

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
[redacted] of Montgomery
[redacted]
[redacted]
Local Law No. 20 of the year 19 89

A local law AUTHORIZING THE COUNTY OF MONTGOMERY TO SELL LANDS OWNED BY THE COUNTY OF MONTGOMERY AND THE COUNTY OF FULTON AS JOINT TENANTS IN TRUST FOR THE USES AND PURPOSES OF THE FULTON-MONTGOMERY COMMUNITY COLLEGE, TO CONSTRUCT A CULTURAL AND RECREATIONAL COMPLEX AS ESPOUSED BY THE FULTON-MONTGOMERY COMMUNITY COLLEGE FOUNDATION AND RESCINDING LOCAL LAW NO. 9 OF 1988

Be it enacted by the Board of Supervisors of the
(Name of Legislative Body)

County
[redacted] of Montgomery as follows:
[redacted]
[redacted]

SECTION 1. The purpose of this local law is to authorize the Montgomery County Board of Supervisors to sell a portion of the lands jointly held by the Counties of Fulton and Montgomery as Joint-Tenants in Trust for the Uses and Purposes of the Fulton-Montgomery Community College for the purpose of developing a Cultural and Recreational Complex as espoused by the Fulton-Montgomery Community College Foundation which will serve students attending said College, and the residents of both Counties.

SECTION 2. The lands proposed to be sold are bounded and described as follows:

All that portion, tract or parcel of land situate, lying and being in the Town of Johnstown, County of Fulton and the Town of Mohawk, County of Montgomery: Beginning at a point in the westerly margin of Fulton County Road No. 142/Montgomery County Road No. 24 - Bendick Corners Road, which point lies in the following courses as measured from a concrete monument marking the most southeasterly corner of lands conveyed to the Fisher Group: S 22 06'20" E 351.49 feet, S 35 50'00" E 46.30 feet and S 22 06'00" E 204.38 feet; thence from said point of beginning S 22 06'00" E 129.85 feet along the westerly margin of said road to a point; thence through lands of Fulton-Montgomery Community College following these courses:

- S 50 23'15" W 497.61 feet
 - N 59 28'10" W 371.09 feet
 - N 34 41'30" E 518.49 feet
 - S 63 43'30" E 400.39 feet
- to the point or place of beginning.
Containing 5.39 acres of land, more or less.

SECTION 3. The lands proposed to be sold herein shall be used as and for the construction of a Cultural and Recreational Complex for the students attending the College, and the residents of both Counties.

(If additional space is needed, please attach sheets of the same size as this and number each)

SECTION 4. It is hereby found and determined that these lands jointly held by Fulton and Montgomery Counties are not being used by the general public and are not being used for ordinary County purposes, nor are said lands needed for the general educational purposes of Fulton-Montgomery Community College.

SECTION 5. It is hereby found and determined that the interests of Montgomery County in the lands described in Section 2 hereof were not acquired for highway purposes, through tax sale or for general County purposes.

SECTION 6. The lands described in Section 2. hereof may be sold to a private person or persons without advertising or competitive bidding by similar, subsequent resolutions which may be adopted by the Boards of Supervisors of the Counties of Fulton and Montgomery, acting in concert.

SECTION 7. To the extent that this local law may be inconsistent with Section 215 of the County Law of the State of New York, it shall supersede that section.

SECTION 8. This local law is subject to, and conditioned upon, the adoption by the Fulton County Board of Supervisors of a similar local law or other legislative expression consenting to the sale of the lands described herein.

SECTION 9. If any clause, sentence or paragraph of this local law shall be adjudged by any Court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder of the local law which shall as to such remainder remain in effect.

SECTION 10. This local law is subject to a permissive referendum and shall become effective in the Office of the Secretary of State and as otherwise provided by Section 24 of the Municipal Home Rule Law.

SECTION 11. Local Law No. 9 of 1988 is hereby rescinded.

U.S. Army. In the letter Mr. Salt stated that it is unlikely that funds will be allocated this year for a study of the problem.

Letter to the County Administrator from Congressman Michael R. Mc Nulty stating that he had been in touch with Lt. General Henry J. Hatch, the Chief of engineers for the U.S. Army Corps of Engineers, on the safety problems at Hughes Road/Mill Point Bridge area. He stated that he would get back to the Administrator when he receives a letter.

Letter to the County Administrator from Philip A. Barnes, Regional Director of Transportation for the New York State Department of Transportation regarding the Mindenville Road Bridge. He said that his department has spent hundreds of design hours on the project to no apparent avail so they must concentrate their efforts on the many other projects on their program.

Letter to the County Administrator from Assemblyman Glenn H. Harris acknowledging receipt of Montgomery County Resolution No. 309 regarding the State Office of Parks and Recreation and the Department of Transportation. He stated that the Town of Minden is not in his district but that he would add his support.

Letter to the County Administrator from Assemblyman Paul D. Tonko stating the he is also dismayed at the High Court's decision which condones destruction of the American Flag.

Letters to Congressman Michael R. McNulty and Congressman Sherwood Boehlert from Anthony Barone, Chairman of the Montgomery County Board of Supervisors, in regards to a bill that was introduced which would prohibit the construction of a Low-Level Radioactive Waste Site within 60 miles a state boundary. Chairman Barone states that he is concerned because Montgomery County is the only area under consideration that meets this criteria.

Fred LaCoppola, President of the Montgomery County Economic Development Corporation, introduced Peter Bakal, the new Executive Vice President of MCEDC. Mr. LaCoppola said that they feel that they have chosen a very qualified person. Mr. Bakal thanked the Board for the opportunity to speak. He stated that the transition is going smoothly and he will be working with the Montgomery County Industrial Development Agency. He said that he is very excited about the position and is willing to meet with any of the Supervisors. Supervisor Papa welcomed Mr. Bakal on behalf of all the Board members.

Chairman Barone recessed the meeting at 8:18 p.m.

Chairman Barone called the meeting back to order at 8:24 p.m.

OLD BUSINESS

LOCAL LAW #20 of 1989 (INTRODUCTORY LOCAL LAW NO. 5 OF 1989)

A LOCAL LAW AUTHORIZING THE COUNTY OF MONTGOMERY TO SELL LANDS OWNED BY THE COUNTY OF MONTGOMERY AND THE COUNTY OF FULTON AS JOINT TENANTS IN TRUST FOR THE USES AND PURPOSES OF THE FULTON-MONTGOMERY COMMUNITY COLLEGE, TO CONSTRUCT A CULTURAL AND RECREATIONAL COMPLEX AS ESPOUSED BY THE FULTON-MONTGOMERY COMMUNITY COLLEGE FOUNDATION AND RESCINDING LOCAL LAW NO. 9 OF 1988

SPONSORED BY SUPERVISOR CECHNICKI
SECONDED BY SUPERVISOR BARONE

BE IT ENACTED by the Montgomery County Board of Supervisors, a local law as follows:

SECTION 1. The purpose of this local law is to authorize the Montgomery County Board of Supervisors to sell a portion of the lands jointly held by the Counties of Fulton and Montgomery as Joint-Tenants in Trust for the Uses and Purposes of the Fulton-Montgomery Community College for the purpose of developing a Cultural and Recreational Complex as espoused by the Fulton-Montgomery Community College Foundation which will serve students attending said College, and the residents of both Counties.

SECTION 2. The lands proposed to be sold are bounded and described as follows:

All that portion, tract or parcel of land situate, lying and being in the Town of Johnstown, County of Fulton and the Town of Mohawk, County of Montgomery: Beginning at a point in the westerly margin of Fulton County Road No. 142/Montgomery County Road No. 24 - Bendick Corners Road, which point lies in the following courses as measured from a concrete monument marking the most southeasterly corner of lands conveyed to the Fisher Group: S 22 06'20" E 351.49 feet, S 35 50'00" E 46.30 feet and S 22 06'00" E 204.38 feet; thence from said point of beginning S 22 06'00" E 129.85 feet along the westerly margin of said road to a point thence through lands of Fulton-Montgomery

Community College following these

S 50 23'15" W 497.61 feet
N 59 28'10" W 371.09 feet
N 34 41'30" E 518.49 feet
S 63 43'30" E 400.39 feet
to the point or place of beginning.
Containing 5.39 acres of land, more or

SECTION 3. The lands proposed to herein shall be used as and for the creation of a Cultural and Recreational Center for the students attending the College and the residents of both Counties.

SECTION 4. It is hereby found and determined that these lands jointly held by Fulton and Montgomery Counties are not used by the general public and are not used for ordinary County purposes, and said lands needed for the general educational purposes of Fulton-Montgomery Community College.

SECTION 5. It is hereby found and determined that the interests of Fulton and Montgomery Counties in the lands described in Section 2 hereof were not acquired for high purposes, through tax sale or for general purposes.

SECTION 6. The lands described in Section 2 hereof may be sold to a private person or persons without advertising or competitive bidding by similar, subsequent actions which may be adopted by the Board of Supervisors of the Counties of Fulton and Montgomery, acting in concert.

SECTION 7. To the extent that this local law may be inconsistent with Section 2 of the County Law of the State of New York, this local law shall supersede that section.

SECTION 8. This local law is subject and conditioned upon, the adoption of a similar local law or other legislative action by the Fulton County Board of Supervisors or the County Board of Supervisors of Fulton County consenting to the sale of the lands described herein.

SECTION 9. If any clause, sentence, paragraph of this local law shall be declared invalid by any Court of competent jurisdiction, such adjudication shall not impair or invalidate the remainder of this local law which shall as to such remain in effect.

SECTION 10. This local law is subject to a permissive referendum and shall be effective in the Office of the Secretary of State and as otherwise provided by Section 24 of the Municipal Home Rule Law.

one recessed the meeting at

one called the meeting back
m.

LAW #20 of 1989
LOCAL LAW NO. 5 OF 1989)

V AUTHORIZING THE
MONTGOMERY TO SELL
BY THE COUNTY OF
AND THE COUNTY OF
NT TENANTS IN TRUST
AND PURPOSES OF THE
MONTGOMERY COMMUNITY
ONSTRUCT A CULTURAL
ONAL COMPLEX AS ES-
FULTON-MONTGOMERY
COLLEGE FOUNDATION
G LOCAL LAW NO. 9 OF

SUPERVISOR CECHNICKI
SUPERVISOR BARONE

ED by the Montgomery
Supervisors, a local law as

purpose of this local law
Montgomery County Board
sell a portion of the lands
Counties of Fulton and
nt-Tenants in Trust for the
of the Fulton-Montgomery
ege for the purpose of
lural and Recreational
oused by the Fulton-
munity College Founda-
e students attending said
idents of both Counties.

lands proposed to be sold
described as follows:

ract or parcel of land situ-
g in the Town of Johns-
ulton and the Town of
Montgomery: Beginning
esterly margin of Fulton
42/Montgomery County
ick Corners Road, which
llowing courses as mea-
ete monument marking
rly corner of lands con-
r Group: S 22 06'20" E
00" E 46.30 feet and S 22
thence from said point of
y" E 129.85 feet along the
said road to a point;
s of Fulton-Montgomery

Community College following these courses:

S 50 23'15" W 497.61 feet
N 59 28'10" W 371.09 feet
N 34 41'30" E 518.49 feet
S 63 43'30" E 400.39 feet
to the point or place of beginning,
Containing 5.39 acres of land, more or less.

SECTION 3. The lands proposed to be sold herein shall be used as and for the construction of a Cultural and Recreational Complex for the students attending the College, and the residents of both Counties.

SECTION 4. It is hereby found and determined that these lands jointly held by Fulton and Montgomery Counties are not being used by the general public and are not being used for ordinary County purposes, nor are said lands needed for the general educational purposes of Fulton-Montgomery Community College.

SECTION 5. It is hereby found and determined that the interests of Montgomery County in the lands described in Section 2 hereof were not acquired for highway purposes, through tax sale or for general County purposes.

SECTION 6. The lands described in Section 2. hereof may be sold to a private person or persons without advertising or competitive bidding by similar, subsequent resolutions which may be adopted by the Boards of Supervisors of the Counties of Fulton and Montgomery, acting in concert.

SECTION 7. To the extent that this local law may be inconsistent with Section 215 of the County Law of the State of New York, it shall supersede that section.

SECTION 8. This local law is subject to, and conditioned upon, the adoption by the Fulton County Board of Supervisors of a similar local law or other legislative expression consenting to the sale of the lands described herein.

SECTION 9. If any clause, sentence or paragraph of this local law shall be adjudged by any Court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder of the local law which shall as to such remainder remain in effect.

SECTION 10. This local law is subject to a permissive referendum and shall become effective in the Office of the Secretary of State and as otherwise provided by Section 24 of the Municipal Home Rule Law.

SECTION 11. Local Law No. 9 of 1988 is hereby rescinded.

LOCAL LAW ADOPTED with Aye(946)
Nay(223). Supervisors Papa and Wills voted nay. Supervisors Keller, Douglass and Kwiatkowski were absent

RESOLUTION NO. 332 of 1989
DATED: August 8, 1989

RESOLUTION AUTHORIZING PERSONNEL
DEPARTMENT TO ASSESS ADDITIONAL
FEES AND WAIVE OTHER FEES - CIVIL
SERVICE EXAMINATIONS

Resolution by Supervisor: Cechnicki
Seconded by Supervisor: Wills

WHEREAS, the New York State Civil Service Department intends to implement the reasonable fee provisions of Section 23.2 of the Civil Service Law pursuant to Chapter 61 of the Laws of 1989, which take effect October 1, 1989, pertaining to all Civil Service examinations - including all existing continuous recruitment programs that use material supplied by the State Civil Service Department, and

WHEREAS, for all examinations scheduled and rated by said Civil Service Department a minimum fee of \$5.00 per candidate will be charged pursuant to said law, and

WHEREAS, the above legislation would also require a fee for the examination of applications for non-competitive and certain labor class positions, and

WHEREAS, the Montgomery County Personnel Department, in accordance with the provisions of Section 50.5a of the State Civil Service Law, is also entitled to charge a fee of \$5.00 per candidate, and

WHEREAS, said Personnel Department desires to waive fees for non-competitive and labor class positions since these examinations are local in nature and do not involve the State Department of Civil Service, and

WHEREAS, said Personnel Department desires to waive fees for unemployed heads of households and for persons receiving Supplemental Social Security payments or public assistance (Home Relief or Aid to Dependent Children) from a state or local social service agency,

RESOLVED, that no fee or charge shall be made by the Montgomery County Personnel Department for Civil Service Examination application review for non-competitive and