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# Office of the Legislature

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Fonda, NY 12068-1500

## AGENDA

### MONTGOMERY COUNTY LEGISLATURE

Regular Meeting

June 23, 2020

Tuesday

7:00 PM

via teleconference



I. Call to Order

II. Roll Call of Members

III. Salute to the Flag

IV. Moment of Silence

V. Public Comment and Presentation

A. Public Comment

VI. Communications

VII. Approval of Minutes

- [Full Legislature Meeting - May 26, 2020](#)
- [Economic Development Committee Meeting - June 19, 2020](#)
- [Physical Services Committee Meeting - June 19, 2020](#)
- [Public Safety Committee Meeting - June 19, 2020](#)
- [Education Government Committee Meeting - June 19, 2020](#)
- [Budget & Finance Committee Meeting - June 19, 2020](#)

VIII. Acceptance of Budgetary Transfers

- [Budgetary Transfers - June 2020](#)
- [Aggregate Budgetary Transfers - May 2020](#)

IX. Acceptance of Procurement Record

- [2020 May Procurement Record](#)

X. Old Business

XI. New Business

- A. Resolutions
- B. Other

XII. Adjournment

## Proposed Resolutions

Res. #		Sponsor/Second	Recommendation
<a href="#">111</a>	RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY EXECUTIVE TO SIGN THE FIRST AMENDMENT TO THE GREATER MOHAWK VALLEY LAND BANK INTERMUNICIPAL AGREEMENT	Wilson/Thayer	Move to Full Legislature
<a href="#">112</a>	RESOLUTION SETTING THE DATE OF THE PUBLIC HEARING ON FMCC'S PROPOSED 2020-21 BUDGET (COUNTY LEGISLATURE)	Pepe/Kelly	Move to Full Legislature
<a href="#">113</a>	RESOLUTION AUTHORIZING FMCC CAMPUS LABS & CLASSROOMS – PHASE 3 PROJECT – HEALTH AND SAFETY (FMCC)	Wilson/Pepe	Move to Full Legislature
<a href="#">114</a>	RESOLUTION AUTHORIZING AMENDING THE SANITARY DISTRICT NO.1 2020 OPERATING BUDGET TO COVER THE COST OF A NEW PICKUP TRUCK	Sweet/Thayer	Move to Full Legislature
<a href="#">115</a>	RESOLUTION TO AWARD BID AND AUTHORIZE COUNTY EXECUTIVE TO SIGN CONTRACT- SALT FOR SNOW AND ICE CONTROL UNDER THE 2020 ROAD MAINTENANCE PROGRAM	Pepe/Thayer	Move to Full Legislature
<a href="#">116</a>	RESOLUTION AUTHORIZING TEMPORARY ALTERATION OF SWITZER HILL ROAD - TOWN OF MOHAWK (PUBLIC WORKS)	Wilson/Pepe	Move to Full Legislature
<a href="#">117</a>	RESOLUTION AMENDING THE 2020 OPERATING BUDGET - CHIPS (CONSOLIDATED HIGHWAY IMPROVEMENT PROGRAM) FUNDS (PUBLIC WORKS)	Purtell/Pepe	Move to Full Legislature
<a href="#">118</a>	RESOLUTION TO AWARD CONTRACT TO LOW BIDDER FOR PUBLIC PARK IN FORT HUNTER, PROJECT IN THE TOWN OF FLORIDA	Pepe/Wilson	Move to Full Legislature
<a href="#">119</a>	RESOLUTION AWARDED RFP# 03-20 AND AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AGREEMENT - TRINITY SERVICES GROUP, INC. (SHERIFF)	Sweet/Thayer	Move to Full Legislature
<a href="#">120</a>	RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN AGREEMENT - EASTERN MEDICAL SUPPORT, LLC. (SHERIFF)	Headwell, Jr./Wilson	Move to Full Legislature
<a href="#">121</a>	RESOLUTION AMENDING 2020 OPERATING BUDGET WITH E-911 RESERVE FUNDS (SHERIFF)	Sweet/Headwell, Jr.	Move to Full Legislature
<a href="#">122</a>	RESOLUTION RESCINDING RESOLUTION 83 OF 2020 (LEGISLATURE)	Headwell, Jr./Thayer	Move to Full Legislature
<a href="#">123</a>	RESOLUTION RESCINDING RESOLUTION 87 OF 2020 (LEGISLATURE)	Wilson/Kelly	Move to Full Legislature
<a href="#">124</a>	RESOLUTION APPROVING ABSTRACT OF AUDITED CLAIMS (COUNTY LEGISLATURE)	Kelly/Thayer	Move to Full Legislature
<a href="#">125</a>	RESOLUTION AUTHORIZING ENTERING INTO A PAYMENT PLAN WITH THE CITY OF AMSTERDAM FOR OUTSTANDING TAX OBLIGATIONS (COUNTY LEGISLATURE)	Duchessi/Purtell	Move to Full Legislature
<a href="#">126</a>	RESOLUTION ADOPTING POLICY AND PRACTICE GUIDELINES FOR THE COUNTY EXECUTIVE TO DETERMINE EXPENDITURES, LIMITS AND PRIORITIES OF THE 2021 OPERATING BUDGET (COUNTY LEGISLATURE)	Kelly/Purtell	Did Not Go Through Committee



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**RESOLUTION AUTHORIZING THE MONTGOMERY COUNTY EXECUTIVE TO SIGN THE FIRST AMENDMENT TO THE GREATER MOHAWK VALLEY LAND BANK INTERMUNICIPAL AGREEMENT**

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**Resolution by Legislator:** Wilson

**Seconded by:** Thayer

**WHEREAS**, municipalities throughout New York and the United States are working with Land Banks to redevelop vacant, abandoned, or tax delinquent properties that have a negative effect on their communities; and

**WHEREAS**, in July 2011 in recognition of the growing problem of distressed, vacant, abandoned, and tax-delinquent properties, New York State passed the Land Bank Act, as Article 16 of the New York State Not-for-Profit Corporation Law, which authorizes any Foreclosing Governmental Unit (FGU) to create a land bank to strategically acquire, improve, assemble, and sell these properties; and

**WHEREAS**, the Greater Mohawk Valley Land Bank (GMVLB)'s mission is to strengthen communities across the Mohawk Valley by helping to return neglected and abandoned buildings to productive use; and

**WHEREAS**, under this law, Montgomery County participates in the GMVLB Corporation per Resolution No. 181 of 2016; and

**WHEREAS**, an amendment has been proposed to the intermunicipal agreement making adjustments to the qualifications of the GMVLB Board of Directors membership and to extend the agreement until 2022; now, therefore, be it

**RESOLVED** that the Montgomery County Executive, after review and approval of the County Attorney, is authorized to sign the first amendment to the Greater Mohawk Valley Land Bank Intermunicipal Agreement.

**RESOLUTION VOTE**, passed with Aye(8). Legislator Isabel abstained. (6/23/2020)

[Greater Mohawk Valley Land Bank - First Amendment to the Agreement](#)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

AUTHORIZING THE MONTGOMERY COUNTY EXECUTIVE TO SIGN THE FIRST AMENDMENT TO THE GREATER MOHAWK VALLEY LAND BANK INTERMUNICIPAL AGREEMENT

*II. Justification:*

Amendment requested by the Land Bank.

*III. Legislative Impact:*

Authorized pursuant to Article 2 of the Charter.

*IV. Financial Impact:*

AUTHORIZING THE MONTGOMERY COUNTY EXECUTIVE TO SIGN THE FIRST AMENDMENT TO THE  
GREATER MOHAWK VALLEY LAND BANK INTERMUNICIPAL AGREEMENT

**cc:** County Clerk  
County Treasurer



RESOLUTION NO. 112 of 2020

DATED: June 23, 2020

RECOMMENDATION: Move to Full Legislature

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**RESOLUTION SETTING THE DATE OF THE PUBLIC HEARING ON FMCC'S PROPOSED 2020-21 BUDGET (COUNTY LEGISLATURE)**

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**Resolution by Legislator:** Pepe

**Seconded by:** Kelly

**WHEREAS**, the Fulton-Montgomery College Board of Trustees has presented its sponsoring counties with a 2020-21 budget request; and

**WHEREAS**, a public hearing related to the adoption of said FMCC budget is required prior to approval of said budget by its sponsoring counties.

**RESOLVED** the Montgomery County Legislature hereby approves the scheduling of a Public Hearing on the proposed 2020-21 Budget of Fulton-Montgomery Community College for July 28, 2020 at 6:50 pm in the Legislative Chambers, County Office Building, 64 Broadway, Fonda, NY 12068; and

**FURTHER RESOLVED** the Clerk of the Montgomery County Legislature hereby is directed to cause legal notice of said public hearing to be published according to local law.

**RESOLUTION VOTE**, passed with Aye(9). (6/23/2020)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

SETTING THE DATE OF THE PUBLIC HEARING ON FMCC'S PROPOSED 2019-20 BUDGET

*II. Justification:*

A public hearing related to the adoption of said FMCC budget is required prior to approval of said budget by its sponsoring counties

*III. Legislative Impact:*

Pursuant to Article 2 of the Charter the Montgomery County Legislature has the authorization of budgets.

*IV. Financial Impact:*

Scheduling of public hearing - contingent upon Fulton County passing the same resolution

**cc:** County Clerk  
County Treasurer





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**RESOLUTION AUTHORIZING FMCC CAMPUS LABS & CLASSROOMS – PHASE 3 PROJECT – HEALTH AND SAFETY (FMCC)**

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**Resolution by Legislator:** Wilson

**Seconded by:** Pepe

**WHEREAS**, the Fulton Montgomery Community College Board of Trustees had recommended that the Campus Labs and Classrooms Phase 3 project be undertaken at Fulton Montgomery Community College, and

**WHEREAS**, Resolution #291 dated November 26, 2019 authorized a \$1,000,000 Campus Labs and Classrooms Phase 3 project be undertaken at Fulton Montgomery Community College to renovate aged out and deteriorating campus labs, at a cost of \$250,000 to Montgomery County; and

**WHEREAS**, the State University of New York Office for Capital Facilities (SUNY OCF) has informed Fulton Montgomery Community College that only health and safety related capital projects will be approved by the New York State Division of Budget during the current State fiscal year; and

**WHEREAS**, SUNY OCF has informed Fulton Montgomery Community College that contracts related to campus lab renovations will therefore not be approved by the New York State Division of Budget; and

**WHEREAS**, Fulton Montgomery Community College has identified necessary health and safety related capital needs related to an obsolete fire alarm system, HVAC chiller refurbishing, and the installation of an alarm in its wastewater treatment plant; and

**WHEREAS**, Fulton Montgomery Community College proposes completion of said project utilizing monies from New York State 50% Match Funds and the County Sponsors as follows:

NYS 50% Matching Funds	\$250,000.00
Sponsor Match – Fulton	\$125,000.00
Sponsor Match - Montgomery	<u>\$125,000.00</u>
<b>TOTAL</b>	<b>\$500,000.00</b>

**RESOLVED**, that the Montgomery County Legislature hereby approve the Campus Labs and Classroom – Phase 3 Project for health and safety needs at a cost not to exceed \$500,000; and

**FURTHER RESOLVED**, that this project will require \$125,000 of matching funds from Montgomery County; and

**FURTHER RESOLVED**, that this resolution is contingent on the Montgomery County Legislature passing a bonding resolution to fund the project; 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 this resolution is contingent upon approval by New York State Division of Budget.

**MOTION TO TABLE** by Legislator Wilson, seconded by Legislator Pepe, this resolution is contingent on the passing of a bonding resolution, both resolutions will be on the July 2020 Full Legislature Meeting, passed with Aye(9).(6/23/2020)



**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

Authorizing FMCC Campus Labs & Classrooms – Phase 3 Project for health and safety needs

*II. Justification:*

The New York State Division of Budget is not expected to approve a project for renovations to the campus labs, for which Resolution #291 had authorized funding but is anticipated to approve health and safety resolutions.

*III. Legislative Impact:*

The Montgomery County Legislature is authorized to pass this Resolution pursuant to Section 2.04 of the Montgomery County Charter.

*IV. Financial Impact:*

Previously approved funding pursuant to a bonding resolution was \$250,000 which was later rescinded. Current request for funding pursuant to a bonding resolution is \$125,000.

**cc:** County Clerk  
County Treasurer



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**RESOLUTION AUTHORIZING AMENDING THE SANITARY DISTRICT NO.1 2020 OPERATING BUDGET TO COVER THE COST OF A NEW PICKUP TRUCK**

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**Resolution by Legislator:** Sweet

**Seconded by:** Thayer

**WHEREAS**, the Montgomery County Sanitary District No.1 needs to replace their 2008 F350 pickup truck, and

**WHEREAS**, the Montgomery County Sanitary District No. 1 has approved the purchase of a new truck ; and

**WHEREAS**, a transfer of funds is needed to cover the cost of said truck and accessories.

**RESOLVED**, the County Treasurer is hereby authorized and directed to amend the Sanitary District #1 Budget as follows:

**TRANSFER FROM:**

G-26-4-1990-00-.4400	Contractual Expenses	\$30,000.00
G-26-4-8120-00-.4431	Professional Services	\$5,029.00

**TRANSFER TO:**

G-26-4-8120-00-.2230	Motor Vehicle Equipment	\$35,029.00
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**RESOLUTION VOTE**, passed with Aye(9). (6/23/2020)

[Attachment](#)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

Request a transfer of funds to purchase new vehicle.

*II. Justification:*

Pick up is 12 years old and very rusted underneath.

*III. Legislative Impact:*

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

*IV. Financial Impact:*

Funds will be used from within the Sanitary District budget.

**cc:** County Clerk  
County Treasurer



RESOLUTION NO. 115 of 2020

DATED: June 23, 2020

RECOMMENDATION: Move to Full Legislature

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**RESOLUTION TO AWARD BID AND AUTHORIZE COUNTY EXECUTIVE TO SIGN CONTRACT- SALT FOR SNOW AND ICE CONTROL UNDER THE 2020 ROAD MAINTENANCE PROGRAM**

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**Resolution by Legislator:** Pepe

**Seconded by:** Thayer

**WHEREAS**, the Department of Public Works solicited bids for the 2020 season, and

**WHEREAS**, the Department of Public Works advertised for bids pursuant to Section 103, Article 5-a of the General Municipal Law for a period of 30 days, and

**WHEREAS**, bids were opened and read aloud on March 3, 2020, at 10:00 a.m., and

**WHEREAS**, upon review after the bid opening, it was recommended to reject bids for Salt (Item A-66 2020) by the Commissioner of Department of Public Works based on the bidder turnout, and

**WHEREAS**, Item A-66 2020 was rebid and bids were opened and posted on the County website due to the current State of Emergency, on May 12, 2020; and

**WHEREAS**, the bids received have been provided to the Montgomery County Legislature.

**RESOLVED**, the bid for material will be awarded to the lowest responsible responsive bidder of Cargill, Inc. with an option to extend contract for a period of one (1) year period per the 2020 bid specifications; and

**FURTHER RESOLVED**, the Montgomery County Executive is authorized to enter into contract upon review and approval of the County Attorney, with the following companies for material services at the amounts submitted on their bid:

A-66 2020

Cargill, Inc.  
100 Grain Street  
Albany, NY 12202

**RESOLUTION VOTE**, passed with Aye(9). (6/23/2020)

[Attachment](#)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

To award bid for material, Item A-66, road salt for the 2020 season.

*II. Justification:*

Montgomery County Department of Public Works has a need to award bids to purchase materials and to authorize all towns and villages to piggy-back off of contracts to maintain county roads during the winter season.

III. *Legislative Impact:*

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

IV. *Financial Impact:*

Funds for materials are included in the 2020 Operating Budget.

**cc:** County Clerk  
County Treasurer



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**RESOLUTION AUTHORIZING TEMPORARY ALTERATION OF SWITZER HILL ROAD - TOWN OF MOHAWK (PUBLIC WORKS)**

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**Resolution by Legislator:** Wilson

**Seconded by:** Pepe

**WHEREAS**, Switzer Hill Road (County Route 31) is located in the Town of Mohawk; and

**WHEREAS**, Switzer Hill Road has sustained substantial water damage to the west side embankment of the stream channel; and

**WHEREAS**, Montgomery County per Resolution 17 of 2019 retained the services of Greenman Pederson, Inc. to perform a drainage and repair study of said road; and

**WHEREAS**, the conclusion of this study showed project expenses to be approximately \$2.3 - \$2.7 million dollars; and

**WHEREAS**, to promote public safety it is temporarily necessary to alter Switzer Hill Road between Route 5 and Old Trail Road to create a temporary cul-de-sac at the top of Switzer Hill above the Route 5 intersection until funds can be acquired to complete the drainage and repair project.

**RESOLVED**, the Montgomery County Legislature determines that it is for the best interest of Montgomery County to temporarily alter Switzer Hill Road between Route 5 and Old Trail Road to create a temporary cul-de-sac at the top of Switzer Hill above the Route 5 intersection until funds can be acquired to complete the drainage and repair project.

**RESOLUTION VOTE**, passed with Aye(9). (6/23/2020)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

Resolution authorizing temporary alteration of Switzer Hill Road.

*II. Justification:*

The cost of the repair of the retaining wall and the straightening of the road over exceeds current budgetary restraints on the Department of Public Works.

*III. Legislative Impact:*

Authorized pursuant to New York State County Highway Law Section 131-b.

*IV. Financial Impact:*

Engineers anticipated estimate was 2.3 to 2.7 million. Estimate for closure and provisions for cul-de-sac using Montgomery County forces was \$100,000.

Funds to be allocated from 2019 CHIPS rollover balance which is 100% reimbursable.

**cc:** County Clerk  
County Treasurer



**RESOLUTION AMENDING THE 2020 OPERATING BUDGET - CHIPS (CONSOLIDATED HIGHWAY IMPROVEMENT PROGRAM) FUNDS (PUBLIC WORKS)**

**Resolution by Legislator:** Purtell

**Seconded by:** Pepe

**WHEREAS**, the final allocation of State Consolidated Highway Improvement Program (CHIPS) funds has been clarified, and

**WHEREAS**, it is necessary to adjust the County Road Fund to reflect increased revenues, and appropriations.

**RESOLVED**, that the County Treasurer is hereby authorized and directed to amend the 2020 Operating Budget as follows:

**INCREASE REVENUES:**

D-12-3-3501	Consolidated Highway Aid	\$2,675,671.96
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**INCREASE APPROPRIATIONS:**

D-12-4-9900-00.9950	Interfund Transfer-Capital Project Fund	\$2,675,671.96
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**RESOLUTION VOTE**, passed with Aye(9). (6/23/2020)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

Amend the 2020 Operating Budget to adjust for an increase in CHIPS Funds so they can be spent in 2020

*II. Justification:*

The final state allocation of CHIPS Funds is now known.

*III. Legislative Impact:*

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

*IV. Financial Impact:*

2020 Budgeted "CHIPS" funds	\$2,419,920.00
<u>Actual funds received</u>	<u>\$2,419,679.48</u>
<b>Difference</b>	<b>\$240.52</b>
2019 Rollover 2019 "CHIPS"	\$1,749,199.00
2020 PAVE NY	\$552,315.92



2020 Extreme Winter Recovery

\$374,397.56

Less the difference between 2019 budgeted and actual

(-240.52)

**Total to be increased (Interfund Transfer-Capital Project Fund) \$2,675,671.96**

Funding is a 100% reimbursable program

**cc:** County Clerk  
County Treasurer



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**RESOLUTION TO AWARD CONTRACT TO LOW BIDDER FOR PUBLIC PARK IN FORT HUNTER, PROJECT IN THE TOWN OF FLORIDA**

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**Resolution by Legislator:** Pepe

**Seconded by:** Wilson

**WHEREAS**, the Montgomery County, New York, (hereinafter, "Subrecipient") on behalf of the Town of Florida, New York, applied for and obtained funding for the project titled, "Public Park - Fort Hunter" through a Community Development Block Grant- Disaster Recovery (CDBG-DR) obtained through the New York State Governor's Office of Storm Recovery (GOSR), New York Rising Community Reconstruction Program in an application accepted June 9, 2016; and

**WHEREAS**, the Subrecipient of funding retained MJ Engineering, 1533 Crescent Road, Clifton Park, 12065, to design said improvements and prepare a bid package with plans and specifications; and

**WHEREAS**, the Governor's Office of Storm Recovery has reviewed the project's plans, specifications, and bid package and review comments have been satisfactorily addressed; and

**WHEREAS**, the Subrecipient formally and publicly bid this project in accordance with Municipal, State, and Federal requirements; and

**WHEREAS**, bids were publicly opened June 10, 2020 at the Montgomery County Annex Building offices located at 20 Park Street, Fonda, NY 12068; and

**WHEREAS**, upon review of submitted bid(s), it was revealed that the lowest responsible bid submitted was that of MA Schafer Construction in the amount of \$278,900; and

**WHEREAS**, the Subrecipient intends to award a contract, contingent on G.O.S.R. consent, to MA Schafer Construction, 4928 West Turnpike, Altamont, NY 12009 for construction of improvements.

**NOW, THEREFORE BE IT RESOLVED**, that the Montgomery County Legislative hereby authorizes and approves the Montgomery County Executive, upon review and approval of the County Attorney, contingent on G.O.S.R. consent, to enter into a contract with MA Schafer Construction for construction of public park, in accordance with publicized Plans and Specifications produced for the "Public Park - Fort Hunter Project."

**RESOLUTION VOTE**, passed with Aye(9). (6/23/2020)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

AWARD CONTRACT TO LOW BIDDER FOR PUBLIC PARK IN FORT HUNTER, PROJECT IN THE TOWN OF FLORIDA

*II. Justification:*

The Town of Florida was awarded three million dollars (\$3,000,000.00) for disaster relief after Hurricane's Irene and Lee. Legislation is needed to award low bidder contract for public park.

III. *Legislative Impact:*

Pursuant to Article 3 of the Charter the Montgomery County Executive has the authority to enter into contracts.

IV. *Financial Impact:*

No financial impact; 100% grant funded.

**cc:** County Clerk  
County Treasurer



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**RESOLUTION AWARDING RFP# 03-20 AND AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AGREEMENT - TRINITY SERVICES GROUP, INC. (SHERIFF)**

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**Resolution by Legislator:** Sweet

**Seconded by:** Thayer

**WHEREAS**, the Purchasing Agent issued a Request for Proposals for the provision of food services at the Montgomery County Jail, and

**WHEREAS**, proposals have been received and were opened on March 18, 2020, and

**WHEREAS**, after reviewing the proposals the Sheriff and review committee consisting of, the Sheriff, Purchasing Agent, Under Sheriff, Jail Administrator and Pat Oeser(cook), recommend awarding the RFP to Trinity Services Group, Inc.,

**RESOLVED**, that the Montgomery County Legislature hereby authorizes and directs the County Executive after review and approval of the County Attorney to sign an agreement with Trinity Services Group, Inc. for the provision of food services at the Montgomery County Jail for a term of February 1, 2020 through December 31, 2023. At the end of this initial bid period, the contract may be renewed for two (2) additional years, in consecutive one-year intervals, and at the sole discretion of The County of Montgomery. for the prices listed on price list attached hereto and made a part hereof.

**RESOLUTION VOTE**, passed with Aye(9). (6/23/2020)

[Attachment](#)

[Trinity Contract](#)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

**RESOLUTION AWARDING RFP# 03-20 AND AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AGREEMENT - TRINITY SERVICES GROUP, INC. (SHERIFF)**

*II. Justification:*

We must provide meals to the incarcerated individuals within our facility. Our current contract for food management is with Trinity Services Group. We are very satisfied with them and the service they provide. Although costs have increased slightly, we feel they are the best situation we have to continue operations as is. A food cost schedule is provided for review. As you can see there is a slight increase and the fewr meals served the more it costs.

*III. Legislative Impact:*

Authorized pursuant to Articles 2 and 3 of the Montgomery County Charter.

*IV. Financial Impact:*

There will be a slight increase in meal costs, especially with a lower incarcerated individual count.

**cc:** County Clerk  
County Treasurer



RESOLUTION NO. 120 of 2020

DATED: June 23, 2020

RECOMMENDATION: Move to Full Legislature

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**RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN AGREEMENT - EASTERN MEDICAL SUPPORT, LLC.  
(SHERIFF)**

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**Resolution by Legislator:** Headwell, Jr.

**Seconded by:** Wilson

**WHEREAS**, it is necessary to provide medical services for incarcerated individuals at the Montgomery County Jail, and

**WHEREAS**, a Request for Proposals was put forth soliciting services for January 1, 2019 until December 31, 2020 with an option for two one year extensions; and

**WHEREAS**, this request is to approve a one (1) year extension for 2021 in the amount of \$227,320.00 the same fee paid in 2020.

**RESOLVED**, that the Montgomery County Legislature hereby authorizes and directs the County Executive, to sign an agreement with Eastern Medical Support, LLC for provision of medical services at the Montgomery County Jail, following review and approval by the County Attorney for a one (1) year extension for 2021 at an amount not to exceed \$227,320.00.

**RESOLUTION VOTE**, passed with Aye(9). (6/23/2020)

[Attachment](#)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN AGREEMENT - EASTERN MEDICAL SUPPORT, LLC. (SHERIFF)

*II. Justification:*

Medical services must be provided to the incarcerated individuals in the Montgomery County Jail. We are very pleased with our service and partnership with Eastern Med. Keeping the cost the same is certainly rewarding. We continue to try and save or keep costs constant, even though the count is down, we never know when it will increase and what medical issues may arise. Attached is the contract and letter to support this resolution, thank you!

*III. Legislative Impact:*

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

*IV. Financial Impact:*

There is no financial impact, the rate is the same as 2020.

**cc:** County Clerk  
County Treasurer





**cc:** County Clerk  
County Treasurer



**RESOLUTION RESCINDING RESOLUTION 83 OF 2020 (LEGISLATURE)**

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**Resolution by Legislator:** Headwell, Jr.

**Seconded by:** Thayer

**WHEREAS**, the 2017 Capital Plan identified a Campus Critical Maintenance Project: Campus Labs and Classrooms Design at FMCC; and

**WHEREAS**, the FMCC Campus Labs and Classroom Building Renovation Project was a three (3) phase project (2018-2020) with a \$250,000 contribution from Montgomery County; and

**WHEREAS**, Funding for the Phase III Project were anticipated to be as follows:

SUNY: \$500,000  
FULTON: \$250,000  
MONTGOMERY: \$250,000

**WHEREAS**, funds will not be received from New York State to fund this project; and

**WHEREAS**, as funds will not be received from New York State, this project will not be moving forward.

**RESOLVED**, Resolution 83 of 2020 authorizing the Montgomery County Executive to execute contracts for the project is hereby rescinded.

**RESOLUTION VOTE**, passed with Aye(9). (6/23/2020)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

Resolution rescinding Resolutions 83 of 2020.

*II. Justification:*

As funds will not be received from the State this project is not moving forward.

*III. Legislative Impact:*

Authorized pursuant to Article 2 of the Montgomery County Charter.

*IV. Financial Impact:*

Will result in a \$250,000 savings to Montgomery County.

**cc:** County Clerk  
County Treasurer



RESOLUTION NO. 123 of 2020

DATED: June 23, 2020

RECOMMENDATION: Move to Full Legislature

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**RESOLUTION RESCINDING RESOLUTION 87 OF 2020 (LEGISLATURE)**

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**Resolution by Legislator:** Wilson

**Seconded by:** Kelly

**WHEREAS**, the 2017 Capital Plan identified a Campus Critical Maintenance Project: Campus Labs and Classrooms Design at FMCC; and

**WHEREAS**, the FMCC Campus Labs and Classroom Building Renovation Project was a three (3) phase project (2018-2020) with a \$250,000 contribution from Montgomery County; and

**WHEREAS**, Funding for the Phase III Project were anticipated to be as follows:

SUNY: \$500,000  
FULTON: \$250,000  
MONTGOMERY: \$250,000

**WHEREAS**, funds will not be received from New York State to fund this project; and

**WHEREAS**, as funds will not be received from New York State, this project will not be moving forward.

**RESOLVED**, Resolution 87 of 2020 which authorized bonding for the FMCC Campus Labs and Classroom Phase III and Financial Technology Lab Renovation Project, is hereby rescinded.

**RESOLUTION VOTE**, passed with Aye(9). (6/23/2020)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

Resolution rescinding Resolutions 87 of 2020.

*II. Justification:*

The State has decided not to fund the project

*III. Legislative Impact:*

Authorized pursuant to Article 2 of the Montgomery County Charter

*IV. Financial Impact:*

Will result in a \$250,000 savings to Montgomery County.

**cc:** County Clerk  
County Treasurer



**RESOLUTION APPROVING ABSTRACT OF AUDITED CLAIMS (COUNTY LEGISLATURE)**

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**Resolution by Legislator:** Kelly

**Seconded by:** Thayer

**WHEREAS**, pursuant to the Audit Guidelines, Section 2.02 (2), requires after examination and review of the claims by the County Auditor, 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 County Auditor has audited claims for the period of May 27, 2020 through June 23, 2020; and the County Auditor 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 County Auditor, the claims are audited and attached hereto, are hereby approved for payment by the Montgomery County Legislature.

**RESOLUTION VOTE**, passed with Aye(9). (6/23/2020)

[Abstract of Audited Claims - June 2020](#)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

APPROVING ABSTRACT OF AUDITED CLAIMS

*II. Justification:*

Pursuant to the Audit Guidelines, Section 2.02 (2), requires after examination and review of the claims by the County Auditor, 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 2.02 (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 on the fund balance

**cc:** County Clerk  
County Treasurer





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**RESOLUTION AUTHORIZING ENTERING INTO A PAYMENT PLAN WITH THE CITY OF AMSTERDAM FOR OUTSTANDING TAX OBLIGATIONS (COUNTY LEGISLATURE)**

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**Resolution by Legislator:** Duchessi

**Seconded by:** Purtell

**WHEREAS**, Montgomery County (hereinafter the "County") wishes to resolve certain tax payment obligations due from the City of Amsterdam; (hereinafter the "City"); and

**WHEREAS**, \$1,241,448.04 was collected by the City but was never paid to the County; and

**WHEREAS**, the New York State Comptroller's office officially certified the total deficit for the City of Amsterdam which permits them to proceed with deficit bonding; and

**RESOLVED**, the Montgomery County Legislature finds that it is in the best interest of Montgomery County to enter into a repayment plan with the City for the amount of \$1,241,448.04 over a period of 20yrs., at a rate of 1%; and

**FURTHER RESOLVED**, that these payments would be automatically deducted from the annual sales tax payments each year; and

**FURTHER RESOLVED**, in the event that the City receives direct grant assistance or another 0% loan from the State of New York or the United States of America, the City will be obligated to immediately pay the County the balance of what is owed or its pro rata share, if funding for the entirety of the outstanding debt is not received; and

**FURTHER RESOLVED**, that upon review and approval of the County Attorney, the Montgomery County Treasurer and Montgomery County Executive are authorized and directed to execute a repayment plan with the City incorporating the terms detailed within this Resolution.

**RESOLUTION VOTE**, passed with Aye(6). Legislators Headwell, Jr., Pepe and Isabel voted Nay. (6/23/2020)

[Fact Sheet - City of Amsterdam Repayment](#)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

ADDRESSING CERTAIN TAX PAYMENT OBLIGATIONS DUE MONTGOMERY COUNTY FROM THE CITY OF AMSTERDAM

*II. Justification:*

City of Amsterdam has requested a payment plan

*III. Legislative Impact:*

Authorized pursuant to RPTL 1182



*IV. Financial Impact:*

The City of Amsterdam owes the county \$1,241,448.04 in county taxes collected.

**cc:** County Clerk  
County Treasurer



**RESOLUTION ADOPTING POLICY AND PRACTICE GUIDELINES FOR THE COUNTY EXECUTIVE TO DETERMINE EXPENDITURES, LIMITS AND PRIORITIES OF THE 2021 OPERATING BUDGET (COUNTY LEGISLATURE)**

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**Resolution by Legislator:** Kelly

**Seconded by:** Purtell

**WHEREAS**, the Montgomery County Charter §7.03A(1) requires the Legislature to adopt policy and practice guidelines for the County Executive to determine expenditures, limits and priorities of the 2021 Operating Budget to assist with the preparation of the tentative budget for the ensuing year; and

**WHEREAS**, the Montgomery County Legislature Amended Section §7.03A of the Montgomery County Charter, pursuant to Local Law 1 of 2020.

**RESOLVED**, the policy and practice guidelines as attached hereto and made part of are hereby adopted by the Montgomery County Legislature.

**RESOLUTION VOTE**, passed with Aye(9). (6/23/2020)

[Click here for resolution attachment](#)

***Statement of Legislative and Financial Impact:***

*I. Nature of Request:*

ADOPTING POLICY AND PRACTICE GUIDELINES FOR THE COUNTY EXECUTIVE TO DETERMINE EXPENDITURES, LIMITS AND PRIORITIES OF THE 2021 OPERATING BUDGET

*II. Justification:*

Montgomery County Charter §7.03A(1) requires the Legislature to adopt policy and practice guidelines for the County Executive to determine expenditures, limits and priorities of the 2021 Operating Budget to assist with the preparation of the tentative budget for the ensuing year

*III. Legislative Impact:*

Montgomery County Charter §7.03A(1) requires the Legislature to adopt policy and practice guidelines for the County Executive to determine expenditures, limits and priorities of the 2021 Operating Budget to assist with the preparation of the tentative budget for the ensuing year

*IV. Financial Impact:*

The Charter requires the Legislature to adopt policy and practice guidelines for the County Executive to determine expenditures, limits and priorities of the 2021 Operating Budget to assist with the preparation of the tentative budget for the ensuing year.

**cc:** County Clerk  
County Treasurer