

CALL TO ORDER

Chairman Headwell called the Regular Meeting of the Montgomery County Legislature for February 27, 2018 to order at 7:00 PM.

ROLL CALL OF MEMBERS

Legislators present were:

Martin P. Kelly, Legislator, District 1
Brian D. Sweet, Legislator, District 2
Roy S. Dimond, Chairman, Legislator, District 3
Robert Headwell, Jr., Legislator, District 4
Daniel P. Wilson, Legislator, District 5
John M. Duchessi, Legislator, District 6
Joseph A. Isabel, Legislator, District 8
Robert A. Purtell, Legislator, District 9

Absent was:

Michael J. Pepe, Legislator, District 7

SALUTE TO THE FLAG

Legislator Wilson led the Salute to the Flag.

MOMENT OF SILENCE

Chairman Headwell asked for a moment of silence.

PUBLIC COMMENT AND PRESENTATION

Proclamations were presented to Retired Deputy County Clerk, Lori Tessiero-Semkiw, Craig Phillips - 2017 National Coach of the Year and the Montgomery County Services Unit.

LORI-TESSIERO-SEMKIW PROCLAMATION:

WHEREAS, Lori Tessiero-Semkiw has offered more than two decades of dedicated service to Montgomery County and with strong organizational skills, punctuality and a sociable nature she has played a vital role in serving the community and the residents of this county; and **WHEREAS**, Lori began her career with Montgomery County in 1991 as deputy county clerk; and **WHEREAS**, she held this position until her retirement in January 2018; and

WHEREAS, as deputy county clerk, Lori has played an important role in assisting with the workflow of the bustling county clerk's office; and

WHEREAS, she has worked closely with the county clerk and staff to ensure the functions of the office were performed in a timely fashion and could also be found assisting the public in any way that she could; and

WHEREAS, Lori's technical support has been instrumental in keeping the county clerk's office current and her contributions to the office have lead to its success; and

WHEREAS, Lori's sense of humor will be missed by not only her colleagues, but by the public as well.

NOW THEREFORE, be it resolved, County Executive Matthew L. Ossenfort, Legislative Chairman Robert Headwell Jr. and Legislator Michael J. Pepe, on behalf of the Montgomery County Legislature, hereby proclaim Tuesday, February 27, 2018, as an official date in Montgomery County to most gratefully recognize, show appreciation to and wholeheartedly thank Lori Tessiero-Semkiw for her years of dedicated service to Montgomery County and its residents.

CRAIG PHILLIPS PROCLAMATION:

WHEREAS, Montgomery County congratulates Fort Plain baseball coach Craig Phillips for being named a 2017 National Coach of the Year by the National Federation of State High School Associations (NFHS); and **WHEREAS**, through countless hours of hard work and years of dedication coach Phillips has received this tremendous honor; and **WHEREAS**, he is the only baseball coach and one of just 23 high school coaches from across the country to be selected for this award; and

WHEREAS, Phillips has coached generations of players and could be considered a mentor for teaching students about dedication and sportsmanship; and

WHEREAS, through his passion for the sport and a desire to see his players succeed, coach Phillips has influenced many lives; and

WHEREAS, this spring marks his 45th season with more than 750 career coaching victories, the most wins in the history of New York State high school baseball, in addition to guiding the Hilltoppers to 24 league crowns, 10 Section II titles and two New York State championships (2007 & 2016).

NOW THEREFORE, be it resolved, County Executive Matthew L. Ossenfort, Legislative Chairman Robert Headwell Jr. and District 2 Legislator Brian D. Sweet, honor, recognize and pay tribute to coach Craig Phillips and thank him on behalf of the people of Montgomery County, for his exemplary coaching skills, drive to succeed and the positive influence he has made on the youth in this community.

MONTGOMERY COUNTY SERVICES UNIT:

WHEREAS, the County of Montgomery owes a debt of gratitude to those individuals who serve the public good and is proud to recognize the staff in the Services Unit in the Department of Social Services, for their diligence, selflessness and the empathy they feel towards the individuals they assist; and

WHEREAS, under the Services Unit umbrella, there are case supervisors, senior caseworkers and several support staff positions, but all of these employees go above and beyond to help residents in need of assistance in our community; and

WHEREAS, these employees go through extensive training in order to be qualified for their positions, exhibit a passion for helping others and push to see them succeed; and **WHEREAS**, the caseworkers in the unit are required to work on-call rotations, sometimes assisting with abuse, reports of neglect, homelessness or other emergencies and despite the unpredictability of their job and the sometimes tough situations they may face, these caseworkers are able to remain strong, professional and aid those in need; and

WHEREAS, despite always assisting people mid-crisis, the Services Unit staff exhibits true dedication and resilience in their profession.

NOW THEREFORE, be it resolved, County Executive Matthew L. Ossenfort, Legislative Chairman Robert Headwell Jr. and Legislator Martin Kelly hereby proclaim Tuesday, February 27, 2018, as an official date in Montgomery County to honor, thank and recognize the Services Unit on behalf of the people of this county.

COMMUNICATIONS

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Minutes from the previous session were approved

ACCEPTANCE OF BUDGETARY TRANSFERS

MOTION TO ACCEPT BUDGETARY TRANSFERS by Legislator Kelly, seconded by Legislator Sweet, passed with Aye(8). Legislator Pepe was absent.

ACCEPTANCE OF PROCUREMENT RECORD

ACCEPTANCE OF PROCUREMENT RECORD by Legislator Dimond, seconded by Legislator Kelly, passed with Aye(8). Legislator Pepe was absent.

OLD BUSINESS

NEW BUSINESS

A. Resolutions

B. Other

RESOLUTION NO. 35 of 2018

DATED: 2/27/2018

Resolution by Legislator: Duchessi
Seconded by Legislator: Sweet

RESOLUTION AMENDING THE 2018 OPERATING BUDGET (PUBLIC WORKS)

WHEREAS, Montgomery County Department of Public Works has contracted for supply of parts with Frank Greco of Palatine Bridge, and Genuine Auto Parts Company; and

WHEREAS, it is necessary to transfer funds to cover the cost of the contractor's contract.

RESOLVED, that the County Treasurer is authorized and directed to amend the 2018 Operating Budget as follows:

TRANSFER FROM:

DM-12-4-5130-.4422 Equip Rental/Lease/Repair \$30,000.00

TRANSFER TO:

DM-12-4-5130-.4438 Misc. Supporting Services \$30,000.00

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

For Authorization allowing the County Treasurer to transfer funds from DM Fund to pay for Contract Services

II. Justification:

Transfer is needed to satisfy Auditing Department for payment approval.

III. Legislative Impact:

Pursuant to Article 2 of the Montgomery County Charter, the Legislature has the power to make appropriations.

IV. Financial Impact:

No financial Impact- Funds were budgeted in the 2018 Operating Budget

RESOLUTION NO. 36 of 2018

DATED: 2/27/2018

Resolution by Legislator: Sweet
Seconded by Legislator: Kelly

RESOLUTION AMENDING THE 2018 OPERATING BUDGET - RECORDS MANAGEMENT GRANT (DATA PROCESSING)

WHEREAS, it is necessary to carry-over funds from the 2017 Records Management Grant into the 2018 operating budget to pay for two (2) part-time Records Management Clerk positions and computer equipment.

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2017 Operating Budget as follows:

INCREASE REVENUES:

A-14-3-3889 Other Culture and Rec. \$11,920.00

INCREASE APPROPRIATIONS:

A-14-4-1680-00-.1130 (75) Records Management Clerks (2-PT) \$11,700.00

A-14-4-1680-00-.2259 (2018) Computer Equipment \$220.00

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

This is a multi-year project and the part time clerks & additional equipment were not scheduled until 2018. See Resolution 185 of 2017 for more grant details.

II. Justification:

Clerks are needed to review records that have been scanned and imported into the Laserfiche system and compare them with the original copies for accuracy.

III. Legislative Impact:

Approval of Legislature to transfer funds from 2017 to 2018.

IV. Financial Impact:

A total of \$1,390.00 transferred from the 2017 to the 2018 operating budget.

RESOLUTION NO. 37 of 2018

DATED: 2/27/2018

Resolution by Legislator: Sweet
Seconded by Legislator: Duchessi

RESOLUTION APPOINTING MEMBER OF MONTGOMERY COUNTY SANITARY DISTRICT NO.1 BOARD OF DIRECTORS

WHEREAS, Resolution #281 of 2013 states that the Montgomery County Sanitary District No.1 Board of Directors shall consist of seven (7) members comprised of the current legislators representing Legislative Districts No.1, No. 2 and No. 3, the Mayors of the Villages of Fort Plain, Nelliston, and Palatine Birdge and one (1) member @ large to be appointed by the County Legislative Board, for a one (1) year term; and

WHEREAS, the Montgomery County Sanitary District No.1 Board of Directors recommends appointing George Capece Jr. as member at large for 2018.

RESOLVED, that George Capece Jr. hereby is appointed as the "at-large" member of the Board of Directors of the Montgomery County Sanitary District No.1 for a one-year term ending on December 31, 2018.

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

Appointment of "at large" member to the Montgomery County Sanitary District No.1 Board of Directors.

II. Justification:

Pursuant to resolution #281 of 2013 an "at large" member of the Sanitary District No.1 Board of Directors shall be appointed by the Montgomery County Legislature.

III. Legislative Impact:

Pursuant to resolution #281 of 2013 an "at large" member of the Sanitary District No.1 Board of Directors shall be appointed by the Montgomery County Legislature.

IV. Financial Impact:

None.

RESOLUTION NO. 38 of 2018

DATED: 2/27/2018

Resolution by Legislator: Pepe
Seconded by Legislator: Wilson

RESOLUTION ADOPTING FREEDOM OF INFORMATION LAW POLICY (COUNTY LEGISLATURE)

WHEREAS, governing body of each public corporation shall promulgate uniform rules and regulations pertaining to the administration of Public Officers Law §87; and

WHEREAS, the Freedom of Information Law policy attached hereto has been reviewed by the Montgomery County Legislature.

RESOLVED, that the Montgomery County Legislature hereby adopts the Freedom of Information Law policy attached hereto and made part of this resolution.

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

RESOLUTION ADOPTING FREEDOM OF INFORMATION LAW POLICY

II. Justification:

The governing body of each public corporation shall promulgate uniform rules and regulations pertaining to the administration of Public Officers Law §87.

III. Legislative Impact:

Pursuant to Article 2 of the Charter the Legislature is the legislative, appropriating and policy-determining body of the County.

IV. Financial Impact:

Establishes a fee schedule for FOIL requests consistent with Public Officers Law.

RESOLUTION NO. 39 of 2018

DATED: 2/27/2018

Resolution by Legislator: Wilson
Seconded by Legislator: Pepe

RESOLUTION APPOINTING MEMBERS OF THE MONTGOMERY COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD (COUNTY LEGISLATURE)

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

WHEREAS, the Board shall consist of eleven members, at least four of whom shall be active farmers, one shall represent agribusiness, and one may represent an organization dedicated to agricultural land preservation, all whom shall reside within Montgomery County; and

WHEREAS, the Board also shall include the Chairperson of the County Soil and Water Conservation District's Board of Directors or an employee of the County Soil and Water Conservation District designated by the Chairperson, a member of the County legislative body, a County Cooperative Extension agent, the County Planning Director, and the County Director of Real Property Tax Services; and

WHEREAS, the members of the Board shall be appointed by the Chairperson of the County legislative body, who shall solicit nominations from farm membership organizations except for the chairperson of the county soil and water conservation district's board of directors or his or her designee, the county planning director and director of real property tax services who shall serve ex officio; and

WHEREAS, the term for the members shall be four years; and

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

NAME	TITLE	ADDRESS	TERM EXPIRES
Roy Dykeman	Active Farmer	RD#1, Box 331, Fultonville, NY 12072	12/31/2017
David Rivkovich	Active Farmer	7350 Sthwy 5s, Fort Plain, NY 13339	12/31/2017
Elma Phillips	Agribusiness	795 Pattersonville Road, Pattersonville, NY 12137	12/31/2017
Kenneth Rose	Director of Economic Development/Planning	Old Court House, 9 Park Street, Fonda, NY 12068	12/31/2017
Martin Kelly	Montgomery County Legislator	187 Sthwy 163, Fort Plain, NY 13339	12/31/2019
Michael Cole	Active Farmer	142 Hickory Grove Road, Canajoharie, NY 13317	12/31/2020
Gerald Douglas	Farm Bureau	7402 Phillips Road, Fort Plain, NY 13339	12/31/2020
Robert Harris	Active Farmer	923 Sthwy 162, Sprakers, NY 12166	12/31/2020
Russ Kelly	Cornell Cooperative Extension	120 Scott Road, Fultonville, NY 12072	12/31/2016
Corey Nellis	Montgomery County Soil & Water	4001 Sthwy 5s, Fultonville, NY 12072	Co-terminious with Scott Ryan's Term of Office
Sandra Frasier	Montgomery County Director of Real Property	20 Park Street, Fonda, NY 12068	Co-terminious with her term of Office

WHEREAS, five terms have expired.

RESOLVED, that the following persons are hereby appointed for the following terms as members of the Montgomery County Agricultural and Farmland Protection Board:

NAME	TITLE	ADDRESS	TERM EXPIRES
Roy Dykeman	Active Farmer	RD#1, Box 331, Fultonville, NY 12072	12/31/2021
David Rivkovich	Active Farmer	7350 Sthwy 5s, Fort Plain, NY 13339	12/31/2021
Kenneth Rose	Director of Economic Development/Planning	Old Court House, 9 Park Street, Fonda, NY 12068	12/31/2021
James Hoffman	Agribusiness	371 Martin Road, Fonda, NY 12068	12/31/2021
Russ Kelly	Cornell Cooperative Extension	120 Scott Road, Fultonville, NY 12072	12/31/2020

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

This resolution will appoint five members to the Agricultural and Farmland Protection Board whose terms expired .

II. Justification:

Five terms expired and need to be re-appointed.

III. Legislative Impact:

This is authorized pursuant to Agriculture and Markets Law Section 302.

IV. Financial Impact:

None

RESOLUTION NO. 40 of 2018

DATED: 2/27/2018

Resolution by Legislator: Dimond
 Seconded by Legislator: Duchessi

RESOLUTION CONFIRMING APPOINTMENTS MADE BY THE COUNTY EXECUTIVE TO THE MONTGOMERY COUNTY SOIL & WATER CONSERVATION BOARD OF DIRECTORS (COUNTY LEGISLATURE)

RESOLVED, the Montgomery County Legislature hereby confirms the appointment of Legislators Robert Headwell and Martin Kelly made by the County Executive to the Montgomery County Soil & Water Conservation Board of Directors for a term of January 1, 2018 to December 31, 2018.

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

Confirming Appointments made by the County Executive to the Montgomery County Soil & Water Conservation Board of Directors

II. Justification:

Legislative representation on Soil Conservation Board of Directors

III. *Legislative Impact:*

Pursuant to Article 3 of the Charter the Montgomery County Executive has the authority to make appointments.

IV. *Financial Impact:*

none

RESOLUTION NO. 41 of 2018

DATED: 2/27/2018

Resolution by Legislator: Wilson
Seconded by Legislator: Sweet

RESOLUTION APPOINTING A MEMBER OF THE LEGISLATURE TO CORNELL COOPERATIVE EXTENSION OF FULTON AND MONTGOMERY COUNTIES ASSOCIATION BOARD OF DIRECTORS (COUNTY LEGISLATURE)

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 Legislature shall appoint one Legislator to a one-year term to serve as a Director on the Association Board of Directors.

RESOLVED, that Martin Kelly is hereby appointed as a Director on the Association Board of Directors of the Cooperative Extension Association of Fulton and Montgomery Counties for a term beginning on January 1, 2018 and ending on December 31, 2018.

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. *Nature of Request:*

APPOINTING A MEMBER OF THE LEGISLATURE TO CORNELL COOPERATIVE EXTENSION OF FULTON AND MONTGOMERY COUNTIES ASSOCIATION BOARD OF DIRECTORS

II. *Justification:*

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

III. *Legislative Impact:*

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

IV. *Financial Impact:*

None

RESOLUTION NO. 42 of 2018

DATED: 2/27/2018

Resolution by Legislator: Dimond
Seconded by Legislator: Kelly

RESOLUTION APPOINTING MEMBER - MONTGOMERY COUNTY LAW LIBRARY BOARD OF TRUSTEES (COUNTY LEGISLATURE)

WHEREAS, Section 814(1) of the Judiciary Law provides for the appointment of a member of the Montgomery County Legislature to the Montgomery County Law Library Board of Trustees for a period of two years; and

RESOLVED, that Duchessi hereby is appointed to serve on the Montgomery County Court Law Library Board for a term ending on December 31, 2019.

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

APPOINTING MEMBER - MONTGOMERY COUNTY LAW LIBRARY BOARD OF TRUSTEES

II. Justification:

Section 814(1) of the Judiciary Law provides for the appointment of a member of the Montgomery County Legislature to the Montgomery County Law Library Board of Trustees for a period of two years

III. Legislative Impact:

Section 814(1) of the Judiciary Law provides for the appointment of a member of the Montgomery County Legislature to the Montgomery County Law Library Board of Trustees for a period of two years

IV. Financial Impact:

None

RESOLUTION NO. 43 of 2018

DATED: 2/27/2018

Resolution by Legislator: Kelly
Seconded by Legislator: Sweet

RESOLUTION AMENDING 2018 OPERATING BUDGET - GRANT FUNDING FOR MONTGOMERY COUNTY BIKE TRAIL RESTORATION PROJECT- NYS CANAL CORPORATION - BIKE TRAIL RESTORATION GRANT (ECONOMIC DEVELOPMENT/PLANNING)

WHEREAS, Resolution 75 of 2017 authorized the County Executive to sign contracts with the NYS Canal Corporation for the Montgomery County Bike Trail Restoration Project in which Montgomery County was awarded and said funds were included in the 2017 Operating Budget; and

WHEREAS, the Department of Economic Development & Planning is implementing and administering said grant on behalf of Montgomery County to complete the project; and

WHEREAS, to date, said funds for program were not completely received or expended as of December 31, 2017; and

WHEREAS, it is necessary to carry forward said funding in the 2018 Operating Budget to bring said project to fruition.

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2018 Operating Budget to receive and provide for grant funding to allow for completion of the Bike Trail Restoration Project.

INCREASE REVENUES:

A-24-3-3889 Econ Assistance & Opport \$4,748.28

INCREASE APPROPRIATIONS:

A-24-4-7180-00-.4572 Professional Services \$4,748.28

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

Resolution authorizes amendment to 2018 Operating Budget to carry forward funding from 2017 in relation to Grand Funding recieved through the NYS Canal Corporation.

II. Justification:

Resolution is necessary to for work in accordance with said grant.

III. Legislative Impact:

Pursuant to Article 2 of the Charter, the Montgomery County Legislature has the power to make appropriations.

IV. Financial Impact:

None. Revenues received from the reimbursable grant offset appropriations. Grant acceptance per resolution No. 94 of 2016 committed County to \$100,000 of in kind services from Department of Public Works and Montgomery County Department of Economic Development and Planning

RESOLUTION NO. 44 of 2018

DATED: 2/27/2018

Resolution by Legislator: Pepe
Seconded by Legislator: Wilson

RESOLUTION AMENDING 2018 OPERATING BUDGET - GRANT FUNDING FOR MONTGOMERY COUNTY BIKE TRAIL RESTORATION PROJECT-NYS DORMITORY AUTHORITY STATE OF NEW YORK (ECONOMIC DEVELOPMENT & PLANNING)

WHEREAS, Resolution 209 of 2017 authorized the County Executive to sign contracts with the NYS Dormitory Authority for the Montgomery County Bike Trail Restoration Project in which Montgomery County was awarded and said funds were included in the 2017 Operating Budget; and

WHEREAS, the Department of Economic Development & Planning is implementing and administering said grant on behalf of Montgomery County to complete the project; and

WHEREAS, to date, said funds for program were not completely received or expended as of December 31, 2017; and

WHEREAS, it is necessary to carry forward said funding in the 2018 Operating Budget to bring said project to fruition.

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2018 Operating Budget to receive and provide for grant funding to allow for completion of the Bike Trail Restoration Project.

INCREASE REVENUES:

A-24-3-3889 Econ Assistance & Opport \$225,000.00

INCREASE APPROPRIATIONS:

A-24-4-7180-00-.4572 Professional Services \$225,000.00

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

Resolution authorizes the amendment of the 2018 Operating Budget to carry forward funds in relation to the NYS Dormitory Authority grant received for the Bike Trail Restoration Project in the County.

II. Justification:

Resolution is necessary to pay for said work associated with grant.

III. Legislative Impact:

Pursuant to Article 2 of the Charter, the Montgomery County Legislature has the power to make appropriations.

IV. Financial Impact:

None. Revenues received from the grant offset appropriations.

RESOLUTION NO. 45 of 2018

DATED: 2/27/2018

Resolution by Legislator: Purtell
Seconded by Legislator: Sweet

RESOLUTION AMENDING 2018 OPERATING BUDGET - GRANT FUNDING FOR ARKELL MUSEUM ABOVE GROUND STORAGE COLLECTION FEASIBILITY STUDY PROJECT – EMPIRE STATE DEVELOPMENT (ECONOMIC DEVELOPMENT/PLANNING)

WHEREAS, Resolution 176 & 247 of 2017 authorized the County Executive to sign contracts with Empire State Development and the Arkell Museum to conduct a feasibility study on the construction of an above ground storage facility with receipt of a grant through Empire State Development in which Montgomery County was awarded and said funds were included in the 2017 Operating Budget; and

WHEREAS, the Department of Economic Development & Planning is implementing and administering said grant on behalf of Montgomery County to complete the project; and

WHEREAS, to date, said funds for program were not completely received or expended as of December 31, 2017; and

WHEREAS, it is necessary to carry forward said funding in the 2018 Operating Budget to bring said project to fruition.

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2018 Operating Budget to receive and provide for grant funding to allow for completion of the Arkell Museum above ground storage collection feasibility study project.

INCREASE REVENUES:

A-24-3-3789 Econ Assistance & Opport \$72,500.00

INCREASE APPROPRIATIONS:

A-24-4-6430-00-.4431 Professional Services \$72,500.00

Statement of Legislative and Financial Impact:

I. Nature of Request:

Resolution authorizes amendment to 2018 Operating Budget to carry forward funds in association with a grant for the Arkell Museum Above Ground Storage Collection Feasibility Study Project.

II. Justification:

Resolution is necessary to pay consultant for work performed in accordance with grant contract.

III. Legislative Impact:

Pursuant to Article 2 of the Charter, the Montgomery County Legislature has the power to make appropriations.

IV. Financial Impact:

Resolution is budget neutral as revenues from the grant will offset appropriations.

RESOLUTION NO. 46 of 2018

DATED: 2/27/2018

Resolution by Legislator: Purtell
Seconded by Legislator: Sweet

RESOLUTION APPOINTING MEMBERS TO COUNTY PLANNING BOARD (ECONOMIC DEVELOPMENT AND PLANNING)

WHEREAS, Introductory Local Law A of 2014 established a County Planning Board in Montgomery County, and

WHEREAS, the County Planning Board shall consist of nine (9) regular members and two (2) alternate members to be appointed by the Legislature; and

WHEREAS, the respective terms of the members of the Planning Board shall be commensurate with that of the Legislature; and

WHEREAS, the two alternate board members will have a two year term; and

WHEREAS, the District 9 board member has resigned; and

WHEREAS, the District 9 Legislator is recommending a District 9 representative; and

WHEREAS, the current Planning Board consists of:

APPOINTEE	ADDRESS	REPRESENTING	TERM EXPIRATION
Vacant		District #1	12/31/2019
Mark Hoffman	2306 Hickory Hill Road, Fonda, NY 12068	District #2	12/31/2019
John Lyker	655 West Lyker Road, Sprakers, NY 12166	District #3	12/31/2019
David Weiner	139 Fox Street, Esperance, NY 12066	District #4	12/31/2019
Wayne De Mallie	159 Third Avenue, Tribes Hill, NY 12177	District #5	12/31/2019
Irene Collins	322 Guy Park Avenue, Amsterdam, NY 12010	District #6	12/31/2019
Robert DiCaprio	46 Sanford Avenue, Amsterdam, NY 12010	District #7	12/31/2019
Ronald Jemmott	143 Yale Street, Amsterdam, NY 12010	District #8	12/31/2019
Vacant		District #9	12/31/2019

James F. Post PO Box 116, Palatine Bridge, NY 13428 Alternate Member 12/31/2017
Betty Sanders 163 Gerhartz Road, Palatine Bridge, NY 13428 Alternate Member 12/31/2017

RESOLVED, the Montgomery County Legislature hereby confirms the following appointments:

APPOINTEE	ADDRESS	REPRESENTATING TERM EXPIRATION	
Erin Covey	PO Box 145, Hagaman, NY 12086	District #9	12/31/2019
James F. Post	PO Box 116, Palatine Bridge, NY 13428	Alternate Member	12/31/2019
Betty Sanders	163 Gerhartz Road, Palatine Bridge, NY 13428	Alternate Member	12/31/2019

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

This resolution appoints members to the County Planning Board to replace a board member who resigned along with re-appointing two alternates.

II. Justification:

A Resolution is required to appoint members to the County Planning Board.

III. Legislative Impact:

General Municipal Law 12(b) states that members and officers of a County Planning Board shall be selected in a number and manner determined by the County Legislative Body. The Montgomery County Legislature passed Local 1 of 2014 to govern the Montgomery County Planning Board.

IV. Financial Impact:

Members of this board are volunteer in nature, therefore, there is no financial impact.

RESOLUTION NO. 47 of 2018

DATED: 2/27/2018

Resolution by Legislator: Kelly
Seconded by Legislator: Pepe

RESOLUTION ACCEPTING GRANT APPLICATION FOR VILLAGE OF ST JOHNSVILLE – DOWNTOWN FEASIBILITY STUDY – HOMES AND COMMUNITY RENEWAL – NY MAIN STREET (ECONOMIC DEVELOPMENT & PLANNING)

WHEREAS, the New York State Office of Homes and Community Renewal (NYSHCR) accepted open round applications through the New York Main Street Technical Assistance Program for projects that would further the goals and objectives of the New York Main Street Program and Regional Economic Development Councils Strategic Plans; and

WHEREAS, Montgomery County submitted an application on behalf of the Village of St. Johnsville for a Downtown Feasibility project; and

WHEREAS, the project requested funding in order to assist a section within the Village in the form of design guidelines and a feasibility study on renovation and rehabilitation techniques; and

WHEREAS, that said grant funding was awarded in the amount of \$20,000 from the New York State Office of Homes and Community Renewal (NYSHCR) with a share of \$1,053 in the form of equity from the Village of St. Johnsville;

RESOLVED, that the Montgomery County Department of Economic Development & Planning are hereby authorized to administer said application on behalf of Montgomery County; and

FURTHER RESOLVED, upon review and approval of the County Attorney, the County Executive is authorized to sign contracts with the New York State Office of Homes and Community Renewal (NYSHCR) and the Village of St. Johnsville; and

FURTHER RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2018 Operating Budget as follows:

INCREASE REVENUES:

A-24-3-3789 Other Econ Ass & Opport \$21,053

INCREASE APPROPRIATIONS:

A-24-6430.00-00-.4431 Professional Services \$21,053

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

This Resolution will authorize the County Executive to sign a contract with the NYS Office of Homes and Community Renewal and the Village of St. Johnsville in relation to a Main Street Grant that the Village received. Resolution will also amend the 2018 Operating Budget.

II. Justification:

This will allow the County to receive and appropriate said funds awarded for aforementioned grant.

III. Legislative Impact:

Pursuant to Article 2 of the Charter, the Montgomery County Legislature has the power to make appropriations.

IV. Financial Impact:

Resolution is budget neutral as revenues from the grant will offset appropriations.

RESOLUTION NO. 48 of 2018

DATED: 2/27/2018

Resolution by Legislator: Pepe
Seconded by Legislator: Wilson

RESOLUTION ACCEPTING GRANT APPLICATION FOR MONTGOMERY COUNTY – STORYTELLING ALONG THE ERIE CANALWAY APP PROJECT – ERIE CANALWAY NATIONAL HERITAGE CORRIDOR (ECONOMIC DEVELOPMENT & PLANNING)

WHEREAS, the Erie Canalway National Heritage Corridor (ECNHC) accepted applications through the Erie Canalway Grant Program for projects that would further the goals, strategies, and priority projects identified in the Erie Canalway Preservation & Management Plan; and

WHEREAS, Montgomery County submitted an application for a Storytelling Along the Erie Canalway App project; and

WHEREAS, the project requested funding in order to create a hands-free, location aware cultural and historic experience along the entirety of the trail in Montgomery County through short audio stories, text, photos, and historic information; and

WHEREAS, that said grant funding was awarded in the amount of \$7,000 from the Erie Canalway National Heritage Corridor (ECNHC) with a share of \$7,000 in the form of a grant from I Love NY funding;

RESOLVED, that the Montgomery County Department of Economic Development & Planning are hereby authorized to administer said application on behalf of Montgomery County; and

FURTHER RESOLVED, upon review of the provided contract with Erie Canalway National Heritage Corridor (ECNHC) by the County Attorney, the County Executive is hereby authorized to sign said contract; and

FURTHER RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2018 Operating Budget as follows:

INCREASE REVENUES:

A-24-3-3789 Other Econ. Assist & Opportunity \$14,000

INCREASE APPROPRIATIONS:

A-24-4-6430-00-.4431 Professional Services \$14,000

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

This resolution will authorize the County Executive to sign a contract with the Erie Canalway National Heritage Corridor for a grant recieved.

II. Justification:

This will allow the County to receive and appropriate said funds awarded to it for the aforementioned grant.

III. Legislative Impact:

Pursuant to Article 2 of the Charter, the Montgomery County Legislature has the power to make appropriations.

IV. Financial Impact:

Resolution is budget neutral as revenues from the grant will offset appropriations.

RESOLUTION NO. 49 of 2018

DATED: 2/27/2018

Resolution by Legislator: Kelly
Seconded by Legislator: Pepe

RESOLUTION CONFIRMING MEMBERS - MONTGOMERY COUNTY CRIMINAL JUSTICE COORDINATING COUNCIL (YOUTH, ALTERNATIVES TO INCARCERATION & VETERAN'S SERVICES)

WHEREAS, Article 13-A, Section 261, of NYS Executive Law requires 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 by the New York State Division of Criminal Justice Services; and

WHEREAS, the representative of private organization operating within the county who has experience and involvement in alternatives to incarceration programs or pre-trial service programs, an ex-offender, and a crime victim shall be designated by the Montgomery County Executive; and

WHEREAS, it is recommended that the Council be updated by resolution annually to reflect the people who are currently in each designated position.

NOW THEREFORE BE IT RESOLVED, that the Montgomery County Legislature hereby confirms that the 2017 Council shall consist of the following:

POSITION	NAME
County Court Judge	Honorable Felix J. Catena
Town Court Judge	Honorable Kathleen R. Buck, Town of Mohawk
District Attorney	Kelli McCoski
Legal Services Representative	William F. Martuscello, Public Defender
Member of the Montgomery County Legislature	Joseph Isabel, Public Safety Committee Chairperson
Director of Probation	Lucille Sitterly
Chief Administrative Officer	Matthew Ossenfort
Representative of Local Police Agency	Robert Thomas, Montgomery County Undersheriff
Representative of Private Agency involved with ATI	John DiMezza
Ex-Offender	Dale Haight
Crime Victim	Jean Karutis
County Executive	Matthew Ossenfort
Director of Community Mental Hygiene Services	Sara Borenko
NYS Certified Alcohol/Substance Abuse Treatment Provider Program for Women	Pat Trombley, Director of "The Lighthouse" Treatment

(Additional Members)

POSITION	NAME
Town Court Judge	Honorable Herbert Menge, Town of Amsterdam
Hamilton, Fulton and Montgomery Prevention Council	Ann Rhodes, Director
Director of Youth, ATI & Veterans	Brenda Rava

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

Appointment of members to the Criminal Justice Coordinating Council

II. Justification:

Article 13A, Section 261 of the NYS Executive Law calls for certain appointments to a County Criminal Justice Coordinating Council.

III. Legislative Impact:

Authorized by Article 13A, Section 261 of NYS Executive Law

IV. Financial Impact:

None.

Resolution by Legislator: Kelly
Seconded by Legislator: Wilson

RESOLUTION AMENDING THE 2018 OPERATING BUDGET WITH FORFEITURE MONIES (DISTRICT ATTORNEY)

WHEREAS, forfeiture monies from drug related cases in the amount of \$12,409.02 have been deposited with the Montgomery County Treasurer; and

WHEREAS, said forfeiture monies are to be used to purchase equipment for various law enforcement agencies throughout Montgomery County, it is

RESOLVED, that the Montgomery County Treasurer is hereby authorized to amend the 2018 Operating Budget as follows:

INCREASE REVENUES:

A-25-4-1165-00-.2626 Forfeiture Crime Proceeds - Restricted \$12,409.02

INCREASE APPROPRIATIONS:

A-25-4-1165-00-.4522 DA/Law Enforcement Program \$12,409.02

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

To use forfeiture money from drug related prosecutions in Montgomery County to purchase equipment and provide money for training for law enforcement agencies throughout Montgomery County.

II. Justification:

Law enforcement agencies throughout Montgomery County benefit from using forfeiture money to purchase much needed equipment and attend training without any cost to the County of Montgomery.

III. Legislative Impact:

Pursuant to Article 2 of the Charter, the Montgomery County Legislature has the power to make appropriations

IV. Financial Impact:

Uses forfeiture money from drug related prosecutions in Montgomery County to purchase equipment and provide money for training for law enforcement agencies throughout Montgomery County.

Resolution by Legislator: Pepe
Seconded by Legislator: Sweet

RESOLUTION ACCEPTING THE DONATION OF A 28 PASSENGER BUS FROM BROWN COACH (EMERGENCY MANAGEMENT)

WHEREAS, the Montgomery County Emergency Management Office has been in communication with Brown Coach regarding the donation of a 2004 GMC Glaval 28 passenger bus for use in a countywide rehabilitation effort for first responders at emergency scenes; and

WHEREAS, Brown Coach has attempted to private sale this bus with no avail and has offered to donate the vehicle free of charge to the Montgomery County Emergency Management Office for its use; and

RESOLVED, that Montgomery County Legislature hereby authorizes the acceptance of this vehicle for its use by Emergency Management to support first responders throughout Montgomery County and directs the County Executive and County Treasurer, upon review and approval of the County Attorney, to complete any paperwork necessary to accept the vehicle.

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

RESOLUTION ACCEPTING THE DONATION OF A 28 PASSENGER BUS FROM BROWN COACH (EMERGENCY MANAGEMENT)

II. Justification:

The Montgomery County Emergency Management Office has been working with our County Fire Departments and EMS Agencies to come up with an appropriate rehabilitation policy for our first responders. A copy of this policy is attached to this resolution. The policy has been approved and adopted by both the EMS Advisory Board and the Fire Advisory Board.

The policy pertains to treating first responders when in high heat situations, extreme cold situations, heavy physical activity situations and/or the general use of 2 or more SCBA tanks at a structure fire. This bus will allow a location for first responders to get out of the elements, have vital signs checked and to check general health and safety before returning to action.

The vehicle is in great shape and has been checked by our DPW mechanics, they believe it should not provide us with any major difficulty in the near future. They checked the frame, the brake lines, gas line, under coat, engine and interior. We will have to cover it on County insurance, however any expense for repair should be able to be covered within the emergency management budget.

We are also in communication with Eastern Medical Support and it appears a donation will be coming to assist us with some work within the interior of the bus to make adaptations to meet our specific needs. It is our goal to complete this work without any cost to the County.

Please feel free to contact me should you want to look at the bus yourself or have any other questions, thank you!

III. Legislative Impact:

The Montgomery County Legislature has the authority to authorize acceptance of personal property.

IV. Financial Impact:

Potential repairs in the future and adding the vehicle to our insurance.

RESOLUTION NO. 52 of 2018

DATED: 2/27/2018

Resolution by Legislator: Sweet
Seconded by Legislator: Wilson

RESOLUTION AMENDING THE 2018 OPERATING BUDGET –TRANSFER-(EMERGENCY MANAGEMENT)

WHEREAS, during the budget process there was an error made in budgeted lines and in order to pay bills pertaining to the maintenance of our microwave system, smart phone APP, copier and records management system this transfer is necessary.

RESOLVED, that the Montgomery County Legislature hereby authorizes and directs the County Treasurer to amend the 2018 Operating Budget as follows:

TRANSFER FROM:

A-02-3020-00-.4422 Equipment, Rental Lease \$15,168.00

TRANSFER TO:

A-02-3020-00-.4425 Maintenance \$15,168.00

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

RESOLUTION AMENDING THE 2018 OPERATING BUDGET –TRANSFER-(EMERGENCY MANAGEMENT)

II. Justification:

During the budget process a mistake was made in respect to putting money in the appropriate line. In order to pay bills it is necessary for this transfer from one line to another to meet the auditing standards.

III. Legislative Impact:

Pursuant to Article 2 of the Charter the Montgomery County Legislature has the authority to make appropriations.

IV. Financial Impact:

There should be no financial impact, this is just a transfer from one line to another.

RESOLUTION NO. 53 of 2018

DATED: 2/27/2018

Resolution by Legislator: Pepe
Seconded by Legislator: Dimond

RESOLUTION ACCEPTING THE FY2017 STATE EMERGENCY MANAGEMENT PERFORMANCE GRANT(EMPG) FROM NYS HOMELAND SECURITY AND AMENDING THE 2018 OPERATING BUDGET (EMERGENCY MANAGEMENT)

WHEREAS, the Emergency Management Office applied for and received the FY2017 State Emergency Performance Grant (EMPG) to assist with the payment of maintenance agreements within the emergency management office for things that assist first responders and the community throughout Montgomery County; and

WHEREAS, the Emergency Management Office has been notified by the New York State Division of Homeland Security and Emergency Services that Montgomery County has been awarded \$23,688.00, to assist in providing important services throughout Montgomery County; and

WHEREAS, the revenue for the Emergency Management EMPG grant was included in the 2018 adopted budget but the corresponding appropriation was excluded awaiting approval from NYS.

RESOLVED, the Montgomery County Legislature hereby authorizes and directs the County Executive, following review and approval of the County Attorney to sign the agreement for FY2017 State Emergency Performance Grant (EMPG).

FURTHER RESOLVED, the Montgomery County Treasurer is hereby authorized and directed to amend the 2018 Operating Budget as follows:

INCREASE REVENUES:

A-02-3-4305-00 Emerg Mgmt - EMPG \$688.00

TRANSFER FROM:

A-30-4-1990-00-.4400 Contingent Account \$23,000.00

TRANSFER TO:

A-02-3020-00-.4425 Maintenance \$23,688.00

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

RESOLUTION ACCEPTING THE FY2017 STATE EMERGENCY MANAGEMENT PERFORMANCE GRANT(EMPG) FROM NYS HOMELAND SECURITY AND AMENDING THE 2018 OPERATING BUDGET (EMERGENCY MANAGEMENT)

II. Justification:

This resolution replaces the resolution from last month for the purchase of a vehicle. The State Homeland Security found out we were going to share the vehicle and allow DPW to use it and they said absolutely not. So instead of asking for another \$23,688 to meet the needs of a 50/50 grant we are adjusting the budget to take care of maintenance on our microwave system, the smart phone APP, our copier and our records management system for emergency management.

Part of the issue is the budget dates and grant dates, then remembering to make sure we make the appropriate changes. We also never know if we will get the grant or how much the total will be, which causes adjustments.

III. Legislative Impact:

Pursuant to Article 2 of the Charter the Montgomery County Legislature has the power to make appropriations.

IV. Financial Impact:

Just the changes that are noted above, this is a 50/50 grant.

RESOLUTION NO. 54 of 2018

DATED: 2/27/2018

Resolution by Legislator: Pepe
Seconded by Legislator: Wilson

RESOLUTION AMENDING THE 2018 OPERATING BUDGET - CARRY-OVER GRANT FUNDS (PUBLIC DEFENDER)

WHEREAS, there are unexpected Indigent Legal Services Grant funds available for carry-over the 2018 Public Defender budget; and

WHEREAS, funds from said grant monies are needed to purchase supplies, office equipment, mileage, legal reference:manuals and attend conferences and training.

RESOLVED, that the Montgomery County Treasurer is hereby authorized and directed to amend the 2018 Operating Budget as follows:

INCREASE REVENUES:

A-28-3-3025-01	Indigent Burial Services	\$3,087.00
A-28-3-3025-04	Indigent Burial Services	\$7,013.87
A-28-3-3025-05	Indigent Burial Services	\$13,105.00

INCREASE APPROPRIATIONS:

A-28-4-1170-01-.4470	Travel: Related Costs	\$3,087.00
A-28-4-1170-04-.4471	Mileage	\$7,013.87
A-28-4-1170-05-.4407	Office Equipment	\$5,000.00
A-28-4-1170-05-.4408	Office Supplies	\$1,633.29
A-28-4-1170-05-.4438	Legal Reference	\$4,471.30
A-28-4-1170-05-.4470	Travel: Related Costs	\$2,000.00

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

AMENDING 2018 OPERATING BUDGE - CARRY-OVER GRANT FUNDS

II. Justification:

To utilize needed grant funds and further enhance the abilities of the Public Defenders and office staff to provide the Public with up to date services.

III. Legislative Impact:

Pursuant to Article 2 of the Charter, the Montgomery County Legislature has the power to make appropriations.

IV. Financial Impact:

Increased appropriations are offset by grant funding.

RESOLUTION NO. 55 of 2018

DATED: 2/27/2018

Resolution by Legislator: Dimond
Seconded by Legislator: Wilson

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AGREEMENT WITH TRINITY SERVICES GROUP (SHERIFF)

WHEREAS, Resolution 36 of 2015 awarded an RFP to Trinity Services Group, Inc. to provide food and kitchen management to the jail; and

WHEREAS, said contract is expiring and provides for one year extensions for up to three (3) years; and

WHEREAS, this is the second of the one year extensions allowable under the original contract; and

WHEREAS, the proposed contract includes an increase in the current meal price by 2% and a copy of the fee schedule is attached to this resolution.

RESOLVED, that the Montgomery County Legislature hereby authorizes and directs the County Executive, following review and approval by the County Attorney, to sign an agreement with Trinity Services Group, Inc. March 1, 2018 through February 28, 2019 using the fee schedule attached to this Resolution, which is incorporated herein and made a part hereof.

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. *Nature of Request:*

To provided food and management services to the jail.

II. *Justification:*

the current contract is expiring and has an option for one more additional year renewal.

III. *Legislative Impact:*

pursuant to article 3 of the charter of montgomery county excecutive is authorized to sign contracts.

IV. *Financial Impact:*

included in 2018 budget.

RESOLUTION NO. 56 of 2018

DATED: 2/27/2018

Resolution by Legislator: Sweet
Seconded by Legislator: Headwell, Jr.

RESOLUTION ADOPTING INDIGENT BURIAL POLICY (DEPARTMENT OF SOCIAL SERVICES)

WHEREAS, Section 141 of the Social Services Law requires local social services agencies, in certain instances, to take responsibility of the burial of a person found dead in the district; and

WHEREAS, the Commissioner of Social Services recommends the Montgomery County Legislature adopt the attached policy for the burial of said persons.

RESOLVED, that the Montgomery County Legislature, after review and approval by the County Attorney, hereby adopts the attached policy for the burial of indigent residents for the period of April 1, 2018 through March 31, 2023.

MOTION TO AMEND by Legislator Dimond, seconded by Legislator Purtell, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. *Nature of Request:*

RESOLUTION ADOPTING INDIGENT BURIAL POLICY

II. *Justification:*

The current policy is about to expire and a new one needs to be put in place.

III. *Legislative Impact:*

Pursuant to the Montgomery County Charter the Montgomery County Legislature is the policy making body for Montgomery County. Further authorized by Social Services Law Section 141 and 18 NYCRR 620.3.

IV. Financial Impact:

In 2015 there were 61 burials with a total cost of \$122,539 and in 2016 there were 67 burials at a total cost of \$143,142. The most recent numbers for 2017 indicate that as of October, there have been 54 burials at a cost of \$110,000.

We've streamlined the new policy and there is a relatively small increase in pricing when compared to our previous policy. The major driver of costs in future years is more the number of burials than the change in policy.

RESOLUTION NO. 57 of 2018

DATED: 2/27/2018

Resolution by Legislator: Wilson
Seconded by Legislator: Dimond

RESOLUTION AMENDING THE 2018 OPERATING BUDGET (PERSONNEL)

WHEREAS, the Personnel Department budgeted funds in the 2018 Operating Budget for a new printer; and

WHEREAS, these funds need to be moved to a different line to be used to pay for this printer.

RESOLVED, that the County Treasurer is hereby authorized and directed to amend the 2018 Operating Budget as follows:

TRANSFER FROM:

A-10-4-1430-00-.4425 Maintenance Agreements \$6,950.00

TRANSFER TO:

A-10-4-1430-00-.2259 Computer Equipment \$6,950.00

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

Transfer of Funds

II. Justification:

Montgomery County entered into an agreement with MM Hayes for the purchase and maintenance of a new ID Badge system and therefore, we are obligated to pay for the services provided.

III. Legislative Impact:

Pursuant to section 2.04 (b) of the charter the Montgomery County Legislature has the power to make appropriations

IV. Financial Impact:

There is no financial impact as the money has been budgeted for and only needs to be transferred between lines.

RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN BERKSHIRE FARMS CENTER AND SERVICES FOR YOUTH AGREEMENT (SOCIAL SERVICES)

WHEREAS, Berkshire Farm Center and Services for Youth Stepping Stones provides intensive prevention programs to reduce the need to place youth in detention or out-of-home placements; and

WHEREAS, Berkshire Farm Center and Services for Youth Stepping Stones reduces admissions in detention and out-of-home placements thus reducing the County's detention costs; and

WHEREAS, Berkshire Farm Center and Services for Youth Stepping Stones reduces the number of Person In Need of Supervision (PINS) petitions being files and placed.

RESOLVED, that the Montgomery County Legislature herby authorizes and directs the County Executive, after review and approval by the County Attorney, to execute a contract between the County and Berkshire Farm Center (Stepping Stones) for the period of January 1, 2018 through December 31, 2018 not to exceed \$178,911.00 without further legislative approval.

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

Authorizing County Executive to sign Berkshire Farms Center and Services for Youth (Stepping Stones) agreement.

II. Justification:

This helps to reduce out of home placements

III. Legislative Impact:

Pursuant to Article 3 of the Charter, the Montgomery County Executive has the authority to sign contracts

IV. Financial Impact:

This program is currently budgeted in the amount of \$178,911.00 for the 2018 year.

RESOLUTION NO. 59 of 2018

DATED: 2/27/2018

Resolution by Legislator: Dimond
Seconded by Legislator: Kelly

RESOLUTION APPROVING ABSTRACT OF AUDITED CLAIMS (COUNTY LEGISLATURE)

WHEREAS, pursuant to the Audit Guidelines, Section 13.2 (2), requires after examination and review of the claims by the audit committee, and there being no objection to any of the claims by any committee or Board member, shall move that the claims as audited are approved and presented to the Board for approval of payment; and

WHEREAS, the Audit Committee has audited claims for the period of January 24, 2018 through February 27, 2018 and recommends the payment of the claims as attached hereto in the "Abstract of Audited Claims".

RESOLVED, after examination and review of the claims by the Audit Committee, the claims are audited and attached hereto, are hereby approved for payment by the Montgomery County Legislature.

RESOLUTION VOTE, passed with Aye(8). Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

APPROVING ABSTRACT OF AUDITED CLAIMS

II. Justification:

Pursuant to the Audit Guidelines, Section 13.2 (2), requires after examination and review of the claims by the audit committee, and there being no objection to any of the claims by any committee or Board member, shall move that the claims as audited are approved and presented to the Board for approval of payment.

III. Legislative Impact:

Pursuant to the Audit Guidelines, Section 13.2 (2), requires after examination and review of the claims by the audit committee, and there being no objection to any of the claims by any committee or Board member, shall move that the claims as audited are approved and presented to the Board for approval of payment.

IV. Financial Impact:

No impact to the fund balance

RESOLUTION NO. 60 of 2018

DATED: 2/27/2018

Resolution by Legislator: Headwell, Jr.
Seconded by Legislator: Wilson

RESOLUTION APPOINTING COUNTY AUDITOR (COUNTY LEGISLATURE)

WHEREAS, pursuant to Local Law 1 of 2018, the Auditor shall be directly responsible to and serve at the pleasure of the County Legislature and may be removed without written charges and an opportunity to be heard; and

WHEREAS, pursuant to Local Law 1 of 2018 the duties of the Auditor shall include:

Auditing and certifying for payment all lawful claim and charge against the County, whether for payroll or otherwise, or against funds for which the County is responsible in whole or in part;

Certifying the availability of funds for all requisitions, contracts, purchase orders, and other documents by which the County incurs financial obligations or for the expenditure of funds for which the County is responsible;

Such special audits, in addition to those stated in §2.04 (i) as are deemed necessary, at the request of the Legislature; and

WHEREAS, the Montgomery County Legislature advertised for the position of auditor and have conducted interviews for the position of Auditor.

NOW THEREFORE BE IT RESOLVED, that Marco Zumbolo of 133 Florida Avenue, Amsterdam, NY hereby is appointed County Auditor on a part time basis, at an annual base salary of \$30,000 for a term commencing on March 19, 2018 serving at the pleasure of the Montgomery County Legislature; and

BE IT FURTHER RESOLVED, that said County Auditor shall perform such duties as authorized by Section 600 of County Law and Section 2.11 of the Montgomery County Charter as amended by Local Law 1 of 2018.

MOTION TO AMEND by Legislator Sweet, seconded by Legislator Purtell, was defeated with Aye(3). Legislators Dimond, Headwell, Jr., Wilson, Duchessi and Isabel voted Nay. Legislator Pepe was absent. (2/27/2018)

MOTION TO AMEND by Legislator Sweet, seconded by Legislator Purtell, was defeated with Aye(2). Legislators Kelly, Dimond, Headwell, Jr., Wilson, Duchessi and Isabel voted Nay. Legislator Pepe was absent. (2/27/2018)

RESOLUTION VOTE, passed with Aye(5). Legislators Kelly, Sweet and Purtell voted Nay. Legislator Pepe was absent. (2/27/2018)

Statement of Legislative and Financial Impact:

I. Nature of Request:

APPOINTING COUNTY AUDITOR

II. Justification:

Pursuant to the Charter the Legislature has the ability to appoint a County Auditor

III. Legislative Impact:

Pursuant to the Charter the Legislature has the ability to appoint a County Auditor

IV. Financial Impact:

This is an appointment resolution - salary budgeted.

ADJOURNMENT

MOTION TO ADJOURN by Legislator Kelly, seconded by Legislator Wilson, passed with Aye(8). Legislator Pepe was absent.

Chairman Dimond adjourned the meeting at 7:50 pm

Respectfully submitted,

Cheryl A. Reese
Clerk of the Montgomery County
Legislature