion was made and seconded by Supervisors Quackenbush and Allen, respectively, to adjourn the Committee of the Whole meeting.

Chairman Greco adjourned the Committee of the Whole meeting at 6:55 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
 SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
 SPECIAL MEETING  
 6:00 PM, November 30, 2010

CALL TO ORDER

The Special Meeting of the Montgomery County Board of Supervisors for November 30, 2010, was called to order at 6:00 PM by Chairman Greco.

SALUTE TO THE FLAG

Supervisor Wheeler led the salute to the flag.

ROLL CALL

Roll call indicated that Supervisors Barone, Bai a, Coddington, Quackenbush, Wheeler, Thayer, DiMezza, Allen, Strevy, Sweet, Johnson, Rajkowski, Stagliano and Walters were present.

STATEMENT OF PURPOSE OF MEETING

IV. Statement of Purpose of Meeting

A. 2011 Tentative Budget

**RESOLUTION NO.** 255 of 2010

**DATED:** November 30, 2010

RESOLUTION AMENDING 2011 TENTATIVE BUDGET - CORRECTIONS (TREASURER)

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Strevy

RESOLVED, that the Tentative Operating Budget is amended as follows:

Account	Description	Increased Changed from:	Changed to:	(Decreased) Amount
A-01-4-1010-00-1110 (565)	Supervisor	\$15,000	\$10,000	(\$ 5,000)
A-14-3-2228	Data Processing Fees 0th	\$127,713	\$141,162	\$13,449
A-14-4-1680-00-2250	Technical Equipment	\$13,000	\$0	(\$13,000)
A-15-3-1140-14	Pub Safety Com Sys E911	\$48,378	\$82,758	\$34,380
A-15-4-3020-14-4411	Telephone	\$ 6,120	\$40,500	\$34,380
A-15-4-3110-00-1125 (307)	Other Compensation	\$13,875	\$10,900	(\$ 2,975)
A-15-4-3110-00-1125 (347)	Other Compensation/Raise	\$0	\$13,875	\$13,875
A-18-4-6010-00-1110 (111)	Resource/Recovery Coord.	\$32,612	\$0	(\$32,612)
A-18-4-6010-00-1110 (543)	Sr. Social Welfare Ex.	\$34,301	\$0	(\$34,301)
A-18-4-6010-00-1110 (1202)	Sr. Caseworker	(\$36,067)	\$0	\$36,067
A-25-3-3030	District Attorney Salary	\$43,867	\$39,489	( \$ 4,278)

RESOLUTION ADOPTED with Aye(1868). (11/30/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

Discussion Resolution No. 256

Supervisor Baia pointed out that the Committee of the Whole has spent a lot of time and work on the mandated budget. He predicted that there will be further amendments and stated he would support this Resolution as beginning point.

This Resolution would authorize the use of \$3.5 million from the Fund Balance and \$398,000 from another reserve fund, which will lower the tax levy increase to 15.7%.

**RESOLUTION NO. 256 of 2010**

**DATED:** November 30, 2010

**RESOLUTION AMENDING 2011 TENTATIVE BUDGET (TREASURER)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Quackenbush

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-01-4-1010-00-4470	Travel: Related Items	\$ 1,000	\$ 0	(\$ 1,000)
A-01-4-1010-00-4471	Mileage Allocations	\$ 500	\$ 0	(\$ 500)
A-01-4-1010-00-4476	Association Dues	\$ 6,085	\$ 0	(\$ 6,085)
A-01-4-3310-00-4449	Special Supplies & Mat.	\$ 500	\$ 0	(\$ 500)
A-01-4-5630-00-4470	Travel: Related Items	\$ 500	\$ 0	(\$ 500)
A-01-4-6989-00-4578	Office for the Aging	\$220,000	\$255,000	\$ 35,000
A-01-4-8710-00-4576	Soil Conservation Dist	\$ 70,000	\$ 76,000	\$ 6,000
A-01-4-8751-00-4438	Misc. Supporting Serv.	\$ 27,000	\$ 25,000	(\$ 2,000)
A-01-4-8751-00-4575	Operational (Coop. Ext.)	\$173,000	\$165,000	(\$ 8,000)
A-02-4-3020-00-2259	Technical Equipment	\$ 5,000	\$ 0	(\$ 5,000)
A-02-4-3020-00-4412	Light and Power	\$ 10,000	\$ 8,000	(\$ 2,000)
A-02-4-3020-00-4422	Equip Rent/Lease/Repair	\$ 5,000	\$ 3,500	(\$ 1,500)
A-02-4-3640-00-2259	Computer Equipment	\$ 2,000	\$ 0	(\$ 2,000)
A-02-4-3640-00-4407	Office Equipment	\$ 500	\$ 0	(\$ 500)
A-02-4-3640-00-4408	Office Supplies	\$ 1,000	\$ 500	(\$ 500)
A-02-4-3640-00-4411	Telephone	\$ 4,000	\$ 3,000	(\$ 1,000)
A-02-4-3640-00-4425	Maintenance Agreements	\$ 2,000	\$ 0	(\$ 2,000)
A-02-4-3640-00-4441	Gasoline, Oil, Diesel	\$ 5,000	\$ 2,500	(\$ 2,500)
A-02-4-3640-00-4446	Food Supplies	\$ 450	\$ 0	(\$ 450)
A-02-4-3640-00-4447	Clothing & Uniforms	\$ 500	\$ 0	(\$ 500)
A-02-4-3640-00-4449	Special Supplies & Mat.	\$ 2,500	\$ 0	(\$ 2,500)
A-02-4-3640-00-4455	Training	\$ 2,500	\$ 1,000	(\$ 1,500)
A-02-4-3640-00-4459	Computer Software	\$ 300	\$ 0	(\$ 300)
A-02-4-3640-00-4470	Travel: Related Costs	\$ 700	\$ 0	(\$ 700)
A-02-4-3640-00-4493	Educ. & Train. Pub.	\$ 1,600	\$ 1,000	(\$ 600)
A-02-4-3641-00-4422	Equip Rent/Lease/Repair	\$ 2,000	\$ 1,700	(\$ 300)

A-02-4-3641-00-4449	Special Supplies & Mat.	\$ 1,500	\$ 0 (\$ 1,500)
A-02-4-3641-00-4455	Training	\$ 1,250	\$ 0 (\$ 1,250)
A-02-4-3641-00-4470	Travel: Related Costs	\$ 700	\$ 0 (\$ 700)
A-02-4-3641-00-4471	Mileage Allocations	\$ 500	\$ 0 (\$ 500)
A-02-4-3641-00-4493	Educ. & Train. Pub.	\$ 1,500	\$ 1,000 (\$ 500)
A-03-4-3410-00-4422	Equip Rent/Lease/Repair	\$ 3,500	\$ 3,000 (\$ 500)
A-03-4-3410-00-4436	Medical Fees	\$ 1,500	\$ 0 (\$ 1,500)
A-03-4-3410-00-4441	Gasoline, Oil, Diesel	\$ 1,500	\$ 1,000 (\$ 500)
A-03-4-3410-00-4455	Training	\$ 1,500	\$ 500 (\$ 1,000)
A-03-4-3410-00-4470	Travel: Related Costs	\$ 1,050	\$ 0 (\$ 1,050)
A-03-4-3410-00-4526	Education Programs	\$ 2,250	\$ 1,000 (\$ 1,250)
A-06-4-1325-00-1110	(1331)Account Clerk Typ.	\$ 29,507	\$ 0 (\$ 29,507)
A-06-4-1325-00-2259	Computer Equipment	\$ 1,600	\$ 800 (\$ 800)
A-06-4-1325-00-4459	Computer Software	\$ 600	\$ 300 (\$ 300)
A-06-4-1325-00-4470	Travel: Related Costs	\$ 1,250	\$ 1,000 (\$ 1,000)
A-06-4-1362-00-4491	Legal Notice & Advert	\$ 10,000	\$ 8,000 (\$ 2,000)
A-06-4-9900-00-9901	Transfer to Co. Rd. Fd	\$5,393,069	\$5,192,283 (\$200,786)
A-06-4-9900-00-9902	Transfer to Rd. Mach. Fd	\$ 220,373	\$ 94,423 (\$125,950)
A-07-4-1355-00-1110	Real Prop Tax Res Tech	\$ 27,145	\$ 0 (\$ 27,145)
A-07-4-1355-00-4409	Office Furniture	\$ 600	\$ 0 (\$ 600)
A-07-4-1355-00-4422	Equip Rent/Lease/Repair	\$ 750	\$ 0 (\$ 750)
A-07-4-1355-00-4438	Misc. Supporting Serv	\$ 18,890	\$ 17,890 (\$ 1,000)
A-07-4-1355-00-4449	Special Supplies & Mat	\$ 6,185	\$ 4,000 (\$ 2,185)
A-08-4-1410-00-1110	(197)Motor Vehicle Clerk	\$ 28,646	\$ 0 (\$ 28,646)
A-09-4-1420-00-4408	Office Supplies	\$ 100	\$ 0 (\$ 100)
A-09-4-1420-00-4452	Printing/Copying	\$ 200	\$ 0 (\$ 200)
A-09-4-1420-00-4471	Mileage Allocations	\$ 1,200	\$ 1,000 (\$ 200)
A-09-4-1420-00-4476	Assoc./Membership Dues	\$ 390	\$ 0 (\$ 390)
A-10-3-2801	Interfund Revenues	\$ 444,300	\$ 402,925 (\$ 41,375)
A-10-4-1430-00-1110	(1100)Sr. Acc Clerk Typist	\$ 32,612	\$ 0 (\$ 32,612)
A-10-4-1430-00-1111	(1281) Overtime	\$ 1,500	\$ 800 (\$ 700)
A-10-4-1430-00-2259	Computer Equipment	\$ 1,200	\$ 700 (\$ 500)
A-10-4-1430-00-4408	Office Supplies	\$ 2,000	\$ 1,500 (\$ 500)
A-10-4-1430-00-4409	Office Furniture	\$ 500	\$ 0 (\$ 500)
A-10-4-1430-00-4422	Equip. Rent/Lease/Rep	\$ 3,500	\$ 2,000 (\$ 1,500)
A-10-4-1430-00-4438	Misc. Supporting Serv	\$ 25,000	\$ 22,000 (\$ 3,000)
A-10-4-1430-00-4453	Postage Expenses	\$ 100	\$ 0 (\$ 100)
A-10-4-1430-00-4470	Travel: Related Costs	\$ 3,500	\$ 2,500 (\$ 1,000)

A-10-4-1430-00-4471	Mi l e a g e A l l o c a t i o n s	\$ 2,000	\$ 1,500	(\$ 500)
A-10-4-9001-00-8810	F I C A	\$1,201,230	\$1,142,460	(\$ 58,770)
A-10-4-9001-00-8840	U n e m p l o y m e n t I n s u r a n c e	\$ 60,000	\$ 186,000	\$126,000
A-10-4-9001-00-8850	H o s p i t a l & M e d i c a l I n s .	\$4,500,000	\$4,350,000	(\$150,000)
A-10-4-9001-00-8852	D e n t a l B e n e f i t s	\$ 240,000	\$ 190,000	(\$ 50,000)
A-10-4-9001-00-8853	V i s u a l C a r e B e n e f i t s	\$ 140,000	\$ 130,000	(\$ 10,000)
A-10-4-9001-00-8854	D i s a b i l i t y I n s u r a n c e	\$ 70,000	\$ 65,000	(\$ 5,000)
A-11-3-2215	E l e c t i o n S e r v i c e C h a r g e s	\$ 91,400	\$ 119,000	\$ 27,600
A-11-4-1450-00-1110	(568) D e p u t y C o m m i s s i o n e r	\$ 33,232	\$ 0	(\$ 33,232)
A-11-4-1450-00-1110	(736) V o t M a c h / E l e c t C o o r d	\$ 30,249	\$ 0	(\$ 30,249)
A-11-4-1450-00-1110	(737) V o t M a c h / E l e c t C o o r d .	\$ 30,249	\$ 0	(\$ 30,249)
A-11-4-1450-00-1110	(1134) D e p u t y C o m m i s s i o n e r	\$ 34,232	\$ 0	(\$ 34,232)
A-11-4-1450-00-1120	(566) D e p . C o m m i s s i o n e r P T	\$ 0	\$ 16,500	\$ 6,500
A-11-4-1450-00-1120	(1133) D e p . C o m m i s s i o n e r P T	\$ 0	\$ 16,500	\$ 6,500
A-11-4-1450-00-1120	(New) C l e r k / E l e c t D a t a P T	\$ 0	\$ 15,000	\$ 15,000
A-11-4-1450-00-1120	(New) C l e r k / E l e c t D a t a P T	\$ 0	\$ 15,000	\$ 15,000
A-12-4-1364-00-4421	P r o p R e n t / L e a s e / R e p a i r	\$ 1,000	\$ 0	(\$ 1,000)
A-12-4-1490-00-1110	(8) A c c o u n t i n g S u p e r P / W	\$ 39,602	\$ 0	(\$ 39,602)
A-12-4-1490-00-1110	(458) B u s i n e s s M a n a g e r	\$ 0	\$ 45,036	\$ 45,036
A-12-4-1490-00-2259	C o m p u t e r E q u i p m e n t	\$ 1,000	\$ 0	(\$ 1,000)
A-12-4-1490-00-4476	A s s o c i a t i o n D u e s	\$ 350	\$ 0	(\$ 350)
A-12-4-1620-00-1110	(149) H o u r l y E m p l o y e e s	\$ 620,456	\$ 504,954	(\$115,502)
A-12-4-1620-00-1110	(427) S t r u c M a i n t . S u p e r . I I	\$ 0	\$ 40,378	\$ 40,378
A-12-4-1620-00-1110	(1190) E l e c t r o n i c s T e c h	\$ 0	\$ 35,360	\$ 35,360
A-12-4-1620-00-1111	(955) O v e r t i m e P a y	\$ 2,500	\$ 1,250	(\$ 1,250)
A-12-4-1620-00-2255	B l d g & G r o u n d s E q u i p m e n t	\$ 5,700	\$ 0	(\$ 5,700)
A-12-4-1620-00-4407	O f f i c e E q u i p m e n t	\$ 500	\$ 200	(\$ 300)
A-12-4-1620-00-4408	O f f i c e S u p p l i e s	\$ 750	\$ 400	(\$ 250)
A-12-4-1620-00-4409	O f f i c e F u r n i t u r e	\$ 1,000	\$ 500	(\$ 500)
A-12-4-1620-00-4411	T e l e p h o n e	\$ 90,000	\$ 87,000	(\$ 3,000)
A-12-4-1620-00-4412	L i g h t & P o w e r	\$ 470,000	\$ 460,000	(\$ 10,000)
A-12-4-1620-00-4414	N a t u r a l G a s	\$ 204,000	\$ 185,000	(\$ 19,000)
A-12-4-1620-00-4415	H e a t i n g O i l	\$ 3,500	\$ 2,500	(\$ 1,000)
A-12-4-1620-00-4421	P r o p e r t y R e n t / L e a s e / R e p	\$ 120,000	\$ 110,000	(\$ 10,000)
A-12-4-1620-00-4425	M a i n t e n a n c e A g r e e m e n t s	\$ 160,600	\$ 149,600	(\$ 11,000)
A-12-4-1620-00-4447	C l o t h i n g & U n i f o r m s	\$ 6,500	\$ 6,000	(\$ 500)
A-12-4-1620-00-4455	T r a i n i n g	\$ 250	\$ 0	(\$ 250)
A-12-4-1620-00-4470	T r a v e l : R e l a t e d C o s t s	\$ 250	\$ 0	(\$ 250)
A-12-4-1671-00-4409	O f f i c e F u r n i t u r e	\$ 500	\$ 0	(\$ 500)

A-12-4-7180-00-4440	Small Tools	\$ 1,000	\$ 900	(\$ 100)
A-12-4-7180-00-4448	Const. & Maint. Supplies	\$ 6,500	\$ 6,000	(\$ 500)
A-12-4-8160-00-4408	Office Supplies	\$ 200	\$ 0	(\$ 200)
A-14-3-2228	Data Processing Fee Other	\$ 141,162	\$ 140,162	(\$ 1,000)
A-14-4-1670-00-4422	Equip Rent/Lease/Repair	\$ 2,500	\$ 1,500	(\$ 1,000)
A-14-4-1680-00-1111	(324) Overtime Pay	\$ 12,000	\$ 6,000	(\$ 6,000)
A-14-4-1680-00-2259	Computer Equipment	\$ 18,000	\$ 9,000	(\$ 9,000)
A-14-4-1680-00-4408	Office Supplies	\$ 22,000	\$ 11,000	(\$ 11,000)
A-14-4-1680-00-4425	Maintenance Agreements	\$ 17,000	\$ 9,000	(\$ 8,000)
A-14-4-1680-00-4438	Misc. Supporting Serv	\$ 11,000	\$ 10,000	(\$ 1,000)
A-14-4-1680-00-4455	Training	\$ 3,000	\$ 1,000	(\$ 2,000)
A-14-4-1680-00-4459	Computer Software	\$ 18,500	\$ 17,000	(\$ 1,500)
A-14-4-1680-00-4471	Mileage Allocations	\$ 900	\$ 650	(\$ 250)
A-15-3-1270	Shared Services Charges	\$ 53,500	\$ 63,000	\$ 9,500
A-15-3-1289	Other General Govt. Income	\$ 40,720	\$ 41,220	\$ 500
A-15-3-1510	Sheriff Fees	\$ 90,000	\$ 90,500	\$ 500
A-15-3-2264	Jail Facilities Other Govt.	\$ 290,000	\$ 420,000	\$130,000
A-15-3-3308	Transport Prisoners	\$ 20,000	\$ 24,000	\$ 4,000
A-15-3-3330	Unified Court Bud Sec Svc	\$ 51,000	\$ 57,000	\$ 6,000
A-15-4-1115-00-1120	(849) Court Attendant PT	\$ 51,000	\$ 57,000	\$ 6,000
A-15-4-3020-14-1111	(728) Overtime	\$ 60,000	\$ 55,000	(\$ 5,000)
A-15-4-3020-14-1120	(932) Dispatcher - PT	\$ 88,243	\$ 80,000	(\$ 8,243)
A-15-4-3110-00-1110	(1182) Deputy Sheriff	\$ 43,557	\$ 0	(\$ 43,557)
A-15-4-3110-00-1113	(1213) Shift Different	\$ 50,000	\$ 47,000	(\$ 3,000)
A-15-4-3110-00-1120	(145) Sheriff Deputys PT	\$ 140,000	\$ 100,000	(\$ 40,000)
A-15-4-3110-00-1120	(326) Office Bld. Secur	\$ 4,488	\$ 0	(\$ 4,488)
A-15-4-3110-00-1120	(548) Acc Clerk Typist PT	\$ 8,404	\$ 4,000	(\$ 4,404)
A-15-4-3110-00-1150	(485) Allowances	\$ 1,200	\$ 900	(\$ 300)
A-15-4-3110-00-2250	Technical Equipment	\$ 3,333	\$ 266	(\$ 3,067)
A-15-4-3110-00-2259	Computer Equipment	\$ 1,390	\$ 700	(\$ 690)
A-15-4-3110-00-4408	Office Supplies	\$ 4,000	\$ 3,000	(\$ 1,000)
A-15-4-3110-00-4411	Telephone	\$ 37,300	\$ 32,300	(\$ 5,000)
A-15-4-3110-00-4436	Medical Fees	\$ 2,500	\$ 2,358	(\$ 142)
A-15-4-3110-00-4447	Clothing & Uniforms	\$ 25,000	\$ 22,000	(\$ 3,000)
A-15-4-3110-00-4449	Special Supplies & Mat	\$ 15,000	\$ 12,000	(\$ 3,000)
A-15-4-3110-00-4455	Training	\$ 6,000	\$ 6,700	\$ 700
A-15-4-3110-00-4470	Travel: Related Costs	\$ 6,000	\$ 4,000	(\$ 2,000)
A-15-4-3112-00-4407	Office Equipment	\$ 100	\$ 0	(\$ 100)



A-15-4-3112-00-4425	Maintenance Agreements	\$ 600	\$ 0	(\$ 600)
A-15-4-3112-00-4449	Special Supplies & Mat	\$ 300	\$ 200	(\$ 100)
A-15-4-3150-00-1120	(854)Acc Clerk Typist PT	\$ 0	\$ 8,436	\$ 8,436
A-15-4-3150-00-1120	(1342)Regist Prof Nurse	\$ 25,000	\$ 20,000	(\$ 5,000)
A-15-4-3150-00-2250	Technical Equipment	\$ 7,700	\$ 5,700	(\$ 2,000)
A-15-4-3150-00-4408	Office Supplies	\$ 5,000	\$ 4,000	(\$ 1,000)
A-15-4-3150-00-4411	Telephone	\$ 2,000	\$ 1,000	(\$ 1,000)
A-15-4-3150-00-4436	Medical Fees	\$ 115,000	\$ 145,000	\$ 30,000
A-15-4-3150-00-4438	Misc. Supporting Serv	\$ 25,000	\$ 30,000	\$ 5,000
A-15-4-3150-00-4441	Gas, Oil, Diesel	\$ 12,000	\$ 15,000	\$ 3,000
A-15-4-3150-00-4447	Clothing & Uniforms	\$ 28,000	\$ 27,000	(\$ 1,000)
A-15-4-3150-00-4449	Special Supplies & Mat	\$ 25,000	\$ 13,000	(\$ 12,000)
A-15-4-3150-00-4470	Travel: Related Costs	\$ 2,000	\$ 1,000	(\$ 1,000)
A-16-3-3277	Educ Handicapped Children	\$1,444,709	\$1,385,209	(\$ 59,500)
A-16-4-4010-00-4411	Telephone	\$ 8,165	\$ 4,349	(\$ 3,816)
A-16-4-4046-00-4432	Tuition	\$1,947,600	\$1,847,600	(\$100,000)
A-17-4-4310-00-1110	(302)Director Comm Svcs	\$ 71,414	\$ 0	(\$ 1,414)
A-17-4-4310-00-1120	(1049)Direct Comm Svcs PT	\$ 0	\$ 30,000	\$ 30,000
A-17-4-4310-00-4408	Office Supplies	\$ 250	\$ 150	(\$ 100)
A-17-4-4310-00-4438	Misc. Supporting Serv	\$ 1,000	\$ 800	(\$ 200)
A-17-4-4310-00-4471	Mileage Allocations	\$ 1,500	\$ 1,000	(\$ 500)
A-18-3-1820	Repayment PHC Maint.	\$ 57,525	\$ 27,200	(\$ 30,325)
A-18-3-3609	Family Assistance	\$ 606,250	\$ 531,250	(\$ 75,000)
A-18-3-3610	Social Service Administration	\$1,494,026	\$1,349,426	(\$144,600)
A-18-3-3620	Child Care (PHC Maint)	\$ 169,259	\$ 114,136	(\$ 55,123)
A-18-3-4609	Family Assistance	\$1,572,500	\$1,422,500	(\$150,000)
A-18-3-4610	Social Service Administration	\$3,839,920	\$3,629,407	(\$210,513)
A-18-3-4611	Food Stamp Program	\$ 459,157	\$ 421,773	(\$ 37,384)
A-18-4-6010-00-1110	(273)Staff Devlp Coord.	\$ 37,835	\$ 0	(\$ 37,835)
A-18-4-6010-00-1110	(346)Social Welfare Exam	\$ 29,701	\$ 0	(\$ 29,701)
A-18-4-6010-00-1110	(354)Account Clerk Typist	\$ 27,298	\$ 0	(\$ 27,298)
A-18-4-6010-00-1110	(371)Case Supervisor	\$ 0	\$ 46,185	\$ 46,185
A-18-4-6010-00-1110	(402)Clerk Typist	\$ 26,027	\$ 0	(\$ 26,027)
A-18-4-6010-00-1110	(529)Motor Vehicle Oper	\$ 28,754	\$ 0	(\$ 28,754)
A-18-4-6010-00-1110	(556)Receptionist	\$ 0	\$ 26,872	\$ 26,872
A-18-4-6010-00-1110	(1091)Confid Secretary	\$ 36,732	\$ 0	(\$ 36,732)
A-18-4-6010-00-1120	(512)Social Services Att PT	\$ 30,535	\$ 0	(\$ 30,535)
A-18-4-6010-00-2259	Computer Equipment	\$ 1,550	\$ 0	(\$ 1,550)
A-18-4-6010-00-4407	Office Equipment	\$ 1,000	\$ 500	(\$ 500)

A-18-4-6010-00-4408	Office Supplies	\$ 19,800	\$ 15,000	(\$ 4,800)
A-18-4-6010-00-4409	Office Furniture	\$ 2,000	\$ 0	(\$ 2,000)
A-18-4-6010-00-4480	Insurances	\$ 500	\$ 0	(\$ 500)
A-18-4-6011-00-6109	Family Assistance	\$3,100,000	\$2,700,000	(\$400,000)
A-18-4-6011-00-6120	Child Care (PHC Main)	\$ 425,000	\$ 275,000	(\$150,000)
A-20-4-6610-00-4408	Office Supplies	\$ 350	\$ 250	(\$ 100)
A-20-4-6610-00-4452	Printing/Copying	\$ 200	\$ 0	(\$ 200)
A-20-4-6610-00-4470	Travel: Related Costs	\$ 700	\$ 600	(\$ 100)
A-21-3-3820	Youth Bureau	\$ 11,756	\$ 12,180	\$ 424
A-21-3-3826	Spec. Delinq. Prev. Prog.	\$ 23,426	\$ 24,095	\$ 669
A-21-3-3828	Youth Dev. & Delinq. Prev.	\$ 18,032	\$ 18,583	\$ 551
A-21-3-3829	Youth Initiatives Prog.	\$ 7,020	\$ 7,158	\$ 138
A-21-4-3155-00-1110	(153)Comm Serv Prog Coord	\$ 33,674	\$ 0	(\$ 33,674)
A-21-4-3155-00-1110	(735)Comm Svc Prog Clerk /Sched	\$ 31,418	\$ 0	(\$ 31,418)
A-21-4-3155-00-1110	(NEW)Work Project Superv	\$ 0	\$ 28,753	\$ 28,753
A-21-4-3155-00-1120	(456)Acc Clerk Typist PT	\$ 0	\$ 12,500	\$ 12,500
A-21-4-3155-00-4408	Office Supplies	\$ 400	\$ 0	(\$ 400)
A-21-4-3155-00-4455	Training	\$ 100	\$ 0	(\$ 100)
A-21-4-3155-00-4461	Work Program Expense	\$ 800	\$ 700	(\$ 100)
A-21-4-3155-00-4470	Travel: Related Costs	\$ 100	\$ 0	(\$ 100)
A-21-4-3155-00-4471	Mileage Allocations	\$ 200	\$ 0	(\$ 200)
A-21-4-7310-00-4408	Office Supplies	\$ 800	\$ 700	(\$ 100)
A-21-4-7310-00-4411	Telephone	\$ 700	\$ 500	(\$ 200)
A-21-4-7310-00-4455	Training	\$ 500	\$ 0	(\$ 500)
A-21-4-7310-00-4470	Travel: Related Costs	\$ 500	\$ 50	(\$ 450)
A-21-4-7310-00-4559	Outreach Program	\$ 15,000	\$ 10,000	(\$ 5,000)
A-21-4-7310-00-4566	Spec. Delinquency Prev.	\$ 23,426	\$ 24,095	\$ 669
A-21-4-7310-00-4582	Youth Initiatives Prog.	\$ 7,020	\$ 7,158	\$ 138
A-21-4-7310-00-4585	Youth Dev. & Delinq. Prev.	\$ 18,032	\$ 18,583	\$ 551
A-22-4-7510-00-1110	(24)Hist. Archives Asst.	\$ 35,434	\$ 0	(\$ 35,434)
A-22-4-7510-00-1120	(1188)Sr. Clerk Typist PT	\$ 13,697	\$ 0	(\$ 13,697)
A-22-4-7510-00-1120	(New)Hist. Archives Asst PT	\$ 0	\$ 17,500	\$ 17,500
A-22-4-7510-00-4408	Office Supplies	\$ 1,400	\$ 400	(\$ 1,000)
A-24-3-2189	Home & Comm Serv Dept Inc.	\$ 79,500	\$ 44,500	(\$ 35,000)
A-24-4-6430-00-1110	(1015) Planner	\$ 33,847	\$ 0	(\$ 33,847)
A-24-4-6430-00-1110	(1381)Principal Steno.	\$ 35,647	\$ 0	(\$ 35,647)
A-24-4-6430-00-2259	Computer Equipment	\$ 1,000	\$ 0	(\$ 1,000)
A-24-4-6430-00-4408	Office Supplies	\$ 2,000	\$ 1,000	(\$ 1,000)

A-24-4-6430-00-4425	Maintenance Agreements	\$ 2,400	\$ 1,700	(\$ 700)
A-24-4-6430-00-4455	Training	\$ 600	\$ 0	(\$ 600)
A-24-4-6430-00-4471	Mileage Allocations	\$ 4,000	\$ 3,500	(\$ 500)
A-24-4-6430-00-4476	Association Dues	\$ 1,070	\$ 750	(\$ 320)
A-25-4-1165-00-1120	(71) Criminal Investigator	\$ 32,666	\$ 30,000	(\$ 2,666)
A-25-4-1165-00-4408	Office Supplies	\$ 3,000	\$ 2,000	(\$ 1,000)
A-25-4-1165-00-4422	Equip Rent/Lease/Repair	\$ 1,250	\$ 1,000	(\$ 250)
A-25-4-1165-00-4425	Maintenance Agreements	\$ 3,500	\$ 1,500	(\$ 2,000)
A-25-4-1165-00-4431	Professional Services	\$ 22,000	\$ 20,000	(\$ 2,000)
A-25-4-1165-00-4433	Court Related Expenses	\$ 22,000	\$ 18,000	(\$ 4,000)
A-25-4-1165-00-4437	Clerical Services	\$ 7,000	\$ 6,000	(\$ 1,000)
A-25-4-1165-00-4441	Gasoline, Oil, Diesel	\$ 2,000	\$ 1,500	(\$ 500)
A-25-4-1165-00-4470	Travel: Related Costs	\$ 1,000	\$ 500	(\$ 500)
A-25-4-1165-00-4471	Mileage Allocations	\$ 5,000	\$ 5,900	\$ 900
A-27-4-3140-00-1110	(102) Account Clerk Typist	\$ 27,489	\$ 0	(\$ 27,489)
A-27-4-3140-00-1110	(394) Probation Officer	\$ 43,299	\$ 0	(\$ 43,299)
A-27-4-3140-00-1111	(553) Overtime	\$ 4,000	\$ 1,000	(\$ 3,000)
A-27-4-3140-00-2259	Computer Equipment	\$ 2,000	\$ 0	(\$ 2,000)
A-27-4-3140-00-4407	Office Equipment	\$ 500	\$ 0	(\$ 500)
A-27-4-3140-00-4408	Office Supplies	\$ 2,000	\$ 1,500	(\$ 500)
A-27-4-3140-00-4409	Office Furniture	\$ 500	\$ 0	(\$ 500)
A-27-4-3140-00-4431	Professional Services	\$ 220	\$ 0	(\$ 220)
A-27-4-3140-00-4438	Misc. Supporting Serv	\$ 9,500	\$ 8,000	(\$ 1,500)
A-27-4-3140-00-4441	Gasoline, Oil, Diesel	\$ 2,750	\$ 2,000	(\$ 750)
A-27-4-3140-00-4455	Training	\$ 900	\$ 500	(\$ 400)
A-27-4-3140-00-4459	Computer Software	\$ 11,200	\$ 6,000	(\$ 5,200)
A-27-4-3140-00-4470	Travel: Related Costs	\$ 3,000	\$ 1,350	(\$ 1,650)
A-27-4-3140-00-4471	Mileage Allocations	\$ 11,000	\$ 9,000	(\$ 2,000)
A-28-3-3025	Indigent Legal Services	\$ 148,510	\$ 133,659	(\$ 14,851)
A-28-4-1170-00-4408	Office Supplies	\$ 1,300	\$ 1,000	(\$ 300)
A-28-4-1170-00-4431	Professional Services	\$ 220,000	\$ 200,000	(\$ 20,000)
A-28-4-1170-00-4438	Misc. Supporting Services	\$ 1,000	\$ 700	(\$ 300)
A-28-4-1170-00-4470	Travel: Related Costs	\$ 500	\$ 0	(\$ 500)
A-28-4-1170-00-4471	Mileage Allocations	\$ 2,500	\$ 0	(\$ 2,500)
A-29-4-1185-00-4408	Office Supplies	\$ 300	\$ 0	(\$ 300)
A-29-4-1185-00-4471	Mileage Allocations	\$ 400	\$ 0	(\$ 400)
A-29-4-1185-00-4476	Assoc/Membership Dues	\$ 100	\$ 0	(\$ 100)
A-30-4-1320-00-4408	Office Supplies	\$ 600	\$ 500	(\$ 100)

A-30-4-1320-00-4422	Equip Rent/Lease/Repair	\$	150	\$	0	(\$	150)
A-30-4-1320-00-4425	Maintenance Agreements	\$	500	\$	300	(\$	200)
A-30-4-1320-00-4470	Travel: Related Expenses	\$	700	\$	0	(\$	700)
A-31-4-1345-00-1110	(1272)Sr Acc Clerk Typist	\$	32,612	\$	0	(\$	32,612)
A-31-4-1345-00-4452	Printing/Copying	\$	300	\$	0	(\$	300)
A-31-4-1345-00-4455	Training	\$	100	\$	0	(\$	100)
A-31-4-1345-00-4470	Travel: Related Costs	\$	500	\$	0	(\$	500)
A-31-4-1345-00-4471	Mileage Allocations	\$	200	\$	0	(\$	200)
A-31-4-1345-00-4476	Assoc/Membership Dues	\$	150	\$	0	(\$	150)
							(\$1,397,301)

D-12-3-5031	Interfund Transfer		\$5,393,069		\$5,192,283		(\$200,786)
D-12-3-3310-00-4440	Small Tools	\$	450	\$	250	(\$	200)
D-12-3-3310-00-4447	Clothing & Uniforms	\$	650	\$	500	(\$	150)
D-12-3-3310-00-4465	Road Striping	\$	75,000	\$	73,000	(\$	2,000)
D-12-4-5010-00-1110	(502)Prin Acc Clerk Typist	\$	36,108	\$	0	(\$	36,108)
D-12-4-5010-00-1110	(NEW)Account Clerk Typist	\$	0	\$	26,872	\$	26,872
D-12-4-5010-00-2259	Computer Equipment	\$	1,500	\$	0	(\$	1,500)
D-12-4-5010-00-4407	Office Equipment	\$	500	\$	0	(\$	500)
D-12-4-5010-00-4409	Office Furniture	\$	1,000	\$	0	(\$	1,000)
D-12-4-5010-00-4422	Equip. Rent/Lease/Repair	\$	7,500	\$	7,000	(\$	500)
D-12-4-5010-00-4452	Printing/Copying	\$	1,500	\$	1,300	(\$	200)
D-12-4-5010-00-4470	Travel: Related Costs	\$	1,000	\$	0	(\$	1,000)
D-12-4-5020-00-2250	Technical Equipment	\$	5,000	\$	0	(\$	5,000)
D-12-4-5020-00-4407	Office Equipment	\$	1,000	\$	0	(\$	1,000)
D-12-4-5020-00-4408	Office Supplies	\$	500	\$	300	(\$	200)
D-12-4-5020-00-4409	Office Furniture	\$	900	\$	0	(\$	900)
D-12-4-5020-00-4459	Computer Software	\$	800	\$	0	(\$	800)
D-12-4-5020-00-4470	Travel: Related Costs	\$	500	\$	0	(\$	500)
D-12-4-5110-00-1111	(991) Overtime Pay	\$	3,500	\$	0	(\$	3,500)
D-12-4-5110-00-4447	Clothing & Uniforms	\$	8,500	\$	7,000	(\$	1,500)
D-12-4-5110-00-4448	Constr. & Maint. Supp	\$	1,205,000	\$	1,074,000	(\$	131,000)
D-12-4-9001-00-8830	Workers Compensation	\$	55,210	\$	50,210	(\$	5,000)
D-12-4-9001-00-8850	Hospital & Medical Ins.	\$	270,000	\$	243,000	(\$	27,000)
D-12-4-9001-00-8851	Hosp. & Med. Ins. Payback	\$	50,000	\$	45,000	(\$	5,000)
D-12-4-9001-00-8852	Dental Benefits	\$	15,000	\$	13,500	(\$	1,500)
D-12-4-9001-00-8853	Visual Care Benefits	\$	10,000	\$	9,000	(\$	1,000)
D-12-4-9001-00-8854	Disability Insurance	\$	6,000	\$	5,400	(\$	600)

DM-12-3-5031	Interfund Transfers	\$ 220,373	\$ 94,423	(\$125,950)
DM-12-4-5130-00-2230	Motor Vehicle Equipment	\$ 60,000	\$ 0	(\$ 60,000)
DM-12-4-5130-00-2240	Highway & Street Equip	\$ 20,300	\$ 10,000	(\$ 10,300)
DM-12-4-5130-00-4407	Office Equipment	\$ 500	\$ 0	(\$ 500)
DM-12-4-5130-00-4408	Office Supplies	\$ 500	\$ 300	(\$ 200)
DM-12-4-5130-00-4409	Office Furniture	\$ 800	\$ 0	(\$ 800)
DM-12-4-5130-00-4412	Light & Power	\$ 31,000	\$ 27,000	(\$ 4,000)
DM-12-4-5130-00-4414	Natural Gas	\$ 45,000	\$ 42,500	(\$ 2,500)
DM-12-4-5130-00-4421	Property Rent/Lease/Rep	\$ 25,000	\$ 23,000	(\$ 2,000)
DM-12-4-5130-00-4422	Equip. Rent/Lease/Rep	\$ 185,000	\$ 170,000	(\$ 15,000)
DM-12-4-5130-00-4440	Small Tools	\$ 5,000	\$ 3,500	(\$ 1,500)
DM-12-4-5130-00-4441	Gasoline, Oil, Diesel	\$ 390,000	\$ 375,000	(\$ 15,000)
DM-12-4-5130-00-4447	Clothing & Uniforms	\$ 2,500	\$ 2,200	(\$ 300)
DM-12-4-5130-00-4470	Travel: Related Costs	\$ 75	\$ 0	(\$ 75)
DM-12-4-9001-00-8830	Workers Compensation	\$ 20,754	\$ 18,754	(\$ 2,000)
DM-12-4-9001-00-8850	Hospital & Medical Ins.	\$ 90,000	\$ 81,000	(\$ 9,000)
DM-12-4-9001-00-8851	Hosp. & Med. Ins. Payback	\$ 10,000	\$ 9,000	(\$ 1,000)
DM-12-4-9001-00-8852	Dental Benefits	\$ 10,000	\$ 9,000	(\$ 1,000)
DM-12-4-9001-00-8853	Visual Care Benefits	\$ 5,000	\$ 4,500	(\$ 500)
DM-12-4-9001-00-8854	Disability Insurance	\$ 2,750	\$ 2,475	(\$ 275)

RESOLUTION ADOPTED with Aye(1868). (11/30/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

## OTHER

Supervisor Barone suggested that a Special meeting be held before the Committee meetings on December 7th for the purpose of entertaining further amendments to the mandated budget.

Chairman Greco stated that the amendments need to be presented in advance of the meeting so that all Supervisor have time to study them. He directed that the Supervisors have all their Resolutions for amendments into the Clerk of the Board on Monday, December 6th, by 12:00 p.m. The proposed resolutions will be distributed on Tuesday at the Committee meetings.

Chairman Greco asked Treasurer Bowerman to send a blank excel spreadsheet to each Supervisors to enter their amendments for their Resolutions. Amendments should be presented by Department by line item.

Chairman Greco summarized the schedule of events as follows:

December 7th - 7:00 pm} Distribute proposed Amendment Resolutions to Supervisors.

December 14th - 6:00 pm} Public Hearing at County Court House. After public hearing recess and reconvene at the Board of Supervisor Chambers.

December 14th - 6:05 pm} Special Board Meeting to review proposed budget amendments and possibly adopt the Budget.

December 14th - 7:00 pm} Regular Board meeting.

Members agreed that if the 2011 Tentative Budget was not adopted at the Special Meeting they would recess the meeting and meet the next evening and continue in that fashion until the Budget is adopted but no later December 20, 2010.

ADJOURNMENT

MOTION TO ADJOURN by Supervisor Barone, Sr., seconded by Supervisor Wheeler, passed with Aye(1868).

Chairman Greco adjourned the meeting at 6:23 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - EDUCATION/GOVERNMENT  
7:00 PM, December 7, 2010

COMMITTEE MEETING DISCUSSION

Chairman Quackenbush presided over the meeting commencing at 7:00 PM.

Roll call indicated Committee members present included Supervisors Coddington, Sweet, Allen, Johnson and Rajkowski. Supervisor Wheeler was absent.

Additional Supervisors present were Supervisors Greco, Thayer, Walters, Stagliano, Strevy, Barone and Baia. Supervisor DiMezza was absent.

Chairman Quackenbush has called a meeting of the Education/Government Committee for 7:00 p.m. on Tuesday, December 7, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - FMCC (DATA PROCESSING)
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - NTS DATA SERVICES, LLC. (BOARD OF ELECTIONS)
4. OTHER

Item #1: (A. DISCUSSION) Supervisor Thayer asked for a moment of silence in honor of Pearl Harbor Day.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - FMCC (DATA PROCESSING)) Supervisors Quackenbush and Wheeler made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - NTS DATA SERVICES, LLC. (BOARD OF ELECTIONS)) Supervisors Quackenbush and Wheeler made a motion and seconded, respectively, to move the Resolution.

Supervisor Barone asked Dan Colon, Director of Data Processing, if he could develop a program to handle these services in-house. Mr. Colon responded that it could be done but could not be developed in a month. Supervisor Barone suggested that the Agreement should be for one-year instead of five-years.

The Resolution was moved to the full Board with a positive recommendation. There were no objections.

Item #4: (OTHER) There was no other discussion.

Motion was made and seconded by Supervisors Allen and Sweet, respectively, to adjourn the Committee meeting.

Chairman Quackenbush adjourned the Education/Government Committee meeting at 7:07 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PUBLIC SAFETY  
7:05 PM, December 7, 2010

COMMITTEE MEETING DISCUSSION

Chairman Thayer presided over the meeting commencing at 7:08 PM.

Roll call indicated Committee members present included Supervisors Rajkowski, Stagliano, Johnson, Coddington and Sweet. Supervisor Wheeler was absent.

Additional Supervisors present were Greco, Baia, Barone, Quackenbush, Allen, Strevy and Walters. Supervisor DiMezza was absent.

Chairman Thayer has called a meeting of the Public Safety Committee for 7:05 p.m. on Tuesday, December 7, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION

- A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY TRAFFIC SAFETY BOARD(YOUTH BUREAU)
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - PRE-TRIAL RELEASE COORDINATOR - LESLIE NICHOLAS (YOUTH BUREAU/ALTERNATIVE COMMUNITY SERVICES)
4. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT WITH NEW YORK STATE OFFICE OF HOMELAND SECURITY (EMERGENCY MANAGEMENT) (SHERIFF) (PUBLIC HEALTH)
5. RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR MANAGEMENT & OPERATIONS OF THE FOOD SERVICES IN THE MONTGOMERY COUNTY CORRECTIONAL FACILITY (SHERIFF)
6. RESOLUTION AMENDING 2010 OPERATING BUDGET WITH FORFEITURE MONIES (DISTRICT ATTORNEY)
7. OTHER

Item #1: (A. Discussion) There was no discussion.

Item #2: (RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY TRAFFIC SAFETY BOARD (YOUTH BUREAU) Supervisors Thayer and Sweet made a motion and seconded, respectively, to move the Resolution with a positive recommendation to the full Board. There were no objections.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - PRE-TRIAL RELEASE COORDINATOR - LESLIE NICHOLAS (YOUTH BUREAU/ALTERNATIVE COMMUNITY SERVICES) Supervisors Thayer and Walters made a motion and seconded, respectively, to move the Resolution with a positive recommendation to the full Board. There were no objections.

Item #4: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT WITH NEW YORK STATE OFFICE OF HOMELAND SECURITY (EMERGENCY MANAGEMENT) (SHERIFF) (PUBLIC HEALTH) Supervisors Thayer and Strevy made a motion and seconded, respectively, to move the Resolution with a positive recommendation to the full Board. There were no objections.

Item #5: (RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR MANAGEMENT & OPERATIONS OF THE FOOD SERVICES IN THE MONTGOMERY COUNTY CORRECTIONAL FACILITY (SHERIFF) Supervisors Thayer and Baia made a motion and seconded, respectively, to move the Resolution with a positive recommendation to the full Board. There were no objections.

Item #6: (RESOLUTION AMENDING 2010 OPERATING BUDGET WITH FORFEITURE MONIES (DISTRICT ATTORNEY) Supervisors Thayer and Johnson made a motion and seconded, respectively, to move the Resolution with a positive recommendation to the full Board. There were no objections.

Item #7: (OTHER) There were no other items for discussion.



Motion was made and seconded by Supervisors Coddington and Rajkowski, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Thayer adjourned the Public Safety Committee meeting at 7:12 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
 SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
 COMMITTEE MEETING - HEALTH & HUMAN SERVICES  
 7:10 PM, December 7, 2010

COMMITTEE MEETING DISCUSSION

Chairman Barone presided over the meeting commencing at 7:12 PM.

Roll call indicated Committee members present included Supervisors Johnson, Stagliano, Coddington, Sweet and Allen. Supervisor Wheeler was absent.

Additional Supervisors present were Greco, Baia, Strevy, Rajkowski, Thayer, Quackenbush and Walters. Supervisor DiMezza was absent.

Chairman Barone has called a meeting of the Health and Human Services Committee for 7:10 p.m. on Tuesday, December 7, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN 2011 AGREEMENT - ALIVE AT 25, YOUNGER DRIVER EDUCATION PROGRAM (YOUTH BUREAU/ACSD)
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN 2011 AGREEMENT - VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD)
4. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - RESOURCE ALLOCATION PLAN (YOUTH BUREAU/ACSD)
5. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - SPECIAL DELINQUENCY PREVENTION AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAM - RECREATION (YOUTH BUREAU/ACSD)
6. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - YOUTH INITIATIVE PROGRAM AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION - SERVICE (YOUTH BUREAU/ACSD)
7. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MANAGEMENT CONSULTING CONTRACT FOR THE LOCAL GOVERNMENT UNIT UNDER THE MENTAL HYGIENE LAWS OF THE STATE OF NEW YORK
8. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - COMMUNITY SERVICES/MENTAL HEALTH DEPARTMENT (MENTAL HEALTH)
9. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - TRANSPORTATION OF FULTON COUNTY VETERANS (VETERANS)
10. OTHER

Item #1: (A. DISCUSSION) Supervisor Baia questioned a discussion that occurred at a past Health & Human Services Committee meeting regarding tracking software. Chairman Barone responded that there is tracking through finger print imaging. Commissioner Cranker added that records are being transferred to disks for storage, which is making more room for records.

Supervisor Baia thought that there was some type of tracking software that would aide the fraud investigators. Chairman Barone stated that there is at a cost of over \$100,000. Commissioner Cranker stated that Social Services has been awarded a \$35,000 grant, which will help the records situation.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN 2011 AGREEMENT - ALIVE AT 25, YOUNGER DRIVER EDUCATION PROGRAM (YOUTH BUREAU/ACSD) Supervisors Barone and Baia made a motion and seconded, respectively, to move the Resolution to full Board with a positive recommendation. There were no objections.

Item #3: ( RESOLUTION AUTHORIZING CHAIRMAN TO SIGN 2011 AGREEMENT - VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD) Supervisors Barone and Coddington made a motion and seconded, respectively, to move the Resolution to full Board with a positive recommendation. There were no objections.

Item #4: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - RESOURCE ALLOCATION PLAN (YOUTH BUREAU/ACSD) Supervisors Barone and Thayer made a motion and seconded, respectively, to move the Resolution to full Board with a positive recommendation. There were no objections.

Item #5: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - SPECIAL DELINQUENCY PREVENTION AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAM - RECREATION (YOUTH BUREAU/ACSD) Supervisors Barone and Sweet made a motion and seconded, respectively, to move the Resolution to full Board with a positive recommendation. There were no objections.

Item #6: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - YOUTH INITIATIVE PROGRAM AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION - SERVICE (YOUTH BUREAU/ACSD) Supervisors Barone and Sweet made a motion and seconded, respectively, to move the Resolution to full Board with a positive recommendation. There were no objections.

Item #7: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MANAGEMENT CONSULTING CONTRACT FOR THE LOCAL GOVERNMENT UNIT UNDER THE MENTAL HYGIENE LAWS OF THE STATE OF NEW YORK) Supervisors Barone and Johnson made a motion and seconded, respectively, to move the Resolution to full Board with a positive recommendation. There were no objections.

Item #8: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - COMMUNITY SERVICES/MENTAL HEALTH DEPARTMENT (MENTAL HEALTH) Supervisors Barone and Wheeler made a motion and seconded, respectively, to move the Resolution to full Board with a positive recommendation. There were no objections.

Item #9: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - TRANSPORTATION OF FULTON COUNTY VETERANS (VETERANS) Supervisors Barone and Rajkowski made a motion and seconded, respectively, to move the Resolution to full Board with a positive recommendation. There were no objections.

Add-On Resolution: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS FOR SERVICES - APPROVED BY 2011 SOCIAL SERVICES OPERATING BUDGET (SOCIAL SERVICES) Supervisors Barone and Thayer made a motion and seconded, respectively, to move the Resolution to full Board with a positive recommendation. There were no objections.

Item #10: (OTHER) There were no other items for discussion.

The motion was made and seconded by Supervisors Sweet and Coddington, respectively, to adjourn the Committee meeting. There were no objections.

Chairman Greco adjourned the Health & Human Services Committee meeting at 7:23 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - PERSONNEL  
7:15 PM, December 7, 2010

COMMITTEE MEETING DISCUSSION

Supervisor Barone, in the absence of Chairman DiMezza, presided over the meeting commencing at 7:24 PM.

Roll call indicated Committee members present were Supervisors Baia, Strevy, Walters, Quackenbush and Thayer. Supervisor DiMezza was absent.

Additional Supervisors present were Supervisors Greco, Johnson, Sweet, Rajkowski, Stagliano, Allen, Coddington. Supervisor Wheeler was absent.

Chairman DiMezza has called a meeting of the Personnel Committee for 7:15 p.m. on Tuesday, December 7, 2010 in the Supervisors' Chambers, County Office Bldg, 64 Broadway, Fonda, NY.

Items on the agenda, at this time, are as follows:

1. DISCUSSION

A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee

2. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - MIDWEST EMPLOYERS REINSURANCE CORPORATION, EXCESS WORKERS COMPENSATION COVERAGE (PERSONNEL)

3. OTHER

Item #1: (A. DISCUSSION) There was no discussion.

Item #2: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - MIDWEST EMPLOYERS REINSURANCE CORPORATION, EXCESS WORKERS COMPENSATION COVERAGE (PERSONNEL) Supervisors Strevy and Johnson made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Add-On Resolution: (RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS SERGEANT (SHERIFF) Supervisors Thayer and Baia made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (Other) There was no other discussion.

Supervisors Barone and Baia made a motion and seconded, respectively, to adjourn the Committee meeting.

Supervisor Barone adjourned the Personnel Committee meeting at 7:25 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE MEETING - FINANCE  
7:20 PM, December 7, 2010

COMMITTEE MEETING DISCUSSION

Chairman Strevy presided over the Finance Committee meeting commencing at 7:26 PM.

Roll call indicated Committee members present were Supervisors Baia, Barone, Walters, Quackenbush and Thayer. Supervisor DiMezza was absent.

Additional Supervisors present were Supervisors Greco, Allen, Johnson, Stagliano, Sweet, Rajkowski and Coddington. Supervisor Wheeler was absent.

Chairman Strevy has called a meeting of the Finance Committee for 7:20 p.m. on Tuesday, December 7, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. DISCUSSION
  - A. Privilege of Committee Chair, Committee Members & Board of Supervisors to discuss items of interest, etc., regarding departments governed by this Committee
2. RESOLUTION AMENDING 2010 OPERATING BUDGET - EQUIPMENT REPAIRS - DPW (PURCHASING)
3. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - GENERAL LIABILITY AND OTHER PERTINENT INSURANCE COVERAGE (BOARD OF SUPERVISORS)
4. RESOLUTION CORRECTING 2010 TOWN AND COUNTY TAX ROLLS - VARIOUS RESOLUTION PARCELS (RPTSA)
5. RESOLUTION AMENDING 2010 OPERATING BUDGET FOR LITIGATION DEFENSE (SANITARY SEWER DISTRICT #1)
6. RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT - NYS DOS - LOCAL ENHANCED WIRELESS 911 PROGRAM (SHERIFF)
7. RESOLUTION TRANSFERRING FUNDS- INDIGENT BURIALS (VETERANS SERVICES)
8. OTHER

Item #1: (A. DISCUSSION) There was no discussion.

Item #2: (RESOLUTION AMENDING 2010 OPERATING BUDGET - EQUIPMENT REPAIRS - DPW (PURCHASING) Supervisors Strevy and Baia made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #3: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - GENERAL LIABILITY AND OTHER PERTINENT INSURANCE COVERAGE (BOARD OF SUPERVISORS) Supervisors Strevy and Barone made a motion and seconded, respectively, to move the Resolution.

Item #4: (RESOLUTION CORRECTING 2010 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS (RPTSA) Supervisors Thayer and Baia made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #5: (RESOLUTION AMENDING 2010 OPERATING BUDGET FOR LITIGATION DEFENSE (SANITARY SEWER DISTRICT #1) Supervisors Strevy and Allen made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #6: (RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT - NYS DOS - LOCAL ENHANCED WIRELESS 911 PROGRAM (SHERIFF) Supervisors Strevy and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #7: (RESOLUTION TRANSFERRING FUNDS- INDIGENT BURIALS (VETERANS SERVICES) Supervisors Thayer and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Add-On Resolutions:

(RESOLUTION AUTHORIZING CHAIRMAN TO ENTER INTO AGREEMENTS - SNOW AND ICE CONTROL (PUBLIC WORKS) Supervisors Walters and Barone made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION SUPPORTING A PROPERTY TAX CAP THAT MUST INCLUDE MANDATE RELIEF) Supervisors Greco and Thayer made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION AMENDING 2010 OPERATING BUDGET - ASSIGNED COUNSEL (PUBLIC DEFENDER) Supervisors Johnson and Strevy made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT #1) Supervisors Strevy and Sweet made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

(AMENDING 2010 OPERATING BUDGET FOR MEDICAL FEES (SHERIFF) Supervisors Thayer and Sweet made a motion and seconded, respectively, to move the Resolution to the full Board with a positive recommendation. There were no objections.

Item #8: (OTHER) There were no other items of discussion.

Supervisors Thayer and Barone made a motion and seconded, respectively, to adjourn the Committee meeting. Chairman Strevy adjourned the Finance Committee meeting at 7:39 PM.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
COMMITTEE OF THE WHOLE  
9:00 AM, December 11, 2010

COMMITTEE MEETING DISCUSSION

Chairman Greco presided over the meeting commencing at 9:00 a.m.

Roll call indicated Committee members present included Supervisors Johnson, Bai a, Barone, Wheeler, Di Mezza and Coddington. Absent were Supervisors Thayer, Quackenbush, Allen, Sweet, Strevy, Rajkowski, Stagliano and Walters.

Chairman Greco has called a meeting of the Committee of the Whole for 9:00 a.m. on Saturday, December 11, 2010 in the Supervisors' Chambers, County Office Building, 64 Broadway, Fonda, New York.

Items on the agenda, at this time, are as follows:

1. INTERVIEWS - COMMISSIONER OF SOCIAL SERVICES
2. OTHER

Item #1: (INTERVIEWS - COMMISSIONER OF SOCIAL SERVICES) The Committee of the Whole did not have a quorum to start. At 9:10 a.m., Supervisor Strevy entered the Chamber, which created a quorum.

Five candidates were interviewed for the position of Commissioner of Social Services.

Supervisor Strevy left before a vote could be taken on the preferred candidate.

It was agreed by the members still in attendance that Peter Capobianco was the most qualified candidate.

ADJOURNMENT

Motion was made and seconded by Supervisors Barone and Bai a, respectively, to adjourn the Committee of the Whole meeting.

Chairman Greco adjourned the Committee of the Whole meeting at 11:30 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
MONTGOMERY COUNTY COURT HOUSE, 58 BROADWAY, FONDA, NY  
PUBLIC HEARING  
6:00 PM, December 14, 2010

2011 Tentative Operating Budget

PUBLIC HEARING DISCUSSION

Chairman Greco called the public hearing to order at 6:00 p.m. in the County Court House.

Present were Supervisors Barone, Baia, Coddington, Quackenbush, Wheeler, Thayer, Di Mezza, Allen, Strevey, Sweet, Johnson, Rajkowski, Stagliano and Walters.

The following notice was read:

NOTICE OF PUBLIC HEARING

2011 TENTATIVE OPERATING BUDGET

NOTICE IS HEREBY GIVEN, that the Board of Supervisors of the County of Montgomery will meet in the Montgomery County Court House, 58 Broadway, Fonda, New York at 6:00 p.m. on Tuesday, December 14, 2010 for the purpose of holding a public hearing on the Tentative Budget for the fiscal year beginning January 1, 2011, as required by County Law of the State of New York.

FURTHER NOTICE is hereby given that copies of said 2011 Tentative Budget are available at the Office of the Board of Supervisors, County Annex Building, 20 Park Street, Fonda, New York where they may be inspected or procured by any interested persons during business hours.

PURSUANT to the County Law, the maximum salaries that may be fixed and payable during said fiscal year to members of said Board of Supervisors and to the Chairman thereof, respectively, are specified as follows:

Chairman of the Board of Supervisors	\$15,000.00
Members of the Board of Supervisors (14) at	\$10,000.00 each

By order of the Board of Supervisors of Montgomery County.

Robin L. Loske  
Clerk of the Board  
DATED: December 14, 2010

Chairman Greco opened the floor to speakers.

Members of the public took the floor and spoke in support of the Cornell Cooperative Extension and 4-H, the Sheriff's Office and History & Archives. Members of the CSEA and County employees spoke in support of no layoffs.

Speakers are as follows:

Melissa Zaleski - History & Archives  
Mark Hoffman - County Employee  
Kathy Garrison - CSEA  
Mark Scott - County Employee  
Patricia Young - DMV  
Nancy Dreaney - County Employee  
Beverly Guiffre - History & Archives  
Joy Sherman - Clerk's Office  
Brad Schafer - Sheriff's Office  
Anne Nadler - County Employee  
Steve Helmin - History & Archives  
Emma O'Shea - 4-H  
Marybeth Allen - 4-H  
JD Downing - Resident  
Edward Russo - County Employee & CSEA  
Jeff Smith - Sheriff's Office  
Bill McLaughlin - Cornell Cooperative Extension  
Jim Male - Sheriff's Office  
Amy McGrath - Beech Nut  
Marilyn Smith - Cornell Cooperative Extension  
Mike Amato - Sheriff's Office  
Wendy O'Shea - Cornell Cooperative Extension/Sheriff's Office  
Jim Glorioso - Sheriff's Office



Chairman adjourned the public hearing at 7:10 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
 SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
 SPECIAL MEETING  
 6:05 PM, December 14, 2010

**CALL TO ORDER**

The Special Meeting of the Montgomery County Board of Supervisors for December 14, 2010 was called to order at 7:25 PM by Chairman Greco.

**SALUTE TO THE FLAG**

Supervisor Johnson led the salute to the flag.

**ROLL CALL**

Roll call indicated that Supervisors Barone, Bai a, Coddington, Quackenbush, Wheeler, Thayer, DiMezza, Allen, Strevy, Sweet, Johnson, Rajkowski, Stagliano and Walters were present.

**STATEMENT OF PURPOSE OF MEETING**

**IV. Statement of Purpose of Meeting**

**A. 2011 Tentative Budget**

**RESOLUTION NO. 287 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE BUDGET - CORRECTIONS (TREASURER)**

Resolution by Supervisor: Wheeler

Seconded by Supervisor: Bai a

RESOLVED, that the Tentative Operating Budget is amended as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-16-3-3401-06	Emergency Preparedness	\$ 50,000	\$ 75,000	\$ 25,000
A-16-4-4010-06.4445	Medical Supplies	\$ 0	\$ 25,000	\$ 25,000
A-18-3-1894	Social Service Charges	\$ 10,000	\$ 28,732	\$ 18,732
A-18-3-3889	Other Culture & Rec.	\$ 0	\$ 35,209	\$ 35,209
A-18-4-6010-00.1130(451)	Temporary Employees	\$ 0	\$ 8,264	\$ 8,264
A-18-4-6010-00.2220	Office Equipment	\$ 0	\$ 11,532	\$ 11,532
A-18-4-6010-00.4408	Office Supplies	\$ 15,000	\$ 20,725	\$ 5,725
A-18-4-6010-00.4438	Misc. Supporting Serv	\$574,173	\$583,861	\$ 9,688
A-27-3-3310	Probation Services	\$141,305	\$131,395	(\$ 9,910)

RESOLUTION ADOPTED with Aye(1868). (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 288 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF SUPERVISORS**

Resolution by Supervisor: Greco

Seconded by Supervisor: Coddington

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-01-4-1010-00. 1120(33)	Chairman	\$ 15,000	\$ 14,000	(\$ 1,000)
A-01-4-1010-00. 1120(565)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1010-00. 1120(1135)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1010-00. 1120(1136)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1010-00. 1120(1137)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1010-00. 1120(1138)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1010-00. 1120(1139)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1010-00. 1120(1140)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1010-00. 1120(1141)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1010-00. 1120(1142)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1010-00. 1120(1143)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1010-00. 1120(1144)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1010-00. 1120(1145)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1010-00. 1120(1146)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1010-00. 1120(1147)	Supervisor	\$ 10,000	\$ 9,500	(\$ 500)
A-01-4-1910-00. 4480	Insurances	\$450,000	\$435,000	(\$ 15,000)
A-01-4-6420-00. 4577	Bed Tax Contrib: Tourism	\$100,000	\$ 75,000	(\$ 25,000)
A-01-4-6989-00. 4578	Office for the Aging	\$255,000	\$220,000	(\$ 35,000)
A-01-4-8710-00. 4571	Farmland Protect	\$ 25,000	\$ 0	(\$ 25,000)
A-01-4-8751-00. 4438	Misc. Supp. Svcs.	\$ 25,000	\$ 0	(\$ 25,000)
A-01-4-8751-00. 4475	Operational (Coop Ext)	\$165,000	\$100,000	(\$ 65,000)

RESOLUTION DEFEATED with Aye(139). Supervisor Greco voted Aye. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 289 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF SUPERVISORS**

Resolution by Supervisor: Allen  
Coddington  
Quackenbush  
Rajkowski  
Stagliano  
Strevy  
Sweet  
Thayer

Seconded by Supervisor: Walters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Increased

Account	Description	Changed from:	Changed to:	(Decreased) Amount
A-01-4-1010-00. 4431	Professional Services	\$ 20,000	\$ 10,000	(\$ 10,000)
A-01-4-1340-00. 1120(455)	Deputy Budget Off-PT	\$ 2,000	\$ 0	(\$ 2,000)
A-01-4-1910-00. 4480	Insurances	\$450,000	\$425,000	(\$ 25,000)
A-01-4-1930-00. 4433	Court Related Expenses	\$ 20,000	\$ 0	(\$ 20,000)
A-01-4-6989-00. 4578	Office for the Aging	\$255,000	\$220,000	(\$ 35,000)
A-01-4-8710-00. 4571	Farm Land Protection	\$ 25,000	\$ 0	(\$ 25,000)
A-01-4-8710-00. 4576	Soil Conservation Dist	\$ 76,000	\$100,000	\$ 24,000
A-01-4-8751-00. 4438	Misc. Supporting Serv.	\$ 25,000	\$ 0	(\$ 25,000)
A-01-4-8751-00. 4575	Operational (Coop. Ext.)	\$165,000	\$ 80,000	(\$ 85,000)

MOTION TO AMEND by Supervisor Baia, seconded by Supervisor Wheeler, to reduce Line Item A-01-4-8751-00. 4575 (Coop. Etx.) from \$165,000 to \$145,00 was defeated with Aye(852). Supervisors Johnson, Barone, Sr., Wheeler, Baia, DiMezza and Coddington voted Aye. (12/14/2010)

MOTION TO AMEND by Supervisor Greco, seconded by Supervisor Baia, to reduce Line Item A-01-4-1910-00. 4480 (Insurances) from \$450,000 to \$435,000 was defeated with Aye(907). Supervisors Greco, Johnson, Barone, Sr., Wheeler, Baia and DiMezza voted Aye. (12/14/2010)

RESOLUTION ADOPTED with Aye(961). Supervisors Greco, Johnson, Barone, Sr., Wheeler, Baia and DiMezza voted Nay. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

# **RESOLUTION NO. 290 of 2010**

**DATED:** December 14, 2010

## **RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF SUPERVISORS**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: DiMezza

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-01-3-3589	Transportation	\$244,000	\$196,932	(\$ 47,068)
A-01-4-1010-00. 1110(1090)	Mobility Coordinator	\$58,836	\$ 0	(\$ 58,836)
A-01-4-1010-00. 4476	Assoc./Membership Dues	\$ 0	\$ 6,085	\$ 6,085
A-01-4-6989-00. 4578	Office For Aging, Inc.	\$255,000	\$220,000	(\$ 35,000)
A-01-4-6420-00. 4577	Bed Tax Contrib: Tourism	\$100,000	\$ 0	(\$100,000)

RESOLUTION ADOPTED with Aye(999). Supervisors Greco, Allen, Walters, Strevy, Quackenbush, Sweet, Thayer and Stagliano voted Nay. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

# **RESOLUTION NO. 291 of 2010**

**DATED:** December 14, 2010

## **RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - EMERGENCY MANAGEMENT**

Resolution by Supervisor: Al I en  
 Coddington  
 Quackenbush  
 Rajkowski  
 Stagliano  
 Strevy  
 Sweet  
 Thayer

Seconded by Supervisor: Walters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-02-4-3640-00.4408	Office Supplies	\$ 500	\$ 250	(\$ 250)
A-02-4-3640-00.4441	Gasoline and Diesel Fuel	\$ 2,500	\$ 2,000	(\$ 500)
A-02-4-3640-00.4455	Training	\$ 1,000	\$ 250	(\$ 750)
A-02-4-3640-00.4493	Educ & Training Pub	\$ 1,000	\$ 0	(\$ 1,000)

RESOLUTION ADOPTED with Aye(1234). Supervisors Greco, Johnson, Barone, Sr. and DiMezza voted Nay. (12/14/2010)

Douglas Landon  
 County Attorney

Robin Loske  
 Clerk, Board of Supervisors

**RESOLUTION NO. 292 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - EMERGENCY MANAGEMENT**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: DiMezza

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-02-4-3640-00.1120(672)	Account Clerk Typist PT	\$13,436	\$0	(\$13,436)

RESOLUTION DEFEATED with Aye(907). Supervisors Greco, Johnson, Barone, Sr., Wheeler, Bai a and DiMezza voted Aye. (12/14/2010)

Douglas Landon  
 County Attorney

Robin Loske  
 Clerk, Board of Supervisors

**RESOLUTION NO. 293 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - FIRE SERVICE**

Resolution by Supervisor: Al I en  
 Coddington  
 Quackenbush  
 Rajkowski  
 Stagliano  
 Strevy  
 Sweet  
 Thayer

Seconded by Supervisor: Walters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Changed	Changed	Increased (Decreased)
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Account	Description	from:	to:	Amount
A-03-4-3410-00. 4471	Mileage Allocations	\$ 500	\$ 100	(\$ 400)

RESOLUTION ADOPTED with Aye(1373). Supervisors Johnson, Barone, Sr. and DiMezza voted Nay.  
(12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 294 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - TREASURER**

Resolution by Supervisor: Greco

Seconded by Supervisor: Wheeler

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-06-3-1113-00	Tax-Hotel Rm Occup	\$ 100,000	\$ 75,000	(\$ 25,000)
A-06-4-9900-00. 9901	Trans to Co Rd. Fd	\$5,192,283	\$ 5,125,819	(\$ 66,464)
A-06-4-9900-00. 9901	Trans to Rd. Mach Fd	\$ 96,123	\$ 64,423	(\$ 31,700)

RESOLUTION DEFEATED with Aye(551). Supervisors Greco, Barone, Sr., Wheeler and Bai a voted Aye.  
(12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 295 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - TREASURER**

Resolution by Supervisor: Allen  
Coddington  
Quackenbush  
Rajkowski  
Stagliano  
Strevy  
Sweet  
Thayer

Seconded by Supervisor: Walters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-06-4-1325-00. 2259	Computer Equipment	\$ 800	\$ 0	(\$ 800)
Distribution of Sales Tax				
A-06-4-1985-00. 4400	Contractual Expenses	\$10,500,000	\$10,412,500	(\$ 87,500)
A-06-4-9900-00. 9901	Trans to Co Fd	\$ 5,192,283	\$ 5,110,283	(\$ 82,000)

RESOLUTION ADOPTED with Aye(1868). (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 296 of 2010****DATED:** December 14, 2010**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - TREASURER**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Johnson

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-06-4-9900-00.9901	Transfer To Co. Rd Fund	\$5,197,283	\$4,954,969	(\$ 242,314)

MOTION TO AMEND by Supervisor Di Mezza, seconded by Supervisor Baia, to reduce Line Item A-06-4-9900-00.9901 (Transfer to Co. Road Fund) from \$5,110,283 to \$5,008,563 was defeated with Aye(907). Supervisors Greco, Johnson, Barone, Sr., Wheeler, Baia and Di Mezza voted Aye. (12/14/2010)

RESOLUTION DEFEATED with Aye(770). Supervisors Greco, Johnson, Barone, Sr., Wheeler and Di Mezza voted Aye. (12/14/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 297 of 2010****DATED:** December 14, 2010**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - REAL PROPERTY**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-07-4-1355-00.1110(1053)	Real Property Resch Tech	\$0	\$27,145	\$27,145

RESOLUTION DEFEATED with Aye(771). Supervisors Greco, Johnson, Barone, Sr., Baia and Di Mezza voted Aye. (12/14/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 298 of 2010****DATED:** December 14, 2010**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY CLERK**

Resolution by Supervisor: Johnson

Seconded by Supervisor: Di Mezza

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-08-4-1410-00.1110(197)	Motor Vehicle Clerk	\$ 0	\$28,646	\$28,646
A-08-4-1410-00.1110(New)	Clerk Typist	\$ 0	\$28,465	\$28,465
A-08-4-1410-00.1120(632)	Account Clerk Typist PT	\$11,119	\$ 0	(\$11,119)

RESOLUTION DEFEATED with Aye(631). Supervisors Johnson, Barone, Sr., Wheeler and Di Mezza voted Aye. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 299 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY CLERK**

Resolution by Supervisor: Greco

Seconded by Supervisor: Barone, Sr.

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-08-4-1410-00.1110(62)	Index/Recording Clerk	\$ 30,148	\$ 15,000	(\$ 15,148)
A-08-4-1410-00.1110(258)	Motor Vehicle Clerk	\$ 28,667	\$ 14,000	(\$ 14,667)
A-08-4-1410-00.1120(New)	Index/Recording Clerk PT	\$ 0	\$ 15,000	\$ 15,000
A-08-4-1410-00.1120(New)	Motor Vehicle Clerk PT	\$ 0	\$ 14,000	\$ 14,000
A-08-4-1410-00.4408	Office Supplies	\$ 4,500	\$ 3,500	(\$ 1,000)
A-08-4-1410-00.4422	Equipment Rental	\$ 3,530	\$ 2,500	(\$ 1,030)

RESOLUTION DEFEATED with Aye(278). Supervisors Greco and Barone, Sr. voted Aye. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 300 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY CLERK**

Resolution by Supervisor: Allen  
Coddington  
Quackenbush  
Rajkowski  
Stagliano  
Strevy  
Sweet  
Thayer

Seconded by Supervisor: Walters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-08-4-1410-00.4408	Office Supplies	\$ 4,500	\$ 3,500	(\$ 1,000)
A-08-4-1410-00.4422	Equip Rental/Lease/Repair	\$ 3,530	\$ 3,000	(\$ 530)

RESOLUTION ADOPTED with Aye(1234). Supervisors Greco, Johnson, Barone, Sr. and Di Mezza voted Aye. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors



**RESOLUTION NO. 301 of 2010****DATED:** December 14, 2010**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY ATTORNEY**

Resolution by Supervisor: Greco

Seconded by Supervisor:

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-09-4-1420-00. 4437	Clerical Services	\$ 17,337	\$ 15,000	(\$ 2,337)

THERE WAS NO SECOND, THEREFORE, THE RESOLUTION DIED. (12/14/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 302 of 2010****DATED:** December 14, 2010**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PERSONNEL**Resolution by Supervisor: Allen  
Coddington  
Quackenbush  
Rajkowski  
Stagliano  
Strevy  
Sweet  
Thayer

Seconded by Supervisor: Walters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-10-4-1430-00. 2259	Computer Equipment	\$ 700	\$ 0	(\$ 700)
A-10-4-1430-00. 4406	Tuition Reimbursement	\$ 3,000	\$ 1,000	(\$ 2,000)
A-10-4-1430-00. 4422	Equipment Rental /Lease	\$ 2,000	\$ 1,000	(\$ 1,000)
A-10-4-1430-00. 4455	Training	\$ 3,000	\$ 2,000	(\$ 1,000)
A-10-4-1430-00. 4470	Travel: Related Costs	\$ 2,500	\$ 1,800	(\$ 700)
A-10-4-1430-00. 4471	Mileage Allocations	\$ 1,500	\$ 1,000	(\$ 500)
A-10-4-9001-00. 8810	FICA	\$1,142,460	\$1,119,684	(\$ 22,776)
A-10-4-9001-00. 8820	Retirement	\$2,335,800	\$1,884,448	(\$450,352)

RESOLUTION ADOPTED with Aye(961). Supervisors Greco, Johnson, Barone, Sr., Wheeler, Bai a and DiMezza voted Nay. (12/14/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 303 of 2010****DATED:** December 14, 2010**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF ELECTIONS**

Resolution by Supervisor: Greco

Seconded by Supervisor: Barone, Sr.

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-11-4-1450-00.1120(New)	Clerk/Elect Data - PT	\$ 15,000	\$ 10,000	(\$ 5,000)
A-11-4-1450-00.1120(New)	Clerk/Elect Data - PT	\$ 15,000	\$ 10,000	(\$ 5,000)
A-11-4-1450-00.4408	Office Supplies	\$ 3,000	\$ 2,000	(\$ 1,000)
A-11-4-1450-00.4421	Prop Rental /Lease/Rp	\$ 1,500	\$ 1,200	(\$ 300)

RESOLUTION DEFEATED with Aye(552). Supervisors Greco, Johnson, Barone, Sr. and Bai a voted Aye. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 304 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC WORKS**

Resolution by Supervisor: Allen  
Coddington  
Quackenbush  
Rajkowski  
Stagliano  
Strevy  
Sweet  
Thayer

Seconded by Supervisor: Walters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-12-4-1671-00.4425	Maintenance Agreements	\$ 5,500	\$ 4,000	(\$ 1,500)

RESOLUTION ADOPTED with Aye(1453). Supervisors Greco, Johnson and Barone, Sr. voted Nay. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 305 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC WORKS**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Di Mezza

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-12-4-1490-00.1110(458)	Business Manager	\$ 45,036	\$ 0	(\$ 45,036)

A-12-4-1620-00. 1110(149) Hourly Employees	\$ 504,954	\$ 554,163	\$ 49,209
A-12-4-1620-00. 1110(427) Struct Maint Super II	\$ 40,378	\$ 0	(\$ 40,378)
A-12-4-1620-00. 1110(1190) Electronics Tech	\$ 35,360	\$ 0	(\$ 35,360)
A-12-4-1671-00. 1110(477) Mail/Material Spec	\$ 31,773	\$ 0	(\$ 31,773)

MOTION TO AMEND by Supervisor DiMezza, seconded by Supervisor Johnson, to increase Line Item A-12-4-1620-00. 1110(149) (Hourly Employees) from \$504,954 to \$592,988 was defeated with Aye(632). Supervisors Johnson, Barone, Sr., Baia and DiMezza voted Aye. (12/14/2010)

RESOLUTION DEFEATED with Aye(632). Supervisors Johnson, Barone, Sr., Baia and DiMezza voted Aye. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 306 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC WORKS**

Resolution by Supervisor: Greco

Seconded by Supervisor: Wheeler

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-12-4-1490-00. 1110(8)	Accounting Supervisor	\$ 0	\$ 39,602	\$39,602
A-12-4-1490-00. 1110(458)	Business Manager	\$ 45,036	\$ 0	(\$45,036)
A-12-4-1620-00. 1110(427)	Struct Main Supv II	\$ 40,378	\$ 0	(\$40,378)
A-12-4-1620-00. 1110(1190)	Electronics Technician	\$ 35,360	\$ 0	(\$35,360)

RESOLUTION ADOPTED with Aye(1001). Supervisors Johnson, Allen, Walters, Strevy, Quackenbush, Sweet, Thayer and Stagliano voted Nay. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 307 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - DATA PROCESSING**

Resolution by Supervisor: Allen  
Coddington  
Quackenbush  
Rajkowski  
Stagliano  
Strevy  
Sweet  
Thayer

Seconded by Supervisor: Walters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-14-4-1670-00. 4408	Office Supplies	\$ 16,500	\$ 12,000	(\$ 4,500)

A-14-4-1680-00.1111(324)Overtime Pay \$ 6,000 \$ 4,500 (\$ 1,500)

RESOLUTION ADOPTED with Aye(961). Supervisors Greco, Johnson, Barone, Sr., Wheeler, Bai a and Di Mezza voted Nay. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 308 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SHERIFF**

Resolution by Supervisor: Greco

Seconded by Supervisor: Bai a

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-15-4-3020-14.1110(931)	Dispatcher	\$ 32,100	\$ 0	(\$ 32,100)
A-15-4-3020-14.1110(728)	Overtime Pay	\$ 55,000	\$ 40,000	(\$ 15,000)
A-15-4-3020-14.1120(932)	Dispatcher - PT	\$ 80,000	\$ 100,000	\$ 20,000
A-15-4-3110-00.1110(3)	Deputy Sheriff	\$ 43,984	\$ 0	(\$ 43,984)
A-15-4-3110-00.1110(68)	Deputy Sheriff	\$ 43,984	\$ 0	(\$ 43,984)
A-15-4-3110-00.1110(429)	Deputy Sheriff	\$ 43,984	\$ 0	(\$ 43,984)
A-15-4-3110-00.1110(639)	Deputy Sheriff	\$ 43,984	\$ 0	(\$ 43,984)
A-15-4-3150-00.1120(854)	Acct Clerk Typ-PT	\$ 8,436	\$ 0	(\$ 8,436)

RESOLUTION DEFEATED with Aye(276). Supervisors Greco and Bai a voted Aye. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 309 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SHERIFF**

Resolution by Supervisor: Allen  
Coddington  
Quackenbush  
Rajkowski  
Stagliano  
Strevy  
Sweet  
Thayer

Seconded by Supervisor: Walters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-15-3-1270-00	Shared Services Charges	\$ 63,000	\$ 65,051	\$ 2,051
A-15-4-3110-00.1111(1212)	Overtime Pay	\$ 90,000	\$ 10,000	(\$ 80,000)

A-15-4-3110-00.1120(145)Sheri ff Dep. - PT	\$ 100,000	\$ 75,000	(\$ 25,000)
A-15-4-3150-00.1110(29) Head Cook	\$ 33,213	\$ 0	(\$ 33,213)
A-15-4-3150-00.1110(New)Cook	\$ 0	\$ 29,701	\$ 29,701

MOTION TO AMEND by Supervisor Coddington, seconded by Supervisor Wheeler, to reduce Line Item A-15-4-3110-00.1111(1212) (Overtime Pay) from \$90,000 to \$65,000 and to reduce Line Item A-15-4-3110-00.1120(145) (Sheri ff Deputies PT) from \$100,000 to \$85,000 passed with Aye(1649). Supervisor DiMezza voted Nay. (12/14/2010)

RESOLUTION ADOPTED with Aye(1512). Supervisors Johnson and DiMezza voted Nay. (12/14/2010)

Dougl as Landon  
County Attorney

Robi n Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 310 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC HEALTH**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Coddington

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-16-3-3277	Educ Handi capped Chi ldren	\$1,385,209	\$1,355,459	(\$29,750)
A-16-4-4046-00.4432	Tui tion	\$1,847,600	\$1,797,600	(\$50,000)

RESOLUTION ADOPTED with Aye(991). Supervisors Allen, Walters, Strevy, Quackenbush, Rajkowski, Sweet, Thayer and Stagliano voted Nay. (12/14/2010)

Dougl as Landon  
County Attorney

Robi n Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 311 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC HEALTH**

Resolution by Supervisor: Greco

Seconded by Supervisor:

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-16-3-3277-00	Educ Handi capped Chi ld	\$1,385,209	\$1,327,137	(\$ 58,072)
A-16-4-4046-00-4432	Tui tion	\$1,847,600	\$1,750,000	(\$ 97,600)

RESOLUTION WITHDRAWN BY SPONSOR (12/14/2010)

Dougl as Landon  
County Attorney

Robi n Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 312 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC HEALTH**

Resolution by Supervisor: Allen  
 Coddington  
 Quackenbush  
 Rajkowski  
 Stagliano  
 Strevy  
 Sweet  
 Thayer

Seconded by Supervisor: Walters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-16-4-4010-00.1111(320)	Overtime Pay	\$ 4,080	\$ 1,000	(\$ 3,080)
A-16-4-4010-00.4408	Office Supplies	\$ 4,206	\$ 3,000	(\$ 1,206)
A-16-4-4010-00.4436	Medical Fees	\$ 1,350	\$ 200	(\$ 1,150)
A-16-4-4010-00.4445	Medical Supplies	\$ 17,307	\$ 12,000	(\$ 5,307)
A-16-4-4010-00.4546	Food Supplies	\$ 155	\$ 50	(\$ 105)
A-16-4-4010-00.4453	Postage Expenses	\$ 150	\$ 100	(\$ 50)
A-16-4-4010-00.4455	Training	\$ 200	\$ 0	(\$ 200)
A-16-4-4010-00.4470	Travel: Related Costs	\$ 610	\$ 200	(\$ 410)
A-16-4-4010-00.4471	Mileage Allocations	\$ 5,435	\$ 4,000	(\$ 1,435)
A-16-4-4010-00.4491	Legal Notice Advertise	\$ 500	\$ 0	(\$ 500)
A-16-4-4010-00.4526	Education Programs	\$ 2,965	\$ 2,400	(\$ 565)

RESOLUTION ADOPTED with Aye(1098). Supervisors Greco, Johnson, Barone, Sr., Wheeler and DiMezza voted Nay. (12/14/2010)

Douglas Landon  
 County Attorney

Robin Loske  
 Clerk, Board of Supervisors

**RESOLUTION NO. 313 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SOCIAL SERVICES**

Resolution by Supervisor: Greco

Seconded by Supervisor:

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-18-4-6010-00.1110(371)	Case Supervisor (B)	\$46,185	\$0	(\$ 46,185)
A-18-4-6010-00.1110(1196)	Sr. Med Audit Clerk	\$31,780	\$0	(\$ 31,780)

THERE WAS NO SECOND, THEREFORE, THE RESOLUTION DIED. (12/14/2010)

Douglas Landon  
 County Attorney

Robin Loske  
 Clerk, Board of Supervisors

**RESOLUTION NO. 314 of 2010****DATED:** December 14, 2010**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SOCIAL SERVICES**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Di Mezza

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed From:	Changed to:	Increased (Decreased) Amount
A-18-4-6010-00. 1110(354)	Account Clerk Typist	\$ 0	\$ 27,298	\$27,298
A-18-4-6010-00. 1110(532)	Clerk Typist	\$26,844	\$ 0	(\$26,844)
A-18-4-6010-00. 1110(942)	Clerk Typist	\$26,440	\$ 0	(\$26,440)
A-18-4-6010-00. 1110(New)	Clerk Typist HEAP	\$ 0	\$ 26,440	\$26,440
A-18-4-6010-00. 1110(New)	Sr Acct Clerk Typ HEAP	\$ 0	\$ 32,612	\$32,612
A-18-4-6010-00. 1110(New)	Sr Acct Clerk Typ HEAP	\$ 0	\$ 32,612	\$32,612
A-18-4-6010-00. 1120(512)	Social Services Att	\$ 0	\$ 30,535	\$30,535
A-18-4-6010-00. 1130(1061)	HEAP Personnel	\$ 76,800	\$ 0	(\$76,800)
A-18-4-6010-00. 4438	Misc. Supporting Svcs	\$574,173	\$607,173	\$33,000

MOTION TO AMEND by Supervisor Barone, Sr., seconded by Supervisor Bai a, to delete the following Line Items:

A-18-4-6010-00. 1110(532) Clerk Typist  
A-18-4-6010-00. 1110(942) Clerk Typist  
A-18-4-6010-00. 1110(New) Clerk Typist HEAP

and add Line Item A-18-4-6010-00. 1110(556) (Receptionist) in the amount of \$29,130 and remove the word "HEAP" from the following Line Items:

A-18-4-6010-00. 1110(New) Clerk Typist HEAP  
A-18-4-6010-00. 1110(New) Sr Acct Clerk Typ HEAP  
A-18-4-6010-00. 1110(New) Sr Acct Clerk Typ HEAP

was defeated with Aye(907). Supervisors Greco, Johnson, Barone, Sr., Wheeler, Bai a and Di Mezza voted Aye. (12/14/2010)

RESOLUTION DEFEATED with Aye(907). Supervisors Greco, Johnson, Barone, Sr., Wheeler, Bai a and Di Mezza voted Aye. (12/14/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 315 of 2010****DATED:** December 14, 2010**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE**Resolution by Supervisor: Allen  
Coddington  
Quackenbush  
Rajkowski  
Stagliano  
Strevy  
Sweet  
Thayer

Seconded by Supervisor: Walters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-19-4-6510-00. 1120(57)	Motor Veh. Oper - PT	\$ 26,500	\$ 24,000	(\$ 2,500)
A-19-4-6510-00. 1120(1040)	Veterans Svc Off-PT	\$ 25,000	\$ 20,000	(\$ 5,000)
A-19-4-6510-00. 4470	Trav: Related Costs	\$ 1,000	\$ 200	(\$ 800)

RESOLUTION ADOPTED with Aye(1236). Supervisors Johnson, Barone, Sr., Bai a and Di Mezza voted Nay. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 316 of 2010****DATED:** December 14, 2010

## RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE

Resolution by Supervisor: Greco

Seconded by Supervisor:

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-19-4-6510-00. 1120(1040)	Veterans Service Off PT	\$25,000	\$19,000	(\$ 6,000)

RESOLUTION WITHDRAWN BY SPONSOR (12/14/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 317 of 2010****DATED:** December 14, 2010

## RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor:

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-19-4-6510-00. 1110(203)	Clerk Typist	\$28,465	\$0	(\$28,465)

RESOLUTION WITHDRAWN BY SPONSOR (12/14/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 318 of 2010****DATED:** December 14, 2010

## RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - YOUTH BUREAU

Resolution by Supervisor: Allen  
Coddington  
Quackenbush  
Rajkowski  
Stagliano



Strevy  
Sweet  
Thayer

Seconded by Supervisor: Wal ters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-21-4-3155-00. 1120(New)	Account Clerk Typist	\$ 12,500	\$ 0	(\$ 12,500)
A-21-4-3157-00. 4438	Misc. Supporting Svcs	\$ 28,500	\$ 30,000	\$ 1,500

MOTION TO AMEND by Supervisor Wheeler, seconded by Supervisor DiMezza, to add the Line Item A-21-4-3155-00. 1110(153) (Community Services Program Coordinator) in the amount of \$33,674 was defeated with Aye(852). Supervisors Johnson, Barone, Sr., Wheeler, Bai a, DiMezza and Coddington voted Aye. (12/14/2010)

RESOLUTION ADOPTED with Aye(961). Supervisors Greco, Johnson, Barone, Sr., Wheeler, Bai a and DiMezza voted Nay. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 319 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - HISTORY & ARCHIVES**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Di Mezza

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-22-4-7510-00. 1110(24)	Historical Archives Asst.	\$ 0	\$35,434	\$35,434
A-22-4-7510-00. 1120(New)	Hi st. Archives Asst - Pt	\$17,500	\$ 0	(\$17,500)
A-22-4-7510-00. 1120(859)	Senior Clerk Typist - Pt	\$13,697	\$ 0	(\$13,697)

RESOLUTION DEFEATED with Aye(768). Supervisors Johnson, Barone, Sr., Wheeler, Bai a and DiMezza voted Aye. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 320 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - HISTORY & ARCHIVES**

Resolution by Supervisor: Al len  
Coddington  
Quackenbush  
Rajkowski  
Stagliano  
Strevy  
Sweet  
Thayer

Seconded by Supervisor: Wal ters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative

Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-22-4-7510-00.1120(NEW)	Historical Arch. Asst.	\$ 17,500	\$ 0	(\$ 17,500)

MOTION TO AMEND by Supervisor Di Mezza, seconded by Supervisor Barone, Sr., to Line Item A-4-22-7510-00.1110(24) (Historical Archives Assistant) in the amount of \$35,434 was defeated with Aye(631). Supervisors Johnson, Barone, Sr., Wheeler and Di Mezza voted Aye. (12/14/2010)

RESOLUTION DEFEATED with Aye(877). Supervisors Allen, Walters, Strevy, Quackenbush, Rajkowski, Sweet, Thayer and Stagliano voted Aye. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 321 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - ECONOMIC DEVELOPMENT/PLANNING**

Resolution by Supervisor: Bai a

Seconded by Supervisor: Johnson

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-24-3-2189	Home & Comm Serv Dept Inc	\$44,500	\$79,500	\$35,000
A-24-4-6430-00.1110(1015)	Planner	\$ 0	\$33,847	\$33,847
A-24-4-6430-00.1110(1381)	Principal Stenographer	\$ 0	\$35,647	\$35,647
A-24-4-6430-00.4561	Prog Dvl p/Marketing	\$ 0	\$52,000	\$52,000

RESOLUTION DEFEATED with Aye(768). Supervisors Johnson, Barone, Sr., Wheeler, Bai a and Di Mezza voted Aye. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 322 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PROBATION**

Resolution by Supervisor: Allen  
Coddington  
Quackenbush  
Rajkowski  
Stagliano  
Strevy  
Sweet  
Thayer

Seconded by Supervisor: Walters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-27-4-3140-00.4422	Equip Rental /Lease/Rp	\$ 5,500	\$ 4,500	(\$ 1,000)

RESOLUTION ADOPTED with Aye(1373). Supervisors Johnson, Barone, Sr. and Di Mezza voted Nay.  
(12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 323 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PROBATION**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-27-4-3140-00.1110(102)	Account Clerk Typist	\$0	\$27,489	\$27,489

RESOLUTION DEFEATED with Aye(495). Supervisors Johnson, Barone, Sr. and Di Mezza voted Aye.  
(12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 324 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC DEFENDER**

Resolution by Supervisor: Greco

Seconded by Supervisor: Stagliano

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-28-4-1170-00.1110(1186)	Sr. Clerk Typist	\$ 27,817	\$0	(\$ 27,817)
A-28-4-1170-00.1120(734)	Acct Clerk Typist - PT	\$ 0	\$14,000	\$ 14,000
A-28-4-1170-00.1120(1361)	Asst Public Defender-PT	\$ 44,775	\$0	(\$ 44,775)
A-28-4-1170-00.4431	Professional Svcs	\$200,000	\$180,000	(\$ 20,000)

RESOLUTION DEFEATED with Aye(235). Supervisors Greco and Stagliano voted Aye. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 325 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - CENTRAL PURCHASING**

Resolution by Supervisor: Allen  
Coddington  
Quackenbush  
Rajkowski  
Stagliano  
Strevy  
Sweet  
Thayer

Seconded by Supervisor: Wal ters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
A-31-4-1345-00. 1110(701)	Purchasing Agent	\$ 50,651	\$ 0	(\$ 50,651)
A-31-4-1345-00. 1120(1424)	Purchasing Agent-PT\$	0	\$ 10,000	\$ 10,000
A-31-4-1660-00. 4408	Office Supplies	\$ 10,000	\$ 0	(\$ 10,000)

RESOLUTION ADOPTED with Aye(961). Supervisors Greco, Johnson, Barone, Sr., Wheeler, Bai a and Di Mezza voted Nay. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 326 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (D FUND)**

Resolution by Supervisor: Al I en  
Coddington  
Quackenbush  
Rajkowski  
Stagliano  
Strevy  
Sweet

Seconded by Supervisor: Wal ters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
D-12-3-5031	Interfund Transfers	\$5,192,283	\$5,110,283	(\$82,000)
D-12-4-3310-00. 4465	Road Striping	\$ 73,000	\$ 60,000	(\$13,000)
D-12-4-5110-00. 4448	Const & Maint Supplies	\$1,074,000	\$1,000,000	(\$74,000)

RESOLUTION ADOPTED with Aye(1512). Supervisors Johnson and Di Mezza voted Nay. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 327 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (D FUND)**

Resolution by Supervisor: Greco

Seconded by Supervisor:

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
D-12-3-5031-00	Interfund Transfers	\$5,197,283	\$5,125,819	(\$71,464)

D-12-4-5010-00.1110(NEW)Account Clerk Typist \$ 26,872 \$ 13,500 (\$13,372)

RESOLUTION WITHDRAWN BY SPONSOR (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 328 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET (D FUND)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Johnson

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
D-12-3-5031	Interfund Transfer	\$5,192,283	\$4,954,969	(\$ 237,314)
D-12-4-5010-00.1110(502)Prin. Acct. Clerk Typ		\$ 0	\$ 36,108	\$ 36,108
D-12-4-5010-00.1110(New)Account Clerk Typist		\$ 26,872	\$ 0	(\$ 26,872)
D-12-4-5110-00.1110(144)Highway Labor		\$ 602,184	\$ 548,590	(\$ 53,594)
D-12-4-5110-00.4448 Const. & Maint Supplies		\$1,074,000	\$ 955,000	(\$ 119,000)
D-12-4-5142-00.4469 Snow Contracts		\$2,072,595	\$1,993,639	(\$ 78,956)
D-12-4-9001-00.8830 Workers Compensation		\$ 50,210	\$ 55,210	\$ 5,000

MOTION TO AMEND by Supervisor Di Mezza, seconded by Supervisor Barone, Sr., to reduce Line Item D-12-3-5031 Interfund Transfer from \$5,110,283 to \$5,008,563 and delete Line Item D-12-4-5110-00.1110(144) (Highway Labor) and was defeated with Aye(768). Supervisors Johnson, Barone, Sr., Wheeler, Bai a and Di Mezza voted Aye. Supervisor Coddington abstained. (12/14/2010)

RESOLUTION WITHDRAWN BY SPONSOR (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 329 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET (DM FUND)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Coddington

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
DM-12-4-9001-00.8830	Workers Compensation	\$18,754	\$20,754	\$ 2,000

RESOLUTION DEFEATED with Aye(579). Supervisors Johnson, Barone, Sr., Di Mezza and Coddington voted Aye. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 330 of 2010****DATED:** December 14, 2010**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (DM FUND)**

Resolution by Supervisor: Greco

Seconded by Supervisor:

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Account	Description	Changed from:	Changed to:	Increased (Decreased) Amount
DM-12-3-5031-00	Interfund Transfers	\$ 96,423	\$ 64,423	(\$32,000)

THERE WAS NO SECOND, THEREFORE, THE RESOLUTION DIED. (12/14/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 331 of 2010****DATED:** December 14, 2010**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - APPROPRIATED FUND BALANCE**

Resolution by Supervisor: Greco

Seconded by Supervisor:

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Description	Changed from:	Changed to:	Increased (Decreased) Amount
Appropriated Fund Balance	\$3,506,882	\$4,000,000	\$493,118

THERE WAS NO SECOND, THEREFORE, THE RESOLUTION DIED. (12/14/2010)

Douglas Landon  
County AttorneyRobin Loske  
Clerk, Board of Supervisors**RESOLUTION NO. 332 of 2010****DATED:** December 14, 2010**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - APPROPRIATED FUND BALANCE**Resolution by Supervisor: Allen  
Coddington  
Quackenbush  
Rajkowski  
Stagliano  
Strevy  
Sweet  
Thayer

Seconded by Supervisor: Walters

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Description	Changed from:	Changed to:	Increased (Decreased) Amount
Appropriated Fund Balance	\$3,506,882	\$3,700,000	\$193,118
Appropriated Reserves Farmland Protection	\$ 0	\$ 50,000	\$ 50,000

Tax Reserves  
Deferred Tax Revenue \$ 100,000 \$ 0 (\$100,000)

RESOLUTION ADOPTED with Aye(961). Supervisors Greco, Johnson, Barone, Sr., Wheeler, Bai a and  
Di Mezza voted Nay. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 333 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - APPROPRIATED FUND BALANCE**

Resolution by Supervisor: Di Mezza

Seconded by Supervisor: Barone, Sr.

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2011 Tentative Operating Budget as follows:

Description	Changed from:	Changed to:	Increased (Decreased) Amount
Appropriated Fund Balance	\$3,506,882	\$4,500,000	\$993,118

RESOLUTION WITHDRAWN BY SPONSOR (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**OTHER**

There was no other discussion.

**ADJOURNMENT**

MOTION TO ADJOURN by Supervisor Di Mezza, seconded by Supervisor Strevy, passed with Aye(1868).

Chairman Greco adjourned the meeting at 10:18 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
SUPERVISORS' CHAMBERS, MONTGOMERY COUNTY OFFICE BLDG, 64 BROADWAY, FONDA, NY  
REGULAR MEETING  
7:00 PM, December 14, 2010

CALL TO ORDER

Chairman Greco called the Regular Meeting of the Montgomery County Board of Supervisors for December 14, 2010 to order at 10:27 PM.

ROLL CALL

Roll call indicated that the following Supervisors were present: Allen, Barone, Baia, Strevy, Thayer, Coddington, Johnson, Rajkowski, Walters, Wheeler, Sweet, DiMezza and Quackenbush. Supervisor Stagliano was absent.

PUBLIC COMMENT

Chairman Greco opened the floor.

Edward Russo took the floor and stated that he was very disappointed in the decisions that the Board of Supervisors made during the Special Meeting.

SUSPEND RULES

SUSPEND THE RULES by Supervisor Greco, seconded by Supervisor DiMezza, to add Resolution No. 334 to the Agenda passed with Aye(1772). Supervisor Stagliano was absent.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION TO ADOPT MINUTES OF PREVIOUS SESSION (November 18, 23, 29, 30, December 7, 2010), by Supervisor Barone, Sr., seconded by Supervisor Wheeler, passed with Aye(1772). Supervisor Stagliano was absent.

APPROVAL OF BUDGETARY TRANSFER

MOTION TO ACCEPT BUDGETARY TRANSFERS by Supervisor Thayer, seconded by Supervisor Wheeler, passed with Aye(1772). Supervisor Stagliano was absent.

UNFINISHED BUSINESS

There was no unfinished business

NEW BUSINESS

A. Resolutions

B. Other

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**RESOLUTION NO. 258 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - NTS DATA SERVICES, LLC. (BOARD OF ELECTIONS)**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Baia

WHEREAS, the Montgomery County Board of Elections has made recommendation that Montgomery County enter into a service agreement with NTS Data Services, LLC, a New York Limited Liability Company, with office and principal place of business at 1342 Military Road, Niagara Falls, NY 14304, hereinafter referred to as NTS, and

WHEREAS, the Board of Elections desires to continue support and maintenance services related to voter registration, signature digitization and interface messaging,

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed, upon



review and approval of the County Attorney, to sign an agreement with NTS to continue support and maintenance services related to voter registration, signature digitization and interface messaging, and

FURTHER RESOLVED, said agreement shall be for a period commencing on January 1, 2011 and ending on December 31, 2015 that the cost of said services shall not exceed \$95,947.00, and

FURTHER RESOLVED, said charges shall be allocated by annual payments of \$19,189.40 due January 15th, each year for five years.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 259 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - FMCC (DATA PROCESSING)**

Resolution by Supervisor: Quackenbush

Seconded by Supervisor: Wheeler

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 for the provision of data processing payroll services to Fulton-Montgomery Community College and,

FURTHER RESOLVED, that said agreement, with estimated revenue of \$13,449, shall be for a period commencing January 1, 2011 and ending December 31, 2011.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 260 of 2010**

**DATED:** December 14, 2010

**RESOLUTION TRANSFERRING FUNDS- INDIGENT BURIALS (VETERANS SERVICES)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Barone, Sr.

WHEREAS, the Director of Veterans Services has requested a transfer of funds to provide for payment of indigent burial costs,

RESOLVED, that the County Treasurer hereby is authorized and directed to amend the 2010 Operating Budget, as follows:

**TRANSFER FROM:**

A-599	Appropriated Fund Balance	\$5,000.00
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**TRANSFER TO:**

A-19-4-6510-00.4438	Misc. Supporting Services	\$5,000.00
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RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 261 of 2010**

**DATED:** December 14, 2010

**RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY TRAFFIC SAFETY BOARD (YOUTH BUREAU)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Sweet

WHEREAS, Article 43, Section 1673, of NYS Vehicle and Traffic Law, regulates the membership of the Montgomery County Traffic Safety Board, and

WHEREAS, the law states that the members of the Traffic Safety Board be appointed by the Board of Supervisors as the governing body of this County, and

WHEREAS, the appointed member agency will be able to appoint any designee to attend and represent their respective vote and the agency will not be held to a specified individual to attend each meeting unless the individual, as outlined in the law, is appointed by the title of their position held within the agency, and

WHEREAS, individual constituents that request to be appointed members of the Board will be designated by the municipality they represent and will be specifically named, and

WHEREAS, the current Board consists of:

POSITION	NAME (If applicable)	TERM EXPIRATION
Sheriff		12/31/11
Chief of Police, City of Amsterdam		12/31/10
Lieutenant, Montgomery County Sheriff's Office		12/31/11
Traffic Safety Deputy, Montgomery County Sheriff's Office		12/31/10
Stop-DWI Coordinator		12/31/11
Hamilton, Fulton, Montgomery Prevention Council		12/31/11
Montgomery County Public Health		12/31/10
County Board of Supervisors, Chair of Public Safety Committee		12/31/11
Coordinator, Montgomery County Victim Impact Panel, HFM Prevention Council		12/31/10
Chief of Police, Village of Canajoharie		12/31/11
Captain, New York State Police Troop G, Fonda		12/31/10
Commissioner, Montgomery County Dept. of Public Works		12/31/10
Constituent, Town of Amsterdam	Richard Furman	12/31/12
SMH Auxiliary, Inc.	Evelyn Bianchi	12/31/12
Constituent, City of Amsterdam	John Bianchi	12/31/12
Montgomery County Clerk's Office		12/31/12
Montgomery County Head Start		12/31/12
Liaison, Fulton County Traffic Safety Board		12/31/12

and,

WHEREAS, there are currently some terms that have expired that are in need of re-appointment, some terms that are expired and do not wish to renew, some terms that will not be renewed due to violation of by-laws pertaining to required attendance, some terms that are duplicative and only require departmental representation, and new positions that are in need of an appointed term,

RESOLVED, that the following appointments along with their corresponding terms shall be as follows and shall comprise the 2011 Montgomery County Traffic Safety Board:

POSITION	NAME (If applicable)	TERM EXPIRATION
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Montgomery County Sheriff's Office	12/31/11
STOP-DWI Coordinator	12/31/11
Hamilton, Fulton, Montgomery Prevention Council	12/31/11
Board of Supervisors Public Safety Committee	12/31/11
SMH Auxiliary, Inc. Evelyn Bianchi	12/31/12
Constituent, City of Amsterdam John Bianchi	12/31/12
Montgomery County Head Start	12/31/12
Liaison, Fulton County Traffic Safety Board	12/31/12
New York State Police Troop G, Fonda	12/31/13
Coordinator, Montgomery County Victim Impact Panel, HFM Prevention Council	12/31/13
Montgomery County Public Health	12/31/13
City of Amsterdam Police Dept.	12/31/13
Operations Supervisor Rural/Metro Medical Services	12/31/13

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 262 of 2010**

**DATED:** December 14, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT WITH NEW YORK STATE OFFICE OF HOMELAND SECURITY (EMERGENCY MANAGEMENT) (SHERIFF) (PUBLIC HEALTH)

Resolution by Supervisor: Thayer

Seconded by Supervisor: Strevy

WHEREAS, the County has been notified of the award of a \$202,000 FY2010 State Homeland Security Program (SHSP), (SLETPP) & (SLHDP) Grant for the Emergency Management Office, the Sheriff's Department, and the Public Health Department, and

WHEREAS, the State Homeland Security Program (SHSP) in the amount of \$131,372, State Law Enforcement Prevention Program (SLETPP) in the amount of \$56,378 and (SLHDP) in the amount of \$14,250, has a no cost requirement to the County,

RESOLVED, that the Montgomery County Board of Supervisors hereby authorizes acceptance of a \$202,000 State Homeland Security Grant, 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 Agreements.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 263 of 2010**

**DATED:** December 14, 2010

RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR MANAGEMENT & OPERATIONS OF THE FOOD SERVICES IN THE MONTGOMERY COUNTY CORRECTIONAL FACILITY (SHERIFF)

Resolution by Supervisor: Thayer

Seconded by Supervisor: Bai a

WHEREAS, it is necessary to distribute a Request for Proposals for management & operations of the food services for the Montgomery County Correctional Facility,

RESOLVED, the Montgomery County Board of Supervisors hereby authorizes and approves solicitation of proposals for management & operations of the food services for the Montgomery County Correctional Facility, and

FURTHER RESOLVED, that such solicitations shall be accomplished through the Purchasing Department & the Sheriff's Department, and

FURTHER RESOLVED, that the Board of Supervisors reserves the right to reject any or all proposals.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 264 of 2010**

**DATED:** December 14, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN 2011 AGREEMENT - ALIVE AT 25, YOUNGER DRIVER EDUCATION PROGRAM (YOUTH BUREAU/ACSD)

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Bai a

WHEREAS, a Resolution endorsing the implementation of the Alive at 25, Younger Driver Education Program was passed on June 23, 2009,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign any and all related agreements and contracts for the Alive At 25, Younger Driver Education Program.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 265 of 2010**

**DATED:** December 14, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN 2011 AGREEMENT VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD)

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Coddington

WHEREAS, a Resolution endorsing the implementation of the Alive at 25, Younger Driver Education Program and the Values Improvement Program was passed on June 23, 2009,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, hereby is authorized and directed to sign any and all related agreements and contracts for the Values Improvement Program.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 266 of 2010**

**DATED:** December 14, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - RESOURCE ALLOCATION PLAN (YOUTH BUREAU/ACSD)

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Thayer

WHEREAS, the New York State Office of Children and Family Services has allocated \$84,480 to Montgomery County for 2011,

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 Resource Allocation Plan agreement with New York State Office of Children and Family Services.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 267 of 2010**

**DATED:** December 14, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - SPECIAL DELINQUENCY PREVENTION AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAM-RECREATION (YOUTH BUREAU/ACSD)

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Sweet

WHEREAS, the Montgomery County Youth Board of Directors has recommended allocation of funds for the 2011 Special Delinquency Prevention 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 2011 Special Delinquency Prevention Program agreements, as follows:

Catholic Charities/Montgomery County (Begin Again)	\$ 7,000.00
Montgomery County Probation Department (Juvenile Field Project)	\$ 8,638.00
Montgomery County Youth Bureau (Administration)	\$ 1,817.00
Montgomery County Youth Bureau (Community Service Program)	\$ 6,640.00

FURTHER RESOLVED, that said Board also authorized allocation of 2011 Youth Development/Delinquency Prevention Program funds for municipal programs, as follows:

City of Amsterdam (Recreation Department)	\$ 5,340.00
Town of Amsterdam (Town Recreation)	\$ 1,025.00
Village of Fort Johnson (Youth Commission)	\$ 300.00
Village of Hagaman (Youth Commission)	\$ 700.00
Town of Canajoharie (Youth Center)	\$ 1,100.00
Village of Canajoharie (Youth Center)	\$ 1,200.00
Village of Fort Plain (Village Recreation)	\$ 2,375.00
Town of Charleston (Youth Commission)	\$ 0.00
Town of Florida (Youth Commission)	\$ 1,459.00
Town of Glen (Summer Program)	\$ 500.00
Village of Fultonville (Summer Program)	\$ 500.00
Town of Mohawk (Summer Program)	\$ 900.00
Town of Mohawk (Tribes Hill Youth Commission)	\$ 300.00
Village of Fonda (Summer Program)	\$ 500.00
Town of Palatine (Youth Center)	\$ 623.00
Village of Palatine Bridge (Youth Center)	\$ 800.00
Town of Root (Youth Center)	\$ 900.00
Town of St. Johnsville (Town Recreation)	\$ 500.00
Village of St. Johnsville (Village Recreation)	\$ 1,625.00

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 268 of 2010**

**DATED:** December 14, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - YOUTH INITIATIVE PROGRAM AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION-SERVICE (YOUTH BUREAU/ACSD)

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Sweet

WHEREAS, the Montgomery County Youth Board of Directors has recommended 2011 Youth Initiative Program and Youth Development/Delinquency Prevention agreements 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 2011 Youth Initiatives Program agreements as follows:

Catholic Charities/Montgomery County (Better Your Own Body)	\$ 1569.00
Catholic Charities/Montgomery County (Schools Aiding Family Environment)	\$ 2280.00
Alcoholism & Substance Abuse Council (Reconnecting Youth)	\$ 3309.00

FURTHER RESOLVED, that said Chairman is authorized and directed to sign 2011 Youth Development/Delinquency Prevention Program agreements, as follows:

Catholic Charities/Montgomery County (Schools Aiding Family Environment)	\$ 6198.00
Community Youth Center (Youth Center)	\$ 4934.00
St. Johnsville Youth Center (Youth Center)	\$ 5400.00
Montgomery County Sheriff's Dept. (Drug, Alcohol & Safety Training-DARE)	\$ 2051.00

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 269 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - PRE-TRIAL RELEASE COORDINATOR - LESLIE NICHOLAS (YOUTH BUREAU/ACSD)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Walters

WHEREAS, the Director of the Youth Bureau/Alternative Community Services Department has requested the renewal of the contract for services with the Pre-Trial Release Coordinator for 2011,

RESOLVED, the Chairman of the Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized and directed to sign an agreement with Leslie Nicholas for the provision of Pre-Trial Release Services for the period of January 1, 2011 through December 31, 2011 at an amount not to exceed \$28,500 plus allowable reimbursable expenses.

MOTION TO AMEND by Supervisor Quackenbush, seconded by Supervisor Strevy, to add to the title of the Resolution "and Amending 2011 Operating Budget" and to amend the 2011 Operating Budget line item A-21-4-3157-00.4438 (Misc. Service) from \$30,000 to \$28,500 passed with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 270 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MANAGEMENT CONSULTING CONTRACT FOR THE LOCAL GOVERNMENT UNIT UNDER THE MENTAL HYGIENE LAWS OF THE STATE OF NEW YORK**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Johnson

WHEREAS, Section 41.05 of the Mental Hygiene Laws of the State of New York requires that each local government establish a local government unit to plan for and administer mental health, mental retardation, alcoholism and substance abuse services, and

WHEREAS, Section 41.09 requires the a director to oversee the provision of services, to plan for the delivery of services and to coordinate services with other governmental agencies,

RESOLVED, that following the approval of the County Attorney the Chairman of the Board of Supervisors is hereby authorized to sign a management consulting contract for calendar year 2011 for the provision of services for the office of the director for the Local Government Unit with,

- 1) Jim Gumaer

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 271 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - COMMUNITY SERVICES/MENTAL HEALTH DEPARTMENT (MENTAL HEALTH)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Rajkowski

WHEREAS, Section 41.05 of the Mental Hygiene Laws of the State of New York requires that each local government establish a local government unit to plan for and administer mental health, mental retardation, alcoholism and substance abuse services, and

WHEREAS, Section 41.13(2)6. provides the authority for the local government unit to enter into contracts with local services providers to implement the local services plan for mental health, mental retardation, alcoholism and substance abuse services,

RESOLVED, that following the approval of the County Attorney the Chairman of the Board of Supervisors is hereby authorized and directed to sign and execute any and all prospective agreement documents entered into between the County and agencies providing mental health, mental retardation, alcoholism and substance abuse services for calendar year 2011 as listed below:

- 1) St. Mary's Hospital Community Mental Health and Alcoholism Center for community mental health services, not to exceed \$ 1,600,000
- 2) St. Mary's Hospital Community Mental Health and Alcoholism Center for alcoholism services, not to exceed \$ 225,000
- 3) Montgomery Transitional Services Inc. (MTS) for mental health services, not to exceed \$ 380,000
- 4) Mental Health Association for Fulton and Montgomery Counties for mental health services not to exceed \$ 250,000
- 5) National Alliance for the Mentally Ill Montgomery, Fulton and Hamilton County Chapters not to exceed \$ 53,000
- 6) Resource Center for Independent Living for Supported Employment Services for persons who are mentally ill not to exceed \$17,000
- 7) Montgomery County Chapter, NYSARC for vocational services for people who are mentally ill, not to exceed \$ 335,000
- 8) Catholic Charities of Fulton and Montgomery Counties for alcoholism, substance abuse, and gambling prevention services not to exceed \$363,000
- 9) Ms. J-Ann Clear, Accountant for accounting services related to the operation of the Mental Health Department, not to exceed \$ 16,000

RESOLUTION ADOPTED with Aye(1633). Supervisor Greco abstained. Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 272 of 2010****DATED:** December 14, 2010**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - TRANSPORTATION OF FULTON COUNTY VETERANS (VETERANS)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Thayer

WHEREAS, the Veterans Director has recommended that Montgomery County continue to transport Fulton County veterans to and from the VA Medical Center in Albany,

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 for the transportation of Fulton County veterans to and from the VA Medical Center in Albany, and

FURTHER RESOLVED, that said Agreement commencing on January 1, 2011 and ending on December 31, 2011, and

FURTHER RESOLVED, that said Agreement shall provide for transportation of Fulton County veterans, depending upon availability of space, at a charge of \$25.00 each way.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 273 of 2010****DATED:** December 14, 2010**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS FOR SERVICES - APPROVED BY 2011 SOCIAL SERVICES OPERATING BUDGET (SOCIAL SERVICES)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Thayer

WHEREAS, the Commissioner of Social Services, upon the approval of budgeted items in the 2011 Operating Budget, desires to enter into agreements with various contractors to provide needed services, and

WHEREAS, the Commissioner of Social Services has made recommendations to enter into such agreements upon approval of funding by the Board of Supervisors,

RESOLVED, that the Chairman of the Board of Supervisors, following review and approval of the County Attorney, is hereby authorized to sign agreements for services funded in the 2011 Operating Budget with the following providers:

Berkshire Farm Center and Services for Youth  
(Stepping Stones Program – Intensive Crisis Intervention and Support  
Services to Avert Placement of Detention)

Berkshire Farm Center and Services for Youth  
(Vision Prevention Program)

Catholic Charities of Montgomery County  
(Court-ordered Supervised Visitations)

Catholic Charities of Montgomery County  
(Non-Residential Domestic Violence 24-Hour Hotline Service)

Catholic Charities of Montgomery County  
(Domestic Violence Assessment and Counseling)

Catholic Charities of Montgomery County  
(Non-Residential Special Needs Domestic Violence – For Cases with Acute  
Mental Health Issues – Physical and Psychological Disabilities)

Catholic Charities of Montgomery County  
(Intensive Case Management for Temporary Assistance Long-Term Recipients)

Catholic Charities of Montgomery County  
(Translation Interpretation Services – In House)



Cornell Cooperative Extension of Fulton & Montgomery Counties  
(Food Stamp Clients to Seek Employment)

Employment Resources  
(New York Works Block Grant Project)

Fonda-Fultonville School District  
(Preventive Services)

Mary O'Conner, Ph.D.  
(Sexual Abuse Services)

Montgomery County Data Processing Department  
(Systems Support Services)

Montgomery County Sheriff's Department/or Other Providers  
(Security Guard – To Provide Security at County Office Building)

Montgomery Transitional Services, Inc.  
(Highland Road Community Residence)

Rev. Bonnie M. Orth  
(Managed Care Services)

St. Mary's Hospital at Amsterdam  
(Drug and Alcohol Core Assessment and Training, Abuse Screening,  
Additional Related Drug and Alcohol Counseling/Vocational Counseling)

St. Mary's Hospital at Amsterdam  
(One (1)–Clinical Social Worker – Assessment and Treatment Plan for  
Children)

St. Mary's Hospital at Amsterdam  
(Employability Physicals for Temporary Assistance Clients)

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 274 of 2010**

**DATED:** December 14, 2010

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - MIDWEST EMPLOYERS  
REINSURANCE CORPORATION, EXCESS WORKERS COMPENSATION COVERAGE (PERSONNEL)

Resolution by Supervisor: Strevy

Seconded by Supervisor: Johnson

WHEREAS, the current policy will expire on December 31, 2010 for Excess Workers Compensation coverage, and

RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval by the County Attorney, is hereby authorized and directed to sign an agreement with Midwest for the provision of Excess Workers Compensation coverage for the period commencing on January 1, 2011 and ending on December 31, 2011 at a cost not to exceed \$86,574.00.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 275 of 2010**

**DATED:** December 14, 2010

RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS SERGEANT  
(SHERIFF)

Resolution by Supervisor: Thayer

Seconded by Supervisor: Bai a

WHEREAS, the Personnel Committee, at its meeting on December 7, 2010, approved one Request to

Fill Vacancy submitted by the Sheriff's Office, which was reviewed by the Personnel Officer, and said position meets all Civil Service requirements,

RESOLVED, that the Sheriff is hereby authorized to fill one full-time Correction Sergeant vacancy.

RESOLUTION ADOPTED with Aye(1475). Supervisor Greco voted Nay. Supervisor Quackenbush abstained. Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 276 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - DPW (PURCHASING)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Bai a

WHEREAS, Montgomery County has received a claim check from its insurance company, Travelers, related to repairs for certain equipment damage, and

WHEREAS, the check is in excess of the amount budgeted and requires a budget amendment in order to be distributed for equipment repairs,

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

**INCREASE REVENUES:**

A-31-3-2680 Insurance Recoveries \$1,000.00

**INCREASE APPROPRIATIONS:**

A-31-4-1345-00-.4422 Equipment Repairs \$1,000.00

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 277 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - GENERAL LIABILITY AND OTHER PERTINENT INSURANCE COVERAGE (BOARD OF SUPERVISORS)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Barone, Sr.

WHEREAS, it is the desire of the County to maintain Property, General Liability and Flood Insurance with Hays & Wormuth Inc. through Travelers,

RESOLVED, that the Montgomery County Board of Supervisors authorizes the renewal of Property, General Liability and Flood Insurance policies with Hays & Wormuth Inc. through Travelers, and

FURTHER RESOLVED, that said policies shall be effective January 1, 2011 through December 31, 2011 at a cost not to exceed \$435,000, and

FURTHER RESOLVED, that the Chairman of the Board of Supervisors, following review and approval by the County Attorney, is hereby authorized to sign appropriate agreements with Hays & Wormuth Inc. for the provision of Insurances to Montgomery County.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 278 of 2010**

**DATED:** December 14, 2010

**RESOLUTION CORRECTING 2010 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS (RPTSA)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Bai a

WHEREAS, various property owners have filed Applications for Refund to the 2010 Tax Roll, pursuant to Section 556 of the Real Property Tax Law, with the Real Property Tax Director, alleging errors on the 2010 Tax Roll, and

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

RESOLVED, that the 2010 Tax Roll hereby is ordered corrected, as follows:

APPLICANT:	SBL:	CORRECTION:
Benjamin S Nellis Jr	47. -1-16.11	Buildings Removed
306 Dillenbeck Rd.	Town of Palatine	Parcel Assessment should be
Palatine Bridge, NY 13428		\$54,020

, and

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 said County 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 556 of the Real Property Tax Law, such annexed applications and warrants becoming a part of such tax rolls, and

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

FURTHER RESOLVED, that said County Director shall mail Notices of Approval of Application to the applicants and the Chairman Board of Supervisors shall sign the refund/credit processed, and

FURTHER RESOLVED, that the said officers having charge of the tax rolls hereby are ordered and directed to issue a refund, and

FURTHER RESOLVED, that said 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 the appropriate districts, prior to May 1, 2011 of any relevy cancelled by this resolution and will be charged back on the ensuing tax roll.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 279 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET FOR LITIGATION DEFENSE (SANITARY SEWER DISTRICT #1)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Allen

WHEREAS, the Montgomery County Sanitary District and Montgomery County have received a Notice of Claim regarding property located at 20 River Street in the Village of Nelliston, SBL# 46.10-3-1.2, and

WHEREAS, Resolution No. 105 of 2010 authorizes the agreement for the attorney to represent the County and the Sanitary District for pending litigation, and

WHEREAS, Resolution No. 155 of 2010 extended the agreement for the pending litigation and provided additional funding, and

WHEREAS, the Montgomery County Sanitary District and Montgomery County wishes to continue such agreement and funding for said contractor in the litigation defense,

RESOLVED, that the Treasurer is hereby authorized to amend the 2010 Operating Budget as follows:

## TRANSFER FROM:

G-26-4-8120-00-4412 LIGHT & POWER \$18,000

## TRANSFER TO:

G-26-4-8120-00-4431 PROFESSIONAL SERVICES \$18,000

RESOLUTION ADOPTED with Aye(1469). Supervisors DiMezza and Coddington voted Nay. Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 280 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT - NYS DOS - LOCAL ENHANCED WIRELESS 911 PROGRAM (SHERIFF)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Barone, Sr.

WHEREAS, the Sheriff has been notified by the NYS Department of State that the County is eligible for reimbursement of certain costs associated with the provision of Wireless 911 Services in the amount of \$25,669,

RESOLVED, that the Chairman of the Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized and directed to sign a grant agreement with the NYS Department of State in the amount of \$25,669 for reimbursement for certain costs associated with the provision of Wireless 911 services.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 281 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AUTHORIZING CHAIRMAN TO ENTER INTO AGREEMENTS - SNOW AND ICE CONTROL (PUBLIC WORKS)**

Resolution by Supervisor: Walters

Seconded by Supervisor: Strevy

RESOLVED, that pursuant to Section 135A of the Highway Law, the Chairman of the Board of Supervisors, upon review of the County Attorney, hereby is authorized to enter into agreements with the City of Amsterdam, the Village of St. Johnsville and the ten towns for control of snow and ice on County roads, and

FURTHER RESOLVED, that payment for the work to be performed under the terms of said agreement shall be at the rate of \$5,250 per centerline mile beginning January 1, 2011 and continuing through the snow season of 2012.

MOTION TO AMEND by Supervisor Wheeler, seconded by Supervisor Baia, to reduce the rate of \$5,250 per center line mile to \$5,050 was defeated with Aye(770). Supervisors Greco, Barone, Sr., Wheeler, Baia and DiMezza voted Aye. Supervisor Stagliano was absent. (12/14/2010)

MOTION TO AMEND by Supervisor Strevy, seconded by Supervisor Quackenbush, to delete the "FURTHER RESOLVED" clause and replace it with the following: "FURTHER RESOLVED, that payment for the work to be performed under the terms of said agreement shall be at the rate of \$5,250 per center line mile, per year, beginning January 1, 2011 and ending December 31, 2012 passed with Aye(1084). Supervisors Greco, Johnson, Barone, Sr., Wheeler and Baia voted Nay. Supervisor Stagliano was absent. (12/14/2010)

RESOLUTION ADOPTED with Aye(1084). Supervisors Greco, Johnson, Barone, Sr., Wheeler and Baia voted Nay. Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 282 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET - ASSIGNED COUNSEL (PUBLIC DEFENDER)**

Resolution by Supervisor: Johnson

Seconded by Supervisor: Strevy

WHEREAS, it is necessary to transfer funds into the professional services appropriation line to cover expenses for assigned counsel in the Public Defender's Budget for the remainder of the fiscal year,

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

**INCREASE:**

A-599	Appropriated Fund Balance	\$60,000
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**INCREASE:**

A-28-4-1170-00-4431	Professional Services	\$60,000
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RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 283 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET FOR MEDICAL FEES (SHERIFF)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Sweet

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2010 Operating Budget as follows:

**TRANSFER FROM:**

A 15 4 3020 14 1111 (728) Overtime		\$28,000
A 15 4 3020 14 1120 (932) Dispatcher PT		\$10,000

**TRANSFER TO:**

A 15 4 3150 00 4436 (Medical Fees)		\$38,000
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RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 284 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AMENDING 2010 OPERATING BUDGET WITH FORFEITURE MONIES (DISTRICT ATTORNEY)**

Resolution by Supervisor: Thayer

Seconded by Supervisor: Johnson

WHEREAS, the District Attorney has received monies from forfeiture crime proceeds in the amount of \$11,861.11 from several drug related investigations and arrests conducted by the Amsterdam Police Department, Montgomery County Sheriff's Department and New York State Police, and

WHEREAS, said forfeiture monies have already been deposited with the Montgomery County Treasurer totaling \$11,868.11 into Revenue Line .2626 (Forfeiture Crime Proceeds - Restricted), and

WHEREAS, said forfeiture monies are restricted and to be used to purchase necessary equipment for law enforcement agencies throughout Montgomery County, it is:

RESOLVED, that the Montgomery County Treasurer amend the 2010 operating budget for the office of District Attorney as follows:

INCREASE REVENUES:

A-25-3-2626-00 Forftr Cr Proc Rest \$11,861.11

INCREASE APPROPRIATIONS:

A-25-4-1165.4522 DA/Law Enforcement Program \$11,861.11

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 285 of 2010**

**DATED:** December 14, 2010

**RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT #1)**

Resolution by Supervisor: Strevy

Seconded by Supervisor: Sweet

WHEREAS, the Montgomery County Sanitary District and Montgomery County have received a Notice of Claim regarding property located at 20 River Street in the Village of Nelliston, SBL# 46.10-3.12, and

WHEREAS, Resolution No. 105 of 2010 authorizes the agreement for the attorney to represent the County and the Sanitary District for pending litigation, and

WHEREAS, the Montgomery County Sanitary District #1 and Montgomery County wishes to continue such agreement and utilize said contractor in the litigation defense,

RESOLVED, the Montgomery County Board of Supervisors hereby approves the Chairman of the Board of Directors of Montgomery County Sanitary District #1 and the Chairman of the Board of Supervisors to extend said agreement with the Attorney to represent the County and Districts' interest in said property,

FURTHER RESOLVED, that the Treasurer is hereby authorized to amend the 2010 Operating Budget as follows:

TRANSFER FROM:

A-599 Appropriated Fund Balance \$20,000

TRANSFER TO:

A-01-4-1010-00-4431 Professional Services \$20,000

RESOLUTION ADOPTED with Aye(1056). Supervisors Johnson, Barone, Sr., Bai a, Di Mezza and Coddington voted Nay. Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

**RESOLUTION NO. 286 of 2010**

**DATED:** December 14, 2010

**RESOLUTION SUPPORTING A PROPERTY TAX CAP THAT MUST INCLUDE MANDATE RELIEF**

Resolution by Supervisor: Greco

Seconded by Supervisor: Thayer

WHEREAS, the level of property taxation throughout New York has reached dangerously high levels, and

WHEREAS, New York leads the nation in property taxes simply because we lead the nation in imposing inefficient state mandates on our local governments, and

WHEREAS, two of the largest components of every municipal budget over which local officials have little control – pension payments and health insurance costs – are increasing at exorbitant

rates, and

WHEREAS, in the case of pension costs, bills from the State Retirement System will increase by an average of 40% in both 2011 and 2012, and

WHEREAS, state laws pertaining to the collective bargaining of contracts between municipalities and employee unions, particularly those pertaining to firefighters and police officers, do not allow local officials to reasonably control the costs such contracts impose on property taxpayers, and

WHEREAS, as a solution to New York's property tax crisis, the Governor of New York and the New York State Legislature will, in 2011, consider enactment of legislation imposing a cap on the annual growth in property taxes, and

WHEREAS, a property tax cap will only work if it is simultaneously accompanied by a repeal of current state mandates that require local governments to increase spending and property taxes, and

WHEREAS, a property tax cap without repeal of costly state mandates will, by definition, lead to drastic cuts in essential local services and dramatic layoffs of municipal employees,

RESOLVED, by the County of Montgomery that the Governor of the State of New York and the members of the New York State Senate and New York State Assembly must reform the cost drivers that lead to high property taxes in New York – including pension benefits, health insurance costs and the collective bargaining process – as the central element of any effort to provide overdue property tax relief to the residents and businesses of New York, and

FURTHER RESOLVED, that a copy of this Resolution be forwarded to the Governor, Senate Majority and Minority Leaders, Assembly Speaker and Minority Leader, Senator Farley and Assemblyman Amedore.

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**RESOLUTION NO. 334 of 2010**

**DATED:** December 14, 2010

**RESOLUTION APPOINTING COMMISSIONER OF SOCIAL SERVICES (PERSONNEL)**

Resolution by Supervisor: Barone, Sr.

Seconded by Supervisor: Bai a

WHEREAS, the Commissioner of Social Services is retiring on December 31, 2010, and

WHEREAS, a vacancy for the position of Commissioner of Social Services will exist on January 1, 2011,

RESOLVED, that pursuant to Section 65, subdivision 4, Section 116, subdivision 1 of the Social Service Law that \_\_\_\_\_ is hereby appointed as Montgomery County Commissioner of Social Services for a five-year term commencing January 1, 2011 and ending December 31, 2015, at the annual base salary of \$71,028 for 2011.

MOTION TO AMEND by Supervisor Barone, Sr., seconded by Supervisor Bai a, to insert in the "RESOLVED CLAUSE" the name of Peter E. Capobianco passed with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

RESOLUTION ADOPTED with Aye(1772). Supervisor Stagliano was absent. (12/14/2010)

Douglas Landon  
County Attorney

Robin Loske  
Clerk, Board of Supervisors

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**OTHER**

There was no other discussion.

**ADJOURNMENT**

MOTION TO ADJOURN by Supervisor Strevy, seconded by Supervisor Wheeler, passed with Aye(1772). Supervisor Stagliano was absent.

Meeting adjourned at 11:28 p.m.

Respectfully submitted,

Robin Loske  
Clerk of the Board



**CERTIFICATION OF PUBLICATION  
CLERK OF THE BOARD**

I, Robin L. Loske, Clerk of the Montgomery County Board of Supervisors, do hereby certify that the foregoing Proceedings of the Board are, typographical errors excepted, a true and correct transcript of the Special, Regular and Annual Sessions of 2010, and the same is hereby printed in the volume by authorization of the said Montgomery County Board of Supervisors.

Robin L. Loske, CLERK  
Board of Supervisors



## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
<b>911</b>	
RESOLUTION OF MONTGOMERY COUNTY EXPRESSING ITS FERVENT AND STEADFAST OPPOSITION TO HOLDING THE TRIAL OF THE ALLEGED SEPTEMBER 11, 2001 TERRORISTS ANYWHERE WITHIN NEW YORK STATE (BOARD OF SUPERVISORS) .....	61
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT - NYS DOS - LOCAL ENHANCED WIRELESS 911 PROGRAM (SHERIFF) .....	368
<b>ADVISORY BOARD</b>	
RESOLUTION APPOINTING MEMBER - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING) .....	203
RESOLUTION APPOINTING MEMBERS - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING) .....	23
<b>AGREEMENT</b>	
RESOLUTION AUTHORIZING CHANGE ORDERS NO. 1 AND NO. 2 - PICKLE HILL ROAD BRIDGE REPLACEMENT CONTRACT - BIN 3309580 (PUBLIC WORKS) .....	187
RESOLUTION AUTHORIZING SERVICE AGREEMENT WITH FRONTIER COMMUNICATIONS TO CONNECT THE SENTINEL PATRIOT PSAP EQUIPMENT IN THE SHERIFF'S E-911 CENTER TO THE FULTON COUNTY SHERIFF'S E-911 CENTER .....	8
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SECURITY SERVICES - MONROE COUNTY SHERIFF'S OFFICE (SHERIFF) .....	224
RESOLUTION AUTHORIZING THE EXECUTION OF A CASH RELOCATION AGREEMENT FOR POINT-TO-POINT MICROWAVE FIXED SERVICE AND AMENDING 2010 OPERATING BUDGET (SHERIFF) .....	305
RESOLUTION AUTHORIZING SHERIFF TO ENTER INTO THE 1033 FEDERAL EXCESS PROPERTY PROGRAM (SHERIFF) .....	82
RESOLUTION AMENDING RESOLUTION NO. 233 OF 2009 FOR THE PURCHASE OF SCRAM BRACELETS FOR THE MONITORING OF ALCOHOL CONSUMPTION BY PERSONS ON PROBATION SUPERVISION (PROBATION) .....	224
RESOLUTION AWARDED BID FOR THE MONTGOMERY AND FULTON COUNTIES SENTINEL PATRIOT PSAP PROJECT (SHERIFF - E-911) .....	7
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - MIDWEST EMPLOYERS REINSURANCE CORPORATION, EXCESS WORKERS COMPENSATION COVERAGE (PERSONNEL) .....	365
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - YOUTH OUTREACH PROGRAMS (YOUTH BUREAU/ACSD) .....	85
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT M.M. HAYES – ID BADGE SYSTEM MAINTENANCE AGREEMENT (PERSONNEL) .....	189
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN A SERVICE PROVIDER AGREEMENT FOR THE PROVISION OF POLYGRAPH SERVICES TO DESIGNATED SEX OFFENDERS UNDER THE SUPERVISION OF THE MONTGOMERY COUNTY PROBATION DEPARTMENT (PROBATION) .....	84
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS FOR SERVICES - APPROVED BY 2011 SOCIAL SERVICES OPERATING BUDGET (SOCIAL SERVICES) .....	364

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING CERTAIN CHANGE ORDERS AND CLOSEOUT OF PLUMBING CONTRACT WITH FPI MECHANICAL FOR THE FMCC CRITICAL MAINTENANCE PROJECT - 2009 CAPITAL PLAN (FMCC) .....	89
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-STD SERVICES (PUBLIC HEALTH) .....	144
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - UNIFIRST CORPORATION - UNIFORM SERVICES (PUBLIC WORKS) .....	145
RESOLUTION AWARDED BRIDGE REPLACEMENT CONTRACT - ROUND BARN ROAD, B.I.N. 3310060 (PUBLIC WORKS) .....	78
RESOLUTION AMENDING RESOLUTION 315 OF 2009 WHICH AUTHORIZED THE CHAIRMAN TO SIGN MOSA GAT SUBSIDY AGREEMENT (BOARD OF SUPERVISORS) .....	38
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - NTS DATA SERVICES, LLC. (BOARD OF ELECTIONS) .....	356
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - FMCC (DATA PROCESSING) .....	357
RESOLUTION AWARDED BRIDGE REHABILITATION CONTRACT - CHERRY VALLEY ROAD, B.I.N. 3309560 (PUBLIC WORKS) .....	79
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT WITH NEW YORK STATE OFFICE OF HOMELAND SECURITY (EMERGENCY MANAGEMENT) (SHERIFF) (PUBLIC HEALTH) .....	359
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN 2011 AGREEMENT VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD) .....	360
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - NYS UNIFIED COURT SYSTEM (SHERIFF) .....	83
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - PRE-TRIAL RELEASE COORDINATOR - LESLIE NICHOLAS (YOUTH BUREAU/ACSD) .....	362
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - TRANSPORTATION OF FULTON COUNTY VETERANS (VETERANS) .....	363
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MANAGEMENT CONSULTING CONTRACT FOR THE LOCAL GOVERNMENT UNIT UNDER THE MENTAL HYGIENE LAWS OF THE STATE OF NEW YORK .....	362
RESOLUTION AWARDED BID NO. 01-10 (PUBLIC WORKS) .....	80
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - COMMUNITY SERVICES/MENTAL HEALTH DEPARTMENT (MENTAL HEALTH) .....	363
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT FOR PROVISION OF DATA PROCESSING SERVICES - CITY OF AMSTERDAM (DATA PROCESSING) .....	145
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-TUBERCULOSIS MEDICAL SERVICES (PUBLIC HEALTH) .....	144
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM AND MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	25
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT COMMUNITY MATERNITY SERVICES (SOCIAL SERVICES) .....	225

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AWARDDING BRIDGE REPLACEMENT CONTRACT - CASLER ROAD, B.I.N. 3309430 (PUBLIC WORKS) .....	79
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN ADMINISTRATIVE AND STAFF SUPPORT SERVICES AGREEMENT - AMSTERDAM INDUSTRIAL DEVELOPMENT AGENCY (ECONOMIC DEVELOPMENT AND PLANNING) .....	183
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - SPECIAL DELINQUENCY PREVENTION AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAM-RECREATION (YOUTH BUREAU/ACSD) .....	56, 361
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - YOUTH INITIATIVE PROGRAM AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION-SERVICE (YOUTH BUREAU/ACSD) .....	55, 361
RESOLUTION AWARDDING RFP 04-10 - CONSULTING SERVICES TO SET UP AND DESIGN A HAZMAT/TERRORISM TABLE TOP EXERCISE (EMERGENCY MANAGEMENT) .....	186
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - RESOURCE ALLOCATION PLAN (YOUTH BUREAU/ACSD) .....	55, 360
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SOFTWARE MAINTENANCE - (SHERIFF) .....	54
RESOLUTION FOR APPROVAL OF A LEASE AGREEMENT WITH CENTRO CIVICO OF AMSTERDAM, INC. FOR A PROBATION SATELLITE OFFICE (PROBATION) .....	302
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- MOHAWK VALLEY SNOWMOBILE CLUBS, INC. - SNOWMOBILE TRAIL MAINTENANCE (ECONOMIC DEVELOPMENT/PLANNING) .....	203
RESOLUTION BETWEEN FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD AND CONSORTIUM FOR ONE-STOP OPERATOR SERVICES (BOARD OF SUPERVISORS) .....	140
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - FBI ANTENNA SITE LICENSE RENEWAL - OAK RIDGE SITE (SHERIFF) .....	186
RESOLUTION AUTHORIZING AGREEMENT WITH HISTORICAL RESEARCH CONSULTANT (HISTORY AND ARCHIVES) .....	257
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT TIME CLOCK MAINTENANCE M.M. HAYES (PERSONNEL) .....	261
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - CONTINUATION OF CLEO AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY AND THE COUNTIES OF FULTON AND SCHOHARIE TO COMPLY WITH IMPLEMENTATION REQUIREMENTS OF THE WORKFORCE INVESTMENT ACT OF 1998 (BOS) .....	140
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT TIME CLOCK MAINTENANCE - M.M. HAYES (PERSONNEL) .....	40
RESOLUTION AUTHORIZING CHAIRMAN TO ENTER INTO AGREEMENTS - SNOW AND ICE CONTROL (PUBLIC WORKS) .....	368
RESOLUTION AUTHORIZING AGREEMENT WITH FRONTIER FOR METRO E INTERNET ACCESS LINE (SHERIFF) .....	258
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AGREEMENT WITH UPSTATE RESPITE SERVICES (MENTAL HEALTH) .....	185
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT ST. MARY'S HOSPITAL-RABIES POST EXPOSURE TREATMENT SERVICES (PUBLIC HEALTH) .....	144

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT - NYS DOS - LOCAL ENHANCED WIRELESS 911 PROGRAM (SHERIFF) .....	368
RESOLUTION ADOPTING AMENDMENT NO. 1 TO THE MONTGOMERY-OTSEGO-SCHOHARIE SOLID WASTE MANAGEMENT AUTHORITY SERVICE AGREEMENT (BOARD OF SUPERVISORS) .....	191
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT (EAP) EMPLOYEE ASSISTANCE PROGRAM ST. MARY'S HOSPITAL (PERSONNEL) .....	303
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MASS TRANSPORTATION - THIRD PARTY PROVIDER - BROWN COACH (BOARD OF SUPERVISORS) .....	6
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT WITH NATIONAL EMPLOYERS COUNCIL, INC./PEOPLE SYSTEMS (PERSONNEL) .....	147
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT MILLIMAN, INC. - RETIREE DRUG SUBSIDY ACTUARIAL RENEWAL ATTESTATION (PERSONNEL) .....	227
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT- TRANSPORTATION OF FULTON COUNTY VETERANS (VETERANS) .....	34
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN ENGINEERING SERVICES AGREEMENT - FJ&G RAIL TO TRAIL FONDA TO FULTON COUNTY (TEP) 2650.34 - (PUBLIC WORKS) .....	119
<b>AGRI CULTURE</b>	
RESOLUTION APPOINTING MEMBERS OF THE MONTGOMERY COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	60
RESOLUTION SCHEDULING 30 DAY PUBLIC REVIEW PERIOD MONTGOMERY COUNTY AGRICULTURAL DISTRICT NO. 3 (ECONOMIC DEVELOPMENT AND PLANNING) .....	298
<b>AI DA</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN ADMINISTRATIVE AND STAFF SUPPORT SERVICES AGREEMENT - AMSTERDAM INDUSTRIAL DEVELOPMENT AGENCY (ECONOMIC DEVELOPMENT AND PLANNING) .....	183
<b>ALTERNATIVES TO INCARCERATION</b>	
RESOLUTION AMENDING 2010 OPERATING BUDGET - VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD) .....	57
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - PRE-TRIAL RELEASE COORDINATOR - LESLIE NICHOLAS (YOUTH BUREAU/ACSD) .....	362
<b>AMEND OPERATING BUDGET</b>	
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC WORKS .....	342, 343
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - FIRE SERVICE .....	337
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - APPROPRIATED FUND BALANCE .....	354, 354
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF ELECTIONS .....	341
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (DM FUND) .....	353
RESOLUTION AMENDING 2010 OPERATING BUDGET - EQUIPMENT REPAIRS - DPW (PURCHASING) .....	305

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - HISTORY & ARCHIVES .....	349
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PERSONNEL .....	341
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - TREASURER .....	338, 338
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY ATTORNEY .....	340
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - CENTRAL PURCHASING .....	351
RESOLUTION AMENDING 2010 OPERATING BUDGET - SOCIAL SERVICES .....	225
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE .....	347, 348
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (D FUND) .....	352, 352
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY CLERK .....	340, 340
RESOLUTION AMENDING 2010 OPERATING BUDGET WITH FORFEITURE MONIES (DISTRICT ATTORNEY) .....	369
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - DATA PROCESSING .....	343
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SOCIAL SERVICES .....	346
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - EMERGENCY MANAGEMENT .....	336
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC HEALTH .....	345, 345
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PROBATION .....	350
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - YOUTH BUREAU .....	348
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC DEFENDER .....	351
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF SUPERVISORS .....	334
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SHERIFF .....	344, 344
<b>AMENDMENT</b>	
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - EMERGENCY MANAGEMENT .....	337
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH CAROLINA CLUBS INC. (ECONOMIC DEVELOPMENT/PLANNING) .....	184
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - REAL PROPERTY .....	339
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY CLERK .....	339, 340
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF SUPERVISORS .....	334, 336
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - TREASURER .....	338, 338
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC WORKS .....	342, 343
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE .....	348
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET (DM FUND) .....	353
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SOCIAL SERVICES .....	346, 346
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - YOUTH BUREAU .....	348
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - HISTORY & ARCHIVES .....	349, 349

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (DM FUND) .....	353
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	204
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SHERIFF .....	344
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - APPROPRIATED FUND BALANCE .....	354, 354, 355
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE .....	347, 348
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDEGET (D FUND) .....	353
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC HEALTH .....	345, 345, 345
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - ECONOMIC DEVELOPMENT/PLANNING .....	350
RESOLUTION AUTHORIZING AN AMENDMENT TO THE LOAN AGREEMENT APPROVAL WITH COMFORT INN & SUITES OF AMSTERDAM, LLC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	205
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PROBATION .....	350, 351
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC DEFENDER .....	351
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - CENTRAL PURCHASING .....	351
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF ELECTIONS .....	341
RESOLUTION AMENDING RESOLUTION NO. 201 OF 2007 FOR MONTGOMERY COUNTY HEALTH INSURANCE TRUST PLAN (PERSONNEL) .....	213, 222
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (D FUND) .....	352, 352
RESOLUTION ADOPTING AMENDMENT NO. 1 TO THE MONTGOMERY-OTSEGO-SCHOHARIE SOLID WASTE MANAGEMENT AUTHORITY SERVICE AGREEMENT (BOARD OF SUPERVISORS) .....	191
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY ATTORNEY .....	340
<b>APPOINTED OFFICIALS</b>	
RESOLUTION APPROVING THE RETIREMENT DAYS CREDITED MONTHLY FOR ELECTED AND APPOINTED PART-TIME AND FULL-TIME OFFICIALS AND RESCINDING RESOLUTION NO. 67 OF 2004 AND RESOLUTION NO. 111 OF 2009 TO UPDATE (PERSONNEL) .....	304
<b>APPOINTEE</b>	
RESOLUTION REAPPOINTING COUNTY PURCHASING AGENT .....	4
RESOLUTION APPOINTMENT- MEMBER MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	88, 184
RESOLUTION APPOINTING COUNTY ATTORNEY .....	2
RESOLUTION APPOINTING MEMBER - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING) .....	203
RESOLUTION REAPPOINTING COUNTY AUDITOR .....	3
RESOLUTION ELECTING CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS FOR THE YEAR 2010 .....	1



## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION ELECTING VICE-CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS FOR THE YEAR 2010 .....	2
RESOLUTION APPOINTING BUDGET OFFICER .....	3
RESOLUTION APPOINTING COMMISSIONER OF SOCIAL SERVICES (PERSONNEL) .....	371
RESOLUTION APPOINTING DIRECTOR OF DATA PROCESSING (BOARD OF SUPERVISORS) .....	66, 90
<b>APPOINTMENTS</b>	
RESOLUTION REAPPOINTING REPUBLICAN ELECTION COMMISSIONER .....	5
RESOLUTION APPOINTING SUPERVISOR - MONTGOMERY COUNTY RECORDS MANAGEMENT ADVISORY BOARD (HISTORY & ARCHIVES) .....	23
RESOLUTION APPOINTING REPUBLICAN ELECTION COMMISSIONER TO FILL UNEXPIRED TERM - BOARD OF ELECTIONS (PERSONNEL) .....	228
RESOLUTION APPOINTING MEMBERS OF THE MONTGOMERY COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	60
RESOLUTION APPOINTING REGION IV FISH AND WILDLIFE MANAGEMENT BOARD MEMBERS (BOARD OF SUPERVISORS) .....	37
RESOLUTION APPOINTING MEMBER - MONTGOMERY COUNTY JURY BOARD (BOARD OF SUPERVISORS) .....	39
RESOLUTION APPOINTING MEMBER - BOARD OF DIRECTORS - CORNELL COOPERATIVE EXTENSION OF FULTON AND MONTGOMERY COUNTIES (BOARD OF SUPERVISORS) .....	39
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY EMS ADVISORY BOARD (EMERGENCY MANAGEMENT) .....	29
RESOLUTION APPOINTING MONTGOMERY COUNTY EMS COORDINATOR(EMERGENCY MANAGEMENT) .....	28
RESOLUTION APPOINTING MONTGOMERY COUNTY ETHICS BOARD MEMBERS AND AMENDING RESOLUTION 157 OF 2009 (BOARD OF SUPERVISORS) .....	111
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY CRIMINAL JUSTICE COORDINATING COUNCIL (YOUTH BUREAU/ALTERNATIVE COMMUNITY SERVICES DEPARTMENT) .....	27
RESOLUTION APPOINTING MEMBER - FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD (ECONOMIC DEVELOPMENT/PLANNING) .....	204
RESOLUTION APPOINTING MEMBERS - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING) .....	23
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY TRAFFIC SAFETY BOARD (YOUTH BUREAU) .....	26, 357
RESOLUTION APPOINTING REGION IV FOREST PRACTICE BOARD MEMBERS (BOARD OF SUPERVISORS) .....	36
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY ARSON ADVISORY BOARD(EMERGENCY MANAGEMENT) .....	30

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS (BOARD OF SUPERVISORS) .....	36
RESOLUTION APPOINTING MEMBER OF MONTGOMERY COUNTY SANITARY SEWER DISTRICT # 1 BOARD OF DIRECTORS (BOARD OF SUPERVISORS) .....	35
RESOLUTION APPOINTING MCIDA LIAISON (ECONOMIC DEVELOPMENT/PLANNING) .....	24
RESOLUTION APPOINTING MEMBERS MONTGOMERY COUNTY FIRE ADVISORY BOARD (EMERGENCY MANAGEMENT) .....	29
<b>ARSON</b>	
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY ARSON ADVISORY BOARD(EMERGENCY MANAGEMENT) .....	30
<b>AUCTION</b>	
RESOLUTION ACCEPTING BIDS - 2010 AUCTION (TREASURER) .....	123
<b>AUDITOR</b>	
RESOLUTION ADOPTING A CORRECTIVE ACTION PLAN - WORKERS' COMPENSATION SELF-INSURANCE PLAN (PERSONNEL) .....	190
RESOLUTION REAPPOINTING COUNTY AUDITOR .....	3
RESOLUTION DELEGATING ERRONEOUS ASSESSMENT CORRECTION APPROVAL AUTHORITY TO COUNTY AUDITOR (REAL PROPERTY TAX SERVICE) .....	40
<b>BADGE SYSTEM ID</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT M.M. HAYES – ID BADGE SYSTEM MAINTENANCE AGREEMENT (PERSONNEL) .....	189
<b>BIDS</b>	
RESOLUTION ACCEPTING BIDS - 2010 AUCTION (TREASURER) .....	123
RESOLUTION AWARDDING BID 06-10 - SALE OF SURPLUS VEHICLES AND EQUIPMENT (PURCHASING) .....	257
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - UNIFIRST CORPORATION - UNIFORM SERVICES (PUBLIC WORKS) .....	145
RESOLUTION AWARDDING BRIDGE REPLACEMENT CONTRACT - ROUND BARN ROAD, B.I.N. 3310060 (PUBLIC WORKS) .....	78
RESOLUTION AWARDDING BRIDGE REHABILITATION CONTRACT - CHERRY VALLEY ROAD, B.I.N. 3309560 (PUBLIC WORKS) .....	79
RESOLUTION AUTHORIZING JOHN M. MCDONALD ENGINEERING, P.C. TO SOLICIT BIDS FOR MONTGOMERY COUNTY SANITARY DISTRICT NO. 1 ROOF REPLACEMENT PROJECT (SANITARY DISTRICT #1) .....	118
RESOLUTION AWARDDING BRIDGE REPLACEMENT CONTRACT - CASLER ROAD, B.I.N. 3309430 (PUBLIC WORKS) .....	79
RESOLUTION AWARDDING BID FOR ROOF REPLACEMENT, FLOW METERS AND GENERATORS (SANITARY DISTRICT #1) .....	143

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AWARDING BID NO. 01-10 (PUBLIC WORKS) .....	80
RESOLUTION AWARDING BID NO. 05-10 - UNIFORMS & FOOTWEAR (SHERIFF) .....	83
RESOLUTION AUTHORIZING JOHN M. MCDONALD ENGINEERING, P.C. TO SOLICIT BIDS FOR THE MONTGOMERY COUNTY SANITARY DISTRICT NO. 1 - CONTRACT NO. 1 - FLOW METER INSTALL AND CONTRACT NO. 2 STANDBY GENERATOR INSTALL (MONTGOMERY COUNTY SANITARY DISTRICT #1) .....	118, 119
<b>BOARD MEETING</b>	
RESOLUTION RESCHEDULING DECEMBER BOARD OF SUPERVISORS MEETING AND SETTING ORGANIZATIONAL MEETING (BOS) .....	308
<b>BOARD OF ELECTIONS</b>	
RESOLUTION APPOINTING REPUBLICAN ELECTION COMMISSIONER TO FILL UNEXPIRED TERM - BOARD OF ELECTIONS (PERSONNEL) .....	228
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF ELECTIONS .....	341
RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY FULL TIME REPUBLICAN DEPUTY COMMISSIONER (BOARD OF ELECTIONS) .....	261
RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY - VOTING MACHINE/ELECTION COORDINATOR DEMOCRATIC (BOARD OF ELECTIONS) .....	207
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - NTS DATA SERVICES, LLC. (BOARD OF ELECTIONS) .....	356
<b>BOARD OF SUPERVISORS</b>	
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF SUPERVISORS ....	334, 335, 336
RESOLUTION RESCHEDULING DECEMBER BOARD OF SUPERVISORS MEETING AND SETTING ORGANIZATIONAL MEETING (BOS) .....	308
RESOLUTION SUPPORTING A PROPERTY TAX CAP THAT MUST INCLUDE MANDATE RELIEF .....	370
RESOLUTION ESTABLISHING A MORATORIUM ON CAPITAL PROJECTS FOR MONTGOMERY COUNTY AND OUTSIDE AGENCIES FOR THE YEARS 2010, 2011 & 2012 .....	63
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - APPROPRIATED FUND BALANCE .....	354
<b>BOARDS</b>	
RESOLUTION APPOINTMENT- MEMBER MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	88, 184
RESOLUTION APPOINTING MONTGOMERY COUNTY EMS COORDINATOR(EMERGENCY MANAGEMENT) .....	28
RESOLUTION APPOINTING MEMBERS OF THE MONTGOMERY COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	60
RESOLUTION APPOINTING MEMBERS MONTGOMERY COUNTY FIRE ADVISORY BOARD (EMERGENCY MANAGEMENT) .....	29

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY TRAFFIC SAFETY BOARD (YOUTH BUREAU) .....	26
RESOLUTION REAPPOINTING MEMBERS OF MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	141
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY ARSON ADVISORY BOARD(EMERGENCY MANAGEMENT) .....	30
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY CRIMINAL JUSTICE  COORDINATING COUNCIL (YOUTH BUREAU/ALTERNATIVE COMMUNITY SERVICES DEPARTMENT) .....	27
RESOLUTION APPOINTING MEMBER - FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD (ECONOMIC DEVELOPMENT/PLANNING) .....	204
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY EMS ADVISORY BOARD (EMERGENCY MANAGEMENT) .....	29
<b>BONDS</b>	
BOND RESOLUTION AUTHORIZING IMPROVEMENTS TO THE COUNTY'S SANITARY DISTRICT #1 ESTIMATING THE AGGREGATE COST THEREOF TO BE \$520,000; APPROPRIATING SAID AMOUNT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$320,000 BONDS TO FINANCE PORTION OF SAID COST (TREAS) .....	211
RESOLUTION APPROVING CAPITAL PROJECTS - SANITARY DISTRICT #1 (SEWER DISTRICT) .....	181
<b>BUDGET</b>	
RESOLUTION ADOPTING 2010-2011 FMCC OPERATING BUDGET (BOARD OF SUPERVISORS) .....	177
RESOLUTION AMENDING 2011 TENTATIVE BUDGET - CORRECTIONS (TREASURER) .....	334
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - YOUTH BUREAU .....	348
RESOLUTION DELEGATING AUTHORITY TO AMEND 2010 OPERATING BUDGET (TREASURER) .....	307
RESOLUTION AMENDING 2010 OPERATING BUDGET NYS OFFICE OF HOMELAND SECURITY (SHSP) 2008 GRANT (EMERGENCY MANAGEMENT) .....	31
RESOLUTION ESTABLISHING A MORATORIUM ON CAPITAL PROJECTS FOR MONTGOMERY COUNTY AND OUTSIDE AGENCIES FOR THE YEARS 2010, 2011 & 2012 .....	63
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC HEALTH .....	345, 345
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SOCIAL SERVICES .....	346
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE .....	347, 348
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF SUPERVISORS .....	334, 335
RESOLUTION AMENDING 2010 OPERATING BUDGET - EQUIPMENT REPAIRS - DPW (PURCHASING) .....	305
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - CENTRAL PURCHASING .....	351
RESOLUTION AMENDING 2010 OPERATING BUDGET - SOCIAL SERVICES .....	225
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY CLERK .....	340, 340

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC DEFENDER .....	351
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - TREASURER .....	338, 338
RESOLUTION ESTABLISHING PUBLIC HEARING - FMCC 2010-2011 OPERATING BUDGET (BOARD OF SUPERVISORS) .....	148
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PROBATION .....	350
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - HISTORY & ARCHIVES .....	349
RESOLUTION AMENDING 2010 OPERATING BUDGET NYS OFFICE OF HOMELAND SECURITY (SHSP) 2007 GRANT (EMERGENCY MANAGEMENT) .....	31
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - APPROPRIATED FUND BALANCE .....	354, 354
RESOLUTION AUTHORIZING SUNY TO REDIRECT STATE FUNDING TO THE 2010 CLASSROOM RENOVATION PROJECT AND AUTHORIZING FMCC TO ADVERTISE FOR BIDS .....	72
RESOLUTION CURTAILING DISCRETIONARY SPENDING (BOARD OF SUPERVISORS) .....	262
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC WORKS .....	342, 343
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (D FUND) .....	352, 352
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF ELECTIONS .....	341
RESOLUTION AUTHORIZING ACCEPTANCE OF THE FINANCE COMMITTEE'S 2011 TENTATIVE BUDGET REPORT (BOARD OF SUPERVISORS) .....	262
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - DATA PROCESSING .....	343
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PERSONNEL .....	341
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY ATTORNEY .....	340
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (DM FUND) .....	353
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - FIRE SERVICE .....	337
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SHERIFF .....	344, 344
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - EMERGENCY MANAGEMENT .....	336
RESOLUTION AUTHORIZING ACCOUNT PAYABLE YEAR-END ADJUSTMENTS - 2010 OPERATING BUDGET (TREASURER) .....	308
<b>BUDGET AMENDMENT</b>	
RESOLUTION AUTHORIZING THE EXECUTION OF A CASH RELOCATION AGREEMENT FOR POINT-TO-POINT MICROWAVE FIXED SERVICE AND AMENDING 2010 OPERATING BUDGET (SHERIFF) .....	305
RESOLUTION AMENDING 2010 OPERATING BUDGET GRANT AWARD (YOUTH BUREAU/ACSD) .....	187
RESOLUTION AMENDING 2010 OPERATING BUDGET NYS OFFICE OF HOMELAND SECURITY (SHSP) 2007 GRANT (EMERGENCY MANAGEMENT) .....	31
RESOLUTION TRANSFERRING FUNDS- INDIGENT BURIALS (VETERANS SERVICES) .....	357
RESOLUTION AMENDING 2010 OPERATING BUDGET - DEMOLITION TIP FEE EXPENSES (BOARD OF SUPERVISORS) .....	78

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AMENDING 2010 OPERATING BUDGET (YOUTH BUREAU/ACSD) .....	187
RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT #1) .....	370
RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - DPW (PURCHASING) .....	366
RESOLUTION TRANSFERRING FUNDS - (SHERIFF) .....	108
RESOLUTION AUTHORIZING THE TREASURER TO AMEND THE 2010 OPERATING BUDGET TO PURCHASE A NEW K-9 UNIT (SHERIFF'S OFFICE) .....	25
RESOLUTION AMENDING 2010 OPERATING BUDGET - ASSIGNED COUNSEL (PUBLIC DEFENDER) .....	368
RESOLUTION AMENDING 2010 OPERATING BUDGET FOR MEDICAL FEES (SHERIFF) .....	369
RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO ENTER INTO AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT) .....	109
RESOLUTION AMENDING 2010 OPERATING BUDGET - SOIL AND WATER (BOARD OF SUPERVISORS) .....	37
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT AND AMENDING 2010 OPERATING BUDGET - 2009 EMPG FUNDS (EMERGENCY MANAGEMENT) .....	53
RESOLUTION AMENDING 2010 OPERATING BUDGET - COMPUTER SOFTWARE (SHERIFF) .....	259
RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - SHERIFF AND JAIL (SHERIFF) .....	259
RESOLUTION AMENDING 2010 OPERATING BUDGET - OVERTIME PAY (SHERIFF) .....	260
RESOLUTION AMENDING 2010 OPERATING BUDGET - SOIL AND WATER CONSERVATION DISTRICT (BOARD OF SUPERVISORS) .....	124
RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT) .....	182, 306
RESOLUTION TRANSFERRING FUNDS - (DISTRICT ATTORNEY) .....	207
RESOLUTION AMENDING 2010 OPERATING BUDGET FOR LITIGATION DEFENSE (SANITARY SEWER DISTRICT #1) .....	367
RESOLUTION AMENDING 2010 OPERATING BUDGET - HOMELAND SECURITY PROGRAM/STATE LOCAL HEALTH DEPT (SLHD) GRANT FUNDING (PUBLIC HEALTH) .....	101
RESOLUTION AMENDING 2010 OPERATING BUDGET - IMMUNIZATION ACTION PLAN GRANT COLA FUNDING (PUBLIC HEALTH) .....	100
RESOLUTION AUTHORIZING PATH SURVEY PROJECT FOR THE MICROWAVE SYSTEM AND AMENDING 2010 OPERATING BUDGET (SHERIFF) .....	209
RESOLUTION AMENDING 2010 OPERATING BUDGET - MENTAL HEALTH (BOARD OF SUPERVISORS) .....	185
RESOLUTION AMENDING 2010 OPERATING BUDGET - EQUIPMENT REPLACEMENT (SHERIFF) .....	209
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT ACCEPTANCE AGREEMENT - NYS OFFICE OF HOMELAND SECURITY - STATE LAW ENFORCEMENT TERRORISM PREVENTION (SHERIFF) .....	54

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AMENDING 2010 OPERATING BUDGET NYS OFFICE OF HOMELAND SECURITY (SHSP) 2008 GRANT (EMERGENCY MANAGEMENT) .....	31
RESOLUTION AMENDING 2010 OPERATING BUDGET - VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD) .....	57
RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - SHERIFF AND JAIL (PURCHASING) .....	210
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT AND AMENDING 2010 OPERATING BUDGET - NEW YORK CONNECTS (SOCIAL SERVICES) .....	33
RESOLUTION AMENDING SANITARY DISTRICT NO. 1 - 2010 OPERATING BUDGET- BEECH NUT NUTRITION CORPORATION (SANITARY DISTRICT #1) .....	143
RESOLUTION TRANSFERRING FUNDS FOR IN-PLACE UPGRADE TO UPS SYSTEM (DATA PROCESSING) .....	227
RESOLUTION AMENDING 2010 OPERATING BUDGET-CARRY OVER GRANT FUNDS (PUBLIC HEALTH) .....	33
<b>BUDGET OFFICER</b>	
RESOLUTION AUTHORIZING ACCEPTANCE OF THE FINANCE COMMITTEE'S 2011 TENTATIVE BUDGET REPORT (BOARD OF SUPERVISORS) .....	262
RESOLUTION APPOINTING BUDGET OFFICER .....	3
RESOLUTION ESTABLISHING A MORATORIUM ON CAPITAL PROJECTS FOR MONTGOMERY COUNTY AND OUTSIDE AGENCIES FOR THE YEARS 2010, 2011 & 2012 .....	63
<b>BUSINESS DEVELOPMENT</b>	
RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS FOR LEGAL SERVICES FOR PROPOSED REGIONAL BUSINESS PARK PROJECT (ECONOMIC DEVELOPMENT/PLANNING) .....	223
RESOLUTION URGING THE STATE TO ACCEPT THE PROPOSAL BY THE AMSTERDAM INDUSTRIAL DEVELOPMENT AGENCY TO CONSTRUCT A DATA CENTER IN DOWNTOWN AMSTERDAM NEW YORK (ECONOMIC DEVELOPMENT/PLANNING) .....	102
<b>CAPITAL PROJECTS</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT CLOSING OUT FULTON COUNTY ELECTRICAL CONTRACTORS CONTRACT WITH FULTON AND MONTGOMERY COUNTIES FOR THE 2009 FMCC CRITICAL MAINTENANCE PROJECT 2009 CAPITAL PLAN (BOARD OF SUPERVISORS) .....	252
RESOLUTION AUTHORIZING SUNY TO REDIRECT STATE FUNDING TO THE 2010 CLASSROOM RENOVATION PROJECT AND AUTHORIZING FMCC TO ADVERTISE FOR BIDS .....	72
RESOLUTION AMENDING RESOLUTION NO. 66 OF 2010 WHICH ESTABLISHED A MORATORIUM ON CAPITAL PROJECTS FOR MONTGOMERY COUNTY AND OUTSIDE AGENCIES FOR THE YEARS 2010, 2011 & 2012 (BOARD OF SUPERVISORS) .....	305
RESOLUTION AUTHORIZING CERTAIN CHANGE ORDERS AND CLOSEOUT OF PLUMBING CONTRACT WITH FPI MECHANICAL FOR THE FMCC CRITICAL MAINTENANCE PROJECT - 2009 CAPITAL PLAN (FMCC) .....	89
RESOLUTION ESTABLISHING A MORATORIUM ON CAPITAL PROJECTS FOR MONTGOMERY COUNTY AND OUTSIDE AGENCIES FOR THE YEARS 2010, 2011 & 2012 .....	63

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING CLOSEOUT OF MECHANICAL CONTRACT WITH FPI MECHANICAL FOR THE FMCC CRITICAL MAINTENANCE PROJECT - 2009 CAPITAL PLAN (FMCC) .....	89
RESOLUTION AUTHORIZING CHANGE ORDER AND CLOSEOUT OF GENERAL CONSTRUCTION CONTRACT WITH DUTCH VALLEY GENERAL CONSTRUCTION FOR THE 2009 FMCC CRITICAL MAINTENANCE PROJECT -2009 CAPITAL PLAN (BOARD OF SUPERVISORS) .....	39
<b>CAPITAL SPENDING</b>	
RESOLUTION CREATING A BUDGET PLAN THAT ENSURES NO SIGNIFICANT TAX INCREASES FOR COUNTY RESIDENTS (TREASURER) .....	151
<b>CHAIRMAN OF THE BOARD</b>	
RESOLUTION ELECTING CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS FOR THE YEAR 2010 .....	1
RESOLUTION SELECTION TEMPORARY CHAIRMAN FOR 2010 ORGANIZATIONAL MEETING OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS .....	1
<b>CHAMBER OF COMMERCE</b>	
RESOLUTION SUPPORTING TOURISM FUNDING APPLICATION-MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS) .....	251
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - TOURISM PROMOTION AGENCY - MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS) .....	252
<b>CHANGE ORDER</b>	
RESOLUTION AUTHORIZING CHANGE ORDERS NO. 1 AND NO. 2 - PICKLE HILL ROAD BRIDGE REPLACEMENT CONTRACT - BIN 3309580 (PUBLIC WORKS) .....	187
<b>COMMISSIONER OF JURORS</b>	
RESOLUTION APPOINTING MEMBER - MONTGOMERY COUNTY JURY BOARD (BOARD OF SUPERVISORS) .....	39
<b>CONSULTANT</b>	
RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - CONSULTANT (EMERGENCY MANAGEMENT) .....	31
<b>CONTRACT</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - FMCC (DATA PROCESSING) .....	357
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - NTS DATA SERVICES, LLC. (BOARD OF ELECTIONS) .....	356
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - PRE-TRIAL RELEASE COORDINATOR - LESLIE NICHOLAS (YOUTH BUREAU/ACSD) .....	362
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN ENGINEERING SERVICES AGREEMENT - FJ&G RAIL TO TRAIL FONDA TO FULTON COUNTY (TEP) 2650.34 - (PUBLIC WORKS) .....	119
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - COMMUNITY SERVICES/MENTAL HEALTH DEPARTMENT (MENTAL HEALTH) .....	363



## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN 2011 AGREEMENT VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD) .....	360
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MANAGEMENT CONSULTING CONTRACT FOR THE LOCAL GOVERNMENT UNIT UNDER THE MENTAL HYGIENE LAWS OF THE STATE OF NEW YORK .....	362
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - RESOURCE ALLOCATION PLAN (YOUTH BUREAU/ACSD) .....	360
<b>CONTRIBUTION</b>	
RESOLUTION AMENDING 2010 OPERATING BUDGET - CONTRIBUTION OF FUNDS TO HAMILTON, FULTON, MONTGOMERY (HFM) BOCES LPN PROGRAM (BOARD OF SUPERVISORS) .....	124
<b>COOPERATIVE EXTENSION</b>	
RESOLUTION APPOINTING MEMBER - BOARD OF DIRECTORS - CORNELL COOPERATIVE EXTENSION OF FULTON AND MONTGOMERY COUNTIES (BOARD OF SUPERVISORS) .....	39
<b>CORRECT TOWN &amp; COUNTY TAX ROLLS</b>	
RESOLUTION CREDITING 2009 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS (REAL PROPERTY) .....	210
RESOLUTION CORRECTING 2010 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS (RPTSA) .....	366
<b>COUNTY ATTORNEY</b>	
RESOLUTION APPOINTING COUNTY ATTORNEY .....	2
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY ATTORNEY .....	340
<b>COUNTY CLERK</b>	
RESOLUTION SUPPORTING ASSEMBLY BILL A-9919 ALLOWING COUNTY CLERKS TO RETAIN A SHARE OF FEES COLLECTED FOR MOTOR VEHICLE TRANSACTIONS COMPLETED THROUGH THE NYS DMV WEBSITE (COUNTY CLERK) .....	107
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY CLERK .....	339, 340, 340
<b>CSEA</b>	
RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN MEMORANDUM OF AGREEMENT - TWO - BUSINESS MANAGER POSITIONS -CSEA (PERSONNEL) .....	90
<b>DATA PROCESSING</b>	
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - DATA PROCESSING .....	343
RESOLUTION APPOINTING DIRECTOR OF DATA PROCESSING (BOARD OF SUPERVISORS) .....	66, 90
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT FOR PROVISION OF DATA PROCESSING SERVICES - CITY OF AMSTERDAM (DATA PROCESSING) .....	145
RESOLUTION TRANSFERRING FUNDS FOR IN-PLACE UPGRADE TO UPS SYSTEM (DATA PROCESSING) .....	227
RESOLUTION AUTHORIZING AGREEMENT WITH FRONTIER FOR METRO E INTERNET ACCESS LINE (SHERIFF) .....	258

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - FMCC (DATA PROCESSING) .....	357
<b>DEMOLITION</b>	
RESOLUTION AMENDING 2010 OPERATING BUDGET - DEMOLITION TIP FEE EXPENSES (BOARD OF SUPERVISORS) .....	78
<b>DEPARTMENT PUBLIC WORKS</b>	
RESOLUTION AMENDING 2010 OPERATING BUDGET - DEMOLITION TIP FEE EXPENSES (BOARD OF SUPERVISORS) .....	78
RESOLUTION AUTHORIZING CHANGE ORDERS NO. 1 AND NO. 2 - PICKLE HILL ROAD BRIDGE REPLACEMENT CONTRACT - BIN 3309580 (PUBLIC WORKS) .....	187
<b>DEPOSITORIES</b>	
RESOLUTION DESIGNATING DEPOSITORIES FOR COUNTY FUNDS IN THE NAME OF THE COUNTY TREASURER DURING 2010 AND FIXING MAXIMUM AMOUNTS WHICH MAY BE KEPT ON DEPOSIT THEREIN AT ANY ONE TIME .....	5
<b>DISTRICT ATTORNEY</b>	
RESOLUTION FOR THE RECOMMENDATION THAT THE STATE OF NEW YORK DELAY THE IMPLEMENTATION OF THE IGNITION INTERLOCK PROVISIONS OF LEANDRA'S LAW (PROBATION) .....	101
RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY DISTRICT ATTORNEY'S OFFICE TO FILL VACANCY - PART TIME CLERK TYPIST (DISTRICT ATTORNEY) .....	189, 207
RESOLUTION AMENDING 2010 OPERATING BUDGET WITH FORFEITURE MONIES (DISTRICT ATTORNEY) .....	369
RESOLUTION FOR THE ADOPTION OF THE IGNITION INTERLOCK PROGRAM PLAN OF LEANDRA'S LAW (PROBATION) .....	206
RESOLUTION TRANSFERRING FUNDS - (DISTRICT ATTORNEY) .....	207
<b>E-911</b>	
RESOLUTION AUTHORIZING SERVICE AGREEMENT WITH FRONTIER COMMUNICATIONS TO CONNECT THE SENTINEL PATRIOT PSAP EQUIPMENT IN THE SHERIFF'S E-911 CENTER TO THE FULTON COUNTY SHERIFF'S E-911 CENTER .....	8
RESOLUTION AWARING BID FOR THE MONTGOMERY AND FULTON COUNTIES SENTINEL PATRIOT PSAP PROJECT (SHERIFF - E-911) .....	7
<b>ECONOMIC DEVELOPMENT</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - TOURISM PROMOTION AGENCY - MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS) .....	252
RESOLUTION APPOINTING MEMBER - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING) .....	203
RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS FOR LEGAL SERVICES FOR PROPOSED REGIONAL BUSINESS PARK PROJECT (ECONOMIC DEVELOPMENT/PLANNING) .....	223

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- RICHARDSON BRANDS (ECONOMIC DEVELOPMENT AND PLANNING) .....	254
<b>ECONOMIC DEVELOPMENT/PLANNING</b>	
RESOLUTION URGING THE STATE TO ACCEPT THE PROPOSAL BY THE AMSTERDAM INDUSTRIAL DEVELOPMENT AGENCY TO CONSTRUCT A DATA CENTER IN DOWNTOWN AMSTERDAM NEW YORK (ECONOMIC DEVELOPMENT/PLANNING) .....	102
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AMENDMENT TO REVOLVING LOAN FUND AGREEMENT FOR BUD & MEL'S HARDWARE CORPORATION (ECONOMIC DEVELOPMENT AND PLANNING) .....	142
RESOLUTION TO ESTABLISH THE MONTGOMERY COUNTY BOARD OF SUPERVISORS AS LEAD AGENCY IN A SEQR DETERMINATION FOR SNOWMOBILE TRAIL (ECONOMIC DEVELOPMENT AND PLANNING) .....	255
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN ADMINISTRATIVE AND STAFF SUPPORT SERVICES AGREEMENT - AMSTERDAM INDUSTRIAL DEVELOPMENT AGENCY (ECONOMIC DEVELOPMENT AND PLANNING) .....	183
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION-SUSTAINABLE COMMUNITIES REGIONAL PLANNING GRANT (ECONOMIC DEVELOPMENT/PLANNING) .....	202
RESOLUTION APPOINTING MEMBER - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING) .....	203
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION-SNOWMOBILE TRAILS GRANT-IN-AID APPLICATION (ECONOMIC DEVELOPMENT/PLANNING) .....	202
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT NYSDOT SECTION 5316 JARC FUNDS - MOBILITY MANAGEMENT ASSISTANCE - 2011 & 2012 (ECONOMIC DEVELOPMENT AND PLANNING) .....	106
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- HELMONT MILLS, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	205
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AMENDED AGREEMENT 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	141
RESOLUTION APPROVING THE TERMS & CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND THE TARGET CORPORATION IN CONNECTION WITH THE TARGET CORPORATION PROJECT (EOD) .....	300
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- MOHAWK VALLEY SNOWMOBILE CLUBS, INC. - SNOWMOBILE TRAIL MAINTENANCE (ECONOMIC DEVELOPMENT/PLANNING) .....	203
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- VIDAFORM (ECONOMIC DEVELOPMENT AND PLANNING) .....	254
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH CAROLINA CLUBS INC. (ECONOMIC DEVELOPMENT/PLANNING) .....	184
RESOLUTION REAPPOINTING MEMBERS OF MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	141
RESOLUTION DESIGNATING THE DEPARTMENT OF ECONOMIC DEVELOPMENT AND PLANNING AS TOURISM PROMOTION AGENCY (BOARD OF SUPERVISORS) .....	294

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING AN AMENDMENT TO THE LOAN AGREEMENT APPROVAL WITH COMFORT INN & SUITES OF AMSTERDAM, LLC. (ECONOMIC DEVELOPMENT AND PLANNING)	205
RESOLUTION APPOINTING MEMBERS - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING)	23
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING)	204
RESOLUTION APPOINTING MEMBERS OF THE MONTGOMERY COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD (ECONOMIC DEVELOPMENT AND PLANNING)	60
RESOLUTION IN OPPOSITION TO THE IDA TAX IMPOSED ON ALL LOCAL INDUSTRIAL DEVELOPMENT AGENCIES BY NEW YORK STATE AS A MEANS TO HELP CLOSE THE STATE'S BUDGET DEFICIT (ECONOMIC DEVELOPMENT/PLANNING)	59
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM AND MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING)	25
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- WEST MAIN STREET SPECIALTIES, LLC. (ECONOMIC DEVELOPMENT AND PLANNING)	87
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PRE-SUBMISSION FORM - OFFICE OF COMMUNITY RENEWAL- HILL & MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING)	103
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING)	87
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR A SHARED SERVICES PLAN FOR COUNTY AND LOCAL ROADS (ECONOMIC DEVELOPMENT AND PLANNING)	300
RESOLUTION SCHEDULING 30 DAY PUBLIC REVIEW PERIOD MONTGOMERY COUNTY AGRICULTURAL DISTRICT NO. 3 (ECONOMIC DEVELOPMENT AND PLANNING)	298
RESOLUTION SUPPORTING TOURISM FUNDING APPLICATION-MONTGOMERY DEPARTMENT OF ECONOMIC DEVELOPMENT/PLANNING (BOARD OF SUPERVISORS)	294
RESOLUTION APPOINTMENT- MEMBER MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING)	88
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - ECONOMIC DEVELOPMENT/PLANNING	350
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR MONTGOMERY COUNTY SOLID WASTE MANAGEMENT PLAN STUDY (ECONOMIC DEVELOPMENT AND PLANNING)	299
RESOLUTION ESTABLISHING NEGATIVE DECLARATION IN A SEQR DETERMINATION FOR SNOWMOBILE TRAIL (ECONOMIC DEVELOPMENT AND PLANNING)	256
<b>ELECTED OFFICIALS</b>	
RESOLUTION APPROVING THE RETIREMENT DAYS CREDITED MONTHLY FOR ELECTED AND APPOINTED PART-TIME AND FULL-TIME OFFICIALS AND RESCINDING RESOLUTION NO. 67 OF 2004 AND RESOLUTION NO. 111 OF 2009 TO UPDATE (PERSONNEL)	304
RESOLUTION REAPPOINTING REPUBLICAN ELECTION COMMISSIONER	5

## EMERGENCY MANAGEMENT

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AMENDING 2010 OPERATING BUDGET NYS OFFICE OF HOMELAND SECURITY (SHSP) 2007 GRANT (EMERGENCY MANAGEMENT) .....	31
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT AND AMENDING 2010 OPERATING BUDGET - 2009 EMPG FUNDS (EMERGENCY MANAGEMENT) .....	53
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY EMS ADVISORY BOARD (EMERGENCY MANAGEMENT) .....	29
RESOLUTION AMENDING 2010 OPERATING BUDGET NYS OFFICE OF HOMELAND SECURITY (SHSP) 2008 GRANT (EMERGENCY MANAGEMENT) .....	31
RESOLUTION APPOINTING MONTGOMERY COUNTY EMS COORDINATOR(EMERGENCY MANAGEMENT) .....	28
RESOLUTION AWARDING RFP 04-10 - CONSULTING SERVICES TO SET UP AND DESIGN A HAZMAT/TERRORISM TABLE TOP EXERCISE (EMERGENCY MANAGEMENT) .....	186
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT WITH NEW YORK STATE OFFICE OF HOMELAND SECURITY (EMERGENCY MANAGEMENT) (SHERIFF) (PUBLIC HEALTH) .....	359
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - FIRE SERVICE .....	337
RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - CONSULTANT (EMERGENCY MANAGEMENT) .....	31
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY ARSON ADVISORY BOARD(EMERGENCY MANAGEMENT) .....	30
RESOLUTION ESTABLISHING PROCEDURE FOR HIRING A FIRE COORDINATOR AND RESCINDING RESOLUTION NO. 383 OF 1991 (EMERGENCY MANAGEMENT) .....	145
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - EMERGENCY MANAGEMENT .....	336, 337
<b>EMPLOYEE ASSI STANCE PROGRAM</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT (EAP) EMPLOYEE ASSISTANCE PROGRAM ST. MARY'S HOSPITAL (PERSONNEL) .....	303
<b>ETHICS</b>	
RESOLUTION APPOINTING MONTGOMERY COUNTY ETHICS BOARD MEMBERS AND AMENDING RESOLUTION 157 OF 2009 (BOARD OF SUPERVISORS) .....	111
<b>FBI ANTENNA</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - FBI ANTENNA SITE LICENSE RENEWAL - OAK RIDGE SITE (SHERIFF) .....	186
<b>FEES</b>	
RESOLUTION ESTABLISHING THE POLICY OF COLLECTION OF PAYMENTS BY MAIL ONLY AND THE ADOPTION OF NEW SCHEDULE FOR LATE PAYMENTS AND RESCINDING RESOLUTION NO 57 OF 2010 (SANITARY DISTRICT #1) .....	119
RESOLUTION SUPPORTING ASSEMBLY BILL A-9919 ALLOWING COUNTY CLERKS TO RETAIN A SHARE OF FEES COLLECTED FOR MOTOR VEHICLE TRANSACTIONS COMPLETED THROUGH THE NYS DMV WEBSITE (COUNTY CLERK) .....	107

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. A OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION) .....	178
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. A OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION) .....	148
RESOLUTION ESTABLISHING THE POLICY OF COLLECTION OF PAYMENTS BY MAIL ONLY AND THE ADOPTION OF NEW SCHEDULE FOR LATE PAYMENTS (SANITARY DISTRICT #1) .....	57
RESOLUTION ADOPTING A NEW COMMERCIAL AND RESIDENTIAL O&M RATE STRUCTURE FOR THE MONTGOMERY COUNTY SANITARY DISTRICT #1 (SANITARY DISTRICT #1) .....	58
<b>FIRE COORDINATOR</b>	
RESOLUTION ESTABLISHING PROCEDURE FOR HIRING A FIRE COORDINATOR AND RESCINDING RESOLUTION NO. 383 OF 1991 (EMERGENCY MANAGEMENT) .....	145
RESOLUTION APPOINTING MEMBERS MONTGOMERY COUNTY FIRE ADVISORY BOARD (EMERGENCY MANAGEMENT) .....	29
<b>FISH &amp; WILDLIFE</b>	
RESOLUTION APPOINTING REGION IV FISH AND WILDLIFE MANAGEMENT BOARD MEMBERS (BOARD OF SUPERVISORS) .....	37
<b>FOREST PRACTICE BOARD</b>	
RESOLUTION APPOINTING REGION IV FOREST PRACTICE BOARD MEMBERS (BOARD OF SUPERVISORS) .....	36
<b>FULTON-MONTGOMERY COMMUNITY COLLEGE</b>	
RESOLUTION AUTHORIZING CERTAIN CHANGE ORDERS AND CLOSEOUT OF PLUMBING CONTRACT WITH FPI MECHANICAL FOR THE FMCC CRITICAL MAINTENANCE PROJECT - 2009 CAPITAL PLAN (FMCC) .....	89
RESOLUTION ESTABLISHING PUBLIC HEARING - FMCC 2010-2011 OPERATING BUDGET (BOARD OF SUPERVISORS) .....	148
RESOLUTION AUTHORIZING CLOSEOUT OF MECHANICAL CONTRACT WITH FPI MECHANICAL FOR THE FMCC CRITICAL MAINTENANCE PROJECT - 2009 CAPITAL PLAN (FMCC) .....	89
RESOLUTION AUTHORIZING SUNY TO REDIRECT STATE FUNDING TO THE 2010 CLASSROOM RENOVATION PROJECT AND AUTHORIZING FMCC TO ADVERTISE FOR BIDS .....	72
RESOLUTION AUTHORIZING CHANGE ORDER AND CLOSEOUT OF GENERAL CONSTRUCTION CONTRACT WITH DUTCH VALLEY GENERAL CONSTRUCTION FOR THE 2009 FMCC CRITICAL MAINTENANCE PROJECT -2009 CAPITAL PLAN (BOARD OF SUPERVISORS) .....	39
RESOLUTION AUTHORIZING CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS TO SIGN LETTER OF SUPPORT FOR FMCC LOAN APPLICATION (FMCC) .....	66, 72
RESOLUTION ADOPTING 2010-2011 FMCC OPERATING BUDGET (BOARD OF SUPERVISORS) .....	177
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT CLOSING OUT FULTON COUNTY ELECTRICAL CONTRACTORS CONTRACT WITH FULTON AND MONTGOMERY COUNTIES FOR THE 2009 FMCC CRITICAL MAINTENANCE PROJECT 2009 CAPITAL PLAN (BOARD OF SUPERVISORS) .....	252

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
<b>FUNDING</b>	
RESOLUTION AUTHORIZING DISBURSEMENT OF SURPLUS DOG LICENSE FUNDS (TREASURER) .....	111
RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH OTSEGO AND SCHOHARIE COUNTIES TO ESTABLISH A JOINTLY HELD DEPOSITORY ACCOUNT FOR POST-CLOSURE EXPENSES (BOARD OF SUPERVISORS) .....	190
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PRE-SUBMISSION FORM - OFFICE OF COMMUNITY RENEWAL- HILL & MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	103
RESOLUTION ADVANCING 2010 BUDGET ALLOCATION TO THE OFFICE FOR AGING (BOARD OF SUPERVISORS) .....	139
<b>GRANT</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT NYSDOT SECTION 5316 JARC FUNDS - MOBILITY MANAGEMENT ASSISTANCE - 2011 & 2012 (ECONOMIC DEVELOPMENT AND PLANNING) .....	106
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT WITH NEW YORK STATE OFFICE OF HOMELAND SECURITY (EMERGENCY MANAGEMENT) (SHERIFF) (PUBLIC HEALTH) .....	359
RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FROM THE PRESERVATION LEAGUE OF NEW YORK STATE (HISTORY AND ARCHIVES) .....	256
RESOLUTION - ACCEPT CAPACITY BUILDING FOR PUBLIC HEALTH PARTNERS GRANT FUNDING (PUBLIC HEALTH) .....	34
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT - NYS DOS - LOCAL ENHANCED WIRELESS 911 PROGRAM (SHERIFF) .....	368
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PRE-SUBMISSION FORM - OFFICE OF COMMUNITY RENEWAL- HILL & MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	103
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR MONTGOMERY COUNTY SOLID WASTE MANAGEMENT PLAN STUDY (ECONOMIC DEVELOPMENT AND PLANNING) .....	299
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT CONTRACT WITH NEW YORK STATE (SOIL AND WATER CONSERVATION DISTRICT) .....	183
RESOLUTION AMENDING 2010 OPERATING BUDGET NYS OFFICE OF HOMELAND SECURITY (SHSP) 2007 GRANT (EMERGENCY MANAGEMENT) .....	31
RESOLUTION AMENDING 2010 OPERATING BUDGET NYS OFFICE OF HOMELAND SECURITY (SHSP) 2008 GRANT (EMERGENCY MANAGEMENT) .....	31
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT ACCEPTANCE AGREEMENT - NYS OFFICE OF HOMELAND SECURITY - STATE LAW ENFORCEMENT TERRORISM PREVENTION (SHERIFF) .....	54
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT AND AMENDING 2010 OPERATING BUDGET - 2009 EMPG FUNDS (EMERGENCY MANAGEMENT) .....	53
RESOLUTION ACCEPTANCE OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT FUNDS (PUBLIC HEALTH) .....	302

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION SUPPORTING TOURISM FUNDING APPLICATION-MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS) .....	251
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR A SHARED SERVICES PLAN FOR COUNTY AND LOCAL ROADS (ECONOMIC DEVELOPMENT AND PLANNING) .....	300
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AMENDED AGREEMENT 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	141
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION-SNOWMOBILE TRAILS GRANT-IN-AID APPLICATION (ECONOMIC DEVELOPMENT/PLANNING) .....	202
RESOLUTION SUPPORTING TOURISM FUNDING APPLICATION-MONTGOMERY DEPARTMENT OF ECONOMIC DEVELOPMENT/PLANNING (BOARD OF SUPERVISORS) .....	294
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION-SUSTAINABLE COMMUNITIES REGIONAL PLANNING GRANT (ECONOMIC DEVELOPMENT/PLANNING) .....	202
RESOLUTION AMENDING 2010 OPERATING BUDGET - IMMUNIZATION ACTION PLAN GRANT COLA FUNDING (PUBLIC HEALTH) .....	100
RESOLUTION AMENDING 2010 OPERATING BUDGET - HOMELAND SECURITY PROGRAM/STATE LOCAL HEALTH DEPT (SLHD) GRANT FUNDING (PUBLIC HEALTH) .....	101
RESOLUTION AUTHORIZING AGREEMENT WITH HISTORICAL RESEARCH CONSULTANT (HISTORY AND ARCHIVES) .....	257
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM AND MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	25
<b>HEALTH INSURANCE TRUST FUND</b>	
RESOLUTION AMENDING RESOLUTION NO. 201 OF 2007 FOR MONTGOMERY COUNTY HEALTH INSURANCE TRUST PLAN (PERSONNEL) .....	213, 222
<b>HFM BOCES</b>	
RESOLUTION AMENDING 2010 OPERATING BUDGET - CONTRIBUTION OF FUNDS TO HAMILTON, FULTON, MONTGOMERY (HFM) BOCES LPN PROGRAM (BOARD OF SUPERVISORS) .....	124
<b>HISTORY AND ARCHIVES</b>	
RESOLUTION AUTHORIZING AGREEMENT WITH HISTORICAL RESEARCH CONSULTANT (HISTORY AND ARCHIVES) .....	257
RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FROM THE PRESERVATION LEAGUE OF NEW YORK STATE (HISTORY AND ARCHIVES) .....	256
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - HISTORY & ARCHIVES .....	349, 349
RESOLUTION APPOINTING SUPERVISOR - MONTGOMERY COUNTY RECORDS MANAGEMENT ADVISORY BOARD (HISTORY & ARCHIVES) .....	23
<b>INDIGENT</b>	
RESOLUTION ADOPTING INDIGENT BURIAL POLICY (SOCIAL SERVICES/VETERANS) .....	86
<b>INDUSTRIAL DEVELOPMENT AGENCY</b>	



## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION IN OPPOSITION TO THE IDA TAX IMPOSED ON ALL LOCAL INDUSTRIAL DEVELOPMENT AGENCIES BY NEW YORK STATE AS A MEANS TO HELP CLOSE THE STATE'S BUDGET DEFICIT (ECONOMIC DEVELOPMENT/PLANNING) .....	59
RESOLUTION AUTHORIZING AN AMENDMENT TO THE LOAN AGREEMENT APPROVAL WITH COMFORT INN & SUITES OF AMSTERDAM, LLC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	205
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	204
<b>I NSURANCE</b>	
RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - DPW (PURCHASING) .....	366
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - GENERAL LIABILITY AND OTHER PERTINENT INSURANCE COVERAGE (BOARD OF SUPERVISORS) .....	366
<b>K-9 UNIT</b>	
RESOLUTION AUTHORIZING THE TREASURER TO AMEND THE 2010 OPERATING BUDGET TO PURCHASE A NEW K-9 UNIT (SHERIFF'S OFFICE) .....	25
<b>LEGI SLATI ON</b>	
RESOLUTION FOR THE ADOPTION OF THE IGNITION INTERLOCK PROGRAM PLAN OF LEANDRA'S LAW (PROBATION) .....	206
RESOLUTION FOR THE RECOMMENDATION THAT THE STATE OF NEW YORK DELAY THE IMPLEMENTATION OF THE IGNITION INTERLOCK PROVISIONS OF LEANDRA'S LAW (PROBATION) .....	101
RESOLUTION SUPPORTING A TEMPORARY EXTENSION OF ENHANCED FEDERAL MEDICAID MATCHING FUNDS PROVIDED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) (BOARD OF SUPERVISORS) .....	125
RESOLUTION RECOMMENDING THE STATE LEGISLATURE AMEND SUCH SECTIONS OF THE NEW YORK STATE TAX LAW TO AUTHORIZE THE COUNTY OF MONTGOMERY TO INCREASE MORTGAGE RECORDING TAX AND EXPEND SAME IN ANY APPROPRIATE MANNER (BOS) .....	41
RESOLUTION MEMORIALIZING STATE LEGISLATURE AND GOVERNOR TO ENACT AND SIGN LEGISLATION INCREASING SALES TAX (BOARD OF SUPERVISORS) .....	41
RESOLUTION SUPPORTING A PROPERTY TAX CAP THAT MUST INCLUDE MANDATE RELIEF .....	370
<b>LI TI GATI ON</b>	
RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO ENTER INTO AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT) .....	109
RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT) .....	182, 253, 306
RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT #1) .....	370
<b>LOAN</b>	
RESOLUTION AUTHORIZING CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS TO SIGN LETTER OF SUPPORT FOR FMCC LOAN APPLICATION (FMCC) .....	66

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
<b>LOCAL LAW</b>	
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. D OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER) .....	149
RESOLUTION ESTABLISHING A PUBLIC HEARING ON INTRODUCTORY LOCAL LAW NO. 1 OF 2010 - A LOCAL LAW TO AMEND LOCAL SEWER USE LAW NO. 3 OF 1997 AND TO ESTABLISH AN OPERATIONS AND MAINTENANCE RATE (SANITARY DISTRICT) .....	35
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. E OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, PART A, LAWS OF 2010 (PERSONNEL) .....	150
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. A OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION) .....	178
Public Hearing for 2010 - 6:30:00 PM, 7/27/2010 .....	171
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. A OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION) .....	148
RESOLUTION AMENDING LOCAL LAW NO. 3 OF 1997 (SANITARY DISTRICT #1) .....	59
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. F OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, PART B, LAWS OF 2010 (PERSONNEL) .....	152
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. C OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER) .....	149
<b>MCIDA</b>	
RESOLUTION APPOINTING MCIDA LIAISON (ECONOMIC DEVELOPMENT/PLANNING) .....	24
<b>MEDICAID</b>	
RESOLUTION CALLING FOR MEDICAID RELIEF (SOCIAL SERVICES) .....	32
RESOLUTION SUPPORTING A TEMPORARY EXTENSION OF ENHANCED FEDERAL MEDICAID MATCHING FUNDS PROVIDED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) (BOARD OF SUPERVISORS) .....	125
<b>MEMORANDUM OF AGREEMENT</b>	
RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN MEMORANDUM OF AGREEMENT - TWO - BUSINESS MANAGER POSITIONS -CSEA (PERSONNEL) .....	90
RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH OTSEGO AND SCHOHARIE COUNTIES TO ESTABLISH A JOINTLY HELD DEPOSITORY ACCOUNT FOR POST-CLOSURE EXPENSES (BOARD OF SUPERVISORS) .....	190
RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY AND MONTGOMERY COUNTY LOCAL 829 OF CSEA, INC./ CORRECTION SUPERVISORS, COUNCIL 82/ DEPUTY SHERIFF'S (PBA) (PERSONNEL) .....	121

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
<b>MENTAL HEALTH</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AGREEMENT WITH UPSTATE RESPITE SERVICES (MENTAL HEALTH) .....	185
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MANAGEMENT CONSULTING CONTRACT FOR THE LOCAL GOVERNMENT UNIT UNDER THE MENTAL HYGIENE LAWS OF THE STATE OF NEW YORK .....	362
RESOLUTION AMENDING 2010 OPERATING BUDGET - MENTAL HEALTH (BOARD OF SUPERVISORS) .....	185
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - COMMUNITY SERVICES/MENTAL HEALTH DEPARTMENT (MENTAL HEALTH) .....	363
<b>MI CROWAVE SYSTEM</b>	
RESOLUTION AMENDING RESOLUTION NO. 66 OF 2010 WHICH ESTABLISHED A MORATORIUM ON CAPITAL PROJECTS FOR MONTGOMERY COUNTY AND OUTSIDE AGENCIES FOR THE YEARS 2010, 2011 & 2012 (BOARD OF SUPERVISORS) .....	305
RESOLUTION AUTHORIZING THE EXECUTION OF A CASH RELOCATION AGREEMENT FOR POINT-TO-POINT MICROWAVE FIXED SERVICE AND AMENDING 2010 OPERATING BUDGET (SHERIFF) .....	305
RESOLUTION AUTHORIZING PATH SURVEY PROJECT FOR THE MICROWAVE SYSTEM AND AMENDING 2010 OPERATING BUDGET (SHERIFF) .....	209
<b>MOHAWK VALLEY SNOWMOBILE CLUBS</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- MOHAWK VALLEY SNOWMOBILE CLUBS, INC. - SNOWMOBILE TRAIL MAINTENANCE (ECONOMIC DEVELOPMENT/PLANNING) .....	203
<b>MORTGAGE TAX</b>	
RESOLUTION RECOMMENDING THE STATE LEGISLATURE AMEND SUCH SECTIONS OF THE NEW YORK STATE TAX LAW TO AUTHORIZE THE COUNTY OF MONTGOMERY TO INCREASE MORTGAGE RECORDING TAX AND EXPEND SAME IN ANY APPROPRIATE MANNER (BOS) .....	41
RESOLUTION AUTHORIZING COUNTY TREASURER TO DISBURSE MORTGAGE TAX MONEY (TREASURER) .....	122, 307
<b>MOSA</b>	
RESOLUTION ADOPTING AMENDMENT NO. 1 TO THE MONTGOMERY-OTSEGO-SCHOHARIE SOLID WASTE MANAGEMENT AUTHORITY SERVICE AGREEMENT (BOARD OF SUPERVISORS) .....	191
RESOLUTION AMENDING RESOLUTION 315 OF 2009 WHICH AUTHORIZED THE CHAIRMAN TO SIGN MOSA GAT SUBSIDY AGREEMENT (BOARD OF SUPERVISORS) .....	38
<b>NATIONAL GRID</b>	
RESOLUTION URGING NYS PUBLIC SERVICE COMMISSION TO REJECT PROPOSAL FROM NATIONAL GRID TO INCREASE RESIDENTIAL NATURAL GAS AND ELECTRIC RATES (BOARD OF SUPERVISORS) .....	302
<b>NEW YORK STATE DEC</b>	

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION IN OPPOSITION TO PROPOSED 6 NYCRR PART 247 REGULATIONS ON OUTDOOR WOOD BOILERS (BOARD OF SUPERVISORS) .....	188
<b>NEW YORK STATE TAX REFUND</b>	
RESOLUTION IN OPPOSITION TO GOVERNOR DAVID PATERSON'S PROPOSAL TO DELAY STATE INCOME TAX REFUND CHECKS TO NEW YORKERS IN ORDER TO HELP THE STATE DURING ITS FISCAL CRISIS (BOARD OF SUPERVISORS) .....	62
<b>NEWSPAPER</b>	
RESOLUTION DESIGNATING NEWSPAPERS TO PUBLISH COUNTY MATTERS FOR 2010 .....	6
<b>NYS COMPTROLLER REPORT</b>	
RESOLUTION ADOPTING A CORRECTIVE ACTION PLAN - INTERNAL CONTROLS OVER CLAIMS PROCESING (BOARD OF SUPERVISORS) .....	230
<b>OFFICE FOR THE AGING</b>	
RESOLUTION ADVANCING 2010 BUDGET ALLOCATION TO THE OFFICE FOR AGING (BOARD OF SUPERVISORS) .....	139
<b>OFFICE OF COMMUNITY RENEWAL</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PRE-SUBMISSION FORM - OFFICE OF COMMUNITY RENEWAL- HILL & MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	103
<b>OPPOSITION TO PROPOSAL</b>	
RESOLUTION IN OPPOSITION TO GOVERNOR DAVID PATERSON'S PROPOSAL TO DELAY STATE INCOME TAX REFUND CHECKS TO NEW YORKERS IN ORDER TO HELP THE STATE DURING ITS FISCAL CRISIS (BOARD OF SUPERVISORS) .....	62
RESOLUTION URGING NYS PUBLIC SERVICE COMMISSION TO REJECT PROPOSAL FROM NATIONAL GRID TO INCREASE RESIDENTIAL NATURAL GAS AND ELECTRIC RATES (BOARD OF SUPERVISORS) .....	302
RESOLUTION IN OPPOSITION TO PROPOSED 6 NYCRR PART 247 REGULATIONS ON OUTDOOR WOOD BOILERS (BOARD OF SUPERVISORS) .....	188
<b>PART-TIME EMPLOYMENT</b>	
RESOLUTION AUTHORIZING PART-TIME EMPLOYMENT OF RETIRED EMPLOYEES (PERSONNEL) .....	229
<b>PERSONNEL</b>	
RESOLUTION ESTABLISHING A HIRING POLICY FOR COUNTY POSITIONS THROUGH DECEMBER 31, 2012 .....	62
RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY AND MONTGOMERY COUNTY LOCAL 829 OF CSEA, INC./ CORRECTION SUPERVISORS, COUNCIL 82/ DEPUTY SHERIFF'S (PBA) (PERSONNEL) .....	121
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT WITH AMERICAN SAFETY COUNCIL, INC. FOR DEFENSIVE DRIVING COURSE (PERSONNEL) .....	147

**PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX**

---

<b>Keyword - Resolution Title</b>	<b>Page #</b>
RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN MEMORANDUM OF AGREEMENT - TWO - BUSINESS MANAGER POSITIONS -CSEA (PERSONNEL) .....	90
RESOLUTION AUTHORIZING SHERIFF TO FILL VACANCIES (SHERIFF) .....	120
RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCIES (SOCIAL SERVICES) .....	146
RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - PART TIME CORRECTIONS OFFICER (SHERIFF) .....	146
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT TIME CLOCK MAINTENANCE – M.M. HAYES (PERSONNEL) .....	40
RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY DISTRICT ATTORNEY’S OFFICE TO FILL VACANCY - PART TIME CLERK TYPIST (DISTRICT ATTORNEY) .....	189, 207
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT TIME CLOCK MAINTENANCE M.M. HAYES (PERSONNEL) .....	261
RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS OFFICER (SHERIFF) .....	208, 261
RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCY - SOCIAL WELFARE EXAMINER (SOCIAL SERVICES) .....	208
RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY COMMUNITY HEALTH EDUCATOR (PUBLIC HEALTH) .....	207
RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY - VOTING MACHINE/ELECTION COORDINATOR DEMOCRATIC (BOARD OF ELECTIONS) .....	207
RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY - COMMUNITY HEALTH NURSE (PUBLIC HEALTH) .....	303
RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY FULL TIME REPUBLICAN DEPUTY COMMISSIONER (BOARD OF ELECTIONS) .....	261
RESOLUTION ADOPTING A CORRECTIVE ACTION PLAN - WORKERS' COMPENSATION SELF-INSURANCE PLAN (PERSONNEL) .....	190
RESOLUTION AMENDING RESOLUTION NO. 201 OF 2007 FOR MONTGOMERY COUNTY HEALTH INSURANCE TRUST PLAN (PERSONNEL) .....	213, 222
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. E OF 2010 - A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105 LAWS, PART A, OF 2010 (PERSONNEL) .....	180
RESOLUTION AMENDING TIME CLOCK POLICY DATED NOVEMBER 1, 2000 (PERSONNEL) .....	303
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. F OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105 LAWS, PART B, OF 2010 (PERSONNEL) .....	181
RESOLUTION AMENDING SICK TIME DONATION POLICY (PERSONNEL) .....	189
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT M.M. HAYES – ID BADGE SYSTEM MAINTENANCE AGREEMENT (PERSONNEL) .....	189
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PERSONNEL .....	341

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION APPROVING THE RETIREMENT DAYS CREDITED MONTHLY FOR ELECTED AND APPOINTED PART-TIME AND FULL-TIME OFFICIALS AND RESCINDING RESOLUTION NO. 67 OF 2004 AND RESOLUTION NO. 111 OF 2009 TO UPDATE (PERSONNEL) .....	304
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT (EAP) EMPLOYEE ASSISTANCE PROGRAM ST. MARY'S HOSPITAL (PERSONNEL) .....	303
RESOLUTION APPOINTING REPUBLICAN ELECTION COMMISSIONER TO FILL UNEXPIRED TERM - BOARD OF ELECTIONS (PERSONNEL) .....	228
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. E OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, PART A, LAWS OF 2010 (PERSONNEL) .....	150
RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS SERGEANT (SHERIFF) .....	365
RESOLUTION ADOPTING LOCAL RETIREMENT INCENTIVE PROGRAM FOR FISCAL YEAR 2010 (PERSONNEL) .....	228
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - MIDWEST EMPLOYERS REINSURANCE CORPORATION, EXCESS WORKERS COMPENSATION COVERAGE (PERSONNEL) .....	365
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT WITH NATIONAL EMPLOYERS COUNCIL, INC./PEOPLE SYSTEMS (PERSONNEL) .....	147
RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME DEPUTY SHERIFF (SHERIFF) .....	260
RESOLUTION AUTHORIZING PART-TIME EMPLOYMENT OF RETIRED EMPLOYEES (PERSONNEL) .....	229
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. F OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, PART B, LAWS OF 2010 (PERSONNEL) .....	152
RESOLUTION AMENDING RESOLUTION NO. 65 OF 2010 ESTABLISHING A HIRING POLICY FOR COUNTY POSITIONS THROUGH DECEMBER 31, 2012 (PERSONNEL) .....	147
RESOLUTION AUTHORIZING PERSONNEL OFFICER TO ADVERTISE FOR THE POSITION OF COMMISSIONER OF SOCIAL SERVICES (PERSONNEL) .....	230
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT MILLIMAN, INC. - RETIREE DRUG SUBSIDY ACTUARIAL RENEWAL ATTESTATION (PERSONNEL) .....	227
<b>PI LOT AGREEMENT</b>	
RESOLUTION APPROVING THE TERMS & CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND THE TARGET CORPORATION IN CONNECTION WITH THE TARGET CORPORATION PROJECT (EOD) .....	300
<b>PLANNI NG</b>	
RESOLUTION REAPPOINTING MEMBERS OF MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	141
RESOLUTION ADOPTING 2011 STOP-DWI PLAN (STOP DWI) .....	257

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION APPOINTMENT- MEMBER MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	184
<b>POLICY</b>	
RESOLUTION AMENDING SICK TIME DONATION POLICY (PERSONNEL) .....	189
RESOLUTION ESTABLISHING PROCEDURE FOR HIRING A FIRE COORDINATOR AND RESCINDING RESOLUTION NO. 383 OF 1991 (EMERGENCY MANAGEMENT) .....	145
RESOLUTION AMENDING TIME CLOCK POLICY DATED NOVEMBER 1, 2000 (PERSONNEL) .....	303
RESOLUTION ESTABLISHING A HIRING POLICY FOR COUNTY POSITIONS THROUGH DECEMBER 31, 2012 .....	62
RESOLUTION AMENDING RESOLUTION NO. 65 OF 2010 ESTABLISHING A HIRING POLICY FOR COUNTY POSITIONS THROUGH DECEMBER 31, 2012 (PERSONNEL) .....	147
RESOLUTION FOR THE ADOPTION OF THE IGNITION INTERLOCK PROGRAM PLAN OF LEANDRA'S LAW (PROBATION) .....	206
RESOLUTION ADOPTING MONTGOMERY COUNTY CORPORATE COMPLIANCE EXCLUDED PROVIDER CHECKS POLICY (PUBLIC HEALTH) .....	226
RESOLUTION AMENDING PROCUREMENT POLICY (PURCHASING) .....	86
RESOLUTION ADOPTING INDIGENT BURIAL POLICY (SOCIAL SERVICES/VETERANS) .....	86
<b>PRESCRIPTION PLAN</b>	
RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY AND MONTGOMERY COUNTY LOCAL 829 OF CSEA, INC./ CORRECTION SUPERVISORS, COUNCIL 82/ DEPUTY SHERIFF'S (PBA) (PERSONNEL) .....	121
<b>PROBATION</b>	
RESOLUTION FOR THE ADOPTION OF THE IGNITION INTERLOCK PROGRAM PLAN OF LEANDRA'S LAW (PROBATION) .....	206
RESOLUTION FOR THE RECOMMENDATION THAT THE STATE OF NEW YORK DELAY THE IMPLEMENTATION OF THE IGNITION INTERLOCK PROVISIONS OF LEANDRA'S LAW (PROBATION) .....	101
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN A SERVICE PROVIDER AGREEMENT FOR THE PROVISION OF POLYGRAPH SERVICES TO DESIGNATED SEX OFFENDERS UNDER THE SUPERVISION OF THE MONTGOMERY COUNTY PROBATION DEPARTMENT (PROBATION) .....	84
RESOLUTION AMENDING RESOLUTION NO. 233 OF 2009 FOR THE PURCHASE OF SCRAM BRACELETS FOR THE MONITORING OF ALCOHOL CONSUMPTION BY PERSONS ON PROBATION SUPERVISION (PROBATION) .....	224
RESOLUTION FOR APPROVAL OF A LEASE AGREEMENT WITH CENTRO CIVICO OF AMSTERDAM, INC. FOR A PROBATION SATELLITE OFFICE (PROBATION) .....	302
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. A OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION) .....	148
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PROBATION .....	350, 351

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. A OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION) .....	178
<b>PUBLIC DEFENDER</b>	
RESOLUTION AMENDING 2010 OPERATING BUDGET - ASSIGNED COUNSEL (PUBLIC DEFENDER) .....	368
RESOLUTION DIRECTING SUBMISSION OF PAYMENT FOR ASSIGNED COUNSEL CLAIMS (PUBLIC DEFENDER) .....	60
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC DEFENDER .....	351
<b>PUBLIC HEALTH</b>	
RESOLUTION AMENDING 2010 OPERATING BUDGET - IMMUNIZATION ACTION PLAN GRANT COLA FUNDING (PUBLIC HEALTH) .....	100
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT ST. MARY'S HOSPITAL-RABIES POST EXPOSURE TREATMENT SERVICES (PUBLIC HEALTH) .....	144
RESOLUTION AMENDING 2010 OPERATING BUDGET-CARRY OVER GRANT FUNDS (PUBLIC HEALTH) .....	33
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC HEALTH .....	345, 345
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT WITH NEW YORK STATE OFFICE OF HOMELAND SECURITY (EMERGENCY MANAGEMENT) (SHERIFF) (PUBLIC HEALTH) .....	359
RESOLUTION ACCEPTANCE OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT FUNDS (PUBLIC HEALTH) .....	302
RESOLUTION AMENDING 2010 OPERATING BUDGET - HOMELAND SECURITY PROGRAM/STATE LOCAL HEALTH DEPT (SLHD) GRANT FUNDING (PUBLIC HEALTH) .....	101
RESOLUTION - ACCEPT CAPACITY BUILDING FOR PUBLIC HEALTH PARTNERS GRANT FUNDING (PUBLIC HEALTH) .....	34
RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY - COMMUNITY HEALTH NURSE (PUBLIC HEALTH) .....	303
RESOLUTION ADOPTING MONTGOMERY COUNTY CORPORATE COMPLIANCE EXCLUDED PROVIDER CHECKS POLICY (PUBLIC HEALTH) .....	226
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-TUBERCULOSIS MEDICAL SERVICES (PUBLIC HEALTH) .....	144
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-STD SERVICES (PUBLIC HEALTH) .....	144
RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY COMMUNITY HEALTH EDUCATOR (PUBLIC HEALTH) .....	207
<b>PUBLIC HEARING</b>	
RESOLUTION ESTABLISHING A PUBLIC HEARING ON INTRODUCTORY LOCAL LAW NO. 1 OF 2010 - A LOCAL LAW TO AMEND LOCAL SEWER USE LAW NO. 3 OF 1997 AND TO ESTABLISH AN OPERATIONS AND MAINTENANCE RATE (SANITARY DISTRICT) .....	35



## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION ESTABLISHING A PUBLIC HEARING ON THE 2011 TENTATIVE OPERATING BUDGET .....	309
<b>PUBLIC WORKS</b>	
RESOLUTION AWARDING BRIDGE REPLACEMENT CONTRACT - CASLER ROAD, B.I.N. 3309430 (PUBLIC WORKS) .....	79
RESOLUTION AWARDING BID NO. 01-10 (PUBLIC WORKS) .....	80
RESOLUTION AWARDING BRIDGE REHABILITATION CONTRACT - CHERRY VALLEY ROAD, B.I.N. 3309560 (PUBLIC WORKS) .....	79
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (D FUND) .....	352, 352
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDEGET (D FUND) .....	353
RESOLUTION AWARDING BRIDGE REPLACEMENT CONTRACT - ROUND BARN ROAD, B.I.N. 3310060 (PUBLIC WORKS) .....	78
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - UNIFIRST CORPORATION - UNIFORM SERVICES (PUBLIC WORKS) .....	145
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET (DM FUND) .....	353
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC WORKS .....	342, 342, 343
RESOLUTION AMENDING 2010 OPERATING BUDGET - EQUIPMENT REPAIRS - DPW (PURCHASING) .....	305
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN ENGINEERING SERVICES AGREEMENT - FJ&G RAIL TO TRAIL FONDA TO FULTON COUNTY (TEP) 2650.34 - (PUBLIC WORKS) .....	119
RESOLUTION AUTHORIZING CHAIRMAN TO ENTER INTO AGREEMENTS - SNOW AND ICE CONTROL (PUBLIC WORKS) .....	368
<b>PURCHASING</b>	
RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - CONSULTANT (EMERGENCY MANAGEMENT) .....	31
RESOLUTION AWARDING BID 06-10 - SALE OF SURPLUS VEHICLES AND EQUIPMENT (PURCHASING) .....	257
RESOLUTION AWARDING BRIDGE REHABILITATION CONTRACT - CHERRY VALLEY ROAD, B.I.N. 3309560 (PUBLIC WORKS) .....	79
RESOLUTION AWARDING BID NO. 05-10 - UNIFORMS & FOOTWEAR (SHERIFF) .....	83
RESOLUTION AWARDING BRIDGE REPLACEMENT CONTRACT - ROUND BARN ROAD, B.I.N. 3310060 (PUBLIC WORKS) .....	78
RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - SHERIFF AND JAIL (PURCHASING) .....	210
RESOLUTION REAPPOINTING COUNTY PURCHASING AGENT .....	4
RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - DPW (PURCHASING) .....	366
RESOLUTION AMENDING PROCUREMENT POLICY (PURCHASING) .....	86

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - GENERAL LIABILITY AND OTHER PERTINENT INSURANCE COVERAGE (BOARD OF SUPERVISORS) .....	366
RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - PROVISION OF DENTAL SERVICES TO INMATES (SHERIFF) .....	83
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - CENTRAL PURCHASING .....	351
RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR MANAGEMENT & OPERATIONS OF THE FOOD SERVICES IN THE MONTGOMERY COUNTY CORRECTIONAL FACILITY (SHERIFF) .....	359
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - UNIFIRST CORPORATION - UNIFORM SERVICES (PUBLIC WORKS) .....	145
RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - SHERIFF AND JAIL (SHERIFF) .....	259
RESOLUTION AWARDING BRIDGE REPLACEMENT CONTRACT - CASLER ROAD, B.I.N. 3309430 (PUBLIC WORKS) .....	79
RESOLUTION AWARDING BID NO. 01-10 (PUBLIC WORKS) .....	80
<b>RATE SCHEDULE</b>	
RESOLUTION ADOPTING A NEW COMMERCIAL AND RESIDENTIAL O&M RATE STRUCTURE FOR THE MONTGOMERY COUNTY SANITARY DISTRICT #1 (SANITARY DISTRICT #1) .....	58
<b>REAL PROPERTY TAX SERVICE</b>	
RESOLUTION ACCEPTING BIDS - 2010 AUCTION (TREASURER) .....	123
RESOLUTION APPROVING RELEVY OF DELINQUENT SCHOOL TAXES, VILLAGE TAXES, WATER RENTS AND SEWER TAXES (TREASURER) .....	307
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - REAL PROPERTY .....	339
RESOLUTION CORRECTING 2010 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS (RPTSA) .....	366
RESOLUTION CREDITING 2009 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS (REAL PROPERTY) .....	210
<b>REQUEST FOR PROPOSAL</b>	
RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - PROVISION OF DENTAL SERVICES TO INMATES (SHERIFF) .....	83
RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR MANAGEMENT & OPERATIONS OF THE FOOD SERVICES IN THE MONTGOMERY COUNTY CORRECTIONAL FACILITY (SHERIFF) .....	359
RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS FOR LEGAL SERVICES FOR PROPOSED REGIONAL BUSINESS PARK PROJECT (ECONOMIC DEVELOPMENT/PLANNING) .....	223
RESOLUTION AWARDING RFP 04-10 - CONSULTING SERVICES TO SET UP AND DESIGN A HAZMAT/TERRORISM TABLE TOP EXERCISE (EMERGENCY MANAGEMENT) .....	186
<b>REQUEST TO FILL VACANCY</b>	

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - PART TIME CORRECTIONS OFFICER (SHERIFF) .....	146
RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCIES (SOCIAL SERVICES) .....	146
RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS SERGEANT (SHERIFF) .....	365
RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME DEPUTY SHERIFF (SHERIFF) .....	260
RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY DISTRICT ATTORNEY'S OFFICE TO FILL VACANCY - PART TIME CLERK TYPIST (DISTRICT ATTORNEY) .....	189, 207
RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCY - SOCIAL WELFARE EXAMINER (SOCIAL SERVICES) .....	208
RESOLUTION AUTHORIZING SHERIFF TO FILL VACANCIES (SHERIFF) .....	120
RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY - VOTING MACHINE/ELECTION COORDINATOR DEMOCRATIC (BOARD OF ELECTIONS) .....	207
RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS OFFICER (SHERIFF) .....	208, 261
RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY FULL TIME REPUBLICAN DEPUTY COMMISSIONER (BOARD OF ELECTIONS) .....	261
RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY COMMUNITY HEALTH EDUCATOR (PUBLIC HEALTH) .....	207
RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY - COMMUNITY HEALTH NURSE (PUBLIC HEALTH) .....	303
<b>REQUESTS FOR PROPOSALS</b>	
RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - CONSULTANT (EMERGENCY MANAGEMENT) .....	31
<b>RETIREMENT</b>	
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. E OF 2010 - A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105 LAWS, PART A, OF 2010 (PERSONNEL) .....	180
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. F OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, PART B, LAWS OF 2010 (PERSONNEL) .....	152
RESOLUTION AUTHORIZING PART-TIME EMPLOYMENT OF RETIRED EMPLOYEES (PERSONNEL) .....	229
RESOLUTION ADOPTING LOCAL RETIREMENT INCENTIVE PROGRAM FOR FISCAL YEAR 2010 (PERSONNEL) .....	228
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. F OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105 LAWS, PART B, OF 2010 (PERSONNEL) .....	181

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION APPROVING THE RETIREMENT DAYS CREDITED MONTHLY FOR ELECTED AND APPOINTED PART-TIME AND FULL-TIME OFFICIALS AND RESCINDING RESOLUTION NO. 67 OF 2004 AND RESOLUTION NO. 111 OF 2009 TO UPDATE (PERSONNEL) .....	304
RESOLUTION CREATING A BUDGET PLAN THAT ENSURES NO SIGNIFICANT TAX INCREASES FOR COUNTY RESIDENTS (TREASURER) .....	151
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. E OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, PART A, LAWS OF 2010 (PERSONNEL) .....	150
<b>REVOLVING LOAN</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- HELMONT MILLS, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	205
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- VIDAFORM (ECONOMIC DEVELOPMENT AND PLANNING) .....	254
RESOLUTION AUTHORIZING AN AMENDMENT TO THE LOAN AGREEMENT APPROVAL WITH COMFORT INN & SUITES OF AMSTERDAM, LLC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	205
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH CAROLINA CLUBS INC. (ECONOMIC DEVELOPMENT/PLANNING) .....	184
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- RICHARDSON BRANDS (ECONOMIC DEVELOPMENT AND PLANNING) .....	254
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- WEST MAIN STREET SPECIALTIES, LLC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	87
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	204
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AMENDMENT TO REVOLVING LOAN FUND AGREEMENT FOR BUD & MEL'S HARDWARE CORPORATION (ECONOMIC DEVELOPMENT AND PLANNING) .....	142
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	87
<b>ROAD PROGRAMS</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR A SHARED SERVICES PLAN FOR COUNTY AND LOCAL ROADS (ECONOMIC DEVELOPMENT AND PLANNING) .....	300
<b>RULES OF PROCEDURE</b>	
RESOLUTION ADOPTING RULES OF PROCEDURE OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS .....	2
<b>SAFETY</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT WITH AMERICAN SAFETY COUNCIL, INC. FOR DEFENSIVE DRIVING COURSE (PERSONNEL) .....	147
<b>SALE</b>	

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. C OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER) .....	149
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. D OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER) .....	179
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. C OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER) .....	179
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. D OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER) .....	149
<b>SALES TAX</b>	
RESOLUTION MEMORIALIZING STATE LEGISLATURE AND GOVERNOR TO ENACT AND SIGN LEGISLATION INCREASING SALES TAX (BOARD OF SUPERVISORS) .....	41
<b>SANITARY DISTRICT #1</b>	
RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT #1) .....	370
RESOLUTION APPROVING CAPITAL PROJECTS - SANITARY DISTRICT #1 (SEWER DISTRICT) .....	181
RESOLUTION AUTHORIZING JOHN M. MCDONALD ENGINEERING, P.C. TO SOLICIT BIDS FOR MONTGOMERY COUNTY SANITARY DISTRICT NO. 1 ROOF REPLACEMENT PROJECT (SANITARY DISTRICT #1) .....	118
RESOLUTION AUTHORIZING JOHN M. MCDONALD ENGINEERING, P.C. TO SOLICIT BIDS FOR THE MONTGOMERY COUNTY SANITARY DISTRICT NO. 1 - CONTRACT NO. 1 - FLOW METER INSTALL AND CONTRACT NO. 2 STANDBY GENERATOR INSTALL (MONTGOMERY COUNTY SANITARY DISTRICT #1) .....	118, 119
RESOLUTION ESTABLISHING THE POLICY OF COLLECTION OF PAYMENTS BY MAIL ONLY AND THE ADOPTION OF NEW SCHEDULE FOR LATE PAYMENTS (SANITARY DISTRICT #1) .....	57
RESOLUTION ADOPTING A NEW COMMERCIAL AND RESIDENTIAL O&M RATE STRUCTURE FOR THE MONTGOMERY COUNTY SANITARY DISTRICT #1 (SANITARY DISTRICT #1) .....	58
RESOLUTION AMENDING LOCAL LAW NO. 3 OF 1997 (SANITARY DISTRICT #1) .....	59
RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT) .....	182, 253, 306
RESOLUTION AMENDING 2010 OPERATING BUDGET FOR LITIGATION DEFENSE (SANITARY SEWER DISTRICT #1) .....	367
RESOLUTION APPOINTING MEMBER OF MONTGOMERY COUNTY SANITARY SEWER DISTRICT # 1 BOARD OF DIRECTORS (BOARD OF SUPERVISORS) .....	35
RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO ENTER INTO AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT) .....	109
RESOLUTION AMENDING SANITARY DISTRICT NO. 1 - 2010 OPERATING BUDGET- BEECH NUT NUTRITION CORPORATION (SANITARY DISTRICT #1) .....	143

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
BOND RESOLUTION AUTHORIZING IMPROVEMENTS TO THE COUNTY'S SANITARY DISTRICT #1 ESTIMATING THE AGGREGATE COST THEREOF TO BE \$520,000; APPROPRIATING SAID AMOUNT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$320,000 BONDS TO FINANCE PORTION OF SAID COST (TREAS) .....	211
RESOLUTION AWARDDING BID FOR ROOF REPLACEMENT, FLOW METERS AND GENERATORS (SANITARY DISTRICT #1) .....	143
<b>SERVICES</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - NYS UNIFIED COURT SYSTEM (SHERIFF) .....	83
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS FOR SERVICES - APPROVED BY 2011 SOCIAL SERVICES OPERATING BUDGET (SOCIAL SERVICES) .....	364
RESOLUTION DIRECTING SUBMISSION OF PAYMENT FOR ASSIGNED COUNSEL CLAIMS (PUBLIC DEFENDER) .....	60
<b>SEWER DISTRICT</b>	
RESOLUTION ESTABLISHING A PUBLIC HEARING ON INTRODUCTORY LOCAL LAW NO. 1 OF 2010 - A LOCAL LAW TO AMEND LOCAL SEWER USE LAW NO. 3 OF 1997 AND TO ESTABLISH AN OPERATIONS AND MAINTENANCE RATE (SANITARY DISTRICT) .....	35
RESOLUTION ESTABLISHING THE POLICY OF COLLECTION OF PAYMENTS BY MAIL ONLY AND THE ADOPTION OF NEW SCHEDULE FOR LATE PAYMENTS AND RESCINDING RESOLUTION NO 57 OF 2010 (SANITARY DISTRICT #1) .....	119
<b>SHERIFF</b>	
RESOLUTION AUTHORIZING AGREEMENT WITH FRONTIER FOR METRO E INTERNET ACCESS LINE (SHERIFF) .....	258
RESOLUTION AMENDING 2010 OPERATING BUDGET FOR MEDICAL FEES (SHERIFF) .....	369
RESOLUTION AMENDING RESOLUTION 176 OF 2010 - MOHAWK VALLEY SNOWMOBILE CLUBS, INC. - SNOWMOBILE TRAIL MAINTENANCE (ECONOMIC DEVELOPMENT/PLANNING) .....	255
RESOLUTION AUTHORIZING THE EXECUTION OF A CASH RELOCATION AGREEMENT FOR POINT-TO-POINT MICROWAVE FIXED SERVICE AND AMENDING 2010 OPERATING BUDGET (SHERIFF) .....	305
RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - SHERIFF AND JAIL (SHERIFF) .....	259
RESOLUTION AMENDING 2010 OPERATING BUDGET - COMPUTER SOFTWARE (SHERIFF) .....	259
RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME DEPUTY SHERIFF (SHERIFF) .....	260
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT - NYS DOS - LOCAL ENHANCED WIRELESS 911 PROGRAM (SHERIFF) .....	368
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SHERIFF .....	344
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT ACCEPTANCE AGREEMENT - NYS OFFICE OF HOMELAND SECURITY - STATE LAW ENFORCEMENT TERRORISM PREVENTION (SHERIFF) .....	54

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SOFTWARE MAINTENANCE - (SHERIFF) .....	54
RESOLUTION AUTHORIZING THE TREASURER TO AMEND THE 2010 OPERATING BUDGET TO PURCHASE A NEW K-9 UNIT (SHERIFF'S OFFICE) .....	25
RESOLUTION AMENDING 2010 OPERATING BUDGET - OVERTIME PAY (SHERIFF) .....	260
RESOLUTION AUTHORIZING SHERIFF TO ENTER INTO THE 1033 FEDERAL EXCESS PROPERTY PROGRAM (SHERIFF) .....	82
RESOLUTION FOR THE RECOMMENDATION THAT THE STATE OF NEW YORK DELAY THE IMPLEMENTATION OF THE IGNITION INTERLOCK PROVISIONS OF LEANDRA'S LAW (PROBATION) .....	101
RESOLUTION AUTHORIZING PATH SURVEY PROJECT FOR THE MICROWAVE SYSTEM AND AMENDING 2010 OPERATING BUDGET (SHERIFF) .....	209
RESOLUTION AMENDING 2010 OPERATING BUDGET - EQUIPMENT REPLACEMENT (SHERIFF) .....	209
RESOLUTION TRANSFERRING FUNDS - (SHERIFF) .....	108
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT WITH NEW YORK STATE OFFICE OF HOMELAND SECURITY (EMERGENCY MANAGEMENT) (SHERIFF) (PUBLIC HEALTH) .....	359
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SECURITY SERVICES - MONROE COUNTY SHERIFF'S OFFICE (SHERIFF) .....	224
RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS OFFICER (SHERIFF) .....	208, 261
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - FBI ANTENNA SITE LICENSE RENEWAL - OAK RIDGE SITE (SHERIFF) .....	186
RESOLUTION AUTHORIZING SHERIFF TO FILL VACANCIES (SHERIFF) .....	120
RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO EXECUTE A NONDISCLOSURE AGREEMENT WITH CELLCO PARTNERSHIP DBA VERIZON WIRELESS AND T-MOBILE USA, INC. (SHERIFF) .....	121
RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - PART TIME CORRECTIONS OFFICER (SHERIFF) .....	146
RESOLUTION AWARDING BID NO. 05-10 - UNIFORMS & FOOTWEAR (SHERIFF) .....	83
RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - PROVISION OF DENTAL SERVICES TO INMATES (SHERIFF) .....	83
RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS SERGEANT (SHERIFF) .....	365
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - NYS UNIFIED COURT SYSTEM (SHERIFF) .....	83
RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR MANAGEMENT & OPERATIONS OF THE FOOD SERVICES IN THE MONTGOMERY COUNTY CORRECTIONAL FACILITY (SHERIFF) .....	359

### SNOW AND ICE CONTROL

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING CHAIRMAN TO ENTER INTO AGREEMENTS - SNOW AND ICE CONTROL (PUBLIC WORKS) .....	368
<b>SNOWMOBILE TRAILS</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM AND MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	25
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AMENDED AGREEMENT 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	141
RESOLUTION AMENDING RESOLUTION 176 OF 2010 - MOHAWK VALLEY SNOWMOBILE CLUBS, INC. - SNOWMOBILE TRAIL MAINTENANCE (ECONOMIC DEVELOPMENT/PLANNING) .....	255
RESOLUTION TO ESTABLISH THE MONTGOMERY COUNTY BOARD OF SUPERVISORS AS LEAD AGENCY IN A SEQR DETERMINATION FOR SNOWMOBILE TRAIL (ECONOMIC DEVELOPMENT AND PLANNING) .....	255
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION-SNOWMOBILE TRAILS GRANT-IN-AID APPLICATION (ECONOMIC DEVELOPMENT/PLANNING) .....	202
RESOLUTION ESTABLISHING NEGATIVE DECLARATION IN A SEQR DETERMINATION FOR SNOWMOBILE TRAIL (ECONOMIC DEVELOPMENT AND PLANNING) .....	256
<b>SOCIAL SERVICES</b>	
RESOLUTION ADOPTING INDIGENT BURIAL POLICY (SOCIAL SERVICES/VETERANS) .....	86
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT COMMUNITY MATERNITY SERVICES (SOCIAL SERVICES) .....	225
RESOLUTION ADOPTING A CORRECTIVE ACTION PLAN - INTERNAL CONTROLS OVER CLAIMS PROCESING (BOARD OF SUPERVISORS) .....	230
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SOCIAL SERVICES .....	346
RESOLUTION AUTHORIZING PERSONNEL OFFICER TO ADVERTISE FOR THE POSITION OF COMMISSIONER OF SOCIAL SERVICES (PERSONNEL) .....	230
RESOLUTION APPOINTING COMMISSIONER OF SOCIAL SERVICES (PERSONNEL) .....	371
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT AND AMENDING 2010 OPERATING BUDGET - NEW YORK CONNECTS (SOCIAL SERVICES) .....	33
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS FOR SERVICES - APPROVED BY 2011 SOCIAL SERVICES OPERATING BUDGET (SOCIAL SERVICES) .....	364
RESOLUTION CALLING FOR MEDICAID RELIEF (SOCIAL SERVICES) .....	32
RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCIES (SOCIAL SERVICES) .....	146
RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCY - SOCIAL WELFARE EXAMINER (SOCIAL SERVICES) .....	208
<b>SOFTWARE</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - NTS DATA SERVICES, LLC. (BOARD OF ELECTIONS) .....	356



## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SOFTWARE MAINTENANCE - (SHERIFF) .....	54
<b>SOIL &amp; WATER CONSERVATION</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT CONTRACT WITH NEW YORK STATE (SOIL AND WATER CONSERVATION DISTRICT) .....	183
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS (BOARD OF SUPERVISORS) .....	36
RESOLUTION AMENDING 2010 OPERATING BUDGET - SOIL AND WATER (BOARD OF SUPERVISORS) .....	37
RESOLUTION AMENDING 2010 OPERATING BUDGET - SOIL AND WATER CONSERVATION DISTRICT (BOARD OF SUPERVISORS) .....	124
<b>SOLID WASTE</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR MONTGOMERY COUNTY SOLID WASTE MANAGEMENT PLAN STUDY (ECONOMIC DEVELOPMENT AND PLANNING) .....	299
RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH OTSEGO AND SCHOHARIE COUNTIES TO ESTABLISH A JOINTLY HELD DEPOSITORY ACCOUNT FOR POST-CLOSURE EXPENSES (BOARD OF SUPERVISORS) .....	190
<b>STOP-DWI</b>	
RESOLUTION AMENDING RESOLUTION NO. 233 OF 2009 FOR THE PURCHASE OF SCRAM BRACELETS FOR THE MONITORING OF ALCOHOL CONSUMPTION BY PERSONS ON PROBATION SUPERVISION (PROBATION) .....	224
RESOLUTION FOR THE RECOMMENDATION THAT THE STATE OF NEW YORK DELAY THE IMPLEMENTATION OF THE IGNITION INTERLOCK PROVISIONS OF LEANDRA'S LAW (PROBATION) .....	101
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN 2011 AGREEMENT - ALIVE AT 25, YOUNGER DRIVER EDUCATION PROGRAM (YOUTH BUREAU/ACSD) .....	360
RESOLUTION ADOPTING 2011 STOP-DWI PLAN (STOP DWI) .....	257
<b>STUDY</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR MONTGOMERY COUNTY SOLID WASTE MANAGEMENT PLAN STUDY (ECONOMIC DEVELOPMENT AND PLANNING) .....	299
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR A SHARED SERVICES PLAN FOR COUNTY AND LOCAL ROADS (ECONOMIC DEVELOPMENT AND PLANNING) .....	300
<b>TAX CAP LEVY</b>	
RESOLUTION SUPPORTING A PROPERTY TAX CAP THAT MUST INCLUDE MANDATE RELIEF .....	370
<b>TAX ROLLS</b>	

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION CORRECTING 2010 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS (RPTSA) .....	366
RESOLUTION APPROVING RELEVY OF DELINQUENT SCHOOL TAXES, VILLAGE TAXES, WATER RENTS AND SEWER TAXES (TREASURER) .....	307
RESOLUTION DELEGATING ERRONEOUS ASSESSMENT CORRECTION APPROVAL AUTHORITY TO COUNTY AUDITOR (REAL PROPERTY TAX SERVICE) .....	40
<b>TELEPHONE</b>	
RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO EXECUTE A NONDISCLOSURE AGREEMENT WITH CELLCO PARTNERSHIP DBA VERIZON WIRELESS AND T-MOBILE USA, INC. (SHERIFF) .....	121
<b>TENTATIVE BUDGET</b>	
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET (DM FUND) .....	353
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (DM FUND) .....	353
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SOCIAL SERVICES .....	346, 346
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDEGET (D FUND) .....	353
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF SUPERVISORS ....	334, 335, 336
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - EMERGENCY MANAGEMENT .....	336, 337
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - FIRE SERVICE .....	337
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC HEALTH .....	345, 345, 345
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE .....	348
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - REAL PROPERTY .....	339
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY CLERK .....	339, 340, 340
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY ATTORNEY .....	340
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SHERIFF .....	344, 344
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - APPROPRIATED FUND BALANCE .....	354, 354, 355
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PERSONNEL .....	341
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF ELECTIONS .....	341
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - DATA PROCESSING .....	343
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - TREASURER .....	338, 338, 338
RESOLUTION AMENDING 2011 TENTATIVE BUDGET - CORRECTIONS (TREASURER) .....	312
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE .....	347, 348
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PROBATION .....	350, 351
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC DEFENDER .....	351
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - YOUTH BUREAU .....	348

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC WORKS .....	342, 342, 343
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - CENTRAL PURCHASING .....	351
RESOLUTION ESTABLISHING A PUBLIC HEARING ON THE 2011 TENTATIVE OPERATING BUDGET .....	309
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - HISTORY & ARCHIVES .....	349, 349
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - ECONOMIC DEVELOPMENT/PLANNING .....	350
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (D FUND) .....	352, 352
<b>TERRORISTS</b>	
RESOLUTION OF MONTGOMERY COUNTY EXPRESSING ITS FERVENT AND STEADFAST OPPOSITION TO HOLDING THE TRIAL OF THE ALLEGED SEPTEMBER 11, 2001 TERRORISTS ANYWHERE WITHIN NEW YORK STATE (BOARD OF SUPERVISORS) .....	61
<b>TOURISM</b>	
RESOLUTION DESIGNATING THE DEPARTMENT OF ECONOMIC DEVELOPMENT AND PLANNING AS TOURISM PROMOTION AGENCY (BOARD OF SUPERVISORS) .....	294
RESOLUTION SUPPORTING TOURISM FUNDING APPLICATION-MONTGOMERY DEPARTMENT OF ECONOMIC DEVELOPMENT/PLANNING (BOARD OF SUPERVISORS) .....	294
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - TOURISM PROMOTION AGENCY - MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS) .....	252
<b>TOWN OF AMSTERDAM</b>	
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. D OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER) .....	179
<b>TOWN OF FLORIDA</b>	
RESOLUTION APPOINTMENT- MEMBER MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	184
<b>TRAFFIC SAFETY BOARD</b>	
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY TRAFFIC SAFETY BOARD (YOUTH BUREAU) .....	26, 357
<b>TRANSPORTATION</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT NYSDOT SECTION 5316 JARC FUNDS - MOBILITY MANAGEMENT ASSISTANCE - 2011 & 2012 (ECONOMIC DEVELOPMENT AND PLANNING) .....	106
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - TRANSPORTATION OF FULTON COUNTY VETERANS (VETERANS) .....	363
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MASS TRANSPORTATION - THIRD PARTY PROVIDER - BROWN COACH (BOARD OF SUPERVISORS) .....	6
<b>TREASURER</b>	

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. C OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER) .....	149
RESOLUTION CREATING A BUDGET PLAN THAT ENSURES NO SIGNIFICANT TAX INCREASES FOR COUNTY RESIDENTS (TREASURER) .....	151
RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. D OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER) .....	149
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. C OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER) .....	179
RESOLUTION DESIGNATING DEPOSITORIES FOR COUNTY FUNDS IN THE NAME OF THE COUNTY TREASURER DURING 2010 AND FIXING MAXIMUM AMOUNTS WHICH MAY BE KEPT ON DEPOSIT THEREIN AT ANY ONE TIME .....	5
RESOLUTION ACCEPTING BIDS - 2010 AUCTION (TREASURER) .....	123
RESOLUTION DELEGATING AUTHORITY TO AMEND 2010 OPERATING BUDGET (TREASURER) .....	307
RESOLUTION APPROVING CAPITAL PROJECTS - SANITARY DISTRICT #1 (SEWER DISTRICT) .....	181
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - TREASURER .....	338, 338, 338
RESOLUTION AUTHORIZING COUNTY TREASURER TO DISBURSE MORTGAGE TAX MONEY (TREASURER) .....	122, 307
RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. D OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER) .....	179
RESOLUTION APPROVING RELEVY OF DELINQUENT SCHOOL TAXES, VILLAGE TAXES, WATER RENTS AND SEWER TAXES (TREASURER) .....	307
RESOLUTION AUTHORIZING ACCOUNT PAYABLE YEAR-END ADJUSTMENTS - 2010 OPERATING BUDGET (TREASURER) .....	308
RESOLUTION AUTHORIZING DISBURSEMENT OF SURPLUS DOG LICENSE FUNDS (TREASURER) .....	111
RESOLUTION AMENDING 2011 TENTATIVE BUDGET - CORRECTIONS (TREASURER) .....	312, 334
<b>TRIAL</b>	
RESOLUTION OF MONTGOMERY COUNTY EXPRESSING ITS FERVENT AND STEADFAST OPPOSITION TO HOLDING THE TRIAL OF THE ALLEGED SEPTEMBER 11, 2001 TERRORISTS ANYWHERE WITHIN NEW YORK STATE (BOARD OF SUPERVISORS) .....	61
<b>VETERANS</b>	
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE .....	347, 348
RESOLUTION ADOPTING INDIGENT BURIAL POLICY (SOCIAL SERVICES/VETERANS) .....	86
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT- TRANSPORTATION OF FULTON COUNTY VETERANS (VETERANS) .....	34
RESOLUTION TRANSFERRING FUNDS- INDIGENT BURIALS (VETERANS SERVICES) .....	357

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - TRANSPORTATION OF FULTON COUNTY VETERANS (VETERANS) .....	363
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE .....	348
<b>VICE CHAIRMAN</b>	
RESOLUTION ELECTING VICE-CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS FOR THE YEAR 2010 .....	2
<b>WORKERS COMPENSATION</b>	
RESOLUTION ADOPTING A CORRECTIVE ACTION PLAN - WORKERS' COMPENSATION SELF-INSURANCE PLAN (PERSONNEL) .....	190
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - MIDWEST EMPLOYERS REINSURANCE CORPORATION, EXCESS WORKERS COMPENSATION COVERAGE (PERSONNEL) .....	365
<b>WORKFORCE DEVELOPMENT</b>	
RESOLUTION APPOINTING MEMBER - FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD (ECONOMIC DEVELOPMENT/PLANNING) .....	204
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - CONTINUATION OF CLEO AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY AND THE COUNTIES OF FULTON AND SCHOHARIE TO COMPLY WITH IMPLEMENTATION REQUIREMENTS OF THE WORKFORCE INVESTMENT ACT OF 1998 (BOS) .....	140
RESOLUTION BETWEEN FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD AND CONSORTIUM FOR ONE-STOP OPERATOR SERVICES (BOARD OF SUPERVISORS) .....	140
<b>YOUTH BUREAU</b>	
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN 2011 AGREEMENT - ALIVE AT 25, YOUNGER DRIVER EDUCATION PROGRAM (YOUTH BUREAU/ACSD) .....	360
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY CRIMINAL JUSTICE  COORDINATING COUNCIL (YOUTH BUREAU/ALTERNATIVE COMMUNITY SERVICES DEPARTMENT) .....	27
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - MONTGOMERY COUNTY YOUTH DAY-2010 (YOUTH BUREAU/ACSD) .....	120
RESOLUTION AMENDING 2010 OPERATING BUDGET GRANT AWARD (YOUTH BUREAU/ACSD) .....	187
RESOLUTION AMENDING 2010 OPERATING BUDGET - VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD) .....	57
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - PRE-TRIAL RELEASE COORDINATOR - LESLIE NICHOLAS (YOUTH BUREAU/ACSD) .....	362
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - YOUTH OUTREACH PROGRAMS (YOUTH BUREAU/ACSD) .....	85
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - SPECIAL DELINQUENCY PREVENTION AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAM-RECREATION (YOUTH BUREAU/ACSD) .....	56, 361

## PROCEEDINGS OF THE BOARD OF SUPERVISORS - KEYWORD INDEX

---

Keyword - Resolution Title	Page #
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - YOUTH INITIATIVE PROGRAM AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION-SERVICE (YOUTH BUREAU/ACSD) .....	55, 361
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - RESOURCE ALLOCATION PLAN (YOUTH BUREAU/ACSD) .....	55, 360
RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY TRAFFIC SAFETY BOARD (YOUTH BUREAU) .....	357
RESOLUTION AMENDING 2010 OPERATING BUDGET (YOUTH BUREAU/ACSD) .....	187
RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - YOUTH BUREAU .....	348
RESOLUTION AUTHORIZING CHAIRMAN TO SIGN 2011 AGREEMENT VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD) .....	360

## RESOLUTIONS INDEX

Res #	Title	Page
1	RESOLUTION SELECTION TEMPORARY CHAIRMAN FOR 2010 ORGANIZATIONAL MEETING OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS .....	1
2	RESOLUTION ELECTING CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS FOR THE YEAR 2010 .....	1
3	RESOLUTION ELECTING VICE-CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS FOR THE YEAR 2010 .....	2
4	RESOLUTION ADOPTING RULES OF PROCEDURE OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS .....	2
5	RESOLUTION APPOINTING COUNTY ATTORNEY .....	2
6	RESOLUTION APPOINTING BUDGET OFFICER .....	3
7	RESOLUTION REAPPOINTING COUNTY AUDITOR .....	3
8	RESOLUTION REAPPOINTING COUNTY PURCHASING AGENT .....	4
9	RESOLUTION ESTABLISHING A TWO YEAR APPOINTMENT TERM FOR THE ELECTION COMMISSIONERS OF THE COUNTY OF MONTGOMERY AND RESCINDING RESOLUTION NO. 85 OF 2005 .....	4
10	RESOLUTION REAPPOINTING REPUBLICAN ELECTION COMMISSIONER .....	5
11	RESOLUTION DESIGNATING DEPOSITORIES FOR COUNTY FUNDS IN THE NAME OF THE COUNTY TREASURER DURING 2010 AND FIXING MAXIMUM AMOUNTS WHICH MAY BE KEPT ON DEPOSIT THEREIN AT ANY ONE TIME .....	5
12	RESOLUTION DESIGNATING NEWSPAPERS TO PUBLISH COUNTY MATTERS FOR 2010 .....	6
13	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MASS TRANSPORTATION - THIRD PARTY PROVIDER - BROWN COACH (BOARD OF SUPERVISORS) .....	6
14	RESOLUTION AWARDDING BID FOR THE MONTGOMERY AND FULTON COUNTIES SENTINEL PATRIOT PSAP PROJECT (SHERIFF - E-911) .....	7
15	RESOLUTION AUTHORIZING SERVICE AGREEMENT WITH FRONTIER COMMUNICATIONS TO CONNECT THE SENTINEL PATRIOT PSAP EQUIPMENT IN THE SHERIFF'S E-911 CENTER TO THE FULTON COUNTY SHERIFF'S E-911 CENTER .....	8
16	RESOLUTION ESTABLISHING A HIRING FREEZE FOR ALL MONTGOMERY COUNTY POSITIONS THROUGH DECEMBER 31, 2010 .....	8, 22
17	RESOLUTION APPOINTING SUPERVISOR - MONTGOMERY COUNTY RECORDS MANAGEMENT ADVISORY BOARD (HISTORY & ARCHIVES) .....	23
18	RESOLUTION APPOINTING MEMBERS - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING) .....	23
19	RESOLUTION APPOINTING MCIDA LIAISON (ECONOMIC DEVELOPMENT/PLANNING) .....	24
20	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM AND MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	25
21	RESOLUTION AUTHORIZING THE TREASURER TO AMEND THE 2010 OPERATING BUDGET TO PURCHASE A NEW K-9 UNIT (SHERIFF'S OFFICE) .....	25
22	RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY TRAFFIC SAFETY BOARD (YOUTH BUREAU) .....	26

## RESOLUTIONS INDEX

Res #	Title	Page
23	RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY CRIMINAL JUSTICE COORDINATING COUNCIL (YOUTH BUREAU/ALTERNATIVE COMMUNITY SERVICES DEPARTMENT) .....	27
24	RESOLUTION APPOINTING MONTGOMERY COUNTY EMS COORDINATOR(EMERGENCY MANAGEMENT) .....	28
25	RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY EMS ADVISORY BOARD (EMERGENCY MANAGEMENT) .....	29
26	RESOLUTION APPOINTING MEMBERS MONTGOMERY COUNTY FIRE ADVISORY BOARD (EMERGENCY MANAGEMENT) .....	29
27	RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY ARSON ADVISORY BOARD(EMERGENCY MANAGEMENT) .....	30
28	RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - CONSULTANT (EMERGENCY MANAGEMENT) .....	31
29	RESOLUTION AMENDING 2010 OPERATING BUDGET NYS OFFICE OF HOMELAND SECURITY (SHSP) 2007 GRANT (EMERGENCY MANAGEMENT) .....	31
30	RESOLUTION AMENDING 2010 OPERATING BUDGET NYS OFFICE OF HOMELAND SECURITY (SHSP) 2008 GRANT (EMERGENCY MANAGEMENT) .....	31
31	RESOLUTION CALLING FOR MEDICAID RELIEF (SOCIAL SERVICES) .....	32
32	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT AND AMENDING 2010 OPERATING BUDGET - NEW YORK CONNECTS (SOCIAL SERVICES) .....	33
33	RESOLUTION AMENDING 2010 OPERATING BUDGET-CARRY OVER GRANT FUNDS (PUBLIC HEALTH) .....	33
34	RESOLUTION - ACCEPT CAPACITY BUILDING FOR PUBLIC HEALTH PARTNERS GRANT FUNDING (PUBLIC HEALTH) .....	34
35	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT- TRANSPORTATION OF FULTON COUNTY VETERANS (VETERANS) .....	34
36	RESOLUTION ESTABLISHING A PUBLIC HEARING ON INTRODUCTORY LOCAL LAW NO. 1 OF 2010 - A LOCAL LAW TO AMEND LOCAL SEWER USE LAW NO. 3 OF 1997 AND TO ESTABLISH AN OPERATIONS AND MAINTENANCE RATE (SANITARY DISTRICT) .....	35
37	RESOLUTION APPOINTING MEMBER OF MONTGOMERY COUNTY SANITARY SEWER DISTRICT # 1 BOARD OF DIRECTORS (BOARD OF SUPERVISORS) .....	35
38	RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS (BOARD OF SUPERVISORS) .....	36
39	RESOLUTION APPOINTING REGION IV FOREST PRACTICE BOARD MEMBERS (BOARD OF SUPERVISORS) .....	36
40	RESOLUTION APPOINTING REGION IV FISH AND WILDLIFE MANAGEMENT BOARD MEMBERS (BOARD OF SUPERVISORS) .....	37
41	RESOLUTION AMENDING 2010 OPERATING BUDGET - SOIL AND WATER (BOARD OF SUPERVISORS) .....	37
42	RESOLUTION AMENDING RESOLUTION 315 OF 2009 WHICH AUTHORIZED THE CHAIRMAN TO SIGN MOSA GAT SUBSIDY AGREEMENT (BOARD OF SUPERVISORS) .....	38



## RESOLUTIONS INDEX

Res #	Title	Page
43	RESOLUTION APPOINTING MEMBER - BOARD OF DIRECTORS - CORNELL COOPERATIVE EXTENSION OF FULTON AND MONTGOMERY COUNTIES (BOARD OF SUPERVISORS) .....	39
44	RESOLUTION APPOINTING MEMBER - MONTGOMERY COUNTY JURY BOARD (BOARD OF SUPERVISORS) .....	39
45	RESOLUTION AUTHORIZING CHANGE ORDER AND CLOSEOUT OF GENERAL CONSTRUCTION CONTRACT WITH DUTCH VALLEY GENERAL CONSTRUCTION FOR THE 2009 FMCC CRITICAL MAINTENANCE PROJECT -2009 CAPITAL PLAN (BOARD OF SUPERVISORS) .....	39
46	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT TIME CLOCK MAINTENANCE – M.M. HAYES (PERSONNEL) .....	40
47	RESOLUTION DELEGATING ERRONEOUS ASSESSMENT CORRECTION APPROVAL AUTHORITY TO COUNTY AUDITOR (REAL PROPERTY TAX SERVICE) .....	40
48	RESOLUTION RECOMMENDING THE STATE LEGISLATURE AMEND SUCH SECTIONS OF THE NEW YORK STATE TAX LAW TO AUTHORIZE THE COUNTY OF MONTGOMERY TO INCREASE MORTGAGE RECORDING TAX AND EXPEND SAME IN ANY APPROPRIATE MANNER (BOS) .....	41
49	RESOLUTION MEMORIALIZING STATE LEGISLATURE AND GOVERNOR TO ENACT AND SIGN LEGISLATION INCREASING SALES TAX (BOARD OF SUPERVISORS) .....	41
50	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT AND AMENDING 2010 OPERATING BUDGET - 2009 EMPG FUNDS (EMERGENCY MANAGEMENT) .....	53
51	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT ACCEPTANCE AGREEMENT - NYS OFFICE OF HOMELAND SECURITY - STATE LAW ENFORCEMENT TERRORISM PREVENTION (SHERIFF) .....	54
52	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SOFTWARE MAINTENANCE - (SHERIFF) .....	54
53	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - RESOURCE ALLOCATION PLAN (YOUTH BUREAU/ACSD) .....	55
54	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - YOUTH INITIATIVE PROGRAM AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION-SERVICE (YOUTH BUREAU/ACSD) .....	55
55	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - SPECIAL DELINQUENCY PREVENTION AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAM-RECREATION (YOUTH BUREAU/ACSD) .....	56
56	RESOLUTION AMENDING 2010 OPERATING BUDGET - VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD) .....	57
57	RESOLUTION ESTABLISHING THE POLICY OF COLLECTION OF PAYMENTS BY MAIL ONLY AND THE ADOPTION OF NEW SCHEDULE FOR LATE PAYMENTS (SANITARY DISTRICT #1) .....	57
58	RESOLUTION ADOPTING A NEW COMMERCIAL AND RESIDENTIAL O&M RATE STRUCTURE FOR THE MONTGOMERY COUNTY SANITARY DISTRICT #1 (SANITARY DISTRICT #1) .....	58
59	RESOLUTION AMENDING LOCAL LAW NO. 3 OF 1997 (SANITARY DISTRICT #1) .....	59
60	RESOLUTION IN OPPOSITION TO THE IDA TAX IMPOSED ON ALL LOCAL INDUSTRIAL DEVELOPMENT AGENCIES BY NEW YORK STATE AS A MEANS TO HELP CLOSE THE STATE'S BUDGET DEFICIT (ECONOMIC DEVELOPMENT/PLANNING) .....	59

## RESOLUTIONS INDEX

Res #	Title	Page
61	RESOLUTION APPOINTING MEMBERS OF THE MONTGOMERY COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	60
62	RESOLUTION DIRECTING SUBMISSION OF PAYMENT FOR ASSIGNED COUNSEL CLAIMS (PUBLIC DEFENDER) .....	60
63	RESOLUTION OF MONTGOMERY COUNTY EXPRESSING ITS FERVENT AND STEADFAST OPPOSITION TO HOLDING THE TRIAL OF THE ALLEGED SEPTEMBER 11, 2001 TERRORISTS ANYWHERE WITHIN NEW YORK STATE (BOARD OF SUPERVISORS) .....	61
64	RESOLUTION IN OPPOSITION TO GOVERNOR DAVID PATERSON'S PROPOSAL TO DELAY STATE INCOME TAX REFUND CHECKS TO NEW YORKERS IN ORDER TO HELP THE STATE DURING ITS FISCAL CRISIS (BOARD OF SUPERVISORS) .....	62
65	RESOLUTION ESTABLISHING A HIRING POLICY FOR COUNTY POSITIONS THROUGH DECEMBER 31, 2012 .....	62
66	RESOLUTION ESTABLISHING A MORATORIUM ON CAPITAL PROJECTS FOR MONTGOMERY COUNTY AND OUTSIDE AGENCIES FOR THE YEARS 2010, 2011 & 2012 .....	63
67	RESOLUTION APPOINTING DIRECTOR OF DATA PROCESSING (BOARD OF SUPERVISORS) .....	66
68	RESOLUTION AUTHORIZING CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS TO SIGN LETTER OF SUPPORT FOR FMCC LOAN APPLICATION (FMCC) .....	66
69	RESOLUTION AUTHORIZING CHAIRMAN OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS TO SIGN LETTER OF SUPPORT FOR FMCC LOAN APPLICATION (FMCC) .....	72
70	RESOLUTION AUTHORIZING SUNY TO REDIRECT STATE FUNDING TO THE 2010 CLASSROOM RENOVATION PROJECT AND AUTHORIZING FMCC TO ADVERTISE FOR BIDS .....	72
71	RESOLUTION EXPRESSING APPRECIATION FOR SERVICES OF RETIRING SUPERVISOR ROBERT MCMAHON (BOARD OF SUPERVISORS) .....	77
72	RESOLUTION AMENDING 2010 OPERATING BUDGET - DEMOLITION TIP FEE EXPENSES (BOARD OF SUPERVISORS) .....	78
73	RESOLUTION AWARDING BRIDGE REPLACEMENT CONTRACT - ROUND BARN ROAD, B.I.N. 3310060 (PUBLIC WORKS) .....	78
74	RESOLUTION AWARDING BRIDGE REHABILITATION CONTRACT - CHERRY VALLEY ROAD, B.I.N. 3309560 (PUBLIC WORKS) .....	79
75	RESOLUTION AWARDING BRIDGE REPLACEMENT CONTRACT - CASLER ROAD, B.I.N. 3309430 (PUBLIC WORKS) .....	79
76	RESOLUTION AWARDING BID NO. 01-10 (PUBLIC WORKS) .....	80
77	RESOLUTION AUTHORIZING SHERIFF TO ENTER INTO THE 1033 FEDERAL EXCESS PROPERTY PROGRAM (SHERIFF) .....	82
78	RESOLUTION AWARDING BID NO. 05-10 - UNIFORMS & FOOTWEAR (SHERIFF) .....	83
79	RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES - PROVISION OF DENTAL SERVICES TO INMATES (SHERIFF) .....	83
80	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - NYS UNIFIED COURT SYSTEM (SHERIFF) .....	83
81	RESOLUTION AUTHORIZING SHERIFF TO FILL PART-TIME VACANCIES (SHERIFF) .....	84

## RESOLUTIONS INDEX

Res #	Title	Page
82	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN A SERVICE PROVIDER AGREEMENT FOR THE PROVISION OF POLYGRAPH SERVICES TO DESIGNATED SEX OFFENDERS UNDER THE SUPERVISION OF THE MONTGOMERY COUNTY PROBATION DEPARTMENT (PROBATION) .....	84
83	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - YOUTH OUTREACH PROGRAMS (YOUTH BUREAU/ACSD) .....	85
84	RESOLUTION AMENDING PROCUREMENT POLICY (PURCHASING) .....	86
85	RESOLUTION ADOPTING INDIGENT BURIAL POLICY (SOCIAL SERVICES/VETERANS) .....	86
86	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- WEST MAIN STREET SPECIALTIES, LLC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	87
87	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	87
88	RESOLUTION APPOINTMENT- MEMBER MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	88
89	RESOLUTION AUTHORIZING CERTAIN CHANGE ORDERS AND CLOSEOUT OF PLUMBING CONTRACT WITH FPI MECHANICAL FOR THE FMCC CRITICAL MAINTENANCE PROJECT - 2009 CAPITAL PLAN (FMCC) .....	89
90	RESOLUTION AUTHORIZING CLOSEOUT OF MECHANICAL CONTRACT WITH FPI MECHANICAL FOR THE FMCC CRITICAL MAINTENANCE PROJECT - 2009 CAPITAL PLAN (FMCC) .....	89
91	RESOLUTION APPOINTING DIRECTOR OF DATA PROCESSING (BOARD OF SUPERVISORS) .....	90
92	RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN MEMORANDUM OF AGREEMENT - TWO - BUSINESS MANAGER POSITIONS -CSEA (PERSONNEL) .....	90
93	RESOLUTION AMENDING 2010 OPERATING BUDGET - IMMUNIZATION ACTION PLAN GRANT COLA FUNDING (PUBLIC HEALTH) .....	100
94	RESOLUTION AMENDING 2010 OPERATING BUDGET - HOMELAND SECURITY PROGRAM/STATE LOCAL HEALTH DEPT (SLHD) GRANT FUNDING (PUBLIC HEALTH) .....	101
95	RESOLUTION FOR THE RECOMMENDATION THAT THE STATE OF NEW YORK DELAY THE IMPLEMENTATION OF THE IGNITION INTERLOCK PROVISIONS OF LEANDRA'S LAW (PROBATION) .....	101
96	RESOLUTION URGING THE STATE TO ACCEPT THE PROPOSAL BY THE AMSTERDAM INDUSTRIAL DEVELOPMENT AGENCY TO CONSTRUCT A DATA CENTER IN DOWNTOWN AMSTERDAM NEW YORK (ECONOMIC DEVELOPMENT/PLANNING) .....	102
97	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PRE-SUBMISSION FORM - OFFICE OF COMMUNITY RENEWAL- HILL & MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	103
98	RESOLUTION APPROVING THE TERMS AND CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY IDA AND HILL & MARKES, INC. IN CONNECTION WITH THE HILL & MARKES, INC. PROJECT. (ECONOMIC DEVELOPMENT AND PLANNING) .....	103

## RESOLUTIONS INDEX

Res #	Title	Page
99	RESOLUTION APPROVING THE TERMS AND CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY IDA AND THE TARGET CORPORATION IN CONNECTION WITH THE TARGET CORPORATION PROJECT (ECONOMIC DEVELOPMENT AND PLANNING) .....	104
100	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT NYSDOT SECTION 5316 JARC FUNDS - MOBILITY MANAGEMENT ASSISTANCE - 2011 & 2012 (ECONOMIC DEVELOPMENT AND PLANNING) .....	106
101	RESOLUTION SUPPORTING ASSEMBLY BILL A-9919 ALLOWING COUNTY CLERKS TO RETAIN A SHARE OF FEES COLLECTED FOR MOTOR VEHICLE TRANSACTIONS COMPLETED THROUGH THE NYS DMV WEBSITE (COUNTY CLERK) .....	107
102	RESOLUTION ESTABLISHING POLICIES FOR SUBMISSION OF ASSIGNED COUNSEL CLAIMS FOR PAYMENT (PUBLIC DEFENDER) .....	107
103	RESOLUTION TRANSFERRING FUNDS - (SHERIFF) .....	108
104	RESOLUTION AWARDING RFP 02-10 - PROVISION OF DENTAL SERVICES TO INMATES (SHERIFF) .....	108
105	RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO ENTER INTO AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT) .....	109
106	RESOLUTION CALLING ON THE GOVERNOR OF THE STATE OF NEW YORK TO ENFORCE THE COLLECTION OF SALES TAXES ON TOBACCO SOLD ON INDIAN LANDS (BOARD OF SUPERVISORS) .....	109
107	RESOLUTION AUTHORIZING DISBURSEMENT OF SURPLUS DOG LICENSE FUNDS (TREASURER) .....	111
108	RESOLUTION APPOINTING MONTGOMERY COUNTY ETHICS BOARD MEMBERS AND AMENDING RESOLUTION 157 OF 2009 (BOARD OF SUPERVISORS) .....	111
109	RESOLUTION AUTHORIZING JOHN M. MCDONALD ENGINEERING, P.C. TO SOLICIT BIDS FOR MONTGOMERY COUNTY SANITARY DISTRICT NO. 1 ROOF REPLACEMENT PROJECT (SANITARY DISTRICT #1) .....	118
110	RESOLUTION AUTHORIZING JOHN M. MCDONALD ENGINEERING, P.C. TO SOLICIT BIDS FOR THE MONTGOMERY COUNTY SANITARY DISTRICT NO. 1 - CONTRACT NO. 1 - FLOW METER INSTALL AND CONTRACT NO. 2 STANDBY GENERATOR INSTALL (MONTGOMERY COUNTY SANITARY DISTRICT #1) .....	118, 119
111	RESOLUTION ESTABLISHING THE POLICY OF COLLECTION OF PAYMENTS BY MAIL ONLY AND THE ADOPTION OF NEW SCHEDULE FOR LATE PAYMENTS AND RESCINDING RESOLUTION NO 57 OF 2010 (SANITARY DISTRICT #1) .....	119
112	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN ENGINEERING SERVICES AGREEMENT - FJ&G RAIL TO TRAIL FONDA TO FULTON COUNTY (TEP) 2650.34 - (PUBLIC WORKS) .....	119
113	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - MONTGOMERY COUNTY YOUTH DAY-2010 (YOUTH BUREAU/ACSD) .....	120
114	RESOLUTION AUTHORIZING SHERIFF TO FILL VACANCIES (SHERIFF) .....	120
115	RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO EXECUTE A NONDISCLOSURE AGREEMENT WITH CELLCO PARTNERSHIP DBA VERIZON WIRELESS AND T-MOBILE USA, INC. (SHERIFF) .....	121

## RESOLUTIONS INDEX

Res #	Title	Page
116	RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY AND MONTGOMERY COUNTY LOCAL 829 OF CSEA, INC./ CORRECTION SUPERVISORS, COUNCIL 82/ DEPUTY SHERIFF'S (PBA) (PERSONNEL) .....	121
117	RESOLUTION AUTHORIZING COUNTY TREASURER TO DISBURSE MORTGAGE TAX MONEY (TREASURER) .....	122
118	RESOLUTION ACCEPTING BIDS - 2010 AUCTION (TREASURER) .....	123
119	RESOLUTION AMENDING 2010 OPERATING BUDGET - SOIL AND WATER CONSERVATION DISTRICT (BOARD OF SUPERVISORS) .....	124
120	RESOLUTION AMENDING 2010 OPERATING BUDGET - CONTRIBUTION OF FUNDS TO HAMILTON, FULTON, MONTGOMERY (HFM) BOCES LPN PROGRAM (BOARD OF SUPERVISORS) .....	124
121	RESOLUTION SUPPORTING A TEMPORARY EXTENSION OF ENHANCED FEDERAL MEDICAID MATCHING FUNDS PROVIDED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) (BOARD OF SUPERVISORS) .....	125
122	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - CONTINUATION OF CLEO AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY AND THE COUNTIES OF FULTON AND SCHOHARIE TO COMPLY WITH IMPLEMENTATION REQUIREMENTS OF THE WORKFORCE INVESTMENT ACT OF 1998 (BOS) .....	140
123	RESOLUTION BETWEEN FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD AND CONSORTIUM FOR ONE-STOP OPERATOR SERVICES (BOARD OF SUPERVISORS) .....	140
124	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AMENDED AGREEMENT 2009-2010 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM MOHAWK VALLEY SNOWMOBILE CLUBS, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	141
125	RESOLUTION REAPPOINTING MEMBERS OF MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	141
126	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AMENDMENT TO REVOLVING LOAN FUND AGREEMENT FOR BUD & MEL'S HARDWARE CORPORATION (ECONOMIC DEVELOPMENT AND PLANNING) .....	142
127	RESOLUTION AMENDING SANITARY DISTRICT NO. 1 - 2010 OPERATING BUDGET- BEECH NUT NUTRITION CORPORATION (SANITARY DISTRICT #1) .....	143
128	RESOLUTION AWARDING BID FOR ROOF REPLACEMENT, FLOW METERS AND GENERATORS (SANITARY DISTRICT #1) .....	143
129	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT ST. MARY'S HOSPITAL-RABIES POST EXPOSURE TREATMENT SERVICES (PUBLIC HEALTH) .....	144
130	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-STD SERVICES (PUBLIC HEALTH) .....	144
131	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - ST. MARY'S HOSPITAL-TUBERCULOSIS MEDICAL SERVICES (PUBLIC HEALTH) .....	144
132	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT FOR PROVISION OF DATA PROCESSING SERVICES - CITY OF AMSTERDAM (DATA PROCESSING) .....	145
133	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - UNIFIRST CORPORATION - UNIFORM SERVICES (PUBLIC WORKS) .....	145

## RESOLUTIONS INDEX

Res #	Title	Page
134	RESOLUTION ESTABLISHING PROCEDURE FOR HIRING A FIRE COORDINATOR AND RESCINDING RESOLUTION NO. 383 OF 1991 (EMERGENCY MANAGEMENT) .....	145
135	RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCIES (SOCIAL SERVICES) .....	146
136	RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - PART TIME CORRECTIONS OFFICER (SHERIFF) .....	146
137	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT WITH AMERICAN SAFETY COUNCIL, INC. FOR DEFENSIVE DRIVING COURSE (PERSONNEL) .....	147
138	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT WITH NATIONAL EMPLOYERS COUNCIL, INC./PEOPLE SYSTEMS (PERSONNEL) .....	147
139	RESOLUTION AMENDING RESOLUTION NO. 65 OF 2010 ESTABLISHING A HIRING POLICY FOR COUNTY POSITIONS THROUGH DECEMBER 31, 2012 (PERSONNEL) .....	147
140	RESOLUTION ADVANCING 2010 BUDGET ALLOCATION TO THE OFFICE FOR AGING (BOARD OF SUPERVISORS) .....	139
141	RESOLUTION ESTABLISHING PUBLIC HEARING - FMCC 2010-2011 OPERATING BUDGET (BOARD OF SUPERVISORS) .....	148
142	RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. A OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION) .....	148
143	RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. C OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER) .....	149
144	RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. D OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY, NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER) .....	149
145	RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. E OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, PART A, LAWS OF 2010 (PERSONNEL) .....	150
146	RESOLUTION CREATING A BUDGET PLAN THAT ENSURES NO SIGNIFICANT TAX INCREASES FOR COUNTY RESIDENTS (TREASURER) .....	151
147	RESOLUTION ESTABLISHING PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. F OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, PART B, LAWS OF 2010 (PERSONNEL) .....	152
148	RESOLUTION ADOPTING 2010-2011 FMCC OPERATING BUDGET (BOARD OF SUPERVISORS) .....	177
149	RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. A OF 2010 - A LOCAL LAW AUTHORIZING THE CREATION OF A FEE FOR THE SUPERVISION OF DWI OFFENDERS WHO ARE SENTENCED TO PROBATION (PROBATION) .....	178
150	RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. C OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - VILLAGE OF ST. JOHNSVILLE (TREASURER) .....	179
151	RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. D OF 2010 - A LOCAL LAW AUTHORIZING THE PRIVATE SALE OF COUNTY-OWNED PROPERTY NOT NEEDED FOR A COUNTY PURPOSE - TOWN OF AMSTERDAM (TREASURER) .....	179

## RESOLUTIONS INDEX

Res #	Title	Page
152	RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. E OF 2010 - A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105 LAWS, PART A, OF 2010 (PERSONNEL) .....	180
153	RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW NO. F OF 2010 A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105 LAWS, PART B, OF 2010 (PERSONNEL) .....	181
154	RESOLUTION APPROVING CAPITAL PROJECTS - SANITARY DISTRICT #1 (SEWER DISTRICT) .....	181
155	RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT) .....	182
156	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT CONTRACT WITH NEW YORK STATE (SOIL AND WATER CONSERVATION DISTRICT) .....	183
157	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN ADMINISTRATIVE AND STAFF SUPPORT SERVICES AGREEMENT - AMSTERDAM INDUSTRIAL DEVELOPMENT AGENCY (ECONOMIC DEVELOPMENT AND PLANNING) .....	183
158	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH CAROLINA CLUBS INC. (ECONOMIC DEVELOPMENT/PLANNING) .....	184
159	RESOLUTION APPOINTMENT- MEMBER MONTGOMERY COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING) .....	184
160	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AGREEMENT WITH UPSTATE RESPITE SERVICES (MENTAL HEALTH) .....	185
161	RESOLUTION AMENDING 2010 OPERATING BUDGET - MENTAL HEALTH (BOARD OF SUPERVISORS) .....	185
162	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - FBI ANTENNA SITE LICENSE RENEWAL - OAK RIDGE SITE (SHERIFF) .....	186
163	RESOLUTION AWARDING RFP 04-10 - CONSULTING SERVICES TO SET UP AND DESIGN A HAZMAT/TERRORISM TABLE TOP EXERCISE (EMERGENCY MANAGEMENT) .....	186
164	RESOLUTION AMENDING 2010 OPERATING BUDGET GRANT AWARD (YOUTH BUREAU/ACSD) .....	187
165	RESOLUTION AMENDING 2010 OPERATING BUDGET (YOUTH BUREAU/ACSD) .....	187
166	RESOLUTION AUTHORIZING CHANGE ORDERS NO. 1 AND NO. 2 - PICKLE HILL ROAD BRIDGE REPLACEMENT CONTRACT - BIN 3309580 (PUBLIC WORKS) .....	187
167	RESOLUTION IN OPPOSITION TO PROPOSED 6 NYCRR PART 247 REGULATIONS ON OUTDOOR WOOD BOILERS (BOARD OF SUPERVISORS) .....	188
168	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT M.M. HAYES – ID BADGE SYSTEM MAINTENANCE AGREEMENT (PERSONNEL) .....	189
169	RESOLUTION AMENDING SICK TIME DONATION POLICY (PERSONNEL) .....	189
170	RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY DISTRICT ATTORNEY'S OFFICE TO FILL VACANCY - PART TIME CLERK TYPIST (DISTRICT ATTORNEY) .....	189
171	RESOLUTION ADOPTING A CORRECTIVE ACTION PLAN - WORKERS' COMPENSATION SELF-INSURANCE PLAN (PERSONNEL) .....	190

## RESOLUTIONS INDEX

Res #	Title	Page
172	RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH OTSEGO AND SCHOHARIE COUNTIES TO ESTABLISH A JOINTLY HELD DEPOSITORY ACCOUNT FOR POST-CLOSURE EXPENSES (BOARD OF SUPERVISORS) .....	190
173	RESOLUTION ADOPTING AMENDMENT NO. 1 TO THE MONTGOMERY-OTSEGO-SCHOHARIE SOLID WASTE MANAGEMENT AUTHORITY SERVICE AGREEMENT (BOARD OF SUPERVISORS) .....	191
174	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION-SUSTAINABLE COMMUNITIES REGIONAL PLANNING GRANT (ECONOMIC DEVELOPMENT/PLANNING) .....	202
175	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION-SNOWMOBILE TRAILS GRANT-IN-AID APPLICATION (ECONOMIC DEVELOPMENT/PLANNING) .....	202
176	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT- MOHAWK VALLEY SNOWMOBILE CLUBS, INC. - SNOWMOBILE TRAIL MAINTENANCE (ECONOMIC DEVELOPMENT/PLANNING) .....	203
177	RESOLUTION APPOINTING MEMBER - ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - AGRICULTURE (ECONOMIC DEVELOPMENT/PLANNING) .....	203
178	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AN AMENDMENT TO THE LOAN AGREEMENT WITH HILL AND MARKES, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	204
179	RESOLUTION APPOINTING MEMBER - FULTON-MONTGOMERY-SCHOHARIE WORKFORCE DEVELOPMENT BOARD (ECONOMIC DEVELOPMENT/PLANNING) .....	204
180	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- HELMONT MILLS, INC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	205
181	RESOLUTION AUTHORIZING AN AMENDMENT TO THE LOAN AGREEMENT APPROVAL WITH COMFORT INN & SUITES OF AMSTERDAM, LLC. (ECONOMIC DEVELOPMENT AND PLANNING) .....	205
182	RESOLUTION FOR THE ADOPTION OF THE IGNITION INTERLOCK PROGRAM PLAN OF LEANDRA'S LAW (PROBATION) .....	206
183	RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY - VOTING MACHINE/ELECTION COORDINATOR DEMOCRATIC (BOARD OF ELECTIONS) .....	207
184	RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY COMMUNITY HEALTH EDUCATOR (PUBLIC HEALTH) .....	207
185	RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY DISTRICT ATTORNEY'S OFFICE TO FILL VACANCY - PART TIME CLERK TYPIST (DISTRICT ATTORNEY) .....	207
186	RESOLUTION TRANSFERRING FUNDS - (DISTRICT ATTORNEY) .....	207
187	RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES TO FILL VACANCY - SOCIAL WELFARE EXAMINER (SOCIAL SERVICES) .....	208
188	RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS OFFICER (SHERIFF) .....	208
189	RESOLUTION AUTHORIZING PATH SURVEY PROJECT FOR THE MICROWAVE SYSTEM AND AMENDING 2010 OPERATING BUDGET (SHERIFF) .....	209
190	RESOLUTION AMENDING 2010 OPERATING BUDGET - EQUIPMENT REPLACEMENT (SHERIFF) .....	209



## RESOLUTIONS INDEX

Res #	Title	Page
191	RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - SHERIFF AND JAIL (PURCHASING) .....	210
192	RESOLUTION CREDITING 2009 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS (REAL PROPERTY) .....	210
193	BOND RESOLUTION AUTHORIZING IMPROVEMENTS TO THE COUNTY'S SANITARY DISTRICT #1 ESTIMATING THE AGGREGATE COST THEREOF TO BE \$520,000; APPROPRIATING SAID AMOUNT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$320,000 BONDS TO FINANCE PORTION OF SAID COST (TREAS) .....	211
194	RESOLUTION AMENDING RESOLUTION NO. 201 OF 2007 FOR MONTGOMERY COUNTY HEALTH INSURANCE TRUST PLAN (PERSONNEL) .....	213, 222
195	RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS FOR LEGAL SERVICES FOR PROPOSED REGIONAL BUSINESS PARK PROJECT (ECONOMIC DEVELOPMENT/PLANNING) .....	223
196	RESOLUTION AMENDING RESOLUTION NO. 233 OF 2009 FOR THE PURCHASE OF SCRAM BRACELETS FOR THE MONITORING OF ALCOHOL CONSUMPTION BY PERSONS ON PROBATION SUPERVISION (PROBATION) .....	224
197	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - SECURITY SERVICES - MONROE COUNTY SHERIFF'S OFFICE (SHERIFF) .....	224
198	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT COMMUNITY MATERNITY SERVICES (SOCIAL SERVICES) .....	225
199	RESOLUTION AMENDING 2010 OPERATING BUDGET - SOCIAL SERVICES .....	225
200	RESOLUTION ADOPTING MONTGOMERY COUNTY CORPORATE COMPLIANCE EXCLUDED PROVIDER CHECKS POLICY (PUBLIC HEALTH) .....	226
201	RESOLUTION TRANSFERRING FUNDS FOR IN-PLACE UPGRADE TO UPS SYSTEM (DATA PROCESSING) .....	227
202	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT MILLIMAN, INC. - RETIREE DRUG SUBSIDY ACTUARIAL RENEWAL ATTESTATION (PERSONNEL) .....	227
203	RESOLUTION APPOINTING REPUBLICAN ELECTION COMMISSIONER TO FILL UNEXPIRED TERM - BOARD OF ELECTIONS (PERSONNEL) .....	228
204	RESOLUTION ADOPTING LOCAL RETIREMENT INCENTIVE PROGRAM FOR FISCAL YEAR 2010 (PERSONNEL) .....	228
205	RESOLUTION AUTHORIZING PART-TIME EMPLOYMENT OF RETIRED EMPLOYEES (PERSONNEL) .....	229
206	RESOLUTION ADOPTING A CORRECTIVE ACTION PLAN - INTERNAL CONTROLS OVER CLAIMS PROCESING (BOARD OF SUPERVISORS) .....	230
207	RESOLUTION AUTHORIZING PERSONNEL OFFICER TO ADVERTISE FOR THE POSITION OF COMMISSIONER OF SOCIAL SERVICES (PERSONNEL) .....	230
208	RESOLUTION SUPPORTING TOURISM FUNDING APPLICATION-MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS) .....	251
209	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - TOURISM PROMOTION AGENCY - MONTGOMERY COUNTY CHAMBER OF COMMERCE (BOARD OF SUPERVISORS) .....	252

## RESOLUTIONS INDEX

Res #	Title	Page
210	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT CLOSING OUT FULTON COUNTY ELECTRICAL CONTRACTORS CONTRACT WITH FULTON AND MONTGOMERY COUNTIES FOR THE 2009 FMCC CRITICAL MAINTENANCE PROJECT 2009 CAPITAL PLAN (BOARD OF SUPERVISORS) .....	252
211	RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT) .....	253
212	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- RICHARDSON BRANDS (ECONOMIC DEVELOPMENT AND PLANNING) .....	254
213	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN REVOLVING LOAN FUND AGREEMENT- VIDAFORM (ECONOMIC DEVELOPMENT AND PLANNING) .....	254
214	RESOLUTION AMENDING RESOLUTION 176 OF 2010 - MOHAWK VALLEY SNOWMOBILE CLUBS, INC. - SNOWMOBILE TRAIL MAINTENANCE (ECONOMIC DEVELOPMENT/PLANNING) .....	255
215	RESOLUTION TO ESTABLISH THE MONTGOMERY COUNTY BOARD OF SUPERVISORS AS LEAD AGENCY IN A SEQR DETERMINATION FOR SNOWMOBILE TRAIL (ECONOMIC DEVELOPMENT AND PLANNING) .....	255
216	RESOLUTION ESTABLISHING NEGATIVE DECLARATION IN A SEQR DETERMINATION FOR SNOWMOBILE TRAIL (ECONOMIC DEVELOPMENT AND PLANNING) .....	256
217	RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FROM THE PRESERVATION LEAGUE OF NEW YORK STATE (HISTORY AND ARCHIVES) .....	256
218	RESOLUTION AUTHORIZING AGREEMENT WITH HISTORICAL RESEARCH CONSULTANT (HISTORY AND ARCHIVES) .....	257
219	RESOLUTION ADOPTING 2011 STOP-DWI PLAN (STOP DWI) .....	257
220	RESOLUTION AWARDING BID 06-10 - SALE OF SURPLUS VEHICLES AND EQUIPMENT (PURCHASING) .....	257
221	RESOLUTION AUTHORIZING AGREEMENT WITH FRONTIER FOR METRO E INTERNET ACCESS LINE (SHERIFF) .....	258
222	RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - SHERIFF AND JAIL (SHERIFF) .....	259
223	RESOLUTION AMENDING 2010 OPERATING BUDGET - COMPUTER SOFTWARE (SHERIFF) .....	259
224	RESOLUTION AMENDING 2010 OPERATING BUDGET - OVERTIME PAY (SHERIFF) .....	260
225	RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME DEPUTY SHERIFF (SHERIFF) .....	260
226	RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS OFFICER (SHERIFF) .....	261
227	RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY BOARD OF ELECTIONS TO FILL VACANCY FULL TIME REPUBLICAN DEPUTY COMMISSIONER (BOARD OF ELECTIONS) .....	261
228	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT TIME CLOCK MAINTENANCE M.M. HAYES (PERSONNEL) .....	261
229	RESOLUTION AUTHORIZING DONATION OF TIME TO A COUNTY EMPLOYEE (PERSONNEL) .....	262
230	RESOLUTION CURTAILING DISCRETIONARY SPENDING (BOARD OF SUPERVISORS) .....	262

## RESOLUTIONS INDEX

Res #	Title	Page
231	RESOLUTION AUTHORIZING ACCEPTANCE OF THE FINANCE COMMITTEE'S 2011 TENTATIVE BUDGET REPORT (BOARD OF SUPERVISORS) .....	262
232	RESOLUTION ESTABLISHING PURCHASING FREEZE (BOARD OF SUPERVISORS) .....	263
233	RESOLUTION SCHEDULING 30 DAY PUBLIC REVIEW PERIOD MONTGOMERY COUNTY AGRICULTURAL DISTRICT NO. 3 (ECONOMIC DEVELOPMENT AND PLANNING) .....	298
234	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR MONTGOMERY COUNTY SOLID WASTE MANAGEMENT PLAN STUDY (ECONOMIC DEVELOPMENT AND PLANNING) .....	299
235	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION- GENERAL EFFICIENCY PLANNING GRANT FOR A SHARED SERVICES PLAN FOR COUNTY AND LOCAL ROADS (ECONOMIC DEVELOPMENT AND PLANNING) .....	300
236	RESOLUTION APPROVING THE TERMS & CONDITIONS OF A CERTAIN PILOT AGREEMENT TO BE ENTERED INTO BETWEEN MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND THE TARGET CORPORATION IN CONNECTION WITH THE TARGET CORPORATION PROJECT (EOD) .....	300
237	RESOLUTION FOR APPROVAL OF A LEASE AGREEMENT WITH CENTRO CIVICO OF AMSTERDAM, INC. FOR A PROBATION SATELLITE OFFICE (PROBATION) .....	302
238	RESOLUTION URGING NYS PUBLIC SERVICE COMMISSION TO REJECT PROPOSAL FROM NATIONAL GRID TO INCREASE RESIDENTIAL NATURAL GAS AND ELECTRIC RATES (BOARD OF SUPERVISORS) .....	302
239	RESOLUTION ACCEPTANCE OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT FUNDS (PUBLIC HEALTH) .....	302
240	RESOLUTION AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO FILL VACANCY - COMMUNITY HEALTH NURSE (PUBLIC HEALTH) .....	303
241	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT (EAP) EMPLOYEE ASSISTANCE PROGRAM ST. MARY'S HOSPITAL (PERSONNEL) .....	303
242	RESOLUTION AMENDING TIME CLOCK POLICY DATED NOVEMBER 1, 2000 (PERSONNEL) .....	303
243	RESOLUTION APPROVING THE RETIREMENT DAYS CREDITED MONTHLY FOR ELECTED AND APPOINTED PART-TIME AND FULL-TIME OFFICIALS AND RESCINDING RESOLUTION NO. 67 OF 2004 AND RESOLUTION NO. 111 OF 2009 TO UPDATE (PERSONNEL) .....	304
244	RESOLUTION AMENDING 2010 OPERATING BUDGET - EQUIPMENT REPAIRS - DPW (PURCHASING) .....	305
245	RESOLUTION AMENDING RESOLUTION NO. 66 OF 2010 WHICH ESTABLISHED A MORATORIUM ON CAPITAL PROJECTS FOR MONTGOMERY COUNTY AND OUTSIDE AGENCIES FOR THE YEARS 2010, 2011 & 2012 (BOARD OF SUPERVISORS) .....	305
246	RESOLUTION AUTHORIZING THE EXECUTION OF A CASH RELOCATION AGREEMENT FOR POINT-TO-POINT MICROWAVE FIXED SERVICE AND AMENDING 2010 OPERATING BUDGET (SHERIFF) .....	305
247	RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT) .....	306
248	RESOLUTION APPROVING RELEVY OF DELINQUENT SCHOOL TAXES, VILLAGE TAXES, WATER RENTS AND SEWER TAXES (TREASURER) .....	307

## RESOLUTIONS INDEX

Res #	Title	Page
249	RESOLUTION AUTHORIZING COUNTY TREASURER TO DISBURSE MORTGAGE TAX MONEY (TREASURER) .....	307
250	RESOLUTION DELEGATING AUTHORITY TO AMEND 2010 OPERATING BUDGET (TREASURER) .....	307
251	RESOLUTION AUTHORIZING ACCOUNT PAYABLE YEAR-END ADJUSTMENTS - 2010 OPERATING BUDGET (TREASURER) .....	308
252	RESOLUTION DESIGNATING THE DEPARTMENT OF ECONOMIC DEVELOPMENT AND PLANNING AS TOURISM PROMOTION AGENCY (BOARD OF SUPERVISORS) .....	294
253	RESOLUTION SUPPORTING TOURISM FUNDING APPLICATION-MONTGOMERY DEPARTMENT OF ECONOMIC DEVELOPMENT/PLANNING (BOARD OF SUPERVISORS) .....	294
254	RESOLUTION RESCHEDULING DECEMBER BOARD OF SUPERVISORS MEETING AND SETTING ORGANIZATIONAL MEETING (BOS) .....	308
255	RESOLUTION AMENDING 2011 TENTATIVE BUDGET - CORRECTIONS (TREASURER) .....	312
256	RESOLUTION AMENDING 2011 TENTATIVE BUDGET (TREASURER) .....	313
257	RESOLUTION ESTABLISHING A PUBLIC HEARING ON THE 2011 TENTATIVE OPERATING BUDGET .....	309
258	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - NTS DATA SERVICES, LLC. (BOARD OF ELECTIONS) .....	356
259	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - FMCC (DATA PROCESSING) .....	357
260	RESOLUTION TRANSFERRING FUNDS- INDIGENT BURIALS (VETERANS SERVICES) .....	357
261	RESOLUTION APPOINTING MEMBERS - MONTGOMERY COUNTY TRAFFIC SAFETY BOARD (YOUTH BUREAU) .....	357
262	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT WITH NEW YORK STATE OFFICE OF HOMELAND SECURITY (EMERGENCY MANAGEMENT) (SHERIFF) (PUBLIC HEALTH) .....	359
263	RESOLUTION AUTHORIZING DISTRIBUTION OF REQUEST FOR PROPOSALS (RFP) FOR MANAGEMENT & OPERATIONS OF THE FOOD SERVICES IN THE MONTGOMERY COUNTY CORRECTIONAL FACILITY (SHERIFF) .....	359
264	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN 2011 AGREEMENT - ALIVE AT 25, YOUNGER DRIVER EDUCATION PROGRAM (YOUTH BUREAU/ACSD) .....	360
265	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN 2011 AGREEMENT VALUES IMPROVEMENT PROGRAM (YOUTH BUREAU/ACSD) .....	360
266	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - RESOURCE ALLOCATION PLAN (YOUTH BUREAU/ACSD) .....	360
267	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - SPECIAL DELINQUENCY PREVENTION AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAM-RECREATION (YOUTH BUREAU/ACSD) .....	361
268	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN PROGRAM AGREEMENTS - YOUTH INITIATIVE PROGRAM AND YOUTH DEVELOPMENT/DELINQUENCY PREVENTION-SERVICE (YOUTH BUREAU/ACSD) .....	361
269	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - PRE-TRIAL RELEASE COORDINATOR - LESLIE NICHOLAS (YOUTH BUREAU/ACSD) .....	362

## RESOLUTIONS INDEX

Res #	Title	Page
270	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - MANAGEMENT CONSULTING CONTRACT FOR THE LOCAL GOVERNMENT UNIT UNDER THE MENTAL HYGIENE LAWS OF THE STATE OF NEW YORK .....	362
271	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS - COMMUNITY SERVICES/MENTAL HEALTH DEPARTMENT (MENTAL HEALTH) .....	363
272	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - TRANSPORTATION OF FULTON COUNTY VETERANS (VETERANS) .....	363
273	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS FOR SERVICES - APPROVED BY 2011 SOCIAL SERVICES OPERATING BUDGET (SOCIAL SERVICES) .....	364
274	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN RENEWAL AGREEMENT - MIDWEST EMPLOYERS REINSURANCE CORPORATION, EXCESS WORKERS COMPENSATION COVERAGE (PERSONNEL) .....	365
275	RESOLUTION AUTHORIZING THE SHERIFF TO FILL VACANCY - FULL TIME CORRECTIONS SERGEANT (SHERIFF) .....	365
276	RESOLUTION AMENDING 2010 OPERATING BUDGET FOR EQUIPMENT REPAIRS - DPW (PURCHASING) .....	366
277	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN AGREEMENT - GENERAL LIABILITY AND OTHER PERTINENT INSURANCE COVERAGE (BOARD OF SUPERVISORS) .....	366
278	RESOLUTION CORRECTING 2010 TOWN AND COUNTY TAX ROLLS - VARIOUS PARCELS (RPTSA) .....	366
279	RESOLUTION AMENDING 2010 OPERATING BUDGET FOR LITIGATION DEFENSE (SANITARY SEWER DISTRICT #1) .....	367
280	RESOLUTION AUTHORIZING CHAIRMAN TO SIGN GRANT AGREEMENT - NYS DOS - LOCAL ENHANCED WIRELESS 911 PROGRAM (SHERIFF) .....	368
281	RESOLUTION AUTHORIZING CHAIRMAN TO ENTER INTO AGREEMENTS - SNOW AND ICE CONTROL (PUBLIC WORKS) .....	368
282	RESOLUTION AMENDING 2010 OPERATING BUDGET - ASSIGNED COUNSEL (PUBLIC DEFENDER) .....	368
283	RESOLUTION AMENDING 2010 OPERATING BUDGET FOR MEDICAL FEES (SHERIFF) .....	369
284	RESOLUTION AMENDING 2010 OPERATING BUDGET WITH FORFEITURE MONIES (DISTRICT ATTORNEY) .....	369
285	RESOLUTION AUTHORIZING MONTGOMERY COUNTY SANITARY DISTRICT TO EXTEND AGREEMENT - LITIGATION DEFENSE (SANITARY DISTRICT #1) .....	370
286	RESOLUTION SUPPORTING A PROPERTY TAX CAP THAT MUST INCLUDE MANDATE RELIEF .....	370
287	RESOLUTION AMENDING 2011 TENTATIVE BUDGET - CORRECTIONS (TREASURER) .....	334
288	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF SUPERVISORS .....	334
289	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF SUPERVISORS .....	335
290	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF SUPERVISORS .....	336

## RESOLUTIONS INDEX

Res #	Title	Page
291	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - EMERGENCY MANAGEMENT .....	336
292	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - EMERGENCY MANAGEMENT .....	337
293	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - FIRE SERVICE .....	337
294	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - TREASURER .....	338
295	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - TREASURER .....	338
296	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - TREASURER .....	338
297	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - REAL PROPERTY .....	339
298	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY CLERK .....	339
299	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY CLERK .....	340
300	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY CLERK .....	340
301	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - COUNTY ATTORNEY .....	340
302	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PERSONNEL .....	341
303	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - BOARD OF ELECTIONS .....	341
304	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC WORKS .....	342
305	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC WORKS .....	342
306	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC WORKS .....	343
307	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - DATA PROCESSING .....	343
308	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SHERIFF .....	344
309	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SHERIFF .....	344
310	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC HEALTH .....	345
311	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC HEALTH .....	345
312	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC HEALTH .....	345
313	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SOCIAL SERVICES .....	346
314	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - SOCIAL SERVICES .....	346
315	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE .....	347
316	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE .....	348
317	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - VETERANS SERVICE .....	348
318	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - YOUTH BUREAU .....	348
319	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - HISTORY & ARCHIVES .....	349
320	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - HISTORY & ARCHIVES .....	349

## RESOLUTIONS INDEX

Res #	Title	Page
321	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - ECONOMIC DEVELOPMENT/PLANNING .....	350
322	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PROBATION .....	350
323	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PROBATION .....	351
324	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - PUBLIC DEFENDER .....	351
325	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - CENTRAL PURCHASING .....	351
326	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (D FUND) .....	352
327	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (D FUND) .....	352
328	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDEGET (D FUND) .....	353
329	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET (DM FUND) .....	353
330	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - (DM FUND) .....	353
331	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - APPROPRIATED FUND BALANCE .....	354
332	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - APPROPRIATED FUND BALANCE .....	354
333	RESOLUTION AMENDING 2011 TENTATIVE OPERATING BUDGET - APPROPRIATED FUND BALANCE .....	355
334	RESOLUTION APPOINTING COMMISSIONER OF SOCIAL SERVICES (PERSONNEL) .....	371





# ***ATTACHMENT SECTION***

***Resolution attachments***



# ***Attachment to Resolution***

**2010 – Resolution 4**



As Adopted by Resolution No. 4 – January 2, 2004  
As Amended by Resolution No. 21 – January 13, 2004  
As Amended by Resolution No. 69 – February 24, 2004  
As Adopted and Amended by Resolution No. 6 – January 4, 2005  
As Adopted by Resolution No. 11 – January 2, 2006  
As Amended by Resolution No. 106 – February 28, 2006  
As Adopted by Resolution No. 4 – January 1, 2007  
As Adopted by Resolution No. 4 – January 1, 2008  
As Adopted by Resolution No. 182 – May 27, 2008  
As Adopted by Resolution No. 4 – January 1, 2009  
As Amended by Resolution 57 of 2009 – February 24, 2009  
As Adopted by Resolution 4 of 2010 – January 4, 2010

## **STANDING RULES OF PROCEDURE OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS**

### **ARTICLE I – MEETINGS**

#### **SECTION I. Organizational Meeting**

**Rule 1.** The organizational meeting of the Board of Supervisors shall be called and governed in accordance with Section 151 of County Law.

**Rule 2.** At the organizational meeting or an adjourned session thereof, the Board of Supervisors shall review and adopt the Rules of Procedure for the ensuing year, appoint officers whose terms have expired, and address any other matter the Chair wishes to bring before the Board.

#### **SECTION II. Regular and Special Meetings**

**Rule 3.** The Board of Supervisors shall, in addition to meeting to organize the Board, hold regular meetings on the fourth Tuesday of the month at 7:00 P.M. When such day falls on a legal holiday, the meeting shall be fixed by resolution duly adopted at a previous meeting.

**Rule 4.** All meetings of the Board of Supervisors shall be held and governed in accordance with Section 152 of County Law.

### **ARTICLE II – RULES OF PROCEDURE**

**Rule 5.** All acts of the Board of Supervisors shall be in accordance with Section 153 of County Law.

**Rule 6.** A quorum of the Board of Supervisors shall consist of not less than eight supervisors representing a simple majority (935) of the weighted votes of supervisors, but a lesser number may adjourn. No part of this rule shall be construed to waive the requirements of these Rules of Procedure relating to the number of votes for passage of any resolution or other action by the Board.

**Rule 7.** Passage of any motion to suspend a rule shall require a two-thirds majority (1,246) of the weighted votes of the supervisors at a regular or special meeting of the Board, except those rules of procedure prescribed by a state or county law.

**Rule 8.** Any supervisor desiring to speak or present any subject or matter to the Board shall seek the recognition of the Chair and shall not proceed until recognized by the Chair and awarded the floor for such purpose.

**Rule 9.** Persons not members of the Board may, with the consent of the Chair, be permitted to speak regarding matters pending before the Board.

**Rule 10.** While a motion is under debate, no member shall speak more than three separate occasions, for a total of five minutes, on any question without leave of the Chair.

**Rule 11.** The order of business of each Regular Meeting of the Board shall be:

1. Call to Order
2. Salute to the Flag
3. Roll Call of Members.
4. Privilege of the Floor (including special presentations).
5. Approval of Minutes of Previous Meetings
6. Approval of Budgetary Transfers
7. Unfinished Business.
8. New Business – Resolutions, Local Laws, etc.
9. Adjournment.

**Rule 12.** Reading of the minutes of the previous session shall be dispensed with unless required by a majority of supervisors.

**Rule 13.** After a resolution or motion is stated by the Chair, it shall be in the possession of the Board, but may be withdrawn at any time with the consent of the Board before a decision is made or any amendment adopted.

**Rule 14.** When a question is under consideration, no motion shall be received, except as herein specified, which motions shall have precedence in the following order:

1. Adjourn (un-debatable)
2. Take a recess (un-debatable)
3. Lay on the table (un-debatable)
4. For the previous question (un-debatable)
5. Limit debate (un-debatable)
6. Refer (debatable)
7. Amend (debatable)
8. Postpone consideration (debatable)

**Rule 15.** No motion for the reconsideration of the vote upon any question shall be entertained unless moved by a supervisor who voted in the majority upon such question before the adjournment of the following regularly called Board meeting. When a motion for the reconsideration of any question has been made and decided, there shall be no further consideration of the same resolution.

**Rule 16.** A roll call vote shall be taken by the Clerk when required by law or upon the request of any supervisor. (County Law No. 153, sub 4) Such roll call shall begin with the prime sponsor or mover and must be completed before any other action is taken. During such roll call, every supervisor shall vote “Aye”, “Nay”, may abstain or pass upon the calling of the supervisor’s name. Any supervisor who passes upon the calling of the roll shall be polled at the conclusion of the roll call vote. A member may pass only once.

**Rule 17. Voting Majority**

A) A majority (935) of the weighted votes of the aggregate of all weighted votes of the members of the Board shall be necessary for the adoption of any resolution or local law then before the Board unless otherwise specified by State law.

B) A two-thirds majority (1,246) of the weighted votes of the aggregate of all weighted votes of the members of the Board shall be necessary for adoption of any resolution or local law establishing a two-thirds weighted vote approval requirement when such requirement is not specified by State law.

C) No supervisor may give a proxy or in any other fashion delegate his authority to vote upon any matter pending before the Board.

D) The rescission, revocation or reversal of any action, resolution, local law, motion, or other matter voted upon by the Board shall be effected by the same ratio of votes of the Board as was required for its adoption, approval or passage.

E) In the course of responding to a roll call vote, a supervisor may give an explanation of his/her vote.

**Rule 18.** All resolutions entered into the minutes shall record the names of those supervisors who voted in the minority and those not voting by reason of being excused or absent.

**ARTICLE III – CHAIR AND VICE CHAIR OF THE BOARD**

**Rule 19.** The Chair of the Board shall be the presiding officer, shall call the Board to order, and, except in the absence of a quorum, shall proceed to conduct business in the manner prescribed by these rules.

**Rule 20.** The duties of the Vice Chair shall include all duties and functions of the Chair in his/her absence, excluding the appointment of the members of standing committees.

The Vice Chair shall serve at the direction either of the Chair or the Board of Supervisors, which direction shall always supersede the Chair. The Vice Chair shall receive no additional compensation unless he/she shall act as Chair in excess of thirty (30) consecutive days after assuming the duties of Chair.

**Rule 21.** In the absence of the Chair at any meeting of the Board of Supervisors, the Vice Chair shall serve as Acting Chair and shall call the Board to order. In the absence of the Chair and Vice Chair, the Clerk of the Board shall, after 15 minutes, call the Board to order and the members present and voting shall select a member of the Board to serve as Acting Chair at such meeting. The Acting Chair shall have and exercise all the powers and duties of the Chair at the meeting over which he or she is called to preside. (County Law No. 151, sub 6)

**Rule 22.** In the case of a vacancy in the Office of Vice Chair, the Clerk of the Board of Supervisors shall accept nominations to select a successor, who shall be a member of the Board, at the next regular meeting of the Board of Supervisors. The person so selected shall serve as Vice Chair of the Board for the unexpired term of the previous Vice Chair.

**Rule 23.** The Chair shall preserve order and decorum and decide all questions of order, which decisions shall be final unless an appeal is taken to the Board. On an appeal from the decision of the Chair, he shall have the right to assign his reason for his decision.

**Rule 24.** The Chair shall decide all questions relating to the priority of business (the priority of one question or subject matter over another under the same order of business) without debate.

**Rule 25.** In those instances where there is disagreement concerning the interpretation of the Rules of Procedure, the County Attorney shall act as Parliamentarian to advise the Chair who shall rule on all questions of order of procedure.

#### **ARTICLE IV – RESOLUTIONS**

**Rule 26.** All proposed resolutions and local laws shall have a prime sponsor and at least one second and shall be reduced to writing. Proposed resolutions and local laws not originating from the committee having jurisdiction over the particular matter shall be filed with the Clerk of the Board in accordance with Rule 29.

**Rule 27.** Upon request of any supervisor, any amendment to a resolution shall be reduced to writing.

**Rule 28.** The Chair shall read the title of all resolutions and local laws filed and mailed in accordance with Rule 29, except that upon request of a member of the Board a resolution or local law shall be read in its entirety. Any resolution or local law before the Board, which has not been filed and mailed in accordance with Rule 29, shall be read in its entirety by the Clerk of the Board at the request of any supervisor.



## **Rule 29. Procedure**

- A) All resolutions requested or proposed shall be submitted through the Clerk of the Board of Supervisors to the Chair of the Board for inclusion on the agenda of the committee principally concerned at least ten (10) calendar days prior to the committee meeting at which it is to be considered.

The Clerk of the Board shall issue a tracking number and title to each proposed resolution and maintain a list to be provided to the supervisors each month as to the status of each requested and proposed resolution.

- B) Resolutions containing proposals for “new” programs not currently budgeted shall be accompanied by an informational memorandum detailing the following information:
- 1) Statement of Intent
  - 2) Plans, Goals, and Objectives
  - 3) Program Description
  - 4) Operational Impact – Services
  - 5) Fiscal Impact – Cost Resources
  - 6) Method of Financing
  - 7) Intra-agency Coordination (if applicable)
  - 8) Anticipated Benefits
  - 9) Anticipated Problems
- C) Supervisors, in lieu of the information memorandum above, may appear before the appropriate committee to discuss any resolution(s) they wish to propose.
- D) The Chair of the Board, together with the chair of said committee, shall determine items to be scheduled for consideration at Committee, Regular and Special Board meetings.
- 1) At least five (5) calendar days prior to the appropriate meeting at which a proposed resolution is to be considered by the Committee, the Clerk of the Board shall forward a copy of the Committee Agenda and proposed resolutions to each member of the Committee, all other supervisors, and the County Attorney either by mail or by personal delivery.
  - 2) At least five (5) calendar days prior to the Regular Meeting at which a resolution is to be considered by the Board, the Clerk of the Board shall forward to each Board member and the County Attorney a list of all resolutions to be considered at the meeting along with a copy of the corresponding informational memorandum.

- E) Neither the Chair of the Board nor any committee chair shall exclude from an agenda for discussion any item requested by a supervisor unless written notification citing the reason for the exclusion is provided to the sponsor of the resolution and the entire board at least five (5) calendar days prior to the regular meeting.

Any decision by the Chair of the Board or a committee chair to exclude a resolution or discussion item from an agenda can be overruled by a motion to discharge the resolution. A motion to discharge must have a sponsor and a second, which may differ from the resolution's primary sponsor and second. A majority weighted vote (935) for regular board meetings shall be sufficient to pass the motion to discharge, which will place the resolution on that meeting's agenda. A simple majority vote (non-weighted) shall be sufficient to pass the motion to discharge in committee, which will place the resolution on that committee's agenda.

**Rule 30.** An emergency resolution (one which concerns any matter where delay in the consideration thereof would adversely affect the interests of the County, the Board of Supervisors, or any department, official or agency of the County or the public) may be placed on the agenda at any Regular Meeting of the Board by a vote of two-thirds (1,246) of the aggregate weighted votes of the members present.

## **ARTICLE V. – COMMITTEES**

**Rule 31.** Committee reports and recommendations shall not be binding upon the Board because standing and special committees shall not use weighted vote

**Rule 32.** Each committee shall review all issues forwarded by the Clerk of the Board for its consideration. Committees shall report on each item and may provide a recommendation for approval or disapproval by the affirmative vote of a simple majority of committee members. If a committee disapproves a resolution or local law by the affirmative vote of a simple majority of the members of the committee referred for its consideration, the Chair of the Committee shall notify the sponsor of such resolution or local law of its disapproval and the committee shall file a report with the Board stating its disapproval and outlining the reasons therefore. No item is to be reported out of committee without a recommendation by at least a simple majority of the members of the committee or in accordance with these Rules.

**Rule 33.** The Chair of the Board shall appoint the members and designate the chair of all standing committees within ten (10) days following his election. He or she shall also appoint the members and designate the chair of all special committees or subsequently created standing committees within ten (10) days following their creation. (County Law, Section 154, sub 3)

**Rule 34.** The Board may from time to time create special committees. Any resolution creating a special committee shall specify the powers and duties of the committee and the

number of its members. Each member of any special committee shall serve for the period specified in such resolution, but in any event not longer than the term for which he or she shall have been elected as a supervisor. (County Law, Section 154, sub 2)

**Rule 35.** Standing committees shall consist of the designated supervisors for that Committee exclusive of the Chair of the Board. The presence of a majority of committee members, inclusive of the Chair of the Board (or Vice Chair in the Chair's absence), shall constitute a quorum for the purpose of conducting committee business.

**Rule 36.** The members of all standing committees shall be appointed for the duration of one year. Nothing herein contained shall be construed to allow any person to continue to serve on any committee after he or she ceases to be a supervisor.

**Rule 37.** The Chair of the Board of Supervisors (or Vice Chair, in Chair's absence) shall be an ex-officio member of all standing and special committees of the Board and as such shall have the right to participate in all functions of such committees including the right to vote. The Chair shall be counted in determining the presence of a quorum. (County Law, Section 450, sub. 1)

**Rule 38.** The Chair of the Board shall fill any vacancy occurring on any standing or special committee within thirty (30) days after such vacancy occurs. In the event such vacancy occurs in the position of committee chair, he or she shall designate a new committee chair within ten (10) days after such vacancy occurs. (County Law, Section 154, sub 4)

**Rule 39.** Neither the chair nor any other member of a standing committee shall be removed during the term of which the committee was appointed without prior consent of the member.

**Rule 40.** The chair of each standing or special committee shall be the presiding officer and shall cause the members thereof to be notified in advance of each meeting. The committee chair shall call all necessary meetings. Upon his or her refusal or neglect to call any meeting, the Clerk of the Board, upon written request signed by the Chair of the Board or by a majority of the committee, shall call such meeting. Committee meetings of an emergency nature (identified as such by a vote of two-thirds (1,246) of the aggregate of the weighted votes of the total membership of the Board) will be permitted during a Regular Meeting of the Board.

**Rule 41.** For the purposes of aiding and assisting the Board in the transaction of its business, there shall be the following standing committees, which shall provide general supervision for the County departments, agencies, and activities as designated. Their duties shall be as required by law, as directed by the Chair of the Board or as designated herein.

#### **41.1 HEALTH AND HUMAN SERVICES**

Within the jurisdiction of this Committee shall fall all issues arising out of the following departments (divisions):

Office for the Aging	Public Health Service
Veterans Services Agency	Youth Bureau
Youth Board	Mental Health
Office of Community Services	Department of Social Services

and all other related matters referred to the Committee.

#### **41.2 GENERAL SERVICES**

Within the jurisdiction of this Committee shall fall all issues arising out of the following departments (divisions):

Public Works	Buildings and Grounds
Reforestation	Roads and Bridges
Central Printing and Supply	Solid Waste
Data Processing	Solid Waste Coordinator
Transportation	

as well as the Telephone System Operations, County owned or leased buildings and property and all other related matters referred to the Committee.

#### **41.3 FINANCE**

Within the jurisdiction of this Committee shall fall all issues arising from all authorized agencies and the following departments (divisions):

County Auditor	County Treasurer
County Clerk	Real Property Tax Services
Tentative Budget Review	Tentative Capital Budget Review
Purchasing Department	Non-Employee Insurance

as well as borrowing and indebtedness, external audit, taxation, supervisors' expenses, resolutions and local laws involving the appropriation or expenditure of funds, and all other related matters referred to the Committee.

#### **41.4 PUBLIC SAFETY**

Within the jurisdiction of this Committee shall fall all issues arising out of the following departments (divisions):

District Attorney	Emergency Management
Enhanced 911	Fire Coordinator
Probation	Public Defender
Sheriff and Corrections	Weights and Measures
Alternatives to Incarceration	STOP DWI
Office of the Coroner/Medical Examiner	Safety Officer

as well as the radio communications, computer-aided dispatch and all other related matters referred to the Committee.

#### **41.5 ECONOMIC DEVELOPMENT/PLANNING**

Within the jurisdiction of this Committee shall fall all issues arising out of the following departments (divisions):

Agriculture	County Historian
Cooperative Extension	Planners
Tourism	Economic Opportunity and Development
Records Management	Private Industry Council
Workforce Development Board	Mobility Coordinator

as well as all other related matters referred to the Committee.

#### **41.6 EDUCATION AND GOVERNMENT**

Within the jurisdiction of this Committee shall fall all issues arising out of the following departments (divisions):

Fulton Montgomery Community College	Rules of Procedure
Policies	Intergovernmental Relations
County Attorney	Clerk of the Board
County Administrative Officer	Board of Elections

as well as the review and modification of the structure of county government, review of government management, effectiveness and efficiency, and all other related matters referred to the Committee.

## **41.7 PERSONNEL**

Within the jurisdiction of this Committee shall fall all issues arising out of the following departments (divisions):

Employee Benefits	Civil Service
Employee Training	Employee Insurance
Personnel Department	Grievances
Collective Bargaining	

as well as all other related matters referred to the Committee.

## **ARTICLE VI. – RULES OF ORDER**

**Rule 42.** The rules contained in the most recent edition of “Robert’s Rules of Order” shall govern the Board of Supervisors in all cases to which they are applicable and in which they are not inconsistent with:

1. These Rules of Procedures;
2. Any special rules of order the Board may adopt;
3. Any statutes applicable to the Board.

## **ARTICLE VII. – MISCELLANEOUS**

**Rule 43.** The Clerk of the Board shall serve as secretary of standing committees of the Board, provided that the Clerk of the Board may designate another County Officer or employee as secretary with the approval of the committee chair.

**Rule 44.** The Clerk of the Board shall provide, monthly, a set of brief minutes of meeting for all committee meetings taking place during that month to all supervisors as part of the information packet supplied to the Board of Supervisors prior to that month’s regular meeting of the Board of Supervisors.

**Rule 45.** These rules may be amended with the approval of a simple majority (935) of the weighted vote of the members of the Board by adoption of a resolution filed and distributed in accordance with Rule 29, except for rules prescribed by state statute or county law. To the extent that a state or county law, which prescribes these rules, is amended, these standing rules shall stand amended consistent with such amended statute or law without formal action by the Board.

# ***Attachment to Resolution***

**2010 – Resolution 59**





# **LOCAL LAW AMENDMENTS**

## **ARTICLE 2**

### **DEFINITIONS**

#### **SECTION 201 – Defined Terms**

Household Unit – The chargeable basis and multiples thereof, upon which an operations and maintenance fee is assessed by the MCSD No. 1 to residential, non-residential, non-contractual industrial and non-permit industrial users of the MCSD No. 1 POTW, as designated by the MCSD No. 1 Board.

User – Any person with a connection or the availability of a connection to the POTW.

User, Existing – Any person with a connection to the POTW on or before the effective date of this Law.

User, New – Any person with a connection or the availability of a connection to the POTW after the effective date of this Law.

## **ARTICLE 12**

### **CHARGES**

#### **Section 1201 – Normal Sewage Service Charges**

All persons with a connection or the availability of a connection to public sewers shall pay a sewer service charge based upon either a household unit (or units), permit or contractual formula, which shall be collected as an operations and maintenance fee. In addition, the MCSD No. 1 and the County may assess in accordance with applicable law an Ad Valorem tax with the county tax bill on all real property within the MCSD No. 1.



# ***Attachment to Resolution***

**2010 – Resolution 84**



**COUNTY OF MONTGOMERY**  
**PROCUREMENT POLICIES AND PROCEDURES**

**INTRODUCTION**

These Procurement Policies and Procedures were adopted by the Montgomery County Board of Supervisors to comply with the provisions of the General Municipal Law, Section 104-b.

The Board of Supervisors shall annually review these Policies and Procedures no later than June 30<sup>th</sup> of each year to comply with the provisions of the General Municipal Law, Section 104-b.

**ADOPTED: February 24, 2009 per Resolution 66 of 2009**

**COUNTY OF MONTGOMERY**  
**PROCUREMENT POLICIES AND PROCEDURES**

**TABLE OF CONTENTS**

- I. Procedures for Determining Whether a Procurement is Subject to Competitive Bidding
- II. Procedures for Non-Bid Procurements
- III. Procedures for Procurements That are Exempt from Competitive Bidding Requirements
- IV. Procedures for Procurements from Vendors Not Offering the Lowest Dollar Amount
- V. Exceptions to the Procurement Policies and Procedures
- VI. Procedure for Competitive Bid Review and Award Process
- VII. Procedure for Request for Proposals Process

**ADOPTED: February 24, 2009 per Resolution 66 of 2009**

**COUNTY OF MONTGOMERY**  
**PROCUREMENT POLICIES AND PROCEDURES**

I. Procedures for Determining Whether a Procurement is Subject to Competitive Bidding

A. Analysis of Proposed Procurement

1. The official responsible for making the procurement decision will determine if it is a purchase or public works contract. Guidelines issued by the Office of the State Comptroller will be used.
2. The official responsible for making the procurement decision will determine whether any of the statutory exceptions to competitive bidding apply. If an exception applies, it will be documented as outlined in Section III.

B. Documenting The Decision If The Procurement Is Not Subject To Competitive Bidding

1. Board resolutions
2. Opinions of the County Attorney
3. Opinions of the State Comptroller
4. Verbal or written quotes; catalog prices
5. Compilation of the amounts expended for like items in previous years
6. Compilation of current appropriations for like items

**ADOPTED: February 24, 2009 per Resolution 66 of 2009**

**COUNTY OF MONTGOMERY**  
**PROCUREMENT POLICIES AND PROCEDURES**

II. Procedures For Non-Bid Procurements

A. Purchase Contracts Below \$10,000.00:

<b><u>Dollar Amount</u></b>	<b><u>Procedure</u></b>
\$1 – 999	At the discretion of the Purchasing Department
\$1,000 – 4, 999	Documented verbal price quotes from at least three vendors
\$5,000 – 9,999	Formal written price quotes from at least three vendors

B. Public Works Contracts Below \$35,000.00:

(Includes Service/Maintenance Agreements and Equipment Repairs)

<b><u>Dollar Amount</u></b>	<b><u>Procedure</u></b>
\$1 – 999	At the discretion of the Purchasing Department
\$1,000 – 6,999	Documented verbal price quotes from at least three or more vendors
\$7,000 – 34,999	Formal written price quotes from at least three or more vendors. Board approval is required for contracts over \$10,000.00.

\*A good faith effort shall be made to obtain the required number of proposals or quotations. If the purchaser is unable to obtain the required number of proposals or quotations, the purchaser shall document the attempt made at obtaining the proposals. In no event shall the inability to obtain the proposals or quotes be a bar to the procurement.

**ADOPTED: February 24, 2009 per Resolution 66 of 2009**



**COUNTY OF MONTGOMERY**  
**PROCUREMENT POLICIES AND PROCEDURES**

III. Procedures For Procurements That Are Exempt From Competitive Bidding Requirements

A. Emergency Purchases

1. The department head having responsibility for the situation will authorize procurements made under emergency conditions. The department head is responsible for insuring that the procurement meets all of the statutory criteria.
2. The department head will provide the Board of Supervisors and Purchasing Agent with a written description of the facts giving rise to the emergency within a reasonable time period.

B. Purchases from State Contracts

1. The official responsible for making the procurement decision will consult the state contract for any commodity that is covered.
2. If procurement can be made for less than state contract pricing, the County shall follow the procedures set forth in either Sections I or II of these policies and procedures as appropriate.
3. If a department head wishes to purchase an item that is different from the item on state contract and the price is higher, the procedures for “Procurements from Other Than the Lowest Dollar Offer” must be followed.

**ADOPTED: February 24, 2009 per Resolution 66 of 2009**

**COUNTY OF MONTGOMERY**  
**PROCUREMENT POLICIES AND PROCEDURES**

C. Sole Source Procurements

1. The department head requesting the purchase will provide a statement of the benefits to be achieved from purchasing that particular product. The statement will prove that the product has no reasonable equivalent and will explain why the item is required in the public interest.
2. The sole source determination will be substantiated by a statement from the manufacturer or agent attesting to the fact that the product is available from only one source.

D. Second Hand Equipment from Other Governments

1. Three verbal or written price quotes will be obtained from vendors or similar equipment.
2. The department head requesting the purchase will provide a written statement outlining the benefits to be achieved from the procurement.
3. Board approval is required for any item over \$10,000.00

E. True Leases

1. Three verbal or written price quotes will be obtained for similar equipment.
2. The department head requesting the lease will provide a written statement outlining the benefits to be achieved from the lease. A cost-benefit analysis of leasing versus purchasing will be included.

**ADOPTED: February 24, 2009 per Resolution 66 of 2009**

**COUNTY OF MONTGOMERY**  
**PROCUREMENT POLICIES AND PROCEDURES**

3. The Purchasing Department will verify the lease is a true lease and not an installment purchase contract.
4. Board approval is required for leases that total over \$10,000.00 during their term.

**F. Professional Services**

1. Professional Services will be acquired by following the Request for Proposal procedure outlined in section VII.

**G. Insurance**

1. Procurement will be acquired by following the Request for Proposal procedure outlined in section VII.
2. Board approval is required for all insurance contracts.

**IV. Procedures For Procurements From Vendors Not Offering The Lowest Dollar Amount**

- A. Three written price quotes will be obtained for similar products.
- B. The department head requesting the purchase will provide a written statement outlining the benefits to be achieved from the procurement.
- C. Board approval is required for procurements over \$5,000.00.

**ADOPTED: February 24, 2009 per Resolution 66 of 2009**

**COUNTY OF MONTGOMERY**  
**PROCUREMENT POLICIES AND PROCEDURES**

V. Exceptions To The Procurement Policies and Procedures

The Montgomery County Board of Supervisors hereby establishes the following exceptions to the requirement for solicitation of alternative proposals or price quotes.

- A. Emergencies where time is a crucial factor.
- B. Procurements of professional services that are confidential in nature.

VI. Procedure for Competitive Bid Review and Award Process

1. Prior to the advertisement of any bid, the specifications shall be provided to the appropriate department head(s) involved to be reviewed and approved.
2. Following the public opening of any bid, the Purchasing Agent shall send all appropriate bidding information to the appropriate department head(s) for their review.
3. The department head(s) shall review appropriate material, and shall notify the Clerk of the Board of Supervisors, in resolution form, of their recommendation.  
  
The department head(s) shall also send a copy of the resolution to the Purchasing Agent.
4. The Board of Supervisors will not take action on any proposed resolution to award a bid without a recommendation from the department head(s) to the Clerk of the Board.

**ADOPTED: February 24, 2009 per Resolution 66 of 2009**

**COUNTY OF MONTGOMERY**  
**PROCUREMENT POLICIES AND PROCEDURES**

VII. Procedure for Request for Proposal Process

1. Department head(s) shall determine the need for a professional service.
2. The need for such services shall be reflected by allocation in the County's budget.
3. The department head(s) shall draft a written document, which will state the particulars needed for a proposal.
4. The Board of Supervisors shall review such recommendation to solicit Requests for Proposals, and shall approve, or deny, same by Resolution.
5. If approval to advertise or solicit an RFP has been granted by the Board of Supervisors, the department head(s) shall contact three or more applicable firms and invite them to submit proposals.
6. Such proposals returned will be presented to the Board of Supervisors for review.
7. The department head(s) may make a recommendation to accept a particular proposal. The department head(s) shall review appropriate material, and shall notify the Clerk of the Board of Supervisors, in resolution form, of their recommendation. The department head(s) shall also send a copy of the resolution to the Purchasing Agent.
8. The Board of Supervisors reserves the right to accept or reject any and all such proposals, set the duration of an agreement, and establish a maximum payment amount.
9. The County Attorney must review the contract to be executed with the selected firm.

**ADOPTED: February 24, 2009 per Resolution 66 of 2009**



# ***Attachment to Resolution***

**2010 – Resolution 96**





**LOCAL LAW NO. 1 OF 2007 - A LOCAL LAW ENTITLED “THE MONTGOMERY COUNTY ETHICS RENEWAL LAW”**

WHEREAS, on January 23, 2007, a proposed Local Law for the County of Montgomery County entitled "The Montgomery County Ethics Renewal Law" was presented to the Board of Supervisors for consideration, and

WHEREAS, on January 23, 2007, Resolution 405 of 2006 was adopted authorizing and directing that a Public Hearing be held by the Board of Supervisors on the 27th day of February, 2007 at the time and place appointed, and

WHEREAS, said public hearing has been held,

RESOLVED, that Introductory Local Law No. 1 of 2007 entitled "The Montgomery County Ethics Renewal Law" hereby is adopted and is incorporated as follows:

A Local Law Entitled “THE MONTGOMERY COUNTY ETHICS RENEWAL LAW”

Be it enacted by the Board of Supervisors of the County of Montgomery, as follows:

**SECTION 1. TITLE.**

This local law shall be known and may be cited as the "Montgomery County Ethics Renewal Law".

**SECTION 2. LEGISLATIVE FINDINGS.**

The Board of Supervisors finds that the vast majority of municipal officials serve their constituents honestly and zealously. Municipal officials must also recognize that in a democratic society, even the appearance of impropriety may significantly undermine the public's confidence in the officials who serve them.

The Board further finds that an effective ethics law for municipal officials should improve both the perception and the reality of integrity in local government and should also encourage, not discourage, citizens from participating in that government. The residents and businesses of Montgomery County are entitled to have fair, ethical and accountable local government. Such a government requires that public officials:

- Comply with both the letter and the spirit of the laws and policies affecting operations of the government.
- Be independent, impartial and fair in their judgment and actions.
- Use their public office for the public good, not for personal gain.
- Conduct public deliberations and processes openly, unless legally confidential, in an atmosphere of respect and civility.

This local ethics law seeks to fulfill these goals.

**SECTION 3. PURPOSE.**

The purposes of this local law are:

- (a) To establish high standards of ethical conduct for officers and employees of Montgomery County;
- (b) To afford officers and employees of the County clear guidance on such standards;
- (c) To promote public confidence in the integrity of the governance and administration of the County and its agencies and administrative offices;

- (d) By requiring public disclosure of financial interests that may influence or be perceived to influence the actions of elected officials, to facilitate consideration of potential ethical problems before they arise, minimize unwarranted suspicion, and enhance the accountability of government to the people;
- (e) Conduct of Members – Board of Supervisors members and municipal officers shall refrain from abusive conduct, personal charges or verbal attacks upon the character or motives of other members of the Board of Supervisors, boards, commissions, committees, staff or the public; and
- (f) To provide for the fair and effective administration of this local law.

#### SECTION 4. AUTHORITY.

This local law is enacted pursuant to section 806 of the General Municipal Law of the State of New York and section 10 of the Municipal Home Rule Law and is not intended to authorize any conduct prohibited by Article 18 of the General Municipal Law. This local law also supplements other provisions of law regulating ethics in local government, such as section 107 of the Civil Service Law of the State of New York.

#### SECTION 5. SUPERSESSON OF GENERAL MUNICIPAL LAW §808; REPEAL OF EXISTING COUNTY CODE OF ETHICS.

1. To the extent this local law is inconsistent with the provisions of section 808 of the General Municipal Law, this local law shall supersede those provisions.
2. Local Law No. 1 of 1990 and Local Law No. 5 of 1992 are hereby repealed in their entirety being rendered obsolete by this Local Law.

#### SECTION 6. ADOPTION OF ETHICS LAW.

The Board of Supervisors hereby enacts the following as the "Montgomery County Ethics Renewal Law:"

#### ETHICS RENEWAL LAW

##### PART A: SUBSTANTIVE PROVISIONS

- § 100. Definitions.
- § 101. Code of Ethics for County Officers and Employees.
- § 102. Transactional Disclosure.
- 1§ 103. Exclusions from the Code of Ethics and from Transactional Disclosure.
- § 104. Interests in Contracts with the County.
- § 105. Appearances by Outside Employers and Businesses of County Officers and Employees.
- § 106. Annual Disclosure.
- § 107. Applicant Disclosure.
- § 108. Void Contracts.
- § 109. Penalties.
- § 110. Debarment.
- § 111. Injunctive Relief.

##### PART B: ADMINISTRATIVE PROVISIONS

- § 201. Ethics Board: Establishment; Qualifications of Members; Appointment of Members; Term of Office.
- § 202. Ethics Board: Vacancies.
- § 203. Ethics Board: Removal of Members.

- § 204. Ethics Board: Meetings.
- § 205. Ethics Board: Jurisdiction, Powers, and Duties.
- § 206. Maintenance of Disclosure Statements.
- § 207. Designation of Officers and Employees Required to File Annual Disclosure Statements.
- § 208. Review of Lists and Disclosure Statements.
- § 209. Investigations; Hearings.
- § 210. Recommended actions.
- § 211. Waivers.
- § 212. Advisory Opinions.
- § 213. Judicial Review.
- § 214. Annual Reports; Review of Ethics Laws.
- § 215. Public Inspection of Records; Public Access to Meetings.
- § 216. Miscellaneous provisions.
- § 217. Distribution and posting.

## PART A: SUBSTANTIVE PROVISIONS

### § 100. Definitions.

Unless otherwise stated or unless the context otherwise requires, when used in this local law:

1. "Appear" and "appear before" mean communicating in any form, including, without limitation, personally, through another person, by letter, or by telephone.
2. "Confidential Information" means information acquired through written, verbal or electronic means, by a County officer or employee in the course of their official duties, which is not otherwise available to the public and which pertains to:
  - (a) Matters that will imperil the public safety if disclosed;
  - (b) Any matter which may disclose the identity of a law enforcement agent or informer;
  - (c) Information relating to current or future investigation or prosecution of a criminal offense that would imperil effective law enforcement if disclosed;
  - (d) Discussions regarding proposed, pending or current litigation;
  - (e) Discussions regarding legal advice or strategy;
  - (f) Discussions regarding negotiations with any collective bargaining unit pursuant to article fourteen of the civil service law;
  - (g) The medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation;
  - (h) The preparation, grading or administration of examinations; and
  - (i) The proposed acquisition, sale or lease of real property or the proposed acquisition, sale or exchange of securities or any other investment held or to be held by the County.
3. "Customer or client" means
  - (a) any person to whom a County officer or employee has supplied goods or services during the previous twenty-four months having, in the aggregate, a value greater than \$1,000
  - (b) any person to whom a County officer's or employee's outside employer or business has supplied goods or services during the previous twenty-four months having, in the aggregate, a value greater than \$1,000 but only if the officer or employee knows or has reason to know the outside employer or business supplied the goods or services.

4. "Ethics Board" means the Ethics Board of the County of Montgomery established pursuant to this local law.
5. "Gift" and "financial benefit" shall include any money, service, license, permit, contract, authorization, loan, travel, entertainment, hospitality, or any promise thereof, or any other gratuity or promise thereof or anything of value. A financial transaction may be a financial benefit but shall not be a gift unless it is on terms not available to the general public. "Gift" and "financial benefit" do not include campaign contributions authorized by law.
6. "Ministerial act" means an action performed in a prescribed manner without the exercise of judgment or discretion as to the propriety of the act.
7. "County" means the County of Montgomery but shall not include the County court.
8. "County officer or employee":
- (1) All "local officers or employees," meaning the heads (other than local elected officials) of any agency, department, division, council, board, commission, or bureau of Montgomery County and their deputies and assistants, whether paid or not, and any other officers and employees of such agencies, departments, divisions, boards, bureaus, commissions, or councils who hold policy making positions, whether unpaid or not, as annually determined by the appointing authority and set forth in a written list which shall be promulgated by the Chairman of the Board each year, prior to January 31st after conferring with the relevant department heads. This list shall include the office, title or job classification of such officers and employees. The term "local officer or employee" shall not mean a Judge, Justice, officer or employee of the Unified Court System.
  - (2) All "local elected officials," meaning the County Supervisors, the County Clerk, District Attorney, County Treasurer, County Sheriff and County Coroners.
  - (3) All officers and employees whose duties are not of a majority ministerial in nature, or which include duties involving the negotiation, authorization, or approval of:
    - (i) Contracts, leases, franchises, revocable consents, concessions, variances, special permits, licenses as defined in section seventy-three of the public officers law;
    - (ii) the purchase, sale, rental or lease of real property, goods or services, or a contract therefore;
    - (iii) the obtaining of grants of money or loans, or
    - (iv) the adoption or repeal of any rule or regulation having the force and effect of law

9. "Outside employer or business" means:

- (a) Any activity, other than service to the County, from which the County officer or employee receives compensation for services rendered or goods sold or produced;
- (b) Any entity, other than the County, of which the County officer or employee is a member, officer, director, or employee and from which he or she receives compensation for services rendered or goods sold or produced; or
- (c) Any entity in which the County officer or employee has an ownership interest, except a corporation of which the County officer or employee owns less than five percent of the outstanding stock.

For purposes of this definition, "compensation" shall not include reimbursement for necessary expenses, including travel expenses.

10. "Person" shall include individuals, entities, partnerships, associations whether incorporated or unincorporated, corporations, and organizations of whatsoever nature or form.

11. "Relative" means a spouse, domestic partner, child, step-child, brother, sister, or parent of the County officer or employee, or a person claimed as a dependent on the County officer's or employee's latest individual state income tax return.

12. "Subordinate" of a County officer or employee shall mean another County officer or employee over whose activities he or she has direction, supervision, or control, except those who serve in positions that are in the exempt classification under section 41 of the Civil Service Law of the State of New York or in the unclassified service under subdivisions (a) through (f) of section 35 of that law.

#### § 101. Code of Ethics for County Officers and Employees.

##### 1. General prohibition.

A County officer or employee shall not use his or her official position or office, or take or fail to take any action, in a manner which he or she knows or has reason to know may result in a personal financial benefit for any of the following persons:

- (a) the County officer or employee;
- (b) his or her outside employer or business;
- (c) a member of his or her household;
- (d) a relative; or
- (e) a person from whom the officer or employee has received election campaign contributions of more than \$1,000 in the aggregate during the past twelve months.

##### 2. Recusal.

A County officer or employee shall promptly recuse himself or herself from acting on a matter before the County when acting on the matter, or failing to act on the matter, may financially benefit any of the persons listed in subdivision 1 of this section.

##### 3. Gifts.

A County officer or employee shall not solicit anything of value from any person who has received or sought a financial benefit from the County, nor accept anything of value from any person who the County officer or employee knows or has reason to know has received or sought a financial benefit from the County within the previous twelve months.

##### 4. Representation.

A County officer or employee shall not represent any other person in any matter that person has before the County nor represent any other person in any matter against the interests of the County except where such representation is fully disclosed and the County officer or employee is subject to a professional code of ethics and such representation may be authorized under such professional code of ethics.

##### 5. Appearances.

A County officer or employee shall not appear before any agency of the County except on his or her own behalf or on behalf of the County.

##### 6. Confidential information.

County officers and employees and former County officers and employees shall not disclose any confidential information or use it to further their personal or financial interests.

7. Political solicitation.

A County officer or employee shall not knowingly request or knowingly authorize anyone else to request any subordinate of the officer or employee to participate in an election campaign or contribute to a political committee.

8. Revolving door.

A County official who voted for a particular firm, project, and any County official who voted to create policy or guidelines for any firm, or project shall not appear or practice before the County, except on his or her own behalf, or receive compensation for working on any matter before the County, for a period of six months after the termination of his or her County service or employment; however, there shall be a two year ban as to particular matters on which the County official personally worked on and then voted on while in County service

9. Avoidance of conflicts.

County officers and employees shall not knowingly acquire, solicit, negotiate for, or accept any interest, employment, or other thing of value, which would place them in violation of this Code of Ethics.

10. Inducement of others.

A County officer or employee shall not induce or aid another officer or employee of the County to violate any of the provisions of this Code of Ethics.

§102. Transactional Disclosure.

1. Whenever a County officer or employee is required to recuse himself or herself under the Code of Ethics set forth in section 101 of this local law, he or she

- (i) shall immediately refrain from participating further in the matter;
- shall promptly inform his or her superior, if any; and
- (iii) shall promptly file with the Clerk of the Board of Supervisors a signed statement disclosing the nature and extent of the prohibited action or, if a member of a board, shall state that information upon the public record of the board.

2. An officer or employee shall not be required to file a disclosure statement pursuant to this section if he or she, with respect to the same matter, has filed with the governing body of the County a disclosure statement complying with requirements of section 104 of this local law.

§103. Exclusions from the Code of Ethics and from Transactional Disclosure.

The provisions of sections 101 and 102 of this local law shall not prohibit, or require recusal or transactional disclosure as a result of:

1. An action specifically authorized by statute, rule, or regulation of the state of New York or of the United States.
2. A ministerial act.

### 3. Gifts:

Solicit, directly or indirectly, any gifts or receive or accept any gift having the value of seventy five (\$75.00) dollars, or more, whether in the form of money, services, loan, travel entertainment, hospitality, thing or promise, or in any other form, under circumstances in which it could be reasonably inferred that the gift was intended to influence him or her, or could reasonably be expected to influence him or her, in the performance of his or her official duties or was intended as a reward for any official action on his or her part.

4. Gifts or benefits having a value of \$50 or less that are received by a County officer or employee listed in section 11 of the Domestic Relations Law of the State of New York for the solemnization of a marriage by that officer or employee at a place other than his or her normal public place of business or at a time other than his or her normal hours of business.

5. Awards from charitable organizations.

6. Receipt of County services or benefits, or use of County facilities, that are generally available on the same terms and conditions to residents or a class of residents in the County.

7. Representation of constituents by elected officials without compensation in matters of public advocacy.

8. County officers or employees appearing or practicing before the County or receiving compensation for working on a matter before the County after termination of their County service or employment where they performed only ministerial acts while working for the County.

### § 104. Interests in Contracts with the County.

#### 1. Prohibited interests.

No County officer or employee shall have an interest in a contract with the County, or an interest in a bank or trust company, that is prohibited by section 801 of the General Municipal Law of the State of New York. Any contract willfully entered into by or with the County in which there is an interest prohibited by that section shall be null, void, and wholly unenforceable, to the extent provided by section 804 of that law.

#### 2. Discloseable interests.

Any County officer or employee who has, will have, or later acquires an interest in any actual or proposed contract with the County shall publicly disclose the nature and extent of that interest in accordance with section 803 of the General Municipal Law. The Clerk of the Board of Supervisors shall cause a copy of that disclosure to be filed promptly with the Ethics Board.

#### 3. Violations.

Any County officer or employee who willfully and knowingly violates the provisions of this section shall be guilty of a misdemeanor, to the extent provided by section 805 of the General Municipal Law.

### § 105. Appearances by Outside Employers and Businesses of County Officers and Employees.

1. Except as provided in subdivision 3 of this section, the outside employer or business of a County officer or employee shall not appear before the particular agency in which the County officer or employee serves or by which he or she is employed.
2. Except as provided in subdivision 3 of this section, the outside employer or business of a County officer or employee shall not appear before any other County agency if the County officer or employee has the authority to appoint any officer, employee, or member of the agency or to review, approve, audit, or authorize any budget, bill, payment, or claim of the agency.
3. Nothing in this section shall be construed to prohibit the outside employer or business of a County officer or employee from:
  - (a) Appearing on its own behalf, or on behalf of the County, before a County agency;
  - (b) Seeking or obtaining a ministerial act; or
  - (c) Receiving a County service or benefit, or using a County facility, which is generally available to the public.

#### §106. Annual Disclosure.

##### 1. Officers and employees who are required to file.

The following classes of officers and employees shall file a financial disclosure statement with the Clerk of the Board of Supervisors, upon forms approved by the Board of Supervisors, within 30 days after the effective date of this Local Law and on or before January 30 each year thereafter:

- (a) Elected officials;
- (b) Department heads and those authorized to act on their behalf (e-g., first deputies);
- (c) Officers and employees who hold policymaking positions, including members of municipal boards;
- (d) Officials whose job descriptions or whose actual duties involve the negotiation, authorization, or approval of:
  - (i) Contracts, leases, franchises, concessions, variances, special permits, or licenses;
  - (ii) The purchase, sale, rental, or lease of real property, personal property, or services, or a contract therefore;
  - (iii) The obtaining of grants of money or loans; or
  - (iv) The adoption or repeal of my rule or regulation having the force and effect of law.

##### 2. Contents of annual disclosure statement.

The annual disclosure statement shall disclose a description of any personal or financial interest which the individual knows or has reason to believe would create a conflict of interest in the performance of his or her official duties.

##### 3. Place for filing.

All disclosure statements shall be filed, and maintained in the office of the Clerk of the Board of Supervisors.

##### 4. Changes in disclosed information.

In the event there is a change in the information contained in his or her most recently filed annual disclosure statement, an officer or employee shall file a signed amendment to the statement indicating the change within thirty (30) days thereof.



## § 107. Applicant Disclosure.

1. Whenever a person makes a request to a County agency or department or to a County officer or employee to take or refrain from taking any action (other than a ministerial act) and knows or has reason to know that such request may result in a financial benefit both to the requestor and to any officer or employee of the County or one of the other persons listed in subdivision 1 of Section 101 of this local law, the requestor shall disclose the names of any such persons.

2. If the request is made in writing, the disclosure shall accompany the request. If the request is oral and made at a meeting of a public body, the disclosure shall be set forth in the public record of the body. If the request is oral and not made at a meeting of a public body, the disclosure shall be set forth in a writing filed with the Clerk of the Board of Supervisors.

## § 108. Void Contracts.

Any contract or agreement entered into by or with the County, which results in or arises from a violation of any provision of sections 101,102,or 104 of this local law shall be void unless ratified by the Board of Supervisors. Such ratification shall not affect the imposition of any criminal or civil penalties pursuant to this local law or any other provision of law.

In addition to any other penalty provided under this local law or the General Municipal Law, a violation of this local law may result in the imposition of the following penalties.

### 1. Disciplinary action.

Any County officer or employee who engages in any action that violates any provision of this local law may be subject to sanction as authorized by law or collective bargaining agreement, which may include, without limitation, warning, reprimand, suspension with or without pay, or removal from office or employment. Such sanctions may be imposed only by the appointing authority or person or body authorized by law to impose such sanctions. A warning, reprimand, suspension, removal, or other authorized sanction may be imposed in addition to any other penalty contained in this local law or in any other provision of law.

Any person, whether or not a County officer or employee, who violates any provision of this local law shall be liable in damages to the County for any losses or increased costs incurred by the County as a result of the violation. Such damages may be imposed in addition to any other penalty contained in any other provision of law or in this local law, other than a civil penalty pursuant to subdivision 3 of this section.

### 3. Civil penalty.

Any person, whether or not a County officer or employee, who intentionally or knowingly violates any provision of this local law may be subject to a civil penalty to the County of up to three times the value of any financial benefit the person received as a result of the conduct that constituted the violation. A civil penalty may be imposed in addition to any other penalty contained in any other provision of law or in this local law, other than damages pursuant to subdivision 2 of this section.

Civil penalty shall not be available for a violation of section 104 of this local law.

### 4. Misdemeanor.

Any person, whether or not a County officer or employee, who intentionally or knowingly violates any provision of this local law shall also be guilty of a class A misdemeanor. This subdivision shall not apply to a violation of section 104 of this local law.

#### § 110. Debarment.

1. Any person, whether or not a County officer or employee, who intentionally or knowingly violates any provision of this local law shall be prohibited from entering into any contract with the County for a period not to exceed three years, as provided in subdivision 5 of section 21 0 of this local law. Debarment may not be imposed for a violation of section 104 of this local law.

2. No person, whether or not a County officer or employee, shall enter into a contract in violation of a bar imposed pursuant to subdivision 1 of this section.

3. Nothing in this section shall be construed to prohibit any person from receiving a service or benefit, or from using a facility, which is generally available to the public.

4. Under this section, a corporation, partnership, or other entity shall not be held vicariously liable for the actions of an employee. A corporation, partnership, or other entity shall not be debarred because of the actions of an employee unless the employee acted in the execution of company policy or custom. A store, region, division, or other unit of an entity shall not be debarred because of the actions of an employee of that unit unless the employee acted at the direction or with the actual knowledge or approval, of the manager of the unit.

#### § 111. Injunctive Relief,

1. Any resident, officer, or employee of the County may initiate an action or special proceeding, as appropriate, in the court of appropriate jurisdiction for injunctive relief to enjoin an officer or employee of the County from violating this local law or to compel an officer or employee of the County to comply with the provisions of this local law. In lieu of, or in addition to, injunctive relief, the action or special proceeding, as appropriate, may seek a declaratory judgment.

No action or special proceeding shall be prosecuted or maintained pursuant to subdivision 1 of this section, unless

- (a) the plaintiff or petitioner shall have filed with the Ethics Board a sworn complaint alleging the violation by the officer or employee,
- (b) it shall appear by and as an allegation in the complaint or petition filed with the court that at least six months have elapsed since the filing of the complaint with the Ethics Board and that the Ethics Board has failed to file a determination in the matter, and
- (c) the action or special proceeding shall be commenced within ten months after the alleged violation occurred.

### PART B: ADMINISTRATIVE PROVISIONS

#### §201. Ethics Board: Establishment; Qualifications of Members; Appointment of Members; Term of Office.

1. There is hereby established an Ethics Board consisting of three (3) members, each of whom shall be a County resident as of the date of his or her appointment.

2. No more than one member of the Ethics Board may be an appointed officer or employee of the County. Of the total membership of the Board, no two members shall be registered in the same political party.

3. No Ethics Board member shall hold office in a political party or be employed or act as a lobbyist or hold elective office in the County. An Ethics Board member may make campaign contributions but may not participate in any election campaign.

4. Each member of the Ethics Board shall, within fifteen (15) days of the date of his or her appointment, file with the Clerk of the Board of Supervisors a financial disclosure statement as described in Section 106. No Ethics Board member shall have any "interest" [as that term is defined by Section 801 of the General Municipal Law] in any contract or transaction with the County.

5. Within thirty (30) days after the effective date of this local law, and no later than December 31 each year thereafter, the Chair of the Board of Supervisors, with the advice and consent of the Board of Supervisors shall appoint the members of the Ethics Board.

6. The term of office of Ethics Board members shall be three years and shall run from January 1 through December 31, except that of the members first appointed one member shall serve until December 31 of the year in which the Board is established, one shall serve until the second December 31, and one shall serve until the third December 31.

7. No member of the Ethics Board shall serve more than two terms consecutively.

8. An Ethics Board member shall serve until his or her successor has been appointed.

9. The members of the Ethics Board shall not receive compensation but shall be reimbursed for reasonable expenses incurred in the performance of their official duties.

#### § 202. Ethics Board: Vacancies.

When a vacancy occurs in the membership of the Ethics Board, the vacancy shall be filled within thirty (30) days for the unexpired portion of the term in the same manner as the original appointment. Any person appointed to fill a vacancy on the Ethics Board shall meet the qualifications set forth in section 203 of this local law.

#### § 203. Ethics Board: Removal of Members.

An Ethics Board member may be removed from office in the same manner in which he or she was appointed, after written notice and opportunity for reply. Grounds for removal shall be failure to meet the qualifications set forth in section 203 of this local law, substantial neglect of duty, gross misconduct in office, inability to discharge the powers or duties of office, or violation of this local law.

#### § 204. Ethics Board: Meetings.

At its first meeting each year, the Ethics Board shall elect a chair from among its members. A majority of the Board (quorum) shall be required to conduct a meeting. A meeting shall be required for the Board to take any action. The chair or a majority of the Board may call a meeting of the Board.

#### § 205. Ethics Board: Jurisdiction, Powers, and Duties.

1. The Ethics Board may act only with respect to elected officials, officers and employees of the County as well as such persons who engage in transactions with the County. Provided however, that upon the written request of the governing board of any town or village within the County, the Ethics Board may provide advisory opinions

regarding any transaction or activity involving any officer or employee of such town or village and the applicability of Article 18 of the General Municipal Law of the State of New York.

2. The termination of an officer's or employee's term of office or employment with the County shall not affect the jurisdiction of the Ethics Board with respect to the requirements imposed upon him or her by this local law.

3. The Ethics Board shall have the following powers and duties:

- (a) To prescribe and promulgate rules and regulations governing its own internal organization and procedures in a manner consistent with this local law;
- (b) To receive, review, index, and maintain on file at the office of the Clerk of the Board of Supervisors, disclosure statements filed pursuant to Section 208;
- (c) To receive: review, index and maintain on file at the Clerk of the Board of Supervisors sworn complaints of alleged violations filed pursuant to Section 209;
- (d) To investigate, conduct hearings, and make recommendations to the Board of Supervisors as the Board of Ethics may deem appropriate pursuant to section 210;
- (e) To grant waivers pursuant to section 211;
- (f) To render, index, and maintain on file advisory opinions pursuant to section 212;
- (g) To provide for public inspection of certain records pursuant to section 2 16; and
- (h) To prepare an annual report and recommend changes to this local law pursuant to section 2 15.

4. The Ethics Board shall rely upon the County Attorney for legal advice, unless the County Attorney advises that there is a conflict of interest requiring outside counsel. In such event, the Ethics Board shall make a written request of the Board of Supervisors who shall authorize the Ethics Board to engage outside legal counsel.

#### § 206. Maintenance of Disclosure Statements.

The Clerk of the Board of Supervisors shall index and maintain on file for use by the Ethics Board each disclosure statement filed pursuant to sections 102, 106, and 107 of this local law. Such files shall be maintained for at least seven years. Copies of all financial disclosure statements shall be public records and fully available under the Freedom of Information Law upon application to the County's records access officer.

#### § 207. Designation of Officers and Employees Required to File Annual Disclosure Statements.

Within 90 days after the effective date of this local law, and on or before February 1st each year thereafter, the Chair the Board of Supervisors of the County, shall:

- 1. Cause to be filed with the Ethics Board a list of the names and offices or positions of all County officers and employees required to file annual disclosure statements pursuant to section 106 of this local law; and
- 2. Notify all such officers and employees of their obligation to file an annual disclosure statement.

#### § 208. Review of Lists and Disclosure Statements.

1. The Ethics Board shall review:

- (a) The list of officers and employees who are required to file an annual disclosure statement, prepared pursuant to section 201 of this local law, to determine whether the list is complete and accurate. In the event that the Ethics Board determines that an officer or employee should be added to the list of officers and employees required to file annual disclosure statements pursuant to section 107, the Board

shall recommend to the officer's or employee's department head or legislative committee, as appropriate, that such officer or employee should be added to the list and the reasons therefore.

- (b) All annual disclosure statements to determine whether any person required to file such a statement has failed to file it, has filed a deficient statement, or has filed a statement that reveals a possible or potential violation of this local law.
- (c) All transactional disclosure statements.

2. If the Ethics Board determines that an annual disclosure statement or a transactional disclosure statement is deficient or reveals a potential violation of this local law, the Ethics Board shall notify the person in writing of the deficiency or potential violation and of the penalties for failure to comply with this local law. A copy of such notice shall be provided to the County Manager and County Attorney.

#### § 209. Investigations; Hearings.

1. Upon receipt of a sworn complaint by any person alleging a violation of this local law, or upon determining on its own initiative that a violation of this local law may exist, the Ethics Board shall have the power and duty to conduct any investigation necessary to carry out the provisions of this local law. In conducting any such investigation, the Ethics Board may hold hearings, administer oaths or affirmations, subpoena witnesses, compel their attendance, and require the production of any books or records, which it may deem relevant and material.

2. The Ethics Board shall state in writing the disposition of every sworn complaint it receives and of every investigation it conducts and shall set forth the reasons for the disposition. All such statements and all sworn complaints shall be indexed and maintained on file by the Board with the Clerk of the Board of Supervisors.

3. Any person filing a sworn complaint with the Ethics Board shall be notified in writing of the disposition of the complaint.

4. Nothing in this section shall be construed to permit the Ethics Board to conduct an investigation of itself or of any of its members or staff. If the Ethics Board receives a complaint alleging that the Board or any of its members or staff has violated any provision of this local law, or any other law, the Board shall promptly transmit to the Board of Supervisors a copy of the complaint.

5. Any person who knowingly files a false complaint shall be subject to the same sanctions and penalties under this local law as are prescribed for violations hereof.

#### § 210. Recommended actions.

##### 1. Recommended actions.

Upon completion of its investigation(s), the Ethics Board shall make such decisions, findings and recommendations, as it deems necessary to the Board of Supervisors. The Board of Supervisors shall act upon such written decisions, findings and recommendations in any fashion as it deems appropriate which may include, without limitation, implementing employee discipline, initiating civil action, seeking injunctive relief and/or in the appropriate case, referring the matter to the appropriate prosecutor for possible criminal violations of this local law. Nothing contained in this local law shall be construed to restrict the authority of any prosecutor to prosecute any violation of this local law or of any other law.

## 2. Proceedings involving officers or employees of the County.

In any proceeding under this local law that involves allegations that an officer or employee of the County violated the terms hereof, the Ethics Board may recommend to the Board of Supervisors that appropriate disciplinary action be taken pursuant to subdivision 1 of section 109 of this local law. Provided however, that no such action shall be taken by the Board of Supervisors except after notice and a hearing, and subject to Article 75 of the Civil Service Law and any applicable collective bargaining agreements.

## 3. Limits on Board Investigations.

Nothing in this section shall be construed to permit the Ethics Board to take any action with respect to any alleged violation of this local law, or of any other law, by the Ethics Board or by any member or staff member thereof. Any such investigations involving allegations against the Ethics Board, or by any member or staff member thereof shall be handled by the County Attorney who shall forward any findings thereon to the Board of Supervisors.

## 4. Remedies Non-exclusive.

Nothing in this local law shall be construed to limit the Board of Supervisors in the pursuit of any legal or equitable remedy that is available to enforce the terms of this local law or any other applicable law, rule or regulation.

### § 211. Waivers.

1. Upon written application and upon a showing of compelling need by the applicant, the Ethics Board may in exceptional circumstances grant the applicant a waiver of any of the provisions of subdivisions 1 through 9 of section 101, paragraph (i) of subdivision 1 of section 102, section 106, section 107, or section 108 of this local law, provided, however, that no such waiver shall permit conduct otherwise prohibited by Article 18 of the General Municipal Law of the State of New York.

2. Waivers shall be in writing and shall state the grounds upon which they are granted. Within 10 days after granting a waiver, the Ethics Board shall publish a notice setting forth the name of the person requesting the waiver and a general description of the nature of the waiver in the official newspaper designated by the County for the publication of local laws, notices, and other matters required by law to be published.

All applications, decisions, and other records and proceedings relating to waivers shall be indexed and maintained on file by the Ethics Board.

### § 212. Advisory Opinions.

1. Upon the written request of any County officer or employee, the Ethics Board may render a written advisory opinion with respect to the interpretation or application of this local law or of Article 18 of the General Municipal Law of the State of New York. Any other person may similarly request an advisory opinion but only with respect to whether his or her own action might violate a provision of this local law or Article 18.

2. Upon the written request of the governing board of any town or village within Montgomery County, the Ethics Board may render a written advisory opinion with respect to any transaction or activity involving any officer or employee of such town or village and the application of Article 18 of the General Municipal Law of the State of New York.

3. Advisory opinions and requests for advisory opinions shall be indexed and maintained on file by the Ethics Board.

4. Any person aggrieved by an advisory opinion of the Ethics Board may seek judicial review and relief pursuant to Article 78 of the Civil Practice Law and Rules of the State of New York. Any person who has submitted to the Ethics Board a written request for an advisory opinion may bring a special proceeding pursuant to Article 78 of the Civil Practice Law and Rules for an order compelling the Ethics Board to issue the advisory opinion. In addition to, or in lieu of, such injunctive relief, the person may seek a judgment in accordance with section 3001 of the Civil Practice Law and Rules determining the question posed in the request for the advisory opinion. No action or special proceeding shall be prosecuted or maintained pursuant to this subdivision unless (a) it shall appear by and as an allegation in the petition or complaint that at least six months have elapsed since the filing of the request and that the Ethics Board has failed to file any determination in the matter and (b) the action or special proceeding shall be commenced within ten months after the submission of the request for the advisory opinion.

#### § 213. Judicial Review.

Any person aggrieved by a decision of the Ethics Board may seek judicial review and relief pursuant to Article 78 of the Civil Practice Law and Rules of the State of New York.

#### § 214. Annual Reports; Review of Ethics Laws.

1. The Ethics Board shall prepare and submit an annual report to the Chair and the Board of Supervisors on or before December 15 summarizing the activities of the Board. The report may also recommend changes to the text or administration of this local law. The Clerk of the Board of Supervisors shall maintain a copy of the report.

2. The Ethics Board shall periodically review this local law and the Board's rules, regulations, and administrative procedures to determine whether they promote integrity, public confidence, and participation in County government and whether they set forth clear and enforceable, common sense standards of conduct.

#### § 215. Public Inspection of Records; Public Access to Meetings.

1. The only records of the Ethics Board which shall be available for public inspection are those whose disclosure is required by Article 6 of the Public Officers Law of the State of New York or by some other State or Federal law or regulation.

2. No meeting or proceeding of the Ethics Board concerning misconduct, non-feasance, or neglect in office by a County officer or employee shall be open to the public, except upon the request of the officer or employee or as required by the provisions of Article 7 of the Public Officers Law or by some other State or Federal law or regulation.

#### § 216. Miscellaneous provisions.

1. No existing right or remedy shall be lost, impaired, or affected by reason of this local law.

2. Nothing in this local law shall be deemed to bar or prevent a present or former County officer or employee from timely filing any claim, account, demand, or suit against the County on behalf of himself or herself or any member of his or her family arising out of personal injury or property damage or any lawful benefit authorized or permitted by law.

3. If any provision of this local law is held by a court of competent jurisdiction to be invalid, that decision shall not affect the validity and effectiveness of the remaining provisions of this local law.

#### § 217. Distribution and posting.

1. Within 30 days after the effective date of this local law, the Chair of the Board of Supervisors shall cause a summary of the Code of Ethics and disclosure requirements set forth herein to be distributed to the officers and employees of the County. Thereafter, a copy of such summary shall be provided to each new officer or employee within ten (10) days of employment or assuming office as the case may be.

2. With 30 days after the effective date of this local law, the Chair of the Board of Supervisors, shall cause a summary of the Code of Ethics and disclosure requirements set forth herein to be posted conspicuously in every public building under the jurisdiction of the County.

3. Failure of the County to comply with the distribution or posting of the Ethics Law in accordance with the provisions of this section or failure of any County officer or employee to receive a copy of the provisions of this local law shall have no effect on the duty of compliance with this local law or the enforcement of its provisions.

#### SECTION 7. EFFECTIVE DATE.

This local law shall take effect immediately upon filing in the office of the Secretary of State and in compliance with all applicable provisions of law.

FURTHER RESOLVED, that the Clerk of the Board of Supervisors hereby is authorized and directed to file one certified copy 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.



# ***Attachment to Resolution***

**2010 – Resolution 116**



**MEMORANDUM OF AGREEMENT**  
**By and Between**  
**The County of Montgomery**  
**And**  
**CSEA Local 1000, AFSCME, AFL-CIO**  
**For the Montgomery County Office and Public Works Units**  
**Montgomery County Local 829**  
**And**  
**Montgomery County Correction Supervisors, Council 82**  
**And**  
**Montgomery County Deputy Sheriff's**  
**(Police Benevolent Association)**

The parties of these Agreements have reached a tentative agreement to amend the Prescription Drug co-pays contained in their Collective Bargaining Agreements from January 1, 2009 – December 31, 2012 as follows:

1. The current co-pays are amended as indicated on the attached summary.
2. For further explanation, Generic medications are not available through the CANARx plan. This has not changed.  
Generic co-pays are reduced to \$0 for retail and mail order prescriptions.
3. For "Brand Preferred" and "Brand Non Preferred" medications, "Not Available" co-pays are applied if a medication is not available through a mail order provider. This includes all acute medications and all brand name maintenance medications being filled for the first time by the employee or dependent family member. Some medications cannot be filled by mail order for other reasons. The "Not Available" co-pays are applied in these cases also. These co-pays are unchanged.
4. For "Brand Preferred or Non Preferred" medications, the new "Available " co-pays are used only if the brand name maintenance medication is available through CANARx and is not filled through them.

This tentative agreement is subject to ratification by CSEA, Correction Supervisors and Deputy Sheriff members of their bargaining units and approval by the Board of Supervisors of Montgomery County. Effective July 1, 2010 – December 31, 2012.

**Signatures:**

**Montgomery County**

**Chairman, Board of Supervisors:** \_\_\_\_\_

**CSEA:** \_\_\_\_\_

**Correction Supervisors:** \_\_\_\_\_

**Deputy Sheriff's:** \_\_\_\_\_

Montgomery County Health Insurance Trust

Proposed Mandatory Maintenance Prescription Program

Proposed Copay Structure

(example: Montgomery County Employees)

	CANARX	Retail Network	Mail Order	CANARX
Generic Medications	Not Available	\$0.00	\$0.00	N/A
Brand Preferred	Available	\$60.00	\$60.00	\$0.00
	Not Available	\$20.00	\$40.00	N/A
Brand Non Preferred	Available	\$60.00	\$60.00	\$0.00
	Not Available	\$40.00	\$80.00	N/A

*Medications for acute conditions and first fill maintenance medications will maintain existing copay structures.*



# ***Attachment to Resolution***

**2010 – Resolution 157**



## **Scope of Services**

### **Administrative and Staff Support Services For Amsterdam Industrial Development Agency**

In addition to the full-time staffing of the Offices for the Amsterdam Industrial Development Agency (AIDA) are to be located in the Montgomery County Business Development Center (MCBDC) and in the Amsterdam City Hall, the following services will be provided:

- I. Create and promote an improved image and identity (from an economic development standpoint) for the AIDA and City of Amsterdam.
  - A) Market and promote the AIDA and the City.
  - B) Receive, coordinate and respond to any business inquiries.
  - C) Business retention activities, business monitoring/ site visits.
  - D) Coordinate and promote projects of the AIDA.
  - E) Promote and assist the AIDA and the Agency's legal advisors in bonding projects.
  - F) Represent the AIDA at meetings with local, state and federal governments and agencies, local businesses, community groups and prospective new businesses.
  - G) Assist in the development, adoption and implementation of the Agency's Policy and Procedures Manual and PILOT Program.
- II. Maintain all records, minutes, resolutions, correspondences, and other documents for the AIDA.
  - A) Prepare and distribute agendas in conjunction with the AIDA Chairperson.
  - B) Draft resolutions.
  - C) Record and file all minutes and official actions.
  - D) Keep and maintain all related documents, files, etc.
  - E) Coordinate the Agency's financial functions with the Agency and any financial consultant.

F) Prepare and file all reporting requirements associated with PARIS and the PAAA of 2005.

III. Administer and oversee the AIDA Business Park program (Edson Street Industrial Park).

A) Oversee, or if need be, perform the necessary marketing program for the park and other sites.

B) “Meet and Greet” prospective tenants.

C) Prepare the needed documentation for leases, sales, etc.

D) Coordinate with prospective tenants, the AIDA Board and attorneys.

E) Oversee the day-to-day operations; including tenant placement, building construction, maintenance, etc.

F) Continue the development of other sites city-wide.

The Offices for the AIDA will be a part of the Montgomery County Business Development Center in addition to the current offices located in City Hall. This center will be able to provide a “one-stop-shop” service for business development. Staff would provide technical assistance to interested businesses on issues related to:

1. Local governments (permits, approvals, tax structures, utilities, etc.)
2. State and federal governments (permits, approvals, financing, taxes, etc.)
3. AIDA, City and County incentives (bonding, revolving loan funds, etc.)
4. Business development and technical assistance (loan packaging, business planning, etc.)
5. Meeting locational needs.
6. Assist in the negotiations of Payment in Lieu of Tax Agreements.



Detailed Scope of Staff and Staff Officers of AIDA will be as follows:

***Chief Executive Officer.*** The Chief Executive Officer shall be the chief administrative and operating officer of the Agency and shall: subject to oversight by the Board, be responsible for the general supervision, efficient administration and operation and activities of the Agency; carry out the policies and directives of the Board; be responsible for obtaining and furnishing to the Board financial and other reports as may be required by the Agency; recommend to the Board, from time to time, such measures as the Chief Executive Officer shall deem necessary or advisable; furnish the Board with necessary information respecting any Business of the Agency; be responsible for supervising the implementation and maintenance of those systems and processes necessary to assess and address risks confronted by the Agency in the performance of its corporate objectives, including those systems and processes related to internal controls, financial reporting and measuring corporate performance, and for furnishing the Board with necessary information respecting those functions; be responsible for the preparation and submission to the Board of the proposed annual budget for adoption by the Board and of any amendments thereto, from time to time, for adoption by the Board; keep the Board informed as to the financial needs and condition of the Agency; and, exercise such other powers and perform such other duties as the Board may determine. The Chief Executive Officer shall certify the Annual Financial Report.

***Chief Financial Officer.*** The Chief Financial Officer shall: supervise and direct the financial activities of the Agency; supervise and direct the Agency's investment program; supervise and direct the Agency's accounting functions; report on operations and financial performance; recommend and implement financial policies; develop financial management systems and appropriate internal controls necessary for accurate financial reporting; and perform such other duties as the Chief Executive Officer may determine. The CFO shall also maintain the PARIS system. The Chief Financial Officer shall certify the Annual Financial Report.

***Contracting Officer (Usually CEO).*** The contracting officer shall be responsible for the preparation of guidelines for the disposition of property as required by the Public Authorities Accountability Action of 2005. He or she shall assist the Board in its Annual Review and approval of said guidelines and their annual filing with the state comptroller. The contracting officer shall develop and maintain inventory controls and accountability systems for all property under the control of the Agency. He or she shall periodically inventory property to determine if disposal is appropriate. He or she shall prepare annual written reports for submission to the appropriate state officials required by the statute.

***Investment Officer (Usually CFO).*** The Investment Officer shall be responsible to invest with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived. Proper records shall be maintained of all books, notes, securities or other evidences of indebtedness held by or for the Agency for purposes of investment.

***Other Staff Services (Grant Services/ Project Management).***

The Montgomery County Business Development Center staff has extensive experience in researching, obtaining and administrating a variety of grants, including federal and New York State grant programs as well as grant opportunities available through the private sector. MCBDC has accessed grant funding for the creation of two revolving loan funds, marketing campaigns and economic development activities including real estate acquisition, machinery & equipment purchases as well as facility renovations and expansions. **Grant procurement will be specifically related to Economic Development Projects.**

Through MCBDC's business attraction and retention activities, staff assists companies in identifying funding opportunities and preparing applications to best suit the companies needs. MCBDC assists companies through project inception to completion including writing necessary grant applications, assembling documentation for grant disbursements and project monitoring and close out. MCBDC also assists companies with technical assistance such as completion of applications for private funding, planning boards approvals, environmental reviews etc., all vital aspects of proper project management.

Grant funds accessed have been instrumental in several major projects in recent years including the development of the new Beechnut facility, the restoration of the Collect facility in St. Johnsville and the expansion of Green Fiber's operations. These projects utilized grant funding to allow companies to purchase machinery & equipment, complete much needed renovations and expand their operations leading to the creation and retention of job opportunities.

Some of the grant opportunities accessed are as follows:

Empire State Development's Environmental Investment Program

Empire State Development's Upstate Regional Blueprint Funding

Empire State Development's Restore Program

Empire State Development's Local Incentive Program

Office of Community Renewal's Economic Development Program

Office of Community Renewal's Imminent Threat Program

National Grid Economic Development Program

U.S. Department of Commerce: Economic Development Administration funding

The Montgomery County Business Development Center staff's property management expertise ranges from property acquisition and greenfield development to facility siting. The staff has the capability to determine the ideal location for a prospect's facility based on matching their companies requirements with the known available properties throughout the County.

Staff has complied and maintained a listing of properties available including those owned by the County and the MCIDA as well as those owned by other agencies and private landowners

looking to market their properties for commercial/ industrial uses. MCBDC has complied with the PAAA reporting requirements for real property including annual reporting on property transactions and reporting on active IDA projects.

**COSTS:** In exchange for said services provided by the COUNTY (MCBDC), the AIDA shall pay to the COUNTY an amount of \$35,000. Provision of any special equipment, supplies, or services necessary for any project of the AIDA or required in providing the services as set forth herein, which is not available or generally used by the MCBDC shall be the responsibility of the AIDA.

**TERM:** The term of this agreement shall be for a twelve (12) month period commencing \_\_\_\_\_ and ending on \_\_\_\_\_. The parties hereto may renew this agreement for subsequent period: one year each by mutual written agreement.

**TERMINATION:** This agreement may be terminated by either party hereto upon one full calendar month's written notice to the other party of said termination



# ***Attachment to Resolution***

**2010 – Resolution 160**



**AGREEMENT**

By and Between

**The County of Montgomery, New York**

and

**Upstate Respite Services**

P. O. Box 111

Ballston Spa, New York 12020

Federal Identification No.14-1680341

**W I T N E S S E T H:**

This Agreement is made this first day of August 2010 by and between the County of Montgomery, New York, hereinafter referred to as the COUNTY, and the Upstate Respite Services hereinafter referred to as the AGENCY, for the following specific Community Mental Health Services:

**Crisis Respite Services**

All for the sum not to exceed the total amount of \$46,000, which the COUNTY agrees to pay on terms provided herein.

**WHEREAS**, the parties hereto desire to provide community mental services pursuant to the provisions of Article 41 of the Mental Hygiene Law of the State of New York for expenditures made in providing such services, and

**WHEREAS**, the AGENCY is a voluntary organization established for the purpose, among others, of furnishing mental health services and is authorized to furnish such services to the County of Montgomery, and

**WHEREAS**, the AGENCY has certain facilities which, in the establishment of a comprehensive community mental hygiene plan for the County of Montgomery, would be desirable and beneficial, and

**WHEREAS**, the County of Montgomery, acting through its duly constituted Board of Supervisors and Community Services Board, desires to contract with the AGENCY for the furnishing of such community services as aforesaid, and said AGENCY has agreed to render and furnish such community services to the County of Montgomery to the extent indicated herein, as

hereinafter set forth, and under the terms and conditions hereinafter provided.

**NOW, THEREFORE,** it is hereby mutually agreed between the parties hereto as follows:

**1) AGREEMENT IN ENTIRETY:** The agreement documents listed below, along with the agreement, are the entire contract between the principals and supersede all prior negotiations and representations, written or oral. In the event of conflict between this agreement and other documents listed, the terms of this agreement shall be the controlling terms of the contract.

**2) PERFORMANCE OF SERVICES:** The AGENCY agrees to perform the services as required by the agreement documents herein for the sum herein set forth and to accept payment in the manner herein provided.

**3) DOCUMENTS:** The agreement documents, which are attached and incorporated by reference herein, consist of the following:

1. Statement which details services being provided;
2. Copies of any required certifications;
3. Copy of required insurance documents;
4. Copy of resolution of Board of Supervisors, which authorized this agreement.

**4) PAYMENTS:**

**(a)** The AGENCY expressly represents and agrees that the budgeted deficit for the mental health services to be rendered by the AGENCY under this contract and shall not exceed a total net deficit of Forty-six Thousand Dollars (\$46,000.00). It is understood and agreed that the sum provided by the COUNTY is contingent upon the COUNTY being reimbursed by the State in accordance with Section 41.23 of the Mental Hygiene Law of the State of New York. Further, it is understood and agreed that Montgomery County is not responsible for reimbursing the AGENCY for any costs related to Project Recovery

**(b)** The COUNTY agrees to make payments on account of the agreement price as follows: The AGENCY shall submit a signed County voucher to the Montgomery County Office of Community Services (also known as the Montgomery County Mental Health Department), accompanied by claiming documentation as described in section (c) below. It is agreed that such claims are to be submitted by the AGENCY by the fifteenth of the month following the completion of each calendar quarter. However, claims may be submitted monthly, at the discretion of the AGENCY. It is further agreed that such claims are for actual expenses incurred in the provision of the services described herein, and supporting documentation should be provided on request. The COUNTY agrees to pay the AGENCY for services provided pursuant to this Agreement, to be paid upon receipt of a claim as described herein, after audit and approval by the COUNTY and Office of Community Services. However, the AGENCY agrees that if for any reason whatsoever the AGENCY shall spend during the term of this Agreement for the purposes set forth herein an amount less than forecast, the total payment by the COUNTY herein shall be reduced to an amount of approved actual AGENCY expenditures made for such



purposes.

(c) Advance payments are permitted under the terms of this contract in accordance with the advance payments made by the NYS Office of Alcoholism and Substance Abuse Services and the Office of Mental Health to the County of Montgomery. The Agency may voucher for no more than one-fourth of the annual funding stipulated in the State Aid Funding Letter of the Office of Mental Health and the Office of Alcoholism and Substance Abuse Services for the first three quarters of the calendar year. For the fourth quarter of the calendar year the Agency may voucher in advance for the value of one-sixth (two months) of the annual allocated funding under the State Aid Funding letter. The last month of funding (12<sup>th</sup> month of funding) will be vouchered retrospectively based on actual expenditures and adjusted for over or under payments in prior quarters in accordance with expenditure reports and/or changes in the State Aid Funding Letters of the State agencies.

(d) The AGENCY agrees to submit claiming documentation which includes the revenue and expense items required in Schedule CQR-1.1 of the New York State Consolidated Fiscal Reporting System. The COUNTY agrees to provide a diskette containing a template for a computer spreadsheet that contains the required items. The AGENCY shall submit a paper copy of the completed spreadsheet and a copy on diskette.

**5) PROGRAM STATISTICAL REPORTING:** The AGENCY agrees to submit statistical program reports by the fifteenth of the month following the completion of each calendar quarter. The statistical reporting requirements will vary by program, and are described more fully in the attachment to this agreement, which outlines the specific services to be provided by the AGENCY and the minimum performance expectations for such services. The COUNTY agrees to provide the appropriate forms for the statistical reports. If the AGENCY submits monthly claims for payment, the AGENCY agrees to submit monthly statistical reports as well.

**6) DURATION OF AGREEMENT:** This agreement shall endure for a period of one year beginning January 1, 2010, and shall terminate December 31, 2010 unless otherwise terminated as provided herein. In no manner may this engagement be extended beyond December 31, 2010 unless renewed in accordance with the terms provided herein.

**7) TERMINATION CLAUSE:** This agreement may be terminated only upon a 30-day mutually-agreeable written notice signed by both parties, or upon a 90-day unilateral written notice. Notice pursuant to this paragraph shall be deemed to have been given at the time when mailed at any general or branch of the United States Post Office enclosed in a certified or registered envelope, return receipt requested, and addressed to the address of the respective parties, as aforesaid, as set forth on the first page of this Agreement.

**8) NON-DISCRIMINATION CLAUSE:** The County of Montgomery does not discriminate in employment or program service delivery on the basis of race, color, religion, age, sex, national origin, ancestry, non-job-related handicap, place of birth, General Education Development certificate (GED), marital status, sexual preference/orientation, or veteran status.

**9) EXECUTORY CLAUSE:** This Agreement and any amendments thereof shall take effect when executed by the parties and approved by the County of Montgomery. Both parties to this Agreement agree that this Agreement shall be deemed executory only to the extent of money available to the County of Montgomery for the performance of the terms hereof and no liability on account thereof shall be incurred by the County of Montgomery beyond money available for the purposes thereof.

**10) INDEMNIFICATION CLAUSE:** The AGENCY hereby agrees that the COUNTY shall be indemnified and held harmless for any errors or omissions that the AGENCY may commit in the course of performing the services detailed in this agreement. The AGENCY will defend the COUNTY, its officers and employees from and against any suits, losses, damages or claims arising out of the AGENCY's services for this agreement. The COUNTY will similarly hold the AGENCY harmless.

**11) RESPONSIBILITY:** The AGENCY assures that it is responsible for ensuring that the services provided pursuant to this agreement comply with all pertinent provisions of federal, state and local laws, rules and regulations.

**12) SAVING CLAUSE:** The AGENCY shall not assign or transfer this agreement, or any part thereof, or any interest therein. All modifications of, or changes in, the terms of this agreement must be in writing and mutually agreed upon.

**13) PROOF OF LIABILITY INSURANCE:** The AGENCY shall provide the COUNTY with a copy of the AGENCY's current liability insurance policy and renewals, if such policy expires during the term of this agreement; such documents being attached hereto and made a part of the agreement. The AGENCY shall name the COUNTY as a co-insured on such liability insurance policy for the term of this agreement. Such coverage shall be to the same extent as the AGENCY himself/herself is covered on any policy of liability insurance.

**14) LIMITATION OF LIABILITY:** For any damage or costs resulting from error, omissions, or other professional negligence in the performance of the AGENCY's services, the AGENCY's liability to all claimants at any time will be limited to a sign aggregate sum not to exceed \$50,000 or the AGENCY's fee, whichever is greater.

**15) RENEWAL OF AGREEMENT:** This agreement may be renewed annually with the mutual, written consent of the parties, by attaching an addendum hereto, as long as all terms, conditions, price for services and maximum allowable cost remains the same. Any material changes will necessitate a new agreement with the needed authorization of the Board of Supervisors.

**16) SCOPE OF SERVICES:**

(a) The AGENCY agrees to furnish adequate, qualified and trained personnel together with the required office space and equipment, and to furnish and render to the County of Montgomery,

community mental health support services for the children and adults suffering from mental illness including information and referral services, mental health family supportive services for families with children who have mental illness, drop-in center, affirmative business, after-school activities, compeer, compeer for youth, representative payee services, and ombudsman services. These services, along with other mental health advocacy elements provided, will embody the character of the AGENCY and each element will be preserved and maintained with vigor.

(b) The AGENCY agrees to furnish such mental health services and have available at appropriate times, a staff qualified to provide said services. The services of the staff shall be integrated through regular staff meetings and other conferences, including conferences involving other agencies where appropriate, for the joint planning and evaluation of the effectiveness of said services. Records shall be kept on all services provided. Such statistical data shall be kept as may be required by the County of Montgomery and/or the New York State Commissioners of Mental Health, Mental Retardation and Developmental Disabilities, and Alcoholism and Substance Abuse Services; the AGENCY hereby grants these Offices permission to inspect and audit all records pertaining to the Mental Health Association as contracted through the County of Montgomery.

(c) The AGENCY further agrees to operate these services according to the guidelines set out by the New York State Office of Mental Health for the purposes of assisting clients to develop and maintaining situations for living, working, and socializing in the community which enhances their potential for growth and independence.

(d) Within the budget amount specified the AGENCY agrees to provide mental health services at the levels described in the attachment that details specific services to be rendered. The AGENCY further agrees that deviations from the target levels of service of plus or minus 10% will lead to a mandatory review of the Agency's budget for the following fiscal year. Notwithstanding any other provisions of this contract, services will be provided to the residents of Montgomery County on an as-needed basis.

(e) The AGENCY will charge and collect fees from patients financially able to pay such fees, but any fees charged shall not exceed the amounts approved by the Board and the Commissioner of Mental Health of the State of New York. However, no persons shall be denied the services provided for by this Agreement because of ability or inability to pay, and no person shall be denied such services because of his race, color, creed, and country of origin or HIV status.

**17) CERTIFICATION REGARDING LOBBYING.** The AGENCY certifies, to the best of its knowledge and belief, that:

(a) No State or Federal appropriated funds have been paid or will be paid, by or on behalf of the AGENCY, to any person for influencing or attempting to influence legislation or appropriation actions pending before local, State and Federal executive and/or legislative bodies in connection with the awarding of any contract, the making of any grant, the making of any loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any contract, grant loan, or cooperative agreement.

(b) If any funds other than State or Federal appropriated funds have been or will be paid to any person for influencing or attempting to influence legislation or appropriation actions pending before local, State and Federal executive and/or legislative bodies in connection with this contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(c) The undersigned shall require that the language of this certification be included in the award documents for all sub awards at all tiers (including subcontracts, sub grants, and contracts under grants, loans, and cooperative agreements) that all sub recipients shall certify and disclose accordingly.

(d) This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Failure to file the required certification shall be subject to civil penalty by the Federal government of not less than \$10,000.00 and not more than \$100,000.00 for each such failure.

**18) REGULATORY COMPLIANCE:** Notwithstanding any other provision of this contract, the facility remains responsible for ensuring that any service provided pursuant to this contract complies with all patient provisions of Federal, State, and local statutes, rules and regulations. The AGENCY also agrees to comply with and observe all applicable state and local laws and regulations relating to licenses, approvals and certifications currently required for its programs. The AGENCY further agrees to keep such required documents in full force and effect during the term of this Agreement or any extension and to comply with any required time to secure any new license as required.

## **19) ADDITIONAL ASSURANCES**

(a) The AGENCY agrees to comply with the requirements of the Civil Rights Act of 1964 as amended and Executive Order No. 11246 entitled "Equal Employment Opportunity" as amended by Executive Order 11375, and as supplemented in Department of Labor Regulations 41 CFR Part 60.

(b) The AGENCY agrees to provide a copy of their liability and malpractice insurance to the COUNTY, indemnifying the COUNTY of any potential liability/malpractice issues. The AGENCY further agrees to notify immediately the COUNTY should there be a question of liability/malpractice during the contracted period.

(c) The AGENCY shall not discriminate in the admission, care, treatment, employment and confidentiality of persons with AIDS or HIV-related medical conditions. If the AGENCY is found to have discriminated or to have breached the confidentiality of AIDS-related medical records, it will be required to implement remedial plans, including staff education, to prevent future incidents. In cases of repeated violations or refusals to comply, funding may be terminated and/or administrative fines may be imposed.

IN WITNESS WHEREOF, this Agreement has been signed by the duly authorized officers of the respective parties.

**COUNTY OF MONTGOMERY:**

BY: \_\_\_\_\_

NAME:

DATE: \_\_\_\_\_

TITLE: Chairman, Board of Supervisors

to before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Notary Public

**AGENCY:**

BY: \_\_\_\_\_

NAME:

DATE: \_\_\_\_\_

TITLE: Executive Director

to before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Notary Public

**MONTGOMERY COUNTY COMMUNITY SERVICES BOARD:**

BY: \_\_\_\_\_

NAME: Jim Gumaer

DATE: \_\_\_\_\_

TITLE: Director of Community Services

to before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Notary Public



# ***Attachment to Resolution***

**2010 – Resolution 169**





## **Policy for Donation of Sick Time**

The following are the conditions and criteria for donating and accepting the donation of sick time:

1. The necessity must be a catastrophic illness or injury.
2. The accepting employee must exhaust all of their own benefit time.  
(Sick, Personal, Vacation, Holiday or Compensatory)
3. When application for donated time is approved; Personnel will send a memo to all Department Heads for posting, specifying the person accepting the donated time and the time frame for the donation period. This period shall be 30 workdays from the approval date. The specific dates shall be included in the memo.
4. A maximum of donated days shall not exceed 165 days. Days will be converted to hours using the number of hours specific to the recipient.
5. The recipient shall be allowed to accrue time while on payroll and using donated time. As accrued time becomes available, donated time freezes until the accrued is again exhausted. As per section 2. ( Sick, Personal, Vacation, Holiday and Compensatory)
6. Upon release to return to unrestricted duty, the balance of unused donated time shall be held by the recipient for 30 workdays from the date of return; in the event of a reoccurrence of the illness. After that time any unused time shall be refunded to the donors.

EXAMPLE: Total used time the number of hours per day of user divided by the number of people donating equals number of hour to deduct from total. Then it is broken down by individual.

Employee #1	Employee #2	Employee #3	Employee #4
20 days	1 day	2 days	1 day

**= 24 days donated**

Employee used 20 days (7 hours each)

20 days

x 7

140 hours used divided by 4 employees = 35 hours	Per Employee
<u>- 7 hours</u>	Employee #1
28 hours	
<u>- 7 hours</u>	Employee #2
21 hours	
<u>- 7 hours</u>	Employee #3
14 hours	
<u>- 7 hours</u>	Employee #4
7 hours remaining to be added to 105	
remaining used hours = 112	

112 hours

- 7 hours Employee #3

105 hours

- 105 hours Employee #1

-0-

Balance of 4 days (28 hours) goes to Employee #1.

If the time used is less than the number of donating employees, the balance will be equally divided.

If a donor is at the 165 day limit when time is refunded, it will be understood that the time cannot be refunded to exceed 165 days.

# ***Attachment to Resolution***

**2010 – Resolution 189**



July 30, 2010

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ALCATEL-LUCENT USA, INC.  
3400 W. Plano Pkwy.  
Plano, TX 75075

## Montgomery County, NY

Alcatel-Lucent STARS # 09US072322A3

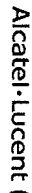
Path Survey Proposal  
8-Hop

Bob Huml  
Account Manager, Alcatel-Lucent  
Phone Number: 518 605 3217  
Bob.Huml@alcatel-lucent.com

Alcatel-Lucent  
3400 West Plano Parkway  
Plano, TX 75075

**Notes:**

- 1 Survey Report will be submitted within 4 weeks of completing the physical survey
  - 2 E-Mail PO to [Ordernow@Alcatel-Lucent.com](mailto:Ordernow@Alcatel-Lucent.com) and reference the ALU STARS # above
-



Customer: Montgomery County, NY  
Project: Path Survey Proposal  
STAR# #: 09US072322A3  
Date: July 30, 2010  
Validity: 60 Days

### 7-Hop Path Survey Proposal

[illegible]

***Attachment to  
Resolution***

**2010 – Resolution 202**





**MONTGOMERY COUNTY  
CORPORATE COMPLIANCE**

***EXCLUDED PROVIDER CHECKS POLICY***

Date Drafted: 09/10/2010

Date Approved: \_\_\_\_\_

Date(s) Revised: \_\_\_\_\_

**I. POLICY:**

It is the policy of Montgomery County to check, on a monthly basis, all of its relevant contracted Independent Providers, contracted Agency Provider Entities and employees that are paid with Medicaid Funds against the applicable Federal and New York State (NYS) Medicaid exclusion lists. The County shall additionally require all contracted Agency Provider Entities to run the same exclusion list checks on their relevant employees and contracted providers.

**II. METHOD:**

1. The County shall utilize a data program for the purpose of completing checks of the stated persons/entities against the appropriate Federal and NYS exclusion lists.
2. Department Heads, with identified relevant employees, will designate and assign staff as to how their department shall prepare the data submission in accordance with County prescribed frequency and the data program instructions.

**III. FREQUENCY:**

1. Designated staff from each department shall prepare and submit an initial roster of relevant department contracted Independent Providers, contracted Agency Provider Entities and employees via the data program.
2. On a monthly basis thereafter, designated staff shall prepare and submit additional rosters of any new relevant contracted Independent Providers, contracted Agency Provider Entities and employees, via the data program, for checking against the appropriate Federal and NYS Medicaid exclusion lists.
3. Also, on a monthly basis, staff shall also review the data program findings for any names that are identified against any of the applicable Medicaid exclusion lists.
4. Staff shall follow the data program instructions to reconcile and resolve any names identified as appearing on any of the applicable Medicaid exclusion lists.
5. On an as needed basis, and as directed by the Department Head, the staff shall submit the names of potential contracted Independent Providers, contracted Agency Provider Entities and/or employees to be checked against the appropriate Federal and NYS Medicaid exclusion lists.

#### **IV. REPORT OF FINDINGS:**

1. The staff shall report to their immediate Supervisor any names identified and verified as matching any of the appropriate Federal and NYS Medicaid exclusion lists.
2. The Supervisor shall report such findings to the Department Head.
3. All Employees, Agency and/or Independent contractors identified, as being on the excluded list will be reported to OMIG immediately.

#### **V. RESOLUTION OF FINDINGS:**

1. The Department Head shall take the appropriate action, per county policy, applicable State and Federal Laws and applicable collective union bargaining agreements.

# ***Attachment to Resolution***

**2010 – Resolution 243**



Title	Name Last, First	SS# (4 DIGITS)	Registration#	Standard Work Day (Hrs/day)	Term Begins/ Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
<b>Elected Officials</b>							
Coroner P/T	Quackenbush, Susan	5322	41067513	6	1/1/10-12/31/13	N	2
Coroner P/T	Riley, Joseph	0929	34342204	6	1/1/10-12/31/13	N	2
County Clerk F/T	Bartone, Helen	6867	13982244	7	1/1/08-12/31/11	Y	20
District Attorney F/T	Conboy, James	9863	34306951	7	1/1/09-12/31/12	N	20
Sheriff F/T	Amato, Michael	0388	32760746	7	1/1/07-12/31/10	Y	20
Supervisor P/T	Greco, Vito	2841	41785650	6	1/1/10-12/31/11	N	7
Supervisor P/T	Johnson, Barbara	2411	13205620	6	1/1/10-12/31/11	N	12
Supervisor P/T	Quackenbush, Thomas	4479	38404554	6	1/1/10-12/31/11	N	11.5
Supervisor P/T	Stagliano, Dominick	6802	38637484	6	1/1/10-12/31/11	N	5
Supervisor P/T	Strevy, William	5740	38010005	6	1/1/10-12/31/11	N	11
Supervisor P/T	Sweet, Brian	3675	50000074	6	1/1/10-12/31/11	N	1
Supervisor P/T	Thayer, John	3576	42660795	6	1/1/10-12/31/11	N	3.5
Supervisor P/T	Walters, Shayne	7815	41036872	6	1/1/10-12/31/11	N	0.01
Supervisor P/T	Wheeler, Barabara	0680	50000116	6	1/1/10-12/31/11	N	6
Treasurer F/T	Bowerman, Shawn	9886	37662863	7	1/1/08-12/31/11	Y	20
<b>Appointed Officials</b>							
Assistant County Attorney P/T	Lorman, William	6120	40683591	6	no term	N	0.01
Assistant District Attorney P/T	Clo, John	7189	38027553	6	no term	N	0.01
Assistant District Attorney P/T	Leszczynski, Sarah	6212	43145218	6	no term	N	13
Assistant District Attorney P/T	McCoski, Kelli	6978	35438324	6	no term	N	18
Assistant District Attorney P/T	Mycek, William	7682	42362749	6	no term	N	6
Assistant Public Defender P/T	Fassett, Edward	8586	42683128	6	no term	N	5.5
Assistant Public Defender P/T	Toal, Brian	5705	39194766	6	no term	N	11
Assistant Public Defender P/T	Weinheimer, Richard	3632	41045766	6	no term	N	12.5
Commissioner of Public Works F/T	Clayburn, Paul	2204	33356775	7	9/25/06-9/24/11	Y	20
Commissioner of Social Services F/T	Cranker, William	9851	30734750	7	1/1/08-12/31/12	Y	20
County Attorney P/T	Landon, Douglas	4837	37375714	6	1/1/10-12/31/11	N	8
County Historian F/T	Farquhar, Kelly	7158	38053757	7	Serves at Pleasure BOS	Y	20
Director of Community Services F/T	Gumaer, James	7876	38395158	7	Serves at Pleasure BOS	Y	20
Director of Data Processing F/T	Colon, Daniel	5701	50077395	7	Serves at Pleasure BOS	Y	20
Director of Emergency Management F/T	Nestle, Gary	2578	37038148	7	Serves at Pleasure BOS	Y	20
Director of Real Property Tax F/T	Frasier, Sandy	3490	38245221	7	10/31/09-12/31/13	Y	20
Director of Veterans Services F/T	Roth, Daniel	1543	42811448	7	Serves at Pleasure BOS	Y	20
Director of Weights & Measures F/T	Bartosik, Nicholas	9005	35274620	7	Serves at Pleasure BOS	Y	20
Economic Development Director F/T	Rose, Kenneth	9683	38117149	7	Serves at Pleasure BOS	Y	20
Election Commissioner Dem. F/T	Duchessi, Jamie	2405	43174945	7	5/18/09-12/31/10	Y	20
Election Commissioner Rep. F/T	Smith, Terrance	7077	42426601	7	10/4/10-12/31/13	Y	20
Personnel Officer F/T	Baia, Richard	3971	12823803	7	3/19/09-03/18/15	Y	20
Probation Director II F/T	Sitterly, Lucille	1394	10643534	7	Serves at Pleasure BOS	Y	20
Public Defender P/T	Martuscello, William	1220	35789296	6	1/1/08-12/31/12	N	14
Public Health Director F/T	Conboy, Kim	9822	41507948	7	Serves at Pleasure BOS	Y	20
Purchasing Agent F/T	Surento, Scott	3013	40388753	7	1/1/10-12/31/11	Y	20
Sewer District Superintendent F/T	Bergen, Robert	1391	38787198	7	Serves at Pleasure BOS	Y	20
Social Services Attorney P/T	Kruger, Robert	8284	35725613	6	no term	N	1
Social Services Attorney P/T	Lorman, Lisa	4874	37155587	6	no term	N	3.5
Social Services Attorney P/T	Mycek, William	7682	42362749	6	no term	N	5
Youth Bureau/ACSD Director F/T	Petteys, Jennifer	3471	39743380	7	Serves at Pleasure BOS	Y	20



# ***APPENDIX A***

## ***Meeting Attachments***





***Attachment to  
Public Safety Committee  
Meeting***

**4/13/2010**



## Community Service Program

- ❖ ***Community Service is part of the New York State Alternatives to Incarceration Plan. Under NYS Executive Law Article 13A the State Criminal Justice system is authorized to impose "viable" sentencing alternatives for selected criminal offenders. Various statutory provisions of Article 13 promote county, city, town and village courts to impose "community service" as part of sentencing dispositions. In keeping with the authority designated by the courts, the State Division of Probation and Correctional Alternatives provides general supervision and minimum standards by which the court-based community service program must function.***

### **Community Service Program 2009 Summary:**

Total New Clients	146		
Adults	45	(Males – 24	Females – 21)
Youth	101	(Males – 72	Females – 29)
Total number hours assigned	11,230		
Total number hours completed	8,556		
Number of courts served	21	(14 in-county	7 out-of-county)
Number of sites used	81		
Cases closed satisfactorily	146		
Cases terminated unsatisfactorily	6		
Cases administratively discharged	1		
Total county jail days saved	6,700 days		
Daily unit cost of county jail time	\$ 85.00		
Total County Jail Savings	<b>\$569,500.00</b>		
Cost saving of 8,556 hours @ \$7.15 per hours	<b>\$ 61,175.40</b>		
<b>TOTAL SAVINGS FOR 2009</b>	<b>\$630,675.40</b>		

### **Breakdown of jail days by Quarter:**

1 <sup>st</sup>	1,645 days	\$139,825.
2 <sup>nd</sup>	1,860 days	158,100.
3 <sup>rd</sup>	1,580 days	134,300.
4 <sup>th</sup>	1,615 days	137,275.

## **2009 Community Service Accomplishments**

### **❖ Projects under the direct supervision of the Community Service Coordinator:**

- Painted entire pavilion at the Fort Plain Fireman's Park;
- Painted a major part of an out building at the Historic Charleston Reformed Church;
- Assisted Catholic Charities each month by transporting an average of 3-4 tons of food for the Food Pantry;
- Maintain the historic castle site associated with the Tekakwitha Shrine and the cemetery on the property in the Town of Mohawk;
- Maintained several neglected rural cemeteries in the Towns of Glen, Florida and Root;
- Picked up roadside litter for every town in the county and NYSDOT;
- Set-up/take-down of tables and chairs at the Amsterdam Elks Club, Walter Elwood Museum ice cream social, Dollars for Scholars, SPCA comedy night;
- Painted over 75 fire hydrants for the Village of Canajoharie;
- Removed over 50 tires from along the roadsides of the county;
- Packed over 250 boxes for the Walter Elwood Museum and transported to their new building;
- Seal coated the parking lot and walkways at the St. Johnsville Marina;
- Painted over graffiti in Amsterdam and Canajoharie;
- Shoveled snow and salted sidewalks for several not for profits throughout the county

**The Community Service Program Operates Under the Direction of the Youth Bureau/ACS Department and is also regulated, monitored and audited by the NYS Division of Probation and Correctional Alternatives (DPCA).**

**To view a complete copy of the New York State Community Service Standards that govern our Program, please go to:**

**<http://www.dpca.state.ny.us/standards.htm>**

**The Community Service Program is also monitored and regulated by the NYS Division of Criminal Justice Services (DCJS) for compliance with the eJusticeNY Use and Dissemination Agreement on file as well as the NYS Office of Children and Family Services (OCFS) for grant funding received.**

**MONTGOMERY COUNTY ALTERNATIVES  
COMMUNITY SERVICE DEPARTMENT**

20 Park Street Box 1500  
Fonda, New York 12068  
518-853-8365 Fax 518-853-8299

**TRIPLE YOUR HOURS**

**ANY PERSON THAT WORKS AT A  
THANKSGIVING, CHRISTMAS OR HOLIDAY DINNER**

**THESE ARE THE RULES:**

1. There are NO exceptions to the RULES.
2. **YOU** find the location of the dinner and **YOU** make all the arrangements of time to work.
3. **THREE (3) HOUR MINIMUM**
4. The person in charge of the Holiday Dinner **MUST** read this notice and fills out the bottom completely for you to receive **ANY** credit of hours. This piece of paper is your **ONLY** proof you actually participated, see rule # 1.
5. There are usually several prep-days before the actual dinner, these hours will also count, again Three (3) hour minimum. Some suggested places are CHURCHES, VFW, AMERICAM LEGION, FIRE HOUSE, HOPE HOUSE, EQUINOX, SALVATION ARMY, COMMUNITY and SENIOR CENTERS. **(Must be a not-for-profit)**

Date(s) \_\_\_\_\_ Location of dinner \_\_\_\_\_

Agency providing services \_\_\_\_\_

Time in \_\_\_\_\_ Time out \_\_\_\_\_ Client attitude \_\_\_\_\_

Client Name \_\_\_\_\_

Supervisor's name & phone number for  
verification \_\_\_\_\_

**RETURN THIS FORM AND TRIPLE YOUR HOURS**

**MONTGOMERY COUNTY YOUTH BUREAU/ACSD**

**AGENCY SELF MONITORING FORM**

(Type or Print Neatly)

Progress Report for 4th. Quarter 2009

Agency Youth Bureau Program Community Service

**OBJECTIVES**

(From Program Narrative)

**PROGRESS TO DATE**

1. To serve 100 youth, both male and female.

Estimated that half of the 100 youth will be students.

Of the 100 youth, 95% will successfully satisfy the court order.

2. Maintain a designed work schedule at sites, and monitor so that the rules of Community Service is being adhered to.

3. To have youths placed at worksites throughout Montgomery County, while at the same time utilizing all the courts in the county's towns and villages.

100 youth representing:  
68% of clients

71 males  
29 females  
59 students

87 completions, which consist of new cases opened and also carried over cases from previous years.

Absenteeism continues to be the biggest problem facing worksites. Problems and/or rule violations are addressed by on-going site visits and conversations with site managers and clients. Being in weekly contact with each client is helpful but not always easy due to the frequency of changing phone numbers and addresses by clients.

We continue to seek new sites to add to our ever-growing list. We have utilized a total of 81 sites this year. We have received clients from 14 courts in County and also from 7 courts outside Montgomery County.

## AGENCY SELF MONITORING FORM

Have there been any programmatic changes relative to your current contract? (Please review the SERVICE METHODS of your contract.)

NO

Have there been any staff changes relative to your current contract? (Be specific.)

NO

Have there been any changes on your Board of Directors? (If yes, please note here and attach updated Board roster.)

NO

After reviewing your budget expenditures (to date), will you successfully claim for your allocated State Aid as projected?

YES

Please attach:

- Copies of all Board of Directors meeting minutes for this quarter (optional)
- All other quarterly statistical reports
- Any other relevant information pertaining to this program

IMPORTANT!!

Quarterly Self-Monitoring Reports are due **April 15, July 15, October 15 and January 15.**

Claims for reimbursement are due **April 15, July 15, October 15 and January 15** for YD/DP and YIP (50% funded programs) and the **15th** of each month for SDPP (100% funded programs).

Completed by: \_\_\_\_\_ Title: \_\_\_\_\_

Date: \_\_\_\_\_

# COMMUNITY SERVICE PROGRAM

## 2009 OPERATIONS SUMMARY

	1st Quarter		2nd Quarter		3rd Quarter		4th Quarter		TOTAL
	A	Y	A	Y	A	Y	A	Y	
Total Clients	16	23	7	33	11	24	11	21	146
Total Completed	18	31	10	19	11	30	13	14	146
Terminations	0	3	0	4	0	0	0	0	7

Males	10	13	4	23	5	19	5	17	96
Females	6	10	3	10	6	5	6	4	50

Jail Cost Savings based on \$85.00 per day	1645 days \$139,825.00	1860 days \$158,100.00	1580 days \$134,300.00	1615 days \$137,275.00	6700 days \$569,500.00
--	---------------------------	---------------------------	---------------------------	---------------------------	---------------------------

Hours Completed	TOTAL
Hours Assigned	8,556
YTD Cost Savings based on \$7.15 per hour	11,230
	\$61,175.40

Number of Sites	81
Number of Courts	21
Number Active	65



# DPCA

New York State Division of Probation and  
Correctional Alternatives

## Community Service Programs Quarterly Report

**Project Name:** Community Service

**Agency Name:** Youth Bureau/ACSD

**Locality:** Montgomery County

**Prepared By:** Richard Boice

**Phone:** 518-853-8365

**Fax:** 518-853-8299

**E-mail:** rboice@co.montgomery.ny.us

**Contract Number(s):** C280600

<b>Calendar Year</b>	<u>2009</u>
<b>Quarter Covered</b>	
<input type="checkbox"/>	January - March
<input type="checkbox"/>	April - June
<input type="checkbox"/>	July - September
<input checked="" type="checkbox"/>	October - December



Robert M. Maccarone, State Director  
NYS Division of Probation and Correctional Alternatives

**New York State Division of Probation and Correctional Alternatives  
Community Service Programs Quarterly Report**

Project Identification	
Contract Number(s):	C280600
Project Name:	Community Service
Prepared By:	Richard Boice
Phone:	518-853-8365
E-mail:	rboice@co.montgomery.ny.us

Contract Period	
01/01/09	to 12/31/09
Quarter Covered	
<input type="checkbox"/>	January - March
<input type="checkbox"/>	April - June
<input type="checkbox"/>	July - September
<input checked="" type="checkbox"/>	October - December

Annual Targets	Number	Percent
Number Placed in Project	90	162.2%
Number Satisfactorily Completing Program	72	202.8%

	Quarter 1	Quarter 2	Quarter 3	Quarter 4	Total
<b>A. Report on Cases Opened During the Quarter</b>					
1. Number Placed in the Project	39	40	35	32	146
<b>B. Report on Cases Closed During the Quarter</b>					
1. Number Satisfactorily Completing Program	49	29	41	27	146
2. Number Terminated Unsatisfactorily	3	3	0	0	6
3. Number Administratively Discharged	0	1	0	0	1
4. Percent Successful	94.2%	90.6%	100.0%	100.0%	96.1%
5. Administrative Discharge Rate	0.0%	3.0%	0.0%	0.0%	0.7%

Percent Successful=Number Satisfactory Completions/(Satisfactory Completions+Terminations)  
Administrative Discharge Rate=Administrative Discharges/All Discharges.

**New York State Division of Probation and Correctional Alternatives  
Community Service Programs Quarterly Report**

Project Identification	
Contract Number(s):	C280600
Project Name:	Community Service
Prepared By:	Richard Boice
Phone:	518-853-8365
E-mail:	rboice@co.montgomery.ny.us

Contract Period		
01/01/09	to	12/31/09
Quarter Covered		
<input type="checkbox"/>	January - March	
<input type="checkbox"/>	April - June	
<input type="checkbox"/>	July - September	
<input checked="" type="checkbox"/>	October - December	

**Demographic Data on New Program Participants**

Most Serious Charge Type at Arrest Conviction/Adjudication	Quarter 1			Quarter 2			Quarter 3			Quarter 4			Total		
	Male	Female	Total	Male	Female	Total	Male	Female	Total	Male	Female	Total	Male	Female	Total
Predicate Felony	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Felony	2	2	4	5	3	8	9	1	10	7	1	8	23	7	30
Misdemeanor	16	4	20	14	6	20	8	6	14	8	4	12	46	20	66
Other-Specify: violations	5	10	15	8	4	12	7	4	11	7	5	12	27	23	50
<b>Total</b>	<b>23</b>	<b>16</b>	<b>39</b>	<b>27</b>	<b>13</b>	<b>40</b>	<b>24</b>	<b>11</b>	<b>35</b>	<b>22</b>	<b>10</b>	<b>32</b>	<b>96</b>	<b>50</b>	<b>146</b>
Ethnicity															
Hispanic	9	6	15	8	1	9	5	1	6	6	3	9	28	11	39
Non-Hispanic	14	10	24	19	12	31	19	10	29	16	7	23	68	39	107
Unknown	0	0	0			0	0	0	0			0	0	0	0
<b>Total</b>	<b>23</b>	<b>16</b>	<b>39</b>	<b>27</b>	<b>13</b>	<b>40</b>	<b>24</b>	<b>11</b>	<b>35</b>	<b>22</b>	<b>10</b>	<b>32</b>	<b>96</b>	<b>50</b>	<b>146</b>
Race															
White	14	10	24	16	11	27	17	8	25	14	6	20	61	35	96
Black	0	0	0	2	1	3	2	2	4	2	1	3	6	4	10
American Indian/Alaskan Native	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Asian/Pacific Islander	0	0	0	1	0	1	0	0	0	0	0	0	1	0	1
Other	9	6	15	8	1	9	5	1	6	6	3	9	28	11	39
Unknown	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>Total</b>	<b>23</b>	<b>16</b>	<b>39</b>	<b>27</b>	<b>13</b>	<b>40</b>	<b>24</b>	<b>11</b>	<b>35</b>	<b>22</b>	<b>10</b>	<b>32</b>	<b>96</b>	<b>50</b>	<b>146</b>
Age at Program Entry															
<16	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
16-17	3	8	11	10	3	13	9	2	11	12	3	15	34	16	50
18	3	1	4	8	3	11	2	1	3	3	1	4	16	6	22
19-20	6	1	7	5	4	9	8	2	10	2	0	2	21	7	28
21-24	2	1	3	2	2	4	2	3	5	1	2	3	7	8	15
25-34	4	2	6	1	0	1	2	2	4	0	2	2	7	6	13
35-44	5	1	6	0	1	1	0	0	0	3	2	5	8	4	12
45-54	0	1	1	1	0	1	1	1	2	1	0	1	3	2	5
55-64	0	1	1	0	0	0	0	0	0	0	0	0	0	1	1
65+	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Unknown	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>Total</b>	<b>23</b>	<b>16</b>	<b>39</b>	<b>27</b>	<b>13</b>	<b>40</b>	<b>24</b>	<b>11</b>	<b>35</b>	<b>22</b>	<b>10</b>	<b>32</b>	<b>96</b>	<b>50</b>	<b>146</b>

**New York State Division of Probation and Correctional Alternatives  
Community Service Programs Quarterly Report**

**Project Identification**

Contract Number(s):	C280600
Project Name:	Community Service
Prepared By:	Richard Boice
Phone:	518-853-8365
E-mail:	rboice@co.montgomery.ny.us

**Contract Period**

01/01/09	to	12/31/09
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**Quarter Covered**

- |                                     |                    |
|-------------------------------------|--------------------|
| <input type="checkbox"/>            | January - March    |
| <input type="checkbox"/>            | April - June       |
| <input type="checkbox"/>            | July - September   |
| <input checked="" type="checkbox"/> | October - December |

**Please select a program participant who successfully utilized the program's services and provide an anecdotal case in the space provided below, or attach a separate sheet.**

7-year-old male was ordered 125 hours of community service. Client was also attending mental health day treatment program two days a week. We arranged for his community service to work around his treatment. He was in the hospital numerous times to have his meds corrected. During his assignment with community service, he also attended a 28-day inpatient program for drugs and alcohol. Client maintained contact with our department and completed his hours 2 days after his original deadline while still attending to his treatments.

**REQUIRED:** Please provide an explanation and corrective action plan for any milestone target on page 1 of this quarterly that is not being reached.

LAST NAME	FIRST NAME	DATE ENTERED	JUDGE	DATE CLOSED	DEADLINE	HOURS ORDERED	HOURS COMPLETED TO DATE	STATUS
XXXXXX	YYYYYY	5/20/2008	Catena		5/16/2009	100	68	MCCF
XXXXXX	YYYYYY	6/25/2009	Avery	12/1/2009	9/30/2009	100	100	Closed
XXXXXX	YYYYYY	12/10/2009	Aison		4/9/2010	100	22	Good
XXXXXX	YYYYYY	7/20/2009	Aison		12/31/2009	100	6	Violated
XXXXXX	YYYYYY	3/22/2005	Catena		5/20/2010	100	80	Ok
XXXXXX	YYYYYY	8/13/2009	Catena		8/31/2010	250	8	Good
XXXXXX	YYYYYY	11/24/2009	Catena		11/23/2010	100	0	New
XXXXXX	YYYYYY	10/16/2009	Dygert		4/13/2010	100	5	Poor
XXXXXX	YYYYYY	9/21/2009	Rogers	12/7/2009	1/30/2010	100	100	Closed
XXXXXX	YYYYYY	8/25/2009	Avery	1/8/2010	1/31/2010	100	100	Closed
XXXXXX	YYYYYY	6/30/2009	Catena		6/22/2010	100	30	Poor
XXXXXX	YYYYYY	10/26/2007	Aison	1/8/2010	4/30/2008	270	202	Closed
XXXXXX	YYYYYY	8/13/2009	Catena		2/28/2010	100	22	Poor
XXXXXX	YYYYYY	12/1/2008	Aison		5/31/2009	200	30	Poor
XXXXXX	YYYYYY	9/15/2009	Walters		3/17/2010	100	78	Good
XXXXXX	YYYYYY	6/29/2007	Aison		1/31/2008	200	21	Prison
XXXXXX	YYYYYY	1/13/2009	Kozlowski		12/31/2009	150	63	Violated
XXXXXX	YYYYYY	6/29/2009	Catena	10/6/2009	6/22/2010	100	100	Closed
XXXXXX	YYYYYY	5/20/2009	Catena	12/22/2009	12/31/2009	75	75	Closed
XXXXXX	YYYYYY	5/6/2009	Catena		9/16/2010	100	52	Poor
XXXXXX	YYYYYY	8/12/2009	Rogers		1/5/2010	100	3	Violated
XXXXXX	YYYYYY	7/16/2009	Catena	1/14/2010	1/13/2010	100	100	Closed
XXXXXX	YYYYYY	10/13/2009	Catena	1/8/2010	4/5/2010	100	100	Closed
XXXXXX	YYYYYY	10/8/2009	Catena	1/12/2010	5/8/2010	50	50	Closed
XXXXXX	YYYYYY	6/16/2009	Aison		12/31/2009	200	106	Violated
XXXXXX	YYYYYY	10/27/2009	Transfer In		4/27/2010	90	41	Good
XXXXXX	YYYYYY	9/21/2009	Peeler		12/31/2009	35	30	Good
XXXXXX	YYYYYY	11/19/2009	Catena		11/16/2010	250	28	Good
XXXXXX	YYYYYY	5/6/2009	Buck	11/2/2009	9/7/2009	75	8	Transferred
XXXXXX	YYYYYY	12/19/2007	Aison	10/7/2009	4/24/2009	250	51	Closed
XXXXXX	YYYYYY	12/21/2009	Catena		6/30/2010	100	0	New
XXXXXX	YYYYYY	8/13/2009	Catena		2/28/2010	100	50	Ok
XXXXXX	YYYYYY	6/17/2009	Catena		6/15/2010	100	9	Poor
XXXXXX	YYYYYY	3/6/2009	Catena		3/3/2010	250	31	Poor
Date Sent to Probation		1/19/2010						



**MONTGOMERY COUNTY ALTERNATIVE  
COMMUNITY SERVICES DEPARTMENT**

County Annex Building  
PO Box 1500 – 20 Park Street  
Fonda, New York 12068  
853-8365 or 853-4355  
Fax # 853-8299

**Jennifer W. Petteys**  
Executive Director

**Richard Boice**  
Program Coordinator

**CONFIDENTIAL INTAKE**

Name: \_\_\_\_\_  
LAST FIRST MI

Address: \_\_\_\_\_

D.O.B. : \_\_\_\_\_ Age: \_\_\_\_\_ Sex: \_\_\_\_\_ Race (optional): \_\_\_\_\_

Home Phone: \_\_\_\_\_ Work Phone: \_\_\_\_\_

EDUCATION

- 1) No High School Diploma
- 2) High School Diploma/GED
- 3) College Graduate
- 4) Some College
- 5) Other
- 6) Other

MARITAL STATUS

- 1) Single
- 2) Married
- 3) Separated, Divorced
- 4) Other

EMPLOYMENT

- 1) Employed, full time
- 2) Employed, part time
- 3) Unemployed
- 4) Student, not employed
- 5) Student, employed

LIVING ARRANGEMENTS:

- 1) In your own household
- 2) In your parent's household
- 3) Share household with another
- 4) Homeless
- 5) Other living arrangements: \_\_\_\_\_

Are you on Probation? \_\_\_\_\_ If yes, Probation Officer's name: \_\_\_\_\_

Length of time at current address: \_\_\_\_\_

Where are you employed? \_\_\_\_\_

How long have you worked there? \_\_\_\_\_ Date Started: \_\_\_\_\_

Days and Time Worked: \_\_\_\_\_

**Court Information:**

Judge: \_\_\_\_\_ Location/Court: \_\_\_\_\_

Date of Offense: \_\_\_\_\_ Original Charge: \_\_\_\_\_

Sentence Imposed: \_\_\_\_\_ Attorney: \_\_\_\_\_

**Criminal History:**

**Have** you been arrested prior to this Court action?

Yes \_\_\_\_\_ No \_\_\_\_\_

**Have** you been on probation prior to this Court action?

Yes \_\_\_\_\_ No \_\_\_\_\_

**Have** you been placed on probation as a result of this Court action?

Yes \_\_\_\_\_ No \_\_\_\_\_

**Were** you ordered by the Court to be evaluated for counseling?

Yes \_\_\_\_\_ No \_\_\_\_\_

**NYSID #:** \_\_\_\_\_

**Transportation:**

**Driver's License:** \_\_\_\_\_ **Vehicle:** \_\_\_\_\_

**I have agreed to my Community Service Sentencing as part of my conditional discharge and/or as part of my probation. I understand that I must follow the schedule that is arranged for me. If I fail to comply with my work site schedule, I understand that my case will be referred back to court, which could result in possible re-sentencing and at which time I could be given a jail term.**

- 1) I must report for community service every day, per my assigned schedule.**
- 2) I must notify Montgomery County ACSD of any changes in my work/school status or my residence or phone number.**
- 3) I must provide Montgomery County ACSD with pay stubs or my school attendance, upon request.**
- 4) I must report any difficulties regarding my community service site or assignments.**

**I HAVE READ THE ABOVE INFORMATION CAREFULLY AND AGREE TO FOLLOW BOTH IN ORDER TO COMPLY WITH THE WISHES OF THE SENTENCING COURT AND THE POLICIES SET FORTH BY ACSD. I AGREE TO PERFORM MY COMMUNITY SERVICE DUTIES TO THE BEST OF MY ABILITY.**

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**SIGNATURE OF CLIENT:** \_\_\_\_\_

**SIGNATURE OF WITNESS:** \_\_\_\_\_

**INTAKE CASEWORKER:** \_\_\_\_\_

**DATE:** \_\_\_\_\_



**MONTGOMERY COUNTY ALTERNATIVE  
COMMUNITY SERVICES DEPARTMENT**

County Annex Building  
PO Box 1500 – 20 Park Street  
Fonda, New York 12068

**Jennifer W. Petteys**  
**Executive Director**

(518) 853-8365 or (518) 853-4355  
Fax (518) 853-8299

**Richard Boice**  
**Program Coordinator**

**COMMUNITY SERVICE PROGRAM GUIDELINES**

Your Community Service hours are a sentence of the Court and are NOT to be taken lightly.

This office is responsible for providing a worksite for completion of your assigned hours. We are also responsible for monitoring your progress and reporting back to the Court on a regular basis.

When you are placed at a worksite, it is YOUR responsibility to be on time, to follow the designated work schedule, and follow the instructions of the worksite supervisor. Lateness, absence without a doctor's excuse, poor attitude or poor work performance WILL NOT be accepted or tolerated by this office. Personal phone calls, headphones, pagers and cell phones **ARE NOT ALLOWED**.

Smoking is **NOT ALLOWED** while performing Community Service. Use or suspected use of alcohol or drugs will result in immediate removal from the worksite.

Following the initial intake interview, it is your responsibility to maintain weekly contact with this office and report any change in employment/school schedule, any health issues that may arise, or any change in phone number or address. If you are not performing required hours or following program guidelines as expected, you will be violated by this office and referred back to Court for re-sentencing. (Re-sentencing could include the following: Additional Hours, Fines, or Jail Time).

This office may also provide referrals if you are in the need of public assistance, health care, counseling, tutoring, education, legal aid, etc.

The Sentencing Court will be notified regularly in writing of your status, as well as your completion date (after this office has received verification from the Supervisor).

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Community Service Client

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Date

**YOU MUST CALL THIS OFFICE WEEKLY**

Original – Office

Copy-Client

**ALTERNATIVE COMMUNITY SERVICES DEPARTMENT**  
**Montgomery County**

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Community Service Program

CLIENT NAME: \_\_\_\_\_ DATE: \_\_\_\_\_

I, \_\_\_\_\_, have been ordered by Judge \_\_\_\_\_

to perform \_\_\_\_\_ hours of community restitution and agree to work at a worksite to be assigned by

Richard Boice, Program Coordinator for Montgomery County Community Service Program.

I understand that I will be given sufficient instructions, assistance, tools and materials at the worksite to complete any task assigned. I further understand that if I have any questions or concerns I should not hesitate to discuss them with my assigned caseworker. I understand that if I fail to work as directed by the Community Service Program, my time sheet will be picked up, a violation filed with the court, and an alternative jail sentence can be given.

**INSTRUCTIONS TO COMMUNITY SERVICE CLIENT**

1. You are to report to your assigned agency for an interview at the agreed upon time and place.
2. You must cooperate with the agency in setting up a weekly schedule that will complete your sentence on or before the court ordered completion date.
3. You must sign in on the time sheet when you arrive and sign out when you leave. Have your supervisor sign your time sheet each day to receive credit for the hours you worked. At some sites the supervisor may sign you in and out. Please check your time sheet to make sure your hours are recorded either way.
4. You are to be at your worksite on time as scheduled. They depend on you to be there and have work set aside for you. If you cannot report at your scheduled time, **YOU MUST CALL YOUR WORKSITE SUPERVISOR AND COMMUNITY SERVICES DIRECTOR/CASEWORKER** and notify them if you have to miss a day and why. If you miss more than three days you must have a medical form to submit to your director/caseworker for time missed.
5. If we receive complaints about your tardiness, absence, or poor work habits, your case may be returned to the Court for an alternative sentence.
6. A weekly check will be made to monitor your progress.
7. If you have any problems, immediately contact your director/caseworker at 853-8365 or 853-4355.
8. You are to call in once a week to report in, touch base with your director/caseworker and report hours completed for the week.

DATE: \_\_\_\_\_ CS CLIENT: \_\_\_\_\_

WORKSITE: \_\_\_\_\_ SUPERVISOR'S NAME: \_\_\_\_\_

**MONTGOMERY COUNTY ALTERNATIVE  
COMMUNITY SERVICE DEPARTMENT  
WORKSITE AGREEMENT**

- I. This establishes an agreement between the Alternative Community Service Department and \_\_\_\_\_ in regard to the placement of a community service participant

**II. WORKSITE SUPERVISION**

- A. Each participant shall receive a worksite orientation that includes introduction to supervisor, safety procedures and review of job description and work schedule.
- B. Supervisor or designee will be accessible to the participant at all times.
- C. Worksite agrees to assign meaningful tasks and participant shall be aware of their daily task.
- D. All tasks will be in accordance with section 132 of the labor law and no participant who is a minor will perform tasks prohibited by section 132.
- E. Worksite will provide the necessary safety items for said task.
- F. Site will allow coordinator to bring clients on site for tasks as well to be under the c/s programs direct supervisor and site agrees to work in partnership with the program staff for supervision in the event that the coordinator needs to leave the site.

**III. REPORTING PROCEDURES**

- A. Participant's work time and attendance shall be certified by the supervisor and submitted to the Community Service Department on a monthly basis.
- B. The worksite will contact the Community Service Department immediately in the event of any accident, special situation, or unusual occurrence.
- C. Each participant's unexcused absences, excessive tardiness, poor performance, or other unacceptable behavior shall be reported to the Community Service Department.
- D. No participant will be permitted to work without prior approval from the Community Service Department

**IV. SPECIAL ACTIVITIES**

- A. The Community Service worksite will be monitored on a regular basis, including unscheduled as well as scheduled visits.
- B. Community service is a privilege offered to an offender as an alternative to incarceration. All offender applicants are screened by the Community Service Department prior to placement at an approved worksite.

WORKSITE AGENT \_\_\_\_\_ Date \_\_\_\_\_  
ADDRESS: \_\_\_\_\_ PHONE: \_\_\_\_\_  
DAYS/HOURS OF OPERATION: \_\_\_\_\_  
TYPES OF DUTIES: \_\_\_\_\_  
\_\_\_\_\_

COMMUNITY SERVICE COORDINATOR \_\_\_\_\_ Date \_\_\_\_\_



### Pretrial Release Program 2009 Summary:

Total New Clients	63	(plus 28 clients carried over from 2008)
Adults	32	(Males – 16 Females – 16)
Youth	31	(Males – 24 Females – 7)

Total number screened	854
Total number interviewed	205
Total cases closed	73 (3 closed unsatisfactorily – male adult)

Number of Judges served	14
-------------------------	----

Total county jail days saved	6,890 days
Daily unit cost of county jail time	\$85.00
<b>Total County Jail Savings</b>	<b>\$585,650.00</b>

Total NY State Prison days saved	7,611 days
Daily unit cost of State prison time	\$71.00
<b>Total NY State Prison Savings</b>	<b>\$540,381.00</b>

<b>TOTAL SAVINGS FOR 2009</b>	<b>\$1,126,031.00</b>
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#### Breakdown by Quarter:

##### LOCAL

1 <sup>st</sup>	2,153 days	\$ 183,005.
2 <sup>nd</sup>	1,089 days	92,565.
3 <sup>rd</sup>	1,654 days	140,590.
4 <sup>th</sup>	1,994 days	169,490.

##### STATE

1 <sup>st</sup>	3,308 days	\$234,868.
2 <sup>nd</sup>	1,616 days	114,736.
3 <sup>rd</sup>	1,929 days	136,959.
4 <sup>th</sup>	758 days	53,818.

## **Pretrial Release Program**

- ❖ ***Montgomery County Pretrial Release Program services the Montgomery County Criminal Courts based upon the laws of New York State. Specifically Section 510.30 of the Criminal Procedure Law REQUIRES the criminal court to consider the kind or degree of control that is necessary to secure court attendance. Article 510 provides the legal parameter that a judge should employ when determining a release of a criminal defendant. The NYS Division of Probation and Correctional Alternatives establishes the Pretrial Release Standards with an eye toward addressing criminal history concerns and the states need to reduce unnecessary dependence on bail money. These standards promote consistency of services and support the importance of pretrial services and court release decision-making.***

### **Program Eligibility Guidelines:**

1. Criminal court defendants (16+ years of age) to include those individuals with mental and physical disabilities or language barriers, having been charged with Penal Laws/Vehicle Traffic Law offenses within the jurisdiction of the Montgomery County Courts.
2. Arrest information provided by our local correctional facility/courtroom staff is "screened" to determine if said defendant must be ruled ineligible by law, for future program services (e.g. federal detainees, those actively serving a period of state probation, state parole detainees, Interstate Compact violators, detainees with history of failure to appear for scheduled court appearances, history of escape from custody, active wants/warrants, residential category of "homeless" with no ties to the immediate area, held in custody on a NO BAIL status.
3. Following the screening process, eligible defendants maybe afforded the opportunity to be interviewed using the universal points scale. Having met the minimum points required, the process of "verification" of information provided begins. Verified information is then communicated to the court of jurisdiction to assist the court in making an informed release decision.

Pretrial Release assists the countywide justice system to maintain effective, efficient, realistic court control of participants, placed by the courts' decisions, with Pretrial Release program as agreed upon by the defendant.

Program participation is a privilege granted by the Judge during the pre-dispositional status of the matter before the court, releasing a defendant from incarceration or in-lieu-of an incarcerated setting, allowing the defendant Pretrial program services.

**Pretrial Services is charged with two primary objective:** 1) Provide the courts with verified universal screening/intake information for defendants who may be considered for possible program participation. 2) Monitor person released to program supervision.

As part of the Montgomery County Jail computer-booking process, a one-page "arrest information sheet" is printed specifically for use by the Pretrial Release Program. This information sheet is placed in the "Alternatives" mailbox, which is located in the immediate booking area. Program visits to the jail begin with:

### **SCREENING PROCESS:**

To determine whether there are any persons admitted to the jail who may be eligible for the Pretrial Release Program, each information sheet is screened. The following DPCA criteria exclude individuals from the intake/interview process.

1. Persons charged with Class A Felony or a Violent Felony offense specified in Section 70.02 of the Penal Law;
2. Persons charged with Probation Parole violation;
3. Persons held for other jurisdictions;
4. Persons with two or more Felony convictions in the last ten (10) years;
5. Persons with active warrants or Family Court hold.

Person NOT excluded by the above criteria may be interviewed using a “point system” to rate the offenders eligibility for referral to court. “Points” are assigned according to information and verification.

**INTERVIEW/INTAKE PROCESS:**

“Point System” Criteria to be considered:

1. Length of residence in the community;
2. Family ties and home setting;
3. Financial resources, employment status and/or school status;
4. Prior criminal record (point deductions: felony arrests, failure to appear for court appearances when required.

**DISCRETIONARY POINTS:**

Immediate treatment needs - medical

Request for future treatment services – Mental Health

Treatment history

Willingness to sign confidential release to verify medical/mental treatment history/present care

Defendants being considered for program services are required to sign a “statement of understanding” that the information obtained must be verified (by contacting the information sources they have provided). Defendants may provide alternative proof of information.

Upon verification, Pretrial will contact the court of jurisdiction helping the court to identify suitable candidates and providing the court with summary of verified information if defendant meets point scale minimum.

**UPON COURT APPROVAL:**

The court will set the conditions it expects program participants to meet and a “Pretrial Release Agreement” will be prepared by the court and the program, indicating “Conditions of Release” requiring the signature of the Judge and the program participant.

Defendants released under supervision in the program, considered at “low risk” by the court, may only be required to follow the reporting obligation of telephone communications (to a number provided to them by the Pretrial Release Program). Other defendants may be required to report to the program in person.

**SPECIAL RELEASE CONDITIONS - (NON-COMPLIANCE):**

The court gears the "special conditions of release" to the individual; monitoring school attendance, copies of pay stubs or formal evaluations, random drug testing, curfew, etc. The program will notify the court of non-compliance and the court may discharge those who fail from program participation. The Judge may decide to issue a bench warrant and the defendant may be incarcerated as a result of non-compliance until the case is disposed of by the court.

**Project Activity Records and Records Preparer**

- Copies of booking sheets – MCJF
- Copies of court calendars – ACC
- Copies of intake/interviews – PTP
- Case status notes – PTP
- Copies of confidential releases – PTP\*
- Copies of project HEADSHEETS information displayed limited to STANDARD "POINT SCALE" summary and demographic summary/statistical workload – PTP
- Copies of PT Release Agreement – COJ\*\*

MCJF – Montgomery County Jail Facility

ACC – Amsterdam City Court

PTP – Pretrial Program

COJ – Court of Jurisdiction

\*Signatures required – program staff and defendant

\*\*Signatures required (form includes release conditions agreed upon by defendant) and includes signature of Judge and defendant

**The Pretrial Release Program Operates Under the Direction of the Youth Bureau/ACS Department and is also regulated, monitored and audited by the NYS Division of Probation and Correctional Alternatives (DPCA).**

**To view a complete copy of the New York State Pretrial Release Service Standards that govern our Program, please go to: <http://www.dpca.state.ny.us/standards.htm>**

**The Pretrial Release Program is also monitored and regulated by the NYS Division of Criminal Justice Services (DCJS) for compliance with the eJusticeNY Use and Dissemination Agreement on file.**



**MONTGOMERY COUNTY ALTERNATIVE  
COMMUNITY SERVICES DEPARTMENT**

20 Park Street, PO Box 1500

Fonda, NY 12068

Phone (518) 853-8365 or (518) 853-4355

Fax (518) 853-8299

Leslie J. Nicholas, Pretrial Release Coordinator

**PROPOSED STANDARDS FOR PRETRIAL RELEASE**

POINT SCALE

INTERVIEW

VERIFICATION

RESIDENCE:

3

3

Three years in Montgomery County area

2

2

One year in Montgomery County area steadily

1

1

Six months in Montgomery County area

FAMILY SITUATION:

3

3

Living with immediate family

2

2

Living alone with contacts with family members regularly

1

1

Living alone with occasional contacts with family members or reliable contact

EMPLOYMENT:

3

3

Steadily employed over past one year

2

2

Steadily employed over past six months

1

1

Job—Welfare—Compensation—Support Family

SCHOOL:

3

3

Regularly attending school

2

2

Out of school less than six months but employed or in training

1

1

Out of school three month, unemployed and in training

PRIOR RECORD:

-1

-1

Points deducted only for felony arrests

-2

-2

One felony conviction

Two felony convictions

1

1

DISCRETIONARY POINT:

Reason for discretionary point: \_\_\_\_\_

\_\_\_\_ Verified points to qualify and local verifiable address.

\_\_\_\_ Each offender must have at least 5 points at interview and 5 points total verified before a person can be a candidate for recommended release.

COMMENTS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



## **STOP-DWI DEPARTMENT**

**STOP-DWI stands for “Special Traffic Options Program for Driving While Intoxicated”. The NYS Legislature enacted the STOP-DWI Program in November 1981 for the purpose of empowering counties to coordinate local efforts to reduce alcohol and other drug-related crashes and highway safety programs.**

**The STOP-DWI Legislation permits each of the NYS Counties to establish a county STOP\_DWI Program which qualifies the county for the return of all fines collected for alcohol and other drug-related traffic offenses occurring in its jurisdiction (NYS Vehicle and Traffic Law, Section 1197). All 62 counties have a STOP-DWI Program in New York State.**

**The STOP-DWI Program is one that has no county funds attached to it. All money in the DWI budget is from fines collected by our courts of jurisdiction. We must submit a plan each year to the Governor’s Traffic Safety Committee (GTSC), which upon approval becomes our working plan for the year and can be amended if new initiatives are developed as long as GTSC approves the new initiative and as long as the initiative is in line with the mission of the program.**

- ❖ 2003 – Coordinator - PT (contractual) - \$14,400
- ❖ 2010 – Coordinator – PT and SACT PT - \$15,000 (2009 was \$11,699)

### **➤ Specialized Initiatives**

- MCSO
  - Annual Funding of \$21,000
  - Funding for enhanced patrols
  - Digital Camera/Accessories
  - Printer
  - Computer
  - Laptop
  - DARE Shirts
  - Alco Sensor mouthpieces
  - 2009 – DWI VEHICLE
- Probation Dept.
  - Annual Funding of \$25,000
  - Alco Sensors
  - Computer
  - Printer
- DA
  - Annual Funding of \$40,000 – offsets DWI Prosecutor’s Salary and assists with clerical fees
- NYSP
  - VIN License Scanner
  - Tint Meters
  - Alco Sensors
  - Laser Radar Unit

- Wrote outside grants (Impaired Driving Deterrence Grant) to obtain technical equipment for law enforcement including Digital Eyewitness In Car Video Systems for APD and Canajoharie PD and a BAC Datamaster for St. Johnsville PD
- WBUG Contract since 2004
- Worked with local courts that wanted to assist law enforcement but weren't sure how to work the purchase with the state contract – we passed through funds, made purchase, delivered the equipment and then are responsible to track the fixed asset.
- DWI ROAD SIGNS – worked collaboratively with DPW to design, make and install over 120 DWI Road Signs throughout the County – 2007
- Started in 2004 working collaboratively to bring the FRIENDS exhibit to the area. Twice to FMCC for over a month at a time and once to local HS.
- August 2007 – passed Social Host Law
- Been doing Countywide Safety Day since 2005, and now work in partnership with the Fonda Speedway for the event, which will be June 12<sup>th</sup>.
- 2007 – imposed a fee for the Victim Impact Panels that are court ordered for those convicted of DWI offenses.
- 2007- Purchases a DWI Patrol Car for APD
- 2009- DWI Program pays for a 3<sup>rd</sup> VIP to be held here in Montgomery County upon request of the Magistrates Association
- 2009 – DWI Program developed and currently maintains the Magistrates Directory with the most current court contact information
- 2009 – Implementation of the Alive at 25 Younger Driver Education Program as well as the Values Improvement Home Study Program for Vehicle and Traffic (Both revenue generating programs and revenue collected will be reinvested back into our community for educational purposes upon request of the DA and others involved)
- 2009 – DWI Program sponsored a Night at the Amsterdam Mohawks Game and will do so again in 2010, which will be July 1, 2010 and we plan to have sponsors for 8-10 busses that will have pre-signups and pick up locations throughout the county at the area schools to get 500-600 youth to this game.
- Always looking for ways to collaborate and enhance services for the purpose of reducing alcohol related offenses throughout the county and to increase awareness and education efforts of the effects of alcohol and other drugs.
- In discussions with Probation Department on the possibility of the SCRAM (Secure Continuous Remote Alcohol Monitoring) Bracelets for high level felony DWI offenders
- Scholarship Program for graduating High School seniors was implemented in 2008 for all High Schools in Montgomery County – proceeds from the annual Stop-DWI Golf Tournament

- Provide funding to the local community college (FMCC) for a memorial scholarship as well
- Values Improvement Program for Vehicle and Traffic Offenses – Reso Feb. 2010 to YB/ACSD
  - \$100 defendant fee, we pay \$25 to Western Corrections, \$75 revenue to County pp.
- Alive at 25 Younger Driver Education Program – DWI – may changes since it has been recommended to reinvest those dollars back into the community targeted at the age group serviced by it of age 16-24.
  - \$50 defendant fee, we pay \$23 to Robert Lathrop (NSC), \$27 revenue to County pp.
  - Average of \$1,050/month currently in fees, approximately \$600/month revenue.

(Details attached)

- Other Shared Services/Educational Supports Provided:
  - ALL area high schools receive financial support from our Program for the After Prom Safe Alternative;
  - HFM Prevention Council's CHOICES Conference;
  - WBUG Contract for services;
  - Catholic Charities for their Class Action Underage Drinking Classroom Program;
  - Zone 5 Police Academy;
  - HFM Prevention Council – FRIENDS Exhibit ;
  - Multi-Media Presentation brought to High Schools;
  - Extra Patrol Funds;
  - PEERS Drunk Driving Simulator – to AHS;
  - HFM Prevention Council – Rite Aid Drug Quiz Show;
  - Amsterdam Mohawks – STOP-DWI Night;
  - DWI Sticky Calendars distributed to all agencies, DPW, Fire Depts. And are available for free outside of department;
  - Canjo PD – Funds for Sobriety Training
- Our Department works in conjunction with the Golf Committee above and beyond the high school scholarship program to administer and RFP process for charitable organizations throughout Montgomery County to apply for mini-grants as well. This is done in the fall and the scholarships are done in the spring with the tournament being held in the summertime.

- Constantly working with anyone throughout the county and throughout NYS to best address the needs of our community when it comes to cracking down on the drug and alcohol use in Montgomery County. My office firmly believes that we should target the youth and educate them about the laws and consequences of bad decisions and provide them with safe, positive alternatives to the negative choice of participating in alcohol or drug related groups/activities. We take our educational efforts very seriously and we are hopeful to see the benefits of fewer cases in the near future.
- In 2007, total DWI arrests were 252, 2008, DWI Arrests were 278 and in 2009, DWI Arrests were 240. Already into 2010, we have 61 arrests, so we still have much work to do.

# **ALIVE AT 25 – YOUNG DRIVER EDUCATION PROGRAM**

## **(For Non-transient Defendants)**

### **What is Alive at 25?**

This highly interactive 4-hour program encourages young drivers between the ages of 16 and 24 to take responsibility for their driving behavior. Skill practices and on-the-spot defensive driving techniques help change bravado to confidence.

Alive at 25 instructors use personal examples and even humor to get their point across. They use workbook exercises, interactive media segments, group discussions, role-playing, and short lectures to help young drivers develop convictions and strategies that will keep them safer on the road.

### **Alive at 25 teaches young adults that:**

- People in their age group are more likely to be hurt or killed in a vehicle crash.
- Inexperience, distractions, and peer pressure cause unique driving hazards.
- Speeding, alcohol, "party drugs," and text messaging greatly increase their risk of injury or death.
- As a driver or passenger, they can greatly reduce their risk by taking control.
- Committing to changing their driving behavior makes personal, legal and financial sense.

Alive at 25 is very similar to the Defensive Driving training programs. However, defendants are NOT eligible for a point reduction or insurance savings. (Defensive Driving programs are 6-hour classes).

### **Who is eligible for Alive at 25?**

Alive at 25 is specifically targeted toward drivers between the ages of 16 and 24 years of age who have pending vehicle and traffic violations, however, the course is open to any young person in the age group that will be or is driving a motor vehicle regardless of pending charge.

### **How it works:**

If age eligible, the Court assigns the individual to the program via court order form.

The DA's office has stated that if there is a possible reduction to be offered to the defendant, it will be ordered that **the defendant must complete the Alive at 25 class PRIOR to actually receiving the reduction**. There are no additional steps necessary for the DA's office or the court. The court only needs to recognize the age of the individual and utilize the program in all appropriate cases.

Once the Stop-DWI office receives the defendant's court order, the Stop-DWI office will assign defendant to the next available class, and a letter of notification will be sent with details of the class and that payment is required prior to the class (\$50 cash or money order). The Stop-DWI office will track, monitor and report on all defendants ordered to the class. Each court will be notified as to whether or not the defendant successfully completed their court-ordered class so that the paperwork can be processed and closed out for the reduction and/or other items that may still be pending.

Our program also accepts parent referrals, school referrals and self-referrals as well.

## **VALUES IMPROVEMENT PROGRAM – VEHICLE & TRAFFIC SAFETY COURSE (For Transient Defendants)**

### **What is the Values Improvement Program?**

The program is specifically geared toward the transient population. Montgomery County has the largest section of the NYS Thruway.

This is a home-study course for drivers of all ages to encourage them to take responsibility for their driving behavior. Since it allows the convenience of completion at home, the fee is \$100.00.

### **How it Works:**

The Court assigns the transient to the program via the Values Improvement Program court order form.

If there is a possible reduction to be offered to the defendant, it is recommended by the DA that it be ordered that **the defendant must complete the Values Improvement Program home-study course PRIOR to actually receiving the reduction.** There are no additional steps necessary for the DA's office or the court other than completing the court order form and faxing or mailing it to the Montgomery County Youth Bureau/ACSD office. The court only needs to recognize the transient and utilize the program in all appropriate cases.

Once the Youth Bureau/ACSD office receives the defendant's court order, the Youth Bureau/ACSD office will be in contact with the defendant and instruct him/her where to pay the fee in order to obtain the home-study booklet. Once payment is received, the Home-Study Course Material will be mailed to the defendant with a 10-day completion period. The Youth Bureau/ACSD office will track, monitor and report on all defendants ordered to the home-study course. Each court will be notified in writing as to whether or not the defendant successfully completed their court-ordered home-study course so that the paperwork can be processed and closed out for the reduction and/or other items that may still be pending.





## MONTGOMERY COUNTY STOP-DWI SCHOLARSHIP FUND

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### *Application Instructions*

Please complete the attached application form and essay to apply for a \$1,000.00 Montgomery County Stop-DWI Scholarship. Submit by April 3, 2009. Late applications will not be accepted.

### **Requirements**

- **Must be a resident of Montgomery County;**
  - **Must be a graduating Senior of one of the five Montgomery County High Schools;**
    - **Amsterdam High School**
    - **Canajoharie High School**
    - **Fonda-Fultonville High School**
    - **Fort Plain High School**
    - **St. Johnsville High School**
  - **Must be enrolling for the upcoming fall semester with full-time status;**
  - **Involvement in community/school activities;**
  - **Two letters of recommendation;**
  - **Essay: 500 words minimum, 1" margins, 12 font, double-spaced, answering ONE of the following questions;**
1. New York State's Zero Tolerance Law, which became effective on November 1, 1996, applies to any person under the age of 21 who operates a motor vehicle with a Blood Alcohol Concentration (BAC) of .02% or more. If you are under the age of twenty-one (21) and are found to have consumed alcohol, you face license suspension for a minimum of 6 months and on a second offense will have your license revoked for one year or until you reach the age of twenty-one (21), whichever is LONGER.

Upon turning the age of twenty-one (21), the standards are increased to a tolerance of .08% BAC, which is considered the crime of Driving While Intoxicated – VTL 1192-2 DWI and brings along with that all penalties associated with such.

Please discuss the reasons for the discrepancies outlined above and formulate an argument as to why you feel these laws are fair/justified or unfair/unjustified.

- OR -

2. Montgomery County passed the Social Host Law (Local Law #2 of 2007) on August 28, 2007. The purpose of this law is to prohibit the services to and consumption of alcoholic beverages and drugs by persons under the age of twenty-one (21) at private premises located in Montgomery County. Failure to comply with this local law shall constitute a violation, punishable by a fine, or imprisonment of up to fifteen (15) days or a combination of both.

Please express your opinion of the Social Host Law enacted here in this County. Do you feel that it is a deterrent to underage drinking? Do you feel that it is too strict, not strict enough, etc.? Please support your opinions with facts.



MONTGOMERY COUNTY STOP-DWI  
SCHOLARSHIP FUND

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Personal Information

Name: \_\_\_\_\_

Residential Address: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Home Phone: \_\_\_\_\_ Cell Phone: \_\_\_\_\_

Email: \_\_\_\_\_

School Information

High School: \_\_\_\_\_

Extra-Curricular Activities (include Community/Volunteer Work)

Please use additional sheet if necessary.

	Activity	Role or Responsibility
1.	_____	_____
2.	_____	_____
3.	_____	_____

College You Plan on Attending: \_\_\_\_\_

Course of Study: \_\_\_\_\_

Please mail, fax or email your completed application and essay by April 3, 2009 to:

Jennifer Petteys, Coordinator  
Montgomery County STOP-DWI Program  
20 Park Street, PO Box 1500  
Fonda, New York 12068  
Fax to 518-853-8299  
Email: [jpetteys@co.montgomery.ny.us](mailto:jpetteys@co.montgomery.ny.us)

WBUG/KISS-FM  
2010 Dates

WBUG – 125 spots

Christmas 2x/day: 9, 10, 11, 16, 17, 18, 19, 20, 21, 22, 23, 24	=	24
New Years 2x/day: 26, 27, 28, 29, 30, 31	=	12
Labor Day 2x/day: 2, 3, 4, 5, 6	=	10
St. Patty's 3x/day: 15, 16, 17	=	9
4 <sup>th</sup> July 3x/day: 1, 2, 3, 4	=	12
Memorial Day 3x/day: 28, 29, 30, 31	=	12
Halloween 3x/day for three days:	=	9
Thanksgiving 3x/day for 3 days:	=	9
Back to School 3x/day for 3 days:	=	9
Youth Day-2010 July 30: 12 spots	=	12
Safety Day June 12: 7 spots	=	<u>7</u>
	Total	125

KISS – 100 spots

Christmas 2x/day: 9, 10, 11, 16, 17, 18, 19, 20, 21, 22, 23, 24	=	24
New Years 2x/day: 26, 27, 28, 29, 30, 31	=	12
Labor Day 2x/day: 2, 3, 4, 5, 6	=	10
St. Patty's 3x/day: 15, 16, 17	=	9
4 <sup>th</sup> July 3x/day: 1, 2, 3, 4	=	12
Memorial Day 3x/day: 28, 29, 30, 31	=	12
Back to School 3x/day for 3 days:	=	9
Youth Day-2010 July 30: 12 spots	=	<u>12</u>
	Total	100



***Attachment to  
Labor Management  
Committee Meeting***

**7/07/2010**





## MONTGOMERY COUNTY LOCAL 829

To: All County Office Building Unit Employees  
All DPW Employees

From: Ed Russo and Tina Sweet

Date: June 10, 2010

Subject: 3-month Pilot Program Survey

The County would like to establish a 3-month pilot program for the 4-day workweek. The trial period for this pilot will be from August 2<sup>nd</sup>, 2010 to October 29, 2010. This is all preliminary. Work times are subject to change.

Here is the proposal:

**County Employees:**

10-months (Sept – June):

Monday through Thursday

4 days at 9 hours (every 9 weeks, earn one extra personal day)

Paid at 35 hours a week

7:30 – 5:00 pm

(1/2-hour lunch)

Summer Hours (July and August):

4 days at 7 ½ hour days

Paid at 35 hours a week

8:00am – 4:30 pm

or

8:00am – 4:00pm

(1-hour lunch)

(1/2-hour lunch)

**DPW Employees:**

12-months:

Monday through Thursday

4 days at 10 hours

6:00 – 4:30 pm

(1/2-hour lunch)

Would this be something you would be interested in?

- ☐ Yes
- ☐ No

County Office Building Unit employees only: Summer lunch?

- ☐ 1 hour lunch
- ☐ ½ hour lunch

**\*Return to Phyllis Smith, Agnes Sanford, Tina Sweet or Ed Russo by June 18, 2010.**







***Attachment to  
Economic  
Development/Planning  
Committee Meeting***

**07/13/2010**





## **MONTGOMERY COUNTY BUSINESS DEVELOPMENT CENTER**

**MONTGOMERY COUNTY DEPARTMENT OF ECONOMIC DEVELOPMENT AND  
PLANNING &**

**MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY**

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### **Montgomery County Agricultural Economic Development Program**

The Farmers of Montgomery County, particularly dairy farmers, need help in maintaining productivity, diversifying operations and developing markets to sell their agricultural products. Agriculture in Montgomery County annually generates over \$70 million dollars in revenues and is the largest land use type in the County. These positive numbers however, do not reflect the distress and difficulty farmers face in making a viable living. There are no easy answers to improve the financial state of farming, but a new innovative approach that creates financial assistance to deserving farmers and provides a local, full-time marketing position will maximize the use of available public funds dedicated to help farmers.

The Montgomery County Department of Economic Development and Planning proposes a reorganization and redirection of existing county resources to better serve the farming community at large. Here are the major components of the proposal.

1. Reorganize the County Agricultural Economic Development Program-

The Department of Economic Development and Planning would take the responsibility of administrating the current Agricultural Economic Development Program. The Department currently handles the Agricultural District Update Program, is staff for the County Ag and Farmland Protection Board, will oversee the 10-year update of the County Ag and Farmland Protection Plan, has been a member of the current Agriculture Economic Development Committee and has been administrating the State's Farmland Protection Implementation Grant program (FPIG) for the last 3 years. In addition to these tasks, the following additional steps are proposed:

2. Consider an Agricultural Marketing Specialist Position- Schoharie County has had a full time Agricultural Marketing Specialist position for some 10 years and would serve as a model. The Marketing Specialist coordinates her work with a Cornell Cooperative Agricultural Program Leader on a weekly basis. The funding for this position would come from the \$27,500 currently budgeted to Cornell Cooperative Extension for a part time (Economic Development) Project Coordinator. The remaining funds could come from the dedicated Farmland Protection Fund Account (Res. # 215 of 2007, attached) of \$50,000. Schoharie's Ag Economic Development Specialist's job duties are attached. The position could operate out of the Department of Economic Development and Planning.

3. Create an Agricultural Revolving Loan Program: Farmers currently are not eligible for business loans that the majority of businesses are eligible for. Funding is being sought from the NYS Ag and Markets, Empire State Development and local banking institutions to establish seed money for the revolving loan program, which could

provide much needed capital to help farmers diversify, purchase equipment, increase production and capacity, hire farm labor, and improve and increase farm product marketability. The Department of Economic Development and Planning already administrates a revolving loan program for Montgomery County and would work with the County Ag and Farmland Protection Board to administrate the program.

4. Restructure the role of the County Agricultural and Farmland Protection Board (AFPB). The New York State Agriculture and Markets Law allowed for the creation of the Montgomery County Ag and Farmland Protection Board and has been in operation for over 10 years. The Board is made up of 4 active farmers, representatives from Farm Bureau and other Ag related groups and government officials. This group currently reviews and makes recommendations on Agricultural District Updates, FPIG applications, local Ag and Market disputes and is well suited to expand their activities especially in the area of the proposed Agricultural Revolving Loan Program and the upcoming 10 year update of the County's Agricultural Protection Plan. The AFPB has the experience and expertise to expand their role and be more active in developing a strong Agricultural Economic Development program.
5. Restructure the current Agricultural Economic Development Committee (AED)  
This committee currently meets at the Cornell Extension office in Johnstown and runs two Mohawk Valley Markets for locally produced crafts and farm produce, as well as promotes other Farmer's Markets, produces a Harvest Tour Map, which promotes locally grown products, offers roundtable discussions with producers and has begun a web site. The efforts of the Ag Economic Development Committee are commendable, but a broader effort is needed to reach beyond Market Producers. The AED Committee's membership coincides with the AFPB and would also eliminate Montgomery County funds being used on some Fulton County Ag Economic Development activities. This proposal shifts the role of the AED Committee over to the proposed Agricultural Economic Development program and the AFPB.
6. Coordinate with Cornell Cooperative Extension Office on other Agricultural Activities- Cornell Cooperative Extension does a great job in providing educational, agricultural and horticultural technical assistance to both farmers and home owners, 4-H youth programs, farm to school programs, health and nutrition programs and financial literacy. This proposal advocates that the Department of Economic Development and Planning take the lead on Agricultural Economic Development activity, Farm Protection Planning, and having a refocused and more active Agriculture and Farmland Protection Board. This effort can compliment Cornell Cooperative Extension's important work and the two programs can then coordinate and function together in a synergistic way.

This County Agricultural Economic Development proposal, if enacted will be budget neutral, increase the effectiveness of the Ag and Farmland Protection Board, offer a comprehensive and broad range of Agricultural marketing assistance, financial support, agricultural based land use planning, and help keep farming viable for the foreseeable future.

***Attachment to  
Education/Government  
Committee Meeting***

**07/13/2010**



## ALL CALCULATIONS BASED ON 2000 CENSUS TOTALS

Population of 57 counties outside of NYC                      11,463,015  
993 legislators or supervisors = 11,544 residents per legislator

Population of 57 counties outside of NYC less next 5 most populous counties;  
Erie, Monroe, Nassau, Suffolk and Westchester      6,100,935  
893 legislators or supervisors = 6,831 residents per legislator

Population of Montgomery County                                      50,000  
15 supervisors = 3,313 residents per supervisor

Currently in New York State:              40 County Legislatures  
    17 Boards of Supervisors

Currently in Montgomery County: 23 full time employees per supervisor  
Twenty years ago 1990:                      35 full time employees per supervisor

Any changes in county government has no effect on town, city or village government.  
They would remain exactly same as they are presently.

### ILLUSTRATION #1 COUNTY LEGISLATURE 7 DISTRICTS

County is divided into 7 legislative districts of equal population, approx. 7,150 residents each, reset every 10 years according to census. Each legislator has 1 vote and a simple majority of 4 is required to pass legislation. No county administrator or manager is required, optional.

BENEFITS:      Returns board to 1 person 1 vote.  
                         Eliminates 8 supervisors.  
                         Saves approx. \$90,000 per year.  
                         Shrinks county government.  
                         Creates approx. 7150 residents per legislator-near statewide average.  
                         Eliminates 50% of paperwork required for board.  
                         Town, city and village govt. remains same.  
                         Dept. heads have 7 bosses instead of 15.

DRAWBACKS: Initial cost of creating legislative districts.  
                         Requires at least 2 years to implement.

### ILLUSTRATION#2 COUNTY LEGISLATURE 8 DISTRICTS

USING PRESENT FORMULA OF APPROX. 27 RESIDENTS PER VOTE

No county administrator or manager is required. Optional

County is divided into 8 legislative districts as follows:

	POPULATION	VOTES
Dist. # 1 City of Amsterdam	6,100	225
Dist. # 2 City of Amsterdam	6,100	225

Dist. # 3 City of Amsterdam	6,100	225
Dist. # 4 Town of Amsterdam	5,800	219
Dist. # 5 Town of Charleston	1,300	
Town of Glen	2,200	
Town of Florida	2,800	
	6,300	236
Dist. # 6 Town of Mohawk	3,900	
Town of Root	1,800	
	5,700	213
Dist. # 7 Town of Canajoharie	3,800	
Town of Palatine	3,100	
	6,900	258
Dist. # 8 Town of Minden	4,300	
Town of St. Johnsville	2,600	
	6,900	258

**BENEFITS:** Reduces disparity in weighted votes from 170 to 45  
Eliminates 7 supervisors.  
Saves \$80,000 per year.  
Eliminates 50% of paperwork required for board.  
Requires only City of Amsterdam to be divided into leg. Districts  
Creates approx. 6,300 residents per legislator-near statewide average  
Shrinks county government.  
Town, city and village govt. remains the same.  
Dept. heads have 8 bosses instead of 15

**DRAWBACKS:** Weighted voting still in place.  
Cost of creating leg. Districts in City of Amsterdam



**TABLE 6**  
**New York State Counties**

COUNTY	Chief Administrative Official	Legislative Body	Number of Members	Population **
Albany*	Executive	Legislature	39	294,565
Allegany	Administrator	Legislature	15	49,927
Broome*	Executive	Legislature	19	200,536
Cattaraugus	Administrator	Legislature	21	83,955
Cayuga	Chair of Legislative Body	Legislature	15	81,963
Chautauqua*	Executive	Legislature	25	139,750
Chemung*	Executive	Legislature	15	91,070
Chenango	Chair of Legislative Body	Supervisors	23	51,401
Clinton	Administrator	Legislature	10	79,894
Columbia	Chair of Legislative Body	Supervisors	22	63,094
✓ Cortland	Chair of Legislative Body	Legislature	19	48,599
Delaware	Chair of Legislative Body	Supervisors	19	48,055
Dutchess*	Executive	Legislature	25	280,150
Erie*	Executive	Legislature	17	950,265
Essex	Manager	Supervisors	18	38,851
✓ Franklin	Manager	Legislature	7	51,134
Fulton	Chair of Legislative Body	Supervisors	20	55,073
Genesee	Manager	Legislature	9	60,370
Greene	Administrator	Legislature	14	48,195
Hamilton	Chair of Legislative Body	Supervisors	9	5,379
Herkimer*	Administrator	Legislature	17	64,427
Jefferson	Administrator	Legislature	15	111,738
Lewis	Manager	Legislature	10	26,944
Livingston	Administrator	Supervisors	17	64,328
Madison	Chair of Legislative Body	Supervisors	19	69,441
Monroe*	Executive	Legislature	29	735,343
Montgomery	Administrator	Supervisors	15	49,708
Nassau*	Executive	Legislature	19 - 13	1,334,544
✓ Niagara	Chair of Legislative Body	Legislature	19	219,846
Oneida*	Executive	Legislature	29	235,469
Onondaga*	Executive	Legislature	19	458,336
Ontario	Administrator	Supervisors	21	100,224

**TABLE 6**  
**New York State Counties**  
**(Continued)**

COUNTY	Chief Administrative Official	Legislative Body	Number of Members	Population **
Orange*	Executive	Legislature	21	341,367
Orleans	Administrator	Legislature	7	44,171
Oswego	Administrator	Legislature	25	122,377
Otsego	Chair of Legislative Body	Legislature	14	61,676
Putnam*	Executive	Legislature	9	95,745
Rensselaer*	Executive	Legislature	19	152,538
Rockland*	Executive	Legislature	17	286,753
St. Lawrence	Administrator	Legislature	15	111,931
Saratoga	Administrator	Supervisors	23	200,635
Schenectady*	Manager	Legislature	15	146,555
Schoharie	Chair of Legislative Body	Supervisors	16	31,582
Schuyler	Chair of Legislative Body	Legislature	8	19,224
Seneca	Manager	Supervisors	14	33,342
Steuben	Administrator	Legislature	17	98,762
Suffolk*	Executive	Legislature	18	1,419,369
Sullivan	Manager	Legislature	9	73,966
✓ Tioga	Chair of Legislative Body	Legislature	9 - 7	51,784
Tompkins*	Administrator	Legislature	15	96,501
Ulster	Administrator	Legislature	33	177,749
Warren	Administrator	Supervisors	20	63,303
Washington	Administrator	Supervisors	17	61,042
Wayne	Administrator	Supervisors	15	93,765
Westchester*	Executive	Legislature	17	923,459
Wyoming	Administrator	Supervisors	16	43,424
Yates	Administrator	Legislature	14	24,621

\* Charter County

\*\* 2000 Census.

SOURCE: U.S. Bureau of the Census, courtesy of Empire State Development Corporation.

County government information courtesy New York State Association of Counties.

#### New York City Boroughs/Counties

Borough	Population**
Bronx	1,332,650
Kings	2,465,326
New York	1,537,195
Queens	2,229,379
Richmond	443,728

\*\* 2000 Census.

SOURCE: U.S. Bureau of the Census, courtesy of Empire State Development Corporation.

***Attachment to  
Personnel Committee  
Meeting***

**7/20/2010**



**To: Board of Supervisors**  
**From: Richard E. Baia, Personnel Officer**  
**Date: July 20, 2010**

**Re: Workers Compensation Audit Response/Corrective Action Plan**

Since 1956 to approximately year 2000, the County's WC Plan followed the Local Law and only used actual budget projections and no funds were put into reserve. Any moneys needed was borrowed from the County Treasurer and paid back in the next fiscal year to ensure that the current fiscal year's budget had enough funds to operate.

**Chapter V – Workers Comp Law, § B, part 317a states a group Self-Insurers are required to maintain at all times sufficient trust assets within the trust fund to exceed claims and all other liabilities.**

Also, Government Accounting Standard Board states that all future liabilities should be funded. In the year 2000 our outside Auditor, Marvin & Co. also recommended that we have reserves to meet our outstanding liabilities.

To accomplish getting the reserves needed by the Government Accounting Standard Board, the county utilized the N.Y. State Comptroller Opinion, 83-109 which states **“A County Self-Insurance plan, in order to apportion annual payments by municipal participants, may establish one or more classes of municipalities, based on various relevant criteria including loss experience and gross payroll, and assess them on the basis of a percentage of full valuation rather than full valuation”.**

In the year 2000 there was a meeting in the Board of Supervisor's Chairman's office to discuss how to accumulate \$2,000,000 needed to cover outstanding and future liabilities. We brought in PERMA, NYMIR, and the State Insurance Fund to give us quotes, and in attendance were: the Chairman of the Board of Supervisors, Personnel Chairman, Finance Chairman, County Administrator, Deputy County Administrator, and the County Treasurer. Everyone agreed that we should do it ourselves, and work together to find ways to accomplish funding a reserve to meet our obligations.

The County's Local Law was not amended, and we met to discuss and analyze this problem. We came up with different methodologies and we started the process. We all thought that Comptroller Opinion 83-109 would suffice. The Volunteer Fire and Ambulance, Unfunded Reserve, and the Unfunded Liability were reviewed by the County Administrator, County Treasurer, Personnel Committee and Budget Committee in the year 2000.

Everyone agreed on this plan of action and that these extra funds were needed to fund our reserves.

**This procedure of not following the Local Law was intended to be temporary in nature and was only proposed to create a reserve, and then the plan was to amend the Local Law when the reserve had enough funds to make the trust solvent.**

We have followed this plan since budget year 2001 and we have now accumulated approximately \$2,600,000 in reserves to cover our future claims that must be paid if the plan dissolved. **What this means, is that after many years of accumulating a reserve, we are finally fiscally solvent.**

The Auditors recommendation is to either amend Montgomery County's Local Law or follow it exactly as it is written.

I suggest that for fiscal year 2011, we follow what was done for fiscal year 2010, and the reason is, before we (Board of Supervisors) amend the Local Law, we should do the following:

- A) Review with the other 40 Self-Insured Counties what formulas they use to assess their participants who are in their plans.
- B) Discuss with the New York State Insurance Fund how their WC plan is administered, and is it worthwhile to combine our plan with theirs.
- C) Discuss with the New York State Association of Self Insured Counties their suggestions pertaining to assessments and the operations and administration of a Self-Insured Workers Compensation Plan.
- D) Meet and discuss with the New York State Workers Compensation Board, who oversees Self Insured Counties, what their suggestions and recommendations are.
- E) Study how all other Self-Insured counties determine rates for participants who do not have property assessments (for example: FMCC, MOSA, Volunteer Fire and Ambulance Services).
- F) Discuss with the Board of Supervisors what rules and policies you would like included in the Montgomery County Workers Compensation Plan that will benefit all participants in a fair and equitable manner.

In conclusion I will adhere to, and will initiate all of the other suggestions made by the Auditors for 2011 with and by consent of the Board of Supervisors. This Corrective Action Plan should be approved by Resolution for budgetary purposes.

***Attachment to  
Finance Committee Meeting***

**07/20/2010**





## Items affecting 2011 Budget

### Retirement bill:

### Add'l funding required

2010 Amount:	\$1,573,575	Estimate from NYS retirement system:	\$2,192,455	\$618,880
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### Indebtedness (Bond payments)

2010 payments	\$4,306,522	2011 payments	\$4,931,897	\$625,375
---------------	-------------	---------------	-------------	-----------

### Medicaid - MMIS (Social Services)

2010 payments	\$11,305,034	Est. 2011 payments	\$11,700,000	\$394,966
---------------	--------------	--------------------	--------------	-----------

### Contractual Obligations

#### (CSEA, Deputy Sheriffs, Correction Officers, C.O. Supervisors & non-bargaining)

2010 Budgeted salaries (incl. Overtime, differential, et.al.)	\$17,926,530	2011 Estimated salaries (incl. Overtime, differential, et.al.)	\$18,469,564	\$543,034
--	--------------	---	--------------	-----------

### FMAP (Social Services revenue)

2010 amount rec'd	\$1,417,760	2011 amount	\$0	\$1,417,760
		* Contingent on Federal Budget*		
		No FMAP extension approved to date		
		(if approved = approx. \$1,100,000)		

---

<b>Total of items listed above</b>	<b>\$3,600,015</b>
------------------------------------	--------------------

Current 2010 budget gap - General Fund (Expenditures - Revenues) ( \$84,003,459 - \$76,524,759 )	\$7,478,700
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Potential 2011 budget gap - General Fund (Expenitures - Revenues)	\$11,078,715
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***Attachment to  
Full Board Meeting***

**7/27/2010**



**MONTGOMERY COUNTY DEPARTMENT OF SOCIAL SERVICES**  
Commissioner William Cranker

Date: July 16, 2010

**QUARTERLY SAVINGS REPORT**

**TOTAL SAVINGS (Public Assistance, Food stamps, and Medicaid)**

Jan. – March, 2010      April- June, 2010      July- Sept, 2010      Oct. – December, 2010

\$ 1,434,217                      \$ 1,448,610

**Total to date – \$ 2,882,827**

---

***Breakdown:***

**PUBLIC ASSISTANCE      Total Public Assistance Savings to date: **\$ 2,882,827****

	1 <sup>st</sup> Quarter	2 <sup>nd</sup> Quarter	3 <sup>rd</sup> Quarter	4 <sup>th</sup> Quarter
Investigations (State report)	\$ 713,232	\$ 719,928		
Repayments	\$ 12,013	\$ 13,995		
Sanction Cases	\$ 75,276	\$ 51,264		
Prosecution Cases	\$ *****	\$ 31,104		
Totals	\$ 800,521	816,291		

**FOOD STAMPS      Total Food Stamps Savings to date: **\$ 540,147****

\$ 273,864                      \$ 266,283  
**MEDICAID      Total Medicaid Savings to date: **\$ 725,868****

\$ 359,832                      366,036

**Total to date- **\$ 2,882,827****

(Highlighted figures equal, year to date total above)

Submitted by Investigator Michael J. Villa: 7/16/2010

\* Prosecution cases included in 2<sup>nd</sup> Quarter



***Attachment to  
Personnel Committee  
Meeting***

**8/17/2010**





# *Montgomery County Budget – 2011*

As stated at the beginning of the calendar year the county would be short 10.5 million dollars. This figure has changed from 10.5 to 11 million short.

With all things remaining equal which they won't here is the scenario that has been worked on and is being brought to the table.

\$11,000,000	Short
<u>\$ (4,900,000)</u>	Fund Balance applied
\$ 6,200,000	Shortage
<u>\$ (3,600,000)</u>	Approximately 15% increase In taxes
\$ 2,600,000	Shortage
<u>\$ ( 800,000)</u>	FMAP Money
\$ 1,800,000	Shortage
\$ (1,600,000)	Amortize the retirement payment over 5 years. Two (2) million divided by 5 = \$400,000 per year approximately.
\$ 200,000	Short
\$( 200,000)	Health Insurance premium savings
\$0.00	Shortage

With the remaining savings from early retirement, some in contractual expenses, some from not having to pay for the GAT any longer, there will be a considerable amount

of savings. We can either lower the tax rate or add to fund balance to reduce taxes in future years. We also need to keep in mind that when the individuals accept the early retirement that we don't backfill the positions. There is a lot of moving around that can be done without affecting someone's job. We have to be realistic here. A 0% increase in taxes is not realistic.

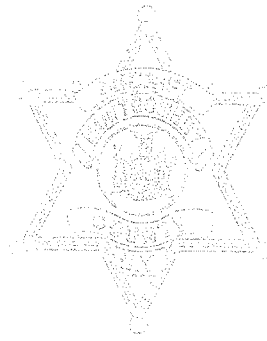
***Attachment to  
Finance Committee Meeting***

**10/06/2010**



# MONTGOMERY COUNTY SHERIFF'S OFFICE

P.O. Box 432  
Fultonville, New York 12072  
(518) 853-5500  
(518) 853-4096 FAX




Michael J. Amato

Sheriff

Jeffery T. Smith

Undersheriff

To: William E. Strevy  
Chairman Finance Committee 

From: Michael J. Amato  
Sheriff

Date: October 5, 2010

Ref: 2011 Sheriff's Office Budget changes

The following are changes that need to be made from the current tentative 2011 budget.

## **Revenues:**

Increase line 1140 14 Public Safety Com Sys E911 to \$82,758

Decrease line 1270 00 Shared Services Charges to \$28,500

## **Appropriations:**

### **E911 3020**

Increase line 4411 Telephone to \$40,500

### **Sheriff 3110**

Decrease line 307 1125 Other Compensation to \$10,900 (per contract)

Increase line 347 1125 Other Compensation & Raises to \$13,875 (per contract)

Increase line 4436 Medical Fees to \$2,751 (per contract)

Increase line 4455 Training to \$6,700 (per training req.)

**Jail 3150**

Increase line 854 1120 Account Clerk Typist P/T to \$8,436 (\$5,000 paid by inmates)

Increase line 4436 Medical Fees to \$165,000 (currently in the hole by \$40,000)

Increase line 4438 Misc. Supporting Services to \$30,000 (currently in the hole by \$6,000)

Increase Gasoline, oil, diesel fuel to \$15,000 (currently in the hole by \$3,000 and will be doing more Fed. Transports in 2011)

**2011 TOURISM BUDGET**  
**Breakdown of Tourism Administrative Costs from Montgomery County**

Payroll <i>Salaries for full-time Tourism Director and 6 PT Seasonal Employees (Information booths)</i>	\$43,000.00
Dues & Subscriptions <i>(Leatherstocking, NYS Travel Association, etc.)</i>	1,000.00
Meals/Entertainment <i>(Attendance at trade shows not covered by I Love NY, attraction events, annual dinners, etc.)</i>	625.00
Printing <i>(printing not covered under I Love NY i.e. business cards, letterhead, etc.)</i>	300.00
Training/Meetings <i>(seminars, conferences, etc.)</i>	500.00
Travel/Mileage <i>(Leatherstocking meetings, brochure distribution, conferences, etc.)</i>	2,300.00
Office Supplies <i>(supplies, postage, etc.)</i>	600.00
Retirement	1,800.00
<b>Total</b>	<b>\$50,125.00</b>

**I Love NY Matching Grant \$117,152 is the total for state and county based on last grant received**

<b>Amount Transferred to Region</b>	\$13,630.00
<b>Advertising (Incl. online)</b>	\$49,929.32
<b>Collateral</b>	\$24,693.24
<b>Mailing, Distribution &amp; Info. Centers</b>	\$19,388.65
<b>Travel (incl. Shows)</b>	\$680.00
<b>Website Development/Maint.</b>	\$506.70
<b>FAM Tours</b>	
<b>Audio/Visual</b>	\$3,400.00
<b>Telephone</b>	\$111.78
<b>Displays</b>	\$2,436.48
<b>Research</b>	\$2,225.83
<b>Public Relations</b>	
<b>Miscellaneous</b>	\$150.00

	\$117,152.00
<b>Total Montgomery County Contribution</b>	<b>\$58,576.00</b>

\$117,152 is the total for State and County

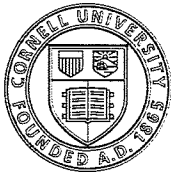




***Attachment to  
Finance Committee Meeting***

**10/07/2010**





Cornell University  
Cooperative Extension  
Fulton and Montgomery Counties

55 East Main Street #210  
Johnstown, NY 12095  
t. 518.762.3909  
f. 518.762.8155  
e. [fultonmontgomery@cornell.edu](mailto:fultonmontgomery@cornell.edu)  
[www.ccefm.com](http://www.ccefm.com)

Montgomery County Appropriation \$173,000

Matching

CL 224 (NYS)	\$ 48,696
FSNE (DSS OTDA)	\$106,151
VITA (IRS)	\$ 3,165
AMS/FMPP (USDA)	\$ 3,000
United Way Montgomery Co.	\$ 3,000
Target Foundation	\$ 1,000
Beech Nut	\$ 3,500
	<hr/>
	\$168,512

Also generates \$120,000 in employee benefits paid by Cornell University.

Does not include an additional \$50,000 fundraising, contributions, participation fees, etc.

*Prepared by Marilyn J. Smith – September 27, 2010*

*Building Strong and Vibrant New York Communities*



**2011 - 2012 Proposed Budget**  
**Fiscal Year April 1, 2011 - March 31, 2012**

		10/11 Budget Levels	Projected 11/12 Budget Levels
<b>Estimated 2011/12 Service Levels</b>			
Legal Services		7,750.00	9,000.00
Senior Exercise Services		3,000.00	3,000.00
Home Health Care Providers		210,732.00	220,000.00
Respite Services		44,418.00	40,320.00
Home Delivered Meals		368,301.00	449,000.00
Congregate Meals		61,821.00	79,000.00
Transportation Services		69,033.00	75,000.00
Registered Dietician		20,000.00	21,000.00
Weatherization Services		22,666.00	35,000.00
		807,721.00	931,320.00
<b>Estimated Payroll &amp; Operational Expenses</b>			
Personnel		371,315.00	374,924.00
Fringe		93,204.00	87,510.00
Administration			
Equipment Leases/Purchase - Copier, Postage Meter, (2) Computers		6,262.00	6,500.00
Travel-Employee Reimbursements		2,565.00	1,500.00
Mortgage Interest, Building & Grounds Maintenance		19,433.00	22,500.00
Equipment Maintenance/IT Support		19,018.00	20,000.00
Business Insurance		12,047.00	14,000.00
Postage		5,484.00	7,000.00
Printing - Newsletter		10,026.00	12,000.00
Office Expense		10,503.00	13,000.00
Telephone/Internet Expense		4,750.00	4,750.00
Utilities			5,400.00
Advertising		2,200.00	1,500.00
Medication Management		1,139.00	1,150.00
Program Expense		700.00	700.00
Fuel		150.00	1,000.00
Events		1,200.00	1,500.00
Audit/CPA Services		6,444.00	7,500.00
Training/Conferences		1,750.00	2,200.00
Subscriptions & Publications		750.00	250.00
Dues/Memberships		900.00	2,000.00
Legal Fees		2,463.00	2,000.00
Minor Alterations/Renovations		1,000.00	1,000.00
	<b>Total Budget</b>	<b>1,381,024.00</b>	<b>1,521,204.00</b>
<b>Estimated 2011/12 Revenues</b>			
		10/11 Revenue Sources	Projected 11/12 Revenue Sources
EISEP In Kind		68,511.00	72,600.00
Caregiver/Respite In-Kind		11,587.00	10,483.00
Private Donations		120,575.00	100,000.00
Town & Village		8,600.00	6,500.00
Community Chest		1,000.00	1,000.00
State/Federal Funding		881,476.00	797,000.00
Montgomery County		279,599.00	320,000.00
Foundation		69,775.00	0.00
	<b>Projected Deficit for Fiscal Year 2011/12</b>		<b>(213,621.00)</b>
	<b>Total Revenue</b>	<b>1,381,024.00</b>	<b>1,521,204.00</b>
<b>P:\KimSkiff\Budget:2011-2012 Revenue-Expense Projections</b>			
<b>/KS Amended 10/5/10</b>			

# Montgomery County Office for Aging, Inc.

## County Allocation Pursuant to Seniors Served

OFA Program Year Ending March 31, 2010

Total Clients Served (across all programs)

7,901

### Core Services (programs to age in place)

Home Delivered Meals	365 persons served 73,955 meals
Annual Average Cost per person	\$1,475.26

Expanded In-Home Services (EISEP) Case Management and Respite	101 persons served 17,259 hours
Average Annual Cost per person	\$1,412.49 Level I \$2,712.53 Level II

Total OFA 2009 - 2010 Budget

1,419,146.00

County Allocation

220,000.00

*Approximately 15% of OFA Annual Budget*

\*\*Totaling .292% of Montgomery County Adopted Budget  
(\$75,331,673 for 2009)

County Allocation per person served = \$27.84

Total OFA 2010 - 2011 Budget

1,381,024.00

County Allocation

220,000.00

*Approximately 16% of OFA Annual Budget*

\*\*Totaling .246% of Montgomery County Adopted Budget  
(\$89,185,611 for 2010)

OFA Proposed 2011 - 2012 Budget

\$1,521,204.00 proposed

To meet the demand for service and includes increase in associated costs

## County Allocation to OFA's Comparison to Montgomery County

Essex County

Our total County portion of our budget is \$1,107,563 out of a \$2,199,405 budget.  
Yes housing and equipment are covered. We do pay for lights, heating phone. IT services are in-kind.

Hope that helps.  
Patty

**From:** Tetor, Linda [mailto:LindaT@co.steuben.ny.us]  
**Sent:** Thursday, October 07, 2010 9:10 AM  
**To:** Kimberly Denis  
**Subject:** RE: County Allocation

Hi Kim,

Our county allocation for 2010 is \$553,967. We are asking for the same allocation for 2011 plus salary increases for county employees and related increases in benefits.

This amount includes our space, some equipment and IT services, but does not include copiers and computers. Our county has a special fund for those larger items and we simply request what we need, give a justification, and they do what they can to meet those needs. For example, this year we asked for new laptops that were lighter weight for our case managers to carry into the field. We received 6 new notebook computers!

Good luck. If I can help in any way, let me know.

Linda

**From:** Murphy, Claire (DFA4-A53) [mailto:Claire.Murphy@dfa.state.ny.us]

**Sent:** Thursday, October 07, 2010 9:00 AM

**To:** Kimberly Denis

**Subject:** RE: County Allocation

Kim - We are an agency of county government as such our housing costs: including maintenance, utilities and insurances are covered by the county - Our current county match is about 15.4% of our total budget - the only programs which receive additional county share are the meals programs, C1, C2 and SNAP (that being said - we have a finance meeting this morning in which all this might change). that percentage does not include our personnel fringe cost which the county pays out of the general county budget - if you add that into the county match we are about 25% of our total budget is paid for with County funds.

Good luck,  
Claire

For a small, rural, poor county, we get lots of support  
Our county allocation for 2010 is \$529,637.  
The county takes care of our housing, equipment, IT - lots of indirect support.  
We have been a county agency since 1975.  
Good luck with your presentation  
Kim

Kimberley Toot, Director  
Allegany County Office for the Aging  
6085 Route 19 North  
Belmont, NY 14813  
phone 585-268-9390  
fax 585-268-9657



**From:** Acerra, Carolyn (NASSAU) [mailto:Carolyn.Acerra@hhsnassaucountyny.us]

**Sent:** Thursday, October 07, 2010 2:37 PM

**To:** Kimberly Denis; directors@nysaaaa.org

**Subject:** RE: County Allocation

Each year we develop an overall department budget which includes all anticipated expenses (salary; general expenses such as travel, food, supplies; contractual expenses; and interdepartmental charges for things such as building costs, IT, printing, etc) and anticipated revenues for the ensuing year. The difference between the total expenses and total revenues = county funds. Currently, our County funds approximately 32.4% of our entire budget. The County does not break out a specific category to subsidize.

## **Carolyn Acerra**

Nassau County Department of Senior Citizen Affairs

60 Charles Lindbergh Boulevard, Suite #260

Uniondale, NY 11553-3691

516-227-8934 FAX: 516-227-8972

**MONTGOMERY COUNTY OFFICE FOR AGING, INC.**

(A not for profit corporation)

AMSTERDAM, NEW YORK

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SUPPLEMENTARY INFORMATION

FOR THE YEAR ENDED MARCH 31, 2010

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***PHILIP BECKETT CPA, P.C.***  
132 East State Street Gloversville, New York 12078

## **TABLE OF CONTENTS**

### **PAGE NO.**

Independent Auditor's Report on supplementary information	1.
Supplementary schedules of revenue and expense by program	2 – 5.

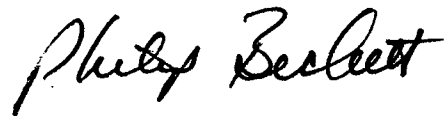
PHILIP BECKETT CPA, P.C.

132 East State Street	Gloversville, New York 12078	(518)773-7226
Members AICPA AND NYSSCPA	Email phil@philipbeckettcpa.com	Fax (518)725-4921

INDEPENDENT AUDITOR'S REPORT  
ON SUPPLEMENTARY INFORMATION

To the Executive Director and the Board of Directors  
Montgomery County Office for Aging, Inc.  
Amsterdam, New York

I have completed my report on my audit of the basic financial statements of Montgomery County Office for Aging, Inc. for the year ended March 31, 2010 and have issued my report dated June 17, 2010. I conducted my audit in accordance with auditing standards generally accepted of the United States of America for the purpose of forming an opinion on the basic financial statements taken as a whole. The schedules of program revenue and expense are presented for purposes of additional analysis and are not a required part of the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and, in my opinion, is fairly stated in all material respects in relation to the basic financial statements taken as a whole.



June 17, 2010

# MONTGOMERY COUNTY OFFICE FOR AGING, INC.

Supplementary Information Schedule of program revenue and expense  
For the year ended March 31, 2010

	Other	SOFA III-B Admin	SOFA III-B	SOFA III-D	SOFA III-C-1 Admin	SOFA III-C-1	SOFA III-C-2 Admin	SOFA III-C-2
<b>REVENUE AND SUPPORT</b>								
Contracts and grants	\$ 5,850	\$ 0	\$ 103,977	\$ 6,395	\$ 0	\$ 79,803	\$ 0	\$ 121,776
Contributions and other	16,514	0	36,517	0	0	20,794	0	24,093
Gain (loss) on sale of assets	0	40	0	0	0	0	0	0
<b>TOTALS</b>	<b>\$ 22,364</b>	<b>\$ 40</b>	<b>\$ 140,494</b>	<b>\$ 6,395</b>	<b>\$ 0</b>	<b>\$ 100,597</b>	<b>\$ 0</b>	<b>\$ 145,869</b>
<b>EXPENSES:</b>								
Salaries and wages	\$ (5,498)	\$ 5,812	\$ 79,203	\$ 292	\$ 4,893	\$ 17,994	\$ 2,361	\$ 19,943
Payroll taxes and fringes	2,818	1,050	16,040	57	859	3,828	265	4,186
Travel expense	0	0	165	0	0	523	0	282
Equipment purchases	0	0	536	0	104	809	0	19,652
Equipment repairs	45	0	5,048	771	0	0	0	0
Rent, occupancy & interest	2,040	0	2,854	0	3,036	3,057	0	2,994
Advertising	89	0	100	0	0	0	0	0
Events	1,104	0	0	0	0	0	0	0
Fuel	994	0	0	0	0	0	0	21
Insurance	513	989	0	136	769	851	2,291	61
Office expense	7,245	0	1,266	4,090	0	1,246	0	0
Postage and shipping	210	0	2,151	0	0	0	0	0
Printing and publication	0	702	1,599	0	0	2,436	0	532
Program expenses	17	0	0	1,190	0	659	0	10
Telephone	0	262	466	0	0	0	0	344
Subscriptions	0	0	199	0	0	66	0	0
Utilities and maintenance	10,907	0	0	0	0	6	0	6
Dues	0	0	251	0	0	69	0	0
Auditing	0	1,000	0	0	939	0	1,026	0
Legal fees	0	0	0	0	0	0	0	0
Temporary services	0	0	0	0	0	0	0	0
Minor alterations	0	0	0	0	0	0	0	0
Training	130	0	322	0	0	215	0	271
Real estate taxes	0	0	0	0	0	0	0	0
Med management	0	0	0	0	0	0	0	0
Subcontractors	0	0	36,763	0	0	62,586	0	95,671
Subcontractor In-Kind	0	0	0	0	0	0	0	0
Depreciation	32,732	0	0	0	0	0	0	0
<b>TOTAL EXPENSES</b>	<b>\$ 53,346</b>	<b>\$ 9,815</b>	<b>\$ 146,963</b>	<b>\$ 6,536</b>	<b>\$ 10,600</b>	<b>\$ 94,345</b>	<b>\$ 5,943</b>	<b>\$ 143,973</b>
<b>NET CHANGE</b>	<b>\$ (30,982)</b>	<b>\$ (9,775)</b>	<b>\$ (6,469)</b>	<b>\$ (141)</b>	<b>\$ (10,600)</b>	<b>\$ 6,252</b>	<b>\$ (5,943)</b>	<b>\$ 1,896</b>

See accountant's report.

# MONTGOMERY COUNTY OFFICE FOR AGING, INC.

Supplementary Information Schedule of program revenue and expense  
For the year ended March 31, 2010

	SOFA III-C-1 ARRA	SOFA III-C-2 ARRA	SOFA III MIPPA	SOFA EISEP	SOFA EISEP SERV.	SOFA TITLE V - Admin	SOFA TITLE V - Enrollee	SOFA TITLE V
<b>REVENUE AND SUPPORT</b>								
Contracts and grants	\$ 14,403	\$ 7,118	\$ 5,050	\$ 0	\$ 278,030	\$ 0	\$ 0	\$ 12,643
Contributions and other	5,561	2,569	0	0	61,726	0	0	0
Gain (loss) on sale of assets	0	0	0	0	0	0	0	0
<b>TOTALS</b>	<b>\$ 19,964</b>	<b>\$ 9,687</b>	<b>\$ 5,050</b>	<b>\$ 0</b>	<b>\$ 339,756</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 12,643</b>
<b>EXPENSES:</b>								
Salaries and wages	\$ 0	\$ 0	\$ 4,368	\$ 8,900	\$ 92,695	\$ 124	\$ 5,691	\$ 4,564
Payroll taxes and fringes	0	0	0	2,240	19,908	25	547	675
Travel expense	0	0	0	0	249	0	250	24
Equipment purchases	0	0	264	0	770	0	0	0
Equipment repairs	931	0	44	0	3,383	0	0	228
Rent, occupancy & interest	0	0	0	0	1,959	0	0	0
Advertising	0	0	0	0	0	0	0	0
Events	0	0	0	0	0	0	0	0
Fuel	0	0	0	0	21	0	0	0
Insurance	0	667	0	2,583	0	0	0	0
Office expense	0	0	0	537	54	0	0	0
Postage and shipping	0	0	0	0	1,193	0	0	403
Printing and publication	0	0	0	545	1,821	0	0	0
Program expenses	0	0	0	0	0	0	0	0
Telephone	0	0	0	0	759	0	0	0
Subscriptions	0	0	0	0	60	0	0	0
Utilities and maintenance	0	0	0	0	0	0	0	0
Dues	0	0	0	101	431	0	0	0
Auditing	0	0	0	1,228	0	0	0	0
Legal fees	0	0	0	0	295	0	0	0
Temporary services	0	0	0	0	0	0	0	0
Minor alterations	0	0	0	400	0	0	0	0
Training	0	0	0	193	93	0	0	400
Real estate taxes	0	0	0	0	0	0	0	23
Med management	0	0	0	0	0	0	0	0
Subcontractors	18,981	8,521	0	0	197,456	0	0	0
Subcontractor In-Kind	0	0	0	0	33,203	0	0	0
Depreciation	0	0	0	0	0	0	0	0
<b>TOTAL EXPENSES</b>	<b>\$ 19,912</b>	<b>\$ 9,188</b>	<b>\$ 4,676</b>	<b>\$ 16,727</b>	<b>\$ 354,350</b>	<b>\$ 149</b>	<b>\$ 6,488</b>	<b>\$ 6,317</b>
<b>NET CHANGE</b>	<b>\$ 52</b>	<b>\$ 499</b>	<b>\$ 374</b>	<b>\$ (16,727)</b>	<b>\$ (14,594)</b>	<b>\$ (149)</b>	<b>\$ (6,488)</b>	<b>\$ 6,326</b>

See accountant's report.

**MONTGOMERY COUNTY OFFICE FOR AGING, INC.**  
Supplementary Information Schedule of program revenue and expense  
For the year ended March 31, 2010

	SOFA HIICAP	SOFA WRAP	SOFA III - E	SOFA NSIP Emer. Meals	SOFA III-E ADMIN to 121	CSI	SOFA CSE - Admin	SOFA CSE- CSI
<b>REVENUE AND SUPPORT</b>								
Contracts and grants	\$ 36,459	\$ 39,592	\$ 44,819	\$ 0	\$ 0	\$ 2,900	\$ 0	\$ 110,690
Contributions and other	0	305	21,900	0	0	1,029	0	4,068
Gain (loss) on sale of assets	0	0	0	0	0	0	0	0
<b>TOTALS</b>	<b>\$ 36,459</b>	<b>\$ 39,897</b>	<b>\$ 66,719</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 3,929</b>	<b>\$ 0</b>	<b>\$ 114,758</b>
<b>EXPENSES:</b>								
Salaries and wages	\$ 22,073	\$ 15,555	\$ 20,983	\$ 0	\$ 2,545	\$ 0	\$ 12,363	\$ 40,972
Payroll taxes and fringes	4,013	2,074	5,613	0	380	0	1,799	7,542
Travel expense	67	92	138	0	0	0	0	170
Equipment purchases	951	0	248	0	0	0	0	402
Equipment repairs	4,044	0	1,072	0	0	0	2,536	1,694
Rent, occupancy & interest	0	0	2,062	0	0	0	0	0
Advertising	0	0	0	0	0	0	0	93
Events	1,548	0	0	0	0	0	0	2,306
Fuel	0	0	0	0	0	0	0	0
Insurance	0	0	204	0	0	0	0	26
Office expense	634	0	1,492	0	1,618	368	761	0
Postage and shipping	769	0	603	0	0	0	0	549
Printing and publication	933	0	790	0	0	0	0	147
Program expenses	0	22,187	81	10,675	0	0	0	0
Telephone	526	0	346	0	0	0	0	599
Subscriptions	0	0	238	0	0	0	0	0
Utilities and maintenance	0	0	0	0	0	0	0	0
Dues	0	0	443	0	0	0	0	0
Auditing	0	0	0	0	0	0	1,877	0
Legal fees	0	0	0	0	0	0	295	0
Temporary services	0	0	0	0	0	0	0	0
Minor alterations	0	0	0	0	0	0	0	0
Training	296	0	275	0	0	0	0	400
Real estate taxes	0	0	0	0	0	0	0	263
Med management	0	0	0	0	0	0	0	0
Subcontractors	0	0	35,264	0	0	3,500	0	39,608
Subcontractor In-Kind	0	0	0	0	0	0	0	0
Depreciation	0	0	0	0	0	0	0	0
<b>TOTAL EXPENSES</b>	<b>\$ 35,854</b>	<b>\$ 39,908</b>	<b>\$ 69,852</b>	<b>\$ 10,675</b>	<b>\$ 4,543</b>	<b>\$ 3,868</b>	<b>\$ 19,631</b>	<b>\$ 94,771</b>
<b>NET CHANGE</b>	<b>\$ 605</b>	<b>\$ (11)</b>	<b>\$ (3,133)</b>	<b>\$ (10,675)</b>	<b>\$ (4,543)</b>	<b>\$ 61</b>	<b>\$ (19,631)</b>	<b>\$ 19,987</b>

See accountant's report.

**MONTGOMERY COUNTY OFFICE FOR AGING, INC.**  
Supplementary Information Schedule of program revenue and expense  
For the year ended March 31, 2010

	LONG TERM CHC	SOFA SNAP	NY CONNECTS	TRANSPORT ATION	DSS HEAP	PALATINE KITCHEN	TOTALS
<b>REVENUE AND SUPPORT</b>							
Contracts and grants	\$ 110,958	\$ 310,496	\$ 38,739	\$ 4,605	\$ 1,853	\$ 0	\$ 1,336,156
Contributions and other	0	34,582	0	206	0	50,400	280,264
Gain (loss) on sale of assets	0	0	0	0	0	0	40
<b>TOTAL INCOME</b>	<b>\$ 110,958</b>	<b>\$ 345,078</b>	<b>\$ 38,739</b>	<b>\$ 4,811</b>	<b>\$ 1,853</b>	<b>\$ 50,400</b>	<b>\$ 1,616,460</b>
<b>EXPENSES:</b>							
Salaries and wages	\$	\$ 42,410	\$ 16,605	\$	\$	\$	\$ 414,848
Payroll taxes and fringes	0	7,553	2,076	0	0	0	83,548
Travel expense	0	504	0	0	0	34	2,498
Equipment purchases	0	0	552	0	0	0	24,288
Equipment repairs	0	514	9,157	0	0	8,713	38,180
Rent, occupancy & interest	0	2,280	0	0	0	6,749	27,031
Advertising	0	0	1,390	0	0	0	1,672
Events	0	0	0	0	0	0	4,958
Fuel	0	0	0	0	0	0	4,441
Insurance	0	0	0	0	0	3,405	16,469
Office expense	0	1,805	2,225	0	0	5,000	21,453
Postage and shipping	0	0	1,471	0	0	88	6,946
Printing and publication	0	0	2,200	0	0	0	11,705
Program expenses	0	0	0	0	0	0	34,819
Telephone	0	0	720	0	0	0	4,022
Subscriptions	0	0	0	0	0	0	563
Utilities and maintenance	0	0	500	0	0	16,970	28,389
Dues	0	0	0	0	0	0	1,295
Auditing	0	0	0	0	0	0	6,070
Legal fees	0	0	0	0	0	0	590
Temporary services	0	0	0	0	0	0	0
Minor alterations	0	0	0	0	0	0	1,200
Training	0	0	0	0	0	0	2,081
Real estate taxes	0	0	0	0	0	0	0
Med management	0	0	0	0	0	0	0
Subcontractors	114,208	290,947	0	4,811	0	0	908,316
Subcontractor In-Kind	0	0	0	0	0	0	33,203
Depreciation	0	0	0	0	0	15,462	48,194
<b>TOTAL EXPENSES</b>	<b>\$ 114,208</b>	<b>\$ 346,013</b>	<b>\$ 36,896</b>	<b>\$ 4,811</b>	<b>\$ 0</b>	<b>\$ 56,421</b>	<b>\$ 1,726,779</b>
<b>NET CHANGE</b>	<b>\$ (3,250)</b>	<b>\$ (935)</b>	<b>\$ 1,843</b>	<b>\$ 0</b>	<b>\$ 1,853</b>	<b>\$ (6,021)</b>	<b>\$ (110,319)</b>

See accountant's report.



***Attachment to  
Finance Committee Meeting***

**10/12/2010**



**Mandated / Required****FUND: A General Fund**

	DEPARTMENT REQUESTED 2011	TENTATIVE BUDGET 2011	MANDATED/ REQUIRED 2011	
<b><u>01 Board of Supervisors</u></b>				
<b>REVENUES</b>				
TOTAL REVENUES	409,100	409,100	<b>148,000</b>	
<b>APPROPRIATIONS</b>				
<b>1010 LEGISLATIVE BOARD</b>				
.1 PERSONNEL	256,380	256,380	<b>155,000</b>	supervisors only
.2 EQUIPMENT	0	0	<b>0</b>	
.4 CONTRACTUAL	31,085	31,085	<b>29,585</b>	8,22,31,76,91
<b>1040 CLK OF BRD SUPERVISORS</b>				
.1 PERSONNEL	48,238	48,238	<b>48,238</b>	full time or part time?
<b>1340 BUDGET</b>				
.1 PERSONNEL	12,000	12,000	<b>0</b>	
.2 EQUIPMENT	0	0	<b>0</b>	
.4 CONTRACTUAL	0	0	<b>0</b>	
<b>1910 UNALLOCATED INSURANCE</b>				
.4 CONTRACTUAL	450,000	450,000	<b>450,000</b>	pending exact amount
<b>1930 JUDGEMENTS AND CLAIMS</b>				
.4 CONTRACTUAL	40,000	40,000	<b>0</b>	
<b>1990 CONTINGENT ACCOUNT</b>				
.4 CONTRACTUAL	200,000	200,000	<b>0</b>	
<b>3310 TRAFFIC CONTROL</b>				
.4 CONTRACTUAL	500	500	<b>0</b>	
<b>3620 SAFETY OFFICE</b>				
.2 EQUIPMENT	0	0	<b>0</b>	
.4 CONTRACTUAL	0	0	<b>0</b>	
<b>5630 BUS OPERATIONS</b>				
.2 EQUIPMENT	0	0	<b>0</b>	
.4 CONTRACTUAL	401,750	401,750	<b>148,000</b>	Albany comuter run only (fully funded)
<b>6420 PROMOTION OF INDUSTRY</b>				
.4 CONTRACTUAL	100,000	100,000	<b>50,000</b>	
<b>6989 OTHER ECON. OPP. &amp; DVLP (OFA)</b>				
.4 CONTRACTUAL	320,000	220,000	<b>0</b>	
<b>8160 REFUSE AND GARBAGE</b>				
.4 CONTRACTUAL	55,000	5,000	<b>0</b>	
<b>8710 CONSERVATION PROGRAMS</b>				
.4 CONTRACTUAL	117,200	121,200	<b>0</b>	
<b>8751 COUNTY EXTENSION SVCS</b>				
.4 CONTRACTUAL	205,000	200,000	<b>0</b>	
TOTAL APPROPRIATIONS	2,237,153	2,086,153	<b>880,823</b>	

**02 Emergency Management**

<b>REVENUES</b>				
TOTAL REVENUES	19,000	19,000	<b>17,000</b>	
<b>APPROPRIATIONS</b>				
<b>3020 PUBLIC SAFETY COMM SYS</b>				
.2 EQUIPMENT	5,000	5,000	<b>0</b>	
.4 CONTRACTUAL	65,092	60,792	<b>55,792</b>	12,15,25
<b>3640 OFF. EMERGENCY MANAGEMENT</b>				
.1 PERSONNEL	77,203	38,436	<b>25,000</b>	Full time or part time? Salary?
.2 EQUIPMENT	2,000	2,000	<b>0</b>	
.4 CONTRACTUAL	27,980	24,680	<b>5,130</b>	8,11,76
<b>3641 S.H. PROGRAMS EMS CLASSES</b>				
.2 EQUIPMENT	0	0	<b>0</b>	
.4 CONTRACTUAL	8,450	7,450	<b>0</b>	
TOTAL APPROPRIATIONS	185,725	138,358	<b>85,922</b>	

**03 Fire Service**

<b>REVENUES</b>					
	TOTAL REVENUES	300	300	<b>300</b>	
<b>APPRORIATIONS</b>					
<b>3410</b>	<b>FIREFIGHTING</b>				
	.1 PERSONNEL	8,129	5,000	<b>5,000</b>	Salary?
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	<u>17,250</u>	<u>15,450</u>	<u><b>2,650</b></u>	8, 49, 71,76
	TOTAL APPROPRIATIONS	25,379	20,450	<b>7,650</b>	

**06 County Treasurer**

<b>REVENUES</b>					
	TOTAL REVENUES	28,517,000	28,517,000	<b>28,492,000</b>	
<b>APPRORIATIONS</b>					
<b>1162</b>	<b>UNIFIED COURT BUDGET COSTS</b>				
	.4 CONTRACTUAL	2,100	2,100	<b>2,100</b>	
<b>1325</b>	<b>TREASURER</b>				
	.1 PERSONNEL	259,969	259,969	<b>115,862</b>	Treasurer & Deputy only
	.2 EQUIPMENT	1,600	1,600	<b>0</b>	
	.4 CONTRACTUAL	174,010	173,810	<b>170,500</b>	8,31,76,77
<b>1362</b>	<b>TAX ADVERTISE AND EXPENSE</b>				
	.4 CONTRACTUAL	79,000	79,000	<b>79,000</b>	
<b>1380</b>	<b>FISCAL AGENT FEES</b>				
	.4 CONTRACTUAL	3,000	3,000	<b>3,000</b>	
<b>1950</b>	<b>TAXES AND ASSESSMENTS</b>				
	.4 CONTRACTUAL	4,800	4,800	<b>4,800</b>	
<b>1985</b>	<b>DISTRIBUTION OF SALES TAX</b>				
	.4 CONTRACTUAL	10,500,000	10,500,000	<b>10,500,000</b>	
<b>2490</b>	<b>COMMUNITY COLLEGE TUITION</b>				
	.4 CONTRACTUAL	625,000	625,000	<b>625,000</b>	
<b>2495</b>	<b>CONTRIB TO COMMUNITY COLLEGE</b>				
	.4 CONTRACTUAL	1,395,821	1,395,821	<b>1,395,821</b>	
<b>9700</b>	<b>DEBT SERVICE</b>				
	.7 DEBT SERVICE	4,872,955	4,872,955	<b>4,872,955</b>	
<b>9900</b>	<b>INTERFUND TRANSFERS</b>				
	.9 INTERFUND TRANSFERS	<u>6,309,382</u>	<u>5,613,442</u>	<u><b>2,072,595</b></u>	
	TOTAL APPROPRIATIONS	24,227,637	23,531,497	<b>19,841,633</b>	

**07 Real Property Tax**

<b>REVENUES</b>					
	TOTAL REVENUES	68,114	68,114	<b>68,114</b>	
<b>APPRORIATIONS</b>					
<b>1355</b>	<b>ASSESSMENTS - REAL PROP TAX</b>				
	.1 PERSONNEL	150,952	150,952	<b>88,620</b>	Director & GIS spec. only
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	<u>41,095</u>	<u>40,345</u>	<u><b>29,090</b></u>	8,38,59,76
	TOTAL APPROPRIATIONS	192,047	191,297	<b>117,710</b>	

**08 County Clerk**

<b>REVENUES</b>					
	TOTAL REVENUES	676,500	676,500	<b>676,500</b>	
<b>APPRORIATIONS</b>					
<b>1410</b>	<b>COUNTY CLERK</b>				
	.1 PERSONNEL	507,410	477,903	<b>121,712</b>	Clerk & Deputy only
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	<u>67,927</u>	<u>67,227</u>	<b><u>63,380</u></b>	8,22,38,76
	TOTAL APPROPRIATIONS	575,337	545,130	<b>185,092</b>	

**09 County Attorney**

<b>APPRORIATIONS</b>					
<b>1420</b>	<b>LAW (COUNTY ATTORNEY)</b>				
	.1 PERSONNEL	102,530	102,530	<b>64,894</b>	Co. Attorney only
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	<u>21,177</u>	<u>21,027</u>	<b><u>100</u></b>	8
	TOTAL APPROPRIATIONS	123,707	123,557	<b>64,994</b>	

**10 Personnel**

<b>REVENUES</b>					
	TOTAL REVENUES	444,875	444,875	<b>444,875</b>	
<b>APPRORIATIONS</b>					
<b>1430</b>	<b>PERSONNEL</b>				
	.1 PERSONNEL	239,958	202,755	<b>61,876</b>	Personnel Director only
	.2 EQUIPMENT	3,000	1,200	<b>0</b>	
	.4 CONTRACTUAL	<u>141,650</u>	<u>134,650</u>	<b><u>86,900</u></b>	8,25,31,76
<b>9001</b>	<b>FRINGE BENEFITS</b>				
	.8 FRINGE BENEFITS	<u>8,493,428</u>	<u>9,210,458</u>	<b><u>4,300,000</u></b>	
	TOTAL APPROPRIATIONS	8,878,036	9,549,063	<b>4,448,776</b>	

**11 Board of Elections**

<b>REVENUES</b>					
	TOTAL REVENUES	92,350	92,350	<b>92,350</b>	
<b>APPRORIATIONS</b>					
<b>1450</b>	<b>ELECTIONS</b>				
	.1 PERSONNEL	212,880	207,504	<b>79,542</b>	Commissioners only
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	<u>134,820</u>	<u>134,820</u>	<b><u>123,120</u></b>	8,11,25,38,49,52,76
	TOTAL APPROPRIATIONS	347,700	342,324	<b>202,662</b>	

## 12 Public Works

<b>REVENUES</b>					
	TOTAL REVENUES	228,500	228,500	<b>228,500</b>	
<b>APPRORIATIONS</b>					
<b>1364</b>	<b>EXPENSE ON PROP ACQ TAXES</b>				
	.4 CONTRACTUAL	2,000	1,000	<b>0</b>	
<b>1490</b>	<b>PUBLIC WORKS ADMINISTRATION</b>				
	.1 PERSONNEL	166,774	155,162	<b>78,828</b>	Commissioner only
	.2 EQUIPMENT	1,000	1,000	<b>0</b>	
	.4 CONTRACTUAL	350	350	<b>350</b>	76
<b>1620</b>	<b>BUILDINGS</b>				
	.1 PERSONNEL	710,949	630,756	<b>61,555</b>	Courthouse cleaners only
	.2 EQUIPMENT	43,500	23,500	<b>16,000</b>	
	.4 CONTRACTUAL	1,338,150	1,303,850	<b>1,056,850</b>	8,11,12,13,14,15,25,44
<b>1671</b>	<b>CENTRAL MAILING</b>				
	.1 PERSONNEL	31,773	31,773	<b>0</b>	
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	100,150	100,150	<b>98,800</b>	8,22,25,53
<b>7180</b>	<b>SPEC. RECREATION FACILITY</b>				
	.1 PERSONNEL	51,600	51,600	<b>34,680</b>	Bike path maint.
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	18,000	17,500	<b>16,500</b>	22,48
<b>8160</b>	<b>REFUSE &amp; GARBAGE</b>				
	.1 PERSONNEL	52,000	26,000	<b>0</b>	
	.2 EQUIPMENT	6,000	4,700	<b>0</b>	
	.4 CONTRACTUAL	10,500	5,200	<b>0</b>	
	TOTAL APPROPRIATIONS	2,532,746	2,352,541	<b>1,363,563</b>	

## 14 Data Processing / Printing

<b>REVENUES</b>					
	TOTAL REVENUES	176,073	176,073	<b>152,073</b>	
<b>APPRORIATIONS</b>					
<b>1670</b>	<b>CENTRAL PRINTING</b>				
	.1 PERSONNEL	33,674	33,674	<b>0</b>	
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	32,500	30,500	<b>0</b>	
<b>1680</b>	<b>CENTRAL DATA PROCESSING</b>				
	.1 PERSONNEL	567,812	594,363	<b>183,138</b>	Director, Program super. & Network Admin. Only
	.2 EQUIPMENT	34,000	31,000	<b>0</b>	
	.4 CONTRACTUAL	119,075	116,075	<b>96,575</b>	8,22,25,38,76
	TOTAL APPROPRIATIONS	787,061	805,612	<b>279,713</b>	

## 15 Sheriff and Jail

<b>REVENUES</b>					
	TOTAL REVENUES	709,679	658,002	<b>658,002</b>	
<b>APPRORIATIONS</b>					
<b>1115</b>	<b>SECURITY SERVICE COURTS</b>				
	.1 PERSONNEL	51,000	51,000	<b>51,000</b>	
	.4 CONTRACTUAL	100	100	<b>0</b>	
<b>3020</b>	<b>14 PUB SAFETY COM SYS - E911</b>				
	.1 PERSONNEL	538,428	538,428	<b>538,428</b>	
	.2 EQUIPMENT	1,000	1,000	<b>1,000</b>	
	.4 CONTRACTUAL	47,378	47,378	<b>81,758</b>	
<b>3110</b>	<b>SHERIFF</b>				
	.1 PERSONNEL	1,687,991	1,558,757	<b>152,902</b>	Sheriff & Undersheriff only
	.2 EQUIPMENT	4,723	4,723	<b>0</b>	
	.4 CONTRACTUAL	284,383	278,870	<b>138,200</b>	8,11,22,76
<b>3112</b>	<b>CIVIL OFFICE</b>				
	.1 PERSONNEL	69,130	69,130	<b>69,130</b>	
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	6,045	5,845	<b>4,000</b>	8,11,22
<b>3150</b>	<b>JAIL</b>				
	.1 PERSONNEL	3,352,090	3,307,057	<b>2,840,182</b>	Administrator, P/T & OT removed
	.2 EQUIPMENT	10,300	10,300	<b>0</b>	
	.4 CONTRACTUAL	700,995	674,995	<b>671,295</b>	70,71,87 removed
	TOTAL APPROPRIATIONS	6,753,563	6,547,583	<b>4,547,895</b>	

**16 Public Health**

<b>REVENUES</b>					
	TOTAL REVENUES	2,505,989	2,505,989	<b>2,505,989</b>	
<b>APPRORIATIONS</b>					
<b>4010</b>	<b>PUBLIC HEALTH</b>				
	.1 PERSONNEL	582,227	582,227	<b>406,678</b>	Clerical positions removed
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	60,888	60,888	<b>47,410</b>	8,11,22,31,36,38,45,95
<b>4010</b>	<b>1 EI-CHAP CHILD HEALTH GRANT</b>				
	.1 PERSONNEL	38,557	38,557	<b>38,557</b>	
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	14,530	14,530	<b>14,530</b>	
<b>4010</b>	<b>2 RABIES REIMBURSEMENT GRANT</b>				
	.4 CONTRACTUAL	8,905	8,905	<b>8,905</b>	
<b>4010</b>	<b>3 IMMUNIZATION ACTION GRANT</b>				
	.1 PERSONNEL	29,477	29,477	<b>29,477</b>	
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	2,500	2,500	<b>2,500</b>	
<b>4010</b>	<b>4 GRANT</b>				
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	0	0	<b>0</b>	
<b>4010</b>	<b>5 LEAD POISONING GRANT</b>				
	.1 PERSONNEL	23,492	23,492	<b>23,492</b>	
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	2,100	2,100	<b>2,100</b>	
<b>4010</b>	<b>6 EMERGENCY PREPARE GRANT</b>				
	.1 PERSONNEL	31,850	31,850	<b>31,850</b>	
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	18,150	18,150	<b>18,150</b>	
<b>4010</b>	<b>7 HEALTHY HEART GRANT</b>				
	.1 PERSONNEL	0	0	<b>0</b>	
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	0	0	<b>0</b>	
<b>4010</b>	<b>8 CAR SEAT DISTRIBUTION GRANT</b>				
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	1,500	1,500	<b>15</b>	
<b>4046</b>	<b>CO. CO-ORD CHILDREN SERVICES</b>				
	.4 CONTRACTUAL	2,648,657	2,648,657	<b>2,648,657</b>	
<b>4059</b>	<b>EARLY INTERVENTION</b>				
	.4 CONTRACTUAL	398,995	398,995	<b>398,995</b>	
<b>4070</b>	<b>TUBERCULOSIS CARE/TREATMENT</b>				
	.4 CONTRACTUAL	6,795	6,795	<b>6,795</b>	
<b>4189</b>	<b>OTHER PUB. HLTH - (V.D.)</b>				
	.4 CONTRACTUAL	6,050	6,050	<b>6,050</b>	
	TOTAL APPROPRIATIONS	3,874,673	3,874,673	<b>3,684,161</b>	

**17 Mental Health**

<b>REVENUES</b>					
	TOTAL REVENUES	3,294,351	3,294,351	<b>3,294,351</b>	
<b>APPRORIATIONS</b>					
<b>4230</b>	<b>NARCOTIC ADDICTION SERVICES</b>				
	.4 CONTRACTUAL	373,207	373,207	<b>373,207</b>	
<b>4250</b>	<b>COMMUNITY ALCOHOLISM SVCS</b>				
	.4 CONTRACTUAL	447,851	447,851	<b>447,851</b>	
<b>4310</b>	<b>MENTAL HEALTH ADMINISTRATION</b>				
	.1 PERSONNEL	71,414	71,414	<b>71,414</b>	Part time mandated
	.2 EQUIPMENT	0	0	<b>0</b>	
	.4 CONTRACTUAL	37,549	25,499	<b>20,564</b>	8,31,38,76,83
<b>4320</b>	<b>MENTAL HEALTH PROGRAMS</b>				
	.4 CONTRACTUAL	2,495,502	2,495,502	<b>2,495,502</b>	
	TOTAL APPROPRIATIONS	3,425,523	3,413,473	<b>3,408,538</b>	

**18 Social Services****REVENUES**

TOTAL REVENUES	12,536,881	12,536,881	<b>12,536,881</b>
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**APPRORIATIONS****6010****SOCIAL SERVICES ADMINISTRATION**

.1 PERSONNEL	4,114,487	3,811,047	<b>3,330,119</b>	Clerical positions removed
.2 EQUIPMENT	1,550	1,550	<b>0</b>	
.4 CONTRACTUAL	1,196,582	1,194,762	<b>1,168,447</b>	all except 7,9,59,70,80,91,89,97

**6011****SOCIAL SERVICE PROGRAMS**

.6 PROGRAMS	22,089,439	22,089,439	<b>22,089,439</b>
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TOTAL APPROPRIATIONS	27,402,058	27,096,798	<b>26,588,005</b>
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**19 Veterans Service****REVENUES**

TOTAL REVENUES	10,654	10,654	<b>10,654</b>
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**APPRORIATIONS****6510****VETERANS SERVICES**

.1 PERSONNEL	84,965	79,965	<b>25,000</b>	Part time director mandated
.2 EQUIPMENT	0	0	<b>0</b>	
.4 CONTRACTUAL	20,940	20,940	<b>5,890</b>	8,25,38,76

TOTAL APPROPRIATIONS	105,905	100,905	<b>30,890</b>
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**20 Sealer of Weights & Measures****REVENUES**

TOTAL REVENUES	9,000	9,000	<b>9,000</b>
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**APPRORIATIONS****6610****CONSUMER AFFAIRS - SEALER**

.1 PERSONNEL	49,457	49,457	<b>49,457</b>	
.2 EQUIPMENT	0	0	<b>0</b>	
.4 CONTRACTUAL	5,285	5,285	<b>3,335</b>	8,11,38,41,76

TOTAL APPROPRIATIONS	54,742	54,742	<b>52,792</b>
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**21 Youth Bureau / ACSD****REVENUES**

TOTAL REVENUES	117,938	117,938	<b>0</b>
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**APPRORIATIONS****3155****ALT. COMMUNITY SERVICES**

.1 PERSONNEL	65,092	65,092	<b>0</b>
.2 EQUIPMENT	0	0	<b>0</b>
.4 CONTRACTUAL	6,300	5,800	<b>0</b>

**3157****PRETIAL RELEASE PROGRAM**

.4 CONTRACTUAL	32,350	32,350	<b>0</b>
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**7310****YOUTH PROGRAMS**

.1 PERSONNEL	88,393	88,393	<b>0</b>
.2 EQUIPMENT	0	0	<b>0</b>
.4 CONTRACTUAL	78,376	77,176	<b>0</b>

TOTAL APPROPRIATIONS	270,511	268,811	<b>0</b>
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## 22 Historian

REVENUES					
	TOTAL REVENUES	7,300	17,300	17,300	
APPRORIATIONS					
7510	HISTORIAN				
	.1 PERSONNEL	109,301	109,301	46,473	Part time Record Mgr. Mandated
	.2 EQUIPMENT	0	0	0	
	.4 CONTRACTUAL	3,010	13,010	12,860	
				8,25,31,76	
	TOTAL APPROPRIATIONS	112,311	122,311	59,333	

## 24 Economic Oppurtunity & Development

REVENUES					
	TOTAL REVENUES	79,500	79,500	0	
APPRORIATIONS					
6430	ECONOMIC OPP/DEVELOPMENT				
	.1 PERSONNEL	297,027	297,027	0	
	.2 EQUIPMENT	1,000	1,000	0	
	.4 CONTRACTUAL	23,370	22,770	0	
7180	SPEC. RECREATION FACILITY				
	.4 CONTRACTUAL	0	0	0	
	TOTAL APPROPRIATIONS	321,397	320,797	0	

## 25 District Attorney

REVENUES					
	TOTAL REVENUES	123,167	123,167	123,167	
APPRORIATIONS					
1165	DISTRICT ATTORNEY				
	.1 PERSONNEL	460,554	460,554	119,800	District Attorney only
	.2 EQUIPMENT	0	0	0	
	.4 CONTRACTUAL	79,588	76,100	52,600	
				8,11,31,33,53,76	
	TOTAL APPROPRIATIONS	540,142	536,654	172,400	

## 27 Probation

REVENUES					
	TOTAL REVENUES	205,473	205,473	205,473	
APPRORIATIONS					
3140	PROBATION				
	.1 PERSONNEL	620,566	620,566	72,464	Probation director only
	.2 EQUIPMENT	2,000	2,000	0	
	.4 CONTRACTUAL	75,031	69,341	34,211	
				8,36,38,59,76,83	
	TOTAL APPROPRIATIONS	697,597	691,907	106,675	

## 28 Public Defender

REVENUES					
	TOTAL REVENUES	148,510	148,510	0	
APPRORIATIONS					
1170	PUBLIC DEFENSE (INDIGENT)				
	.1 PERSONNEL	351,605	351,605	0	
	.2 EQUIPMENT	0	0	0	
	.4 CONTRACTUAL	233,600	233,600	0	
	TOTAL APPROPRIATIONS	585,205	585,205	0	

**29 Medial Examiner / Coroners****APPRORIATIONS****1185****MED EXAMINER/CORONERS**

.1 PERSONNEL	15,655	15,655	<b>15,655</b>
.4 CONTRACTUAL	38,850	29,800	<b>400</b>

8,76

TOTAL APPROPRIATIONS	54,505	45,455	<b>16,055</b>
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**30 Auditing****APPRORIATIONS****1320****COUNTY AUDITOR**

.1 PERSONNEL	68,673	68,673	<b>0</b>
.2 EQUIPMENT	0	0	<b>0</b>
.4 CONTRACTUAL	3,500	2,800	<b>0</b>

TOTAL APPROPRIATIONS	72,173	71,473	<b>0</b>
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**31 Central Purchasing****REVENUES**

TOTAL REVENUES	20,300	20,300	<b>0</b>
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**APPRORIATIONS****1345****PURCHASING**

.1 PERSONNEL	83,173	83,173	<b>0</b>
.2 EQUIPMENT	0	0	<b>0</b>
.4 CONTRACTUAL	23,460	23,110	<b>0</b>

**1660****CENTRAL STOREROOM**

.4 CONTRACTUAL	10,000	10,000	<b>0</b>
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TOTAL APPROPRIATIONS	116,633	116,283	<b>0</b>
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**32 Stop DWI****REVENUES**

TOTAL REVENUES	170,000	170,000	<b>170,000</b>
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**APPRORIATIONS****3315****STOP DWI**

.1 PERSONNEL	25,000	15,450	<b>25,000</b>
.2 EQUIPMENT	0	0	<b>0</b>
.4 CONTRACTUAL	145,000	168,550	<b>145,000</b>

TOTAL APPROPRIATIONS	170,000	184,000	<b>170,000</b>
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TOTAL GENERAL FUND REVENUES	<b>50,570,554</b>	<b>50,528,877</b>	<b>49,850,529</b>
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TOTAL GENERAL FUND APPROPRIATIONS	<b>84,669,466</b>	<b>83,717,052</b>	<b>66,315,282</b>
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**FUND: CD Community Development Fund**

	DEPARTMENT REQUESTED 2011	TENTATIVE BUDGET 2011	MANDATED/ REQUIRED 2011
<b><u>24 Economic Opp/Development</u></b>			
<b>REVENUES</b>			
TOTAL REVENUES	1,084,226	1,084,226	<b>1,084,226</b>
<b>APPRORIATIONS</b>			
8668 REHAB LOANS & GRANTS			
.4 CONTRACTUAL	1,078,226	1,078,226	<b>1,078,226</b>
8686 ADMINISTRATION			
.4 CONTRACTUAL	<u>6,000</u>	<u>6,000</u>	<u><b>6,000</b></u>
TOTAL APPROPRIATIONS	1,084,226	1,084,226	<b>1,084,226</b>
TOTAL COMM. DVLPMENT FUND REVENUES	<b>1,084,226</b>	<b>1,084,226</b>	<b>1,084,226</b>
TOTAL COMM. DVLPMENT FUND APPROPRIATIONS	<b>1,084,226</b>	<b>1,084,226</b>	<b>1,084,226</b>

**FUND: D County Road Fund**

		DEPARTMENT REQUESTED 2011	TENTATIVE BUDGET 2011	MANDATED/ REQUIRED 2011
<b><u>12 Public Works</u></b>				
<b>REVENUES</b>				
	TOTAL REVENUES	7,703,877	7,391,139	<b>4,068,165</b>
<b>APPRORIATIONS</b>				
<b>3310</b>	<b>TRAFFIC CONTROL</b>			
	.1 PERSONNEL	69,173	69,173	<b>0</b>
	.2 EQUIPMENT	0	0	<b>0</b>
	.4 CONTRACTUAL	96,400	93,600	<b>0</b>
<b>5010</b>	<b>HIGHWAY ADMINISTRATION</b>			
	.1 PERSONNEL	72,216	72,216	<b>0</b>
	.2 EQUIPMENT	1,500	1,500	<b>0</b>
	.4 CONTRACTUAL	32,350	29,850	<b>3,000</b>
<b>5020</b>	<b>ENGINEERING</b>			
	.1 PERSONNEL	76,765	67,118	<b>0</b>
	.2 EQUIPMENT	5,000	5,000	<b>0</b>
	.4 CONTRACTUAL	6,550	6,050	<b>0</b>
<b>5110</b>	<b>MAINT. ROADS &amp; BRIDGES</b>			
	.1 PERSONNEL	828,348	653,862	<b>0</b>
	.4 CONTRACTUAL	1,750,500	1,638,500	<b>0</b>
<b>5142</b>	<b>SNOW REMOVAL</b>			
	.1 PERSONNEL	40,000	40,000	<b>0</b>
	.4 CONTRACTUAL	2,093,595	2,093,595	<b>2,072,595</b>
<b>5148</b>	<b>SVCS - OTHER GOVTS - HIGHWAY</b>			
	.1 PERSONNEL	8,000	8,000	<b>0</b>
	.4 CONTRACTUAL	750	750	<b>0</b>
<b>9001</b>	<b>FRINGE BENEFITS</b>			
	.8 FRINGE BENEFITS	630,160	619,355	<b>0</b>
<b>9900</b>	<b>INTERFUND TRANSFERS</b>			
	.9 INTERFUND TRANSFERS	<u>1,992,570</u>	<u>1,992,570</u>	<u><b>1,992,570</b></u>
	TOTAL APPROPRIATIONS	7,703,877	7,391,139	<b>4,068,165</b>
<b>TOTAL COUNTY ROAD FUND REVENUES</b>		<b>7,703,877</b>	<b>7,391,139</b>	<b>4,068,165</b>
<b>TOTAL COUNTY ROAD FUND APPROPRIATIONS</b>		<b>7,703,877</b>	<b>7,391,139</b>	<b>4,068,165</b>

**FUND: DM Road Machinery Fund**

		DEPARTMENT REQUESTED 2011	TENTATIVE BUDGET 2011	MANDATED/ REQUIRED 2011
<b><u>12 Public Works</u></b>				
<b>REVENUES</b>				
	TOTAL REVENUES	1,449,475	1,066,273	<b>0</b>
<b>APPRORIATIONS</b>				
<b>5130</b>	<b>MACHINERY</b>			
	.1 PERSONNEL	358,967	305,340	<b>0</b>
	.2 EQUIPMENT	140,100	80,300	<b>0</b>
	.4 CONTRACTUAL	716,275	689,675	<b>0</b>
<b>9001</b>	<b>FRINGE BENEFITS</b>			
	.8 FRINGE BENEFITS	<u>234,133</u>	<u>210,863</u>	<u><b>0</b></u>
	TOTAL APPROPRIATIONS	1,449,475	1,286,178	<b>0</b>
<b>TOTAL ROAD MACHINERY FUND REVENUES</b>		<b>1,449,475</b>	<b>1,066,273</b>	<b>0</b>
<b>TOTAL ROAD MACHINERY FUND APPROPRIATIONS</b>		<b>1,449,475</b>	<b>1,286,178</b>	<b>0</b>

**FUND: G Sewer Fund**

		DEPARTMENT REQUESTED 2011	TENTATIVE BUDGET 2011	MANDATED/ REQUIRED 2011
<b><u>26 Sewer District</u></b>				
<b>REVENUES</b>				
	TOTAL REVENUES	531,603	531,603	<b>531,603</b>
<b>APPRORIATIONS</b>				
<b>1910</b>	<b>UNALLOCATED INSURANCE</b>			
	.4 CONTRACTUAL	21,100	21,100	<b>21,100</b>
<b>1990</b>	<b>CONTINGENT ACCOUNT</b>			
	.4 CONTRACTUAL	30,000	30,000	<b>30,000</b>
<b>8110</b>	<b>SEWER ADMINISTRATION</b>			
	.4 CONTRACTUAL	0	0	<b>0</b>
<b>8120</b>	<b>SANITARY SEWERS</b>			
	.1 PERSONNEL	155,751	155,751	<b>155,751</b>
	.2 EQUIPMENT	0	0	<b>0</b>
	.4 CONTRACTUAL	255,216	255,216	<b>255,216</b>
<b>9001</b>	<b>FRINGE BENEFITS</b>			
	.8 FRINGE BENEFITS	69,536	69,536	<b>69,536</b>
	TOTAL APPROPRIATIONS	531,603	531,603	<b>531,603</b>
<b>TOTAL SEWER FUND REVENUES</b>		<b>531,603</b>	<b>531,603</b>	<b>531,603</b>
<b>TOTAL SEWER FUND APPROPRIATIONS</b>		<b>531,603</b>	<b>531,603</b>	<b>531,603</b>

**FUND: MS Self Insurance Fund**

		DEPARTMENT REQUESTED 2011	TENTATIVE BUDGET 2011	MANDATED/ REQUIRED 2011
<b><u>10 Personnel</u></b>				
<b>REVENUES</b>				
	TOTAL REVENUES	886,500	886,500	<b>886,500</b>
<b>APPRORIATIONS</b>				
<b>1710</b>	<b>ADMINISTRATION</b>			
	.1 PERSONNEL	32,000	32,000	<b>32,000</b>
	.2 EQUIPMENT	0	0	<b>0</b>
	.4 CONTRACTUAL	218,725	218,725	<b>218,725</b>
<b>1720</b>	<b>BENEFITS &amp; AWARDS</b>			
	.4 CONTRACTUAL	502,975	502,975	<b>502,975</b>
<b>1910</b>	<b>UNALLOCATED INSURANCE</b>			
	.4 CONTRACTUAL	120,000	120,000	<b>120,000</b>
<b>9001</b>	<b>FRINGE BENEFITS</b>			
	.8 FRINGE BENEFITS	<u>12,800</u>	<u>12,800</u>	<u><b>12,800</b></u>
	TOTAL APPROPRIATIONS	886,500	886,500	<b>886,500</b>
<b>TOTAL SELF INSURANCE FUND REVENUES</b>		<b>886,500</b>	<b>886,500</b>	<b>886,500</b>
<b>TOTAL SELF INSURANCE FUND APPROPRIATIONS</b>		<b>886,500</b>	<b>886,500</b>	<b>886,500</b>

## 2011 SUMMARY OF BUDGET - ALL FUNDS

	(Tentative Budget)			(Mandated/Required)		
TOTAL APPROPRIATIONS OF ALL FUNDS			94,896,698			72,885,776
LESS: ESTIMATED REVENUES OF ALL FUNDS		61,488,618			56,421,023	
TOTAL ESTIMATED REVENUES						
APPROPRIATED FUND BALANCE						
General Fund	3,506,882			3,506,882		
Reserve: Stop DWI	14,000			14,000		
Reserve: E 911						
Reserve: Hotel/Motel						
Reserve: Debt Service	398,270			398,270		
Community Development Fund						
County Road Fund						
Road Machinery Fund	219,905					
Sewer Fund						
Self Insurance Fund						
TOTAL APPROPRIATED FUND BALANCE		4,139,057			3,919,152	
TOTAL ESTIMATED REVENUES AND APPROPRIATED FUND BALANCE			65,627,675			60,340,175
TOTAL REAL PROPERTY TAX LEVY FOR BUDGETARY PURPOSES			29,269,023			12,545,601
PLUS: TAX RESERVES						
TOTAL ALLOWANCE FOR UNCOLLECTIBLE TAXES		150,000			150,000	
TOTAL DEFERRED TAX REVENUE		100,000			100,000	
TOTAL REAL PROPERTY TAX LEVY			29,519,023			12,795,601
REAL PROPERTY TAX LEVY FOR BUDGET PURPOSES	<u>2010</u>	<u>2011</u>	INCREASE/(DECREASE)	<u>2010</u>	<u>2011</u>	INCREASE/(DECREASE)
	23,910,868	29,269,023		23,910,868	12,545,601	
TOTAL TAX RESERVES	350,000	250,000		350,000	250,000	
TOTAL REAL PROPERTY TAX LEVY	24,260,868	29,519,023	5,258,155	24,260,868	12,795,601	-11,465,267
			PERCENT			PERCENT
			21.67%			-47.26%