

**CALL TO ORDER**

Chairman Isabel called the Regular Meeting of the Montgomery County Legislature for January 28, 2020 to order at 7:06 PM.

**ROLL CALL OF MEMBERS**

Legislators present were:

- Martin P. Kelly, Legislator, District 1
- Brian D. Sweet, Legislator, District 2
- John W. Thayer, Legislator, District 3
- Robert Headwell, Jr., Legislator, District 4
- Daniel P. Wilson, Legislator, District 5
- John M. Duchessi, Legislator, District 6
- Michael J. Pepe, Legislator, District 7
- Joseph A. Isabel, Chairman of the Legislature, Legislator, District 8
- Robert A. Purtell, Legislator, District 9

**SALUTE TO THE FLAG**

Deputy Chairman John M. Duchessi led the Salute to the Flag.

**MOMENT OF SILENCE**

The Clerk of the Legislature stated the Moment of Silence was for Willis Skip Barshied, a local historical preservationist, who recently passed away.

Mr. Barshied was a founder of a group dedicated to the preservation of Fort Klock and participated in the restoration of the Windfall Dutch Barn at Salt Springville. He also restored the Conrad Kilts Farm at Stone Arabia and was a participant in many Mohawk Valley organizations. He was one of the founders of Stone Arabia Preservation Society and a Trustee of Canajoharie Library. In 2008, he received the 2008 Liberty Bell Award from the Montgomery County Bar Association and the National Historic Preservation Medal from the DAR.

From a very early age he was engaged in collecting, preserving, restoring and stewarding all forms of Mohawk Valley heritage—artifacts, sites, stories and people. His collecting often focused on the families of Stone Arabia. His collections have been important for many in genealogy searches and those looking to learn more about the Palatine region of New York. Throughout his years, he authored various newspaper articles and historical narratives. He was the author of the book “Shoes for John,” the story of a Stone Arabia boy in the time of the American Revolution. Over the past few years, many of his unique historical tools and artifacts have had a weekly presence in the paper under the title of “Whatchmacallits.”

**PUBLIC COMMENT AND PRESENTATION**

Legislator Headwell read the following proclamation in recognition of the dispatchers of Montgomery County. Those in attendance were Donna Dunston, Brittany Dobbs, Stephanie Gross, Mariah Ambrosino, Sheriff Jeffery T. Smith and Undersheriff Carl Rust.

**WHEREAS**, the County of Montgomery owes a debt of gratitude to those individuals who serve the public good and is proud to recognize 911 Dispatchers who are known as the first line of defense in the Sheriff’s Office; and

**WHEREAS**, there are eleven full-time and five part-time dispatchers who work in the Sheriff’s Office and these employees dispatch every fire, ambulance and police department in the county, besides the City of Amsterdam Police and they take calls for the longest stretch of thruway in New York State; and

**WHEREAS**, dispatchers work in an environment which can go from fairly peaceful to absolute chaos instantly and in 2019 they received 41,935 emergency calls in which they were responsible to dispatch police, deputy sheriffs and fire emergency personnel and equipment to scenes of crimes, accidents, fires and other emergencies while being able to function calmly under stress and take appropriate action swiftly; and **WHEREAS**, dispatchers must be detail oriented, articulate, professional, multi-taskers, who

are prepared for any type of call that may come in because most often the dispatcher is the voice of reason and calm for individuals facing an emergency; and

**WHEREAS**, dispatchers are the first to receive information and send people in distress the help they need while working alongside first responders to keep the community safe during the many incidents that arise each and every day.

**NOW THEREFORE**, be it resolved, County Executive Matthew L. Ossenfort, Legislative Chairman Joseph M. Isabel, District 4 Legislator Robert Headwell Jr. and District 2 Legislator Brian D. Sweet, on behalf of the Montgomery County Legislature, hereby proclaim Tuesday, January 28, 2020, as an official date in Montgomery County, to most gratefully recognize, show appreciation to and wholeheartedly thank 911 Dispatchers for their dedication and service to the community and its residents.

**COMMUNICATIONS**

The Clerk of the Legislature stated that Financial Disclosure and Gift Disclosure forms had been distributed and would need to be returned by February 28, 2020.

**MOTION TO AMEND THE AGENDA**

**MOTION TO AMEND AGENDA** by Legislator Headwell, Jr., seconded by Legislator Pepe to move the approval of minutes, budgetary transfers and procurement record after new business, passed with Aye(9).

**OLD BUSINESS**

**NEW BUSINESS**

- A. Resolutions
- B. Other

**RESOLUTION NO. 8 of 2020**

**DATED:** 1/28/2020

Resolution by Legislator: Pepe  
Seconded by Legislator: Wilson

**RESOLUTION AMENDING 2020 OPERATING BUDGET – 2020 PUBLIC HEALTH COMMUNITY CANCER PREVENTION PROJECTS FUNDING AWARD (PUBLIC HEALTH)**

**WHEREAS**, the Montgomery County Public Health Department applied to the Health Research, Inc./New York State Department of Health for Community Cancer Prevention Projects award funds; and

**WHEREAS**, the Health Research, Inc./New York State Department of Health has awarded the Montgomery County Public Health Department funding in the amount of \$1,000.00 based on the application to be used for advertising and educating the community on cancer prevention.

**RESOLVED**, that the Montgomery County Legislature hereby authorizes and directs the County Treasurer to amend the 2020 Operating Budget as follows:

**INCREASE REVENUES:**

A-16-3-3401-00                      Public Health State Aid                      \$1,000.00

**INCREASE APPROPRIATIONS:**

A-16-4-4010-00-.4491                      Public Health Legal Notice and Advertising                      \$750.00  
A-16-4-4010-00-.4526                      Public Health Education Programs                      \$250.00

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:**

I. Nature of Request:

AMENDING 2020 OPERATING BUDGET – 2020 PUBLIC HEALTH COMMUNITY CANCER PREVENTION PROJECTS FUNDING AWARD

II. *Justification:*

Funds will be used to assist with costs related to event

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:*

Funds will be used to off set costs for the event so that funds will remain in place for event. Budget will remain.

**RESOLUTION NO. 9 of 2020**

**DATED:** 1/28/2020

Resolution by Legislator: Purtell  
Seconded by Legislator: Pepe

**RESOLUTION AMENDING 2020 OPERATING BUDGET – 2020 PUBLIC HEALTH THE RESEARCH FOUNDATION FOR THE STATE UNIVERSITY OF NEW YORK AWARD FUNDS (PUBLIC HEALTH)**

**WHEREAS**, the Montgomery County Public Health Department applied to The Research Foundation for The State University of New York, a private, non-profit educational organization, for Rural Communities Opioid Response Program; and

**WHEREAS**, the Research Foundation for The State University of New York has awarded the Montgomery County Public Health Department funding in the amount of \$24,999.00, based on the application to be used to reduce the morbidity and mortality of substance use disorder in New York’s rural communities to be awarded as \$10,000 for year one, \$8,333.00 for year two, and \$6,666.00 for year three.

**RESOLVED**, that the Montgomery County Legislature hereby authorizes and directs the County Treasurer to amend the 2020 Operating Budget as follows:

**INCREASE REVENUES:**

A-16-3-3401-07	OD2A GRANT/OPIATE	\$10,000.00
----------------	-------------------	-------------

**INCREASE APPROPRIATIONS:**

A-16-4-4010-07-.4438	OD2A GRANT MISC. SUPPORTING SVC.	\$10,000.00
----------------------	----------------------------------	-------------

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:**

I. *Nature of Request:*

Public Health has been awarded additional funding via a grant in conjunction with SUNY Buffalo and NYS DOH opiate program

II. *Justification:*

Funds will be used to offset costs of OD2A grant monies in order to continue efforts for the overdose epidemic.

**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:**

Funds will be used to off set costs for the grant so that funds will remain in place for operating costs. Budget will remain. No impact to fund balance.

---

**RESOLUTION NO. 10 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Wilson  
Seconded by Legislator: Purtell

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

**WHEREAS**, Berkshire Farm Center and Services for Youth Enhanced 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 Enhanced Stepping Stones reduces admissions thus reducing the County's detention costs; and

**WHEREAS**, Berkshire Farm Center and Services for Youth Enhanced Stepping Stones is an intensive home and community-based JD Diversion program maintaining youth safely at home and in the community while averting the need for out-of-home placement, detention services and re-arrests.

**FURTHER RESOLVED**, that the Montgomery County Legislature, after review and approval by the County Attorney, hereby authorizes and directs the County Executive to sign, and execute prospective contract documents entered into between the County and Berkshire Farm Center (Enhanced Stepping Stones) for the period of January 1, 2020 through December 31, 2020 not to exceed \$94,000.00 without legislative approval.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:**

**I. Nature of Request:**

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

**II. Justification:**

This helps to reduce out of home placements, detention services and re-arrests

**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 \$94,000.00 for the 2020 year.

---

**RESOLUTION NO. 11 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Purtell  
Seconded by Legislator: Pepe

**RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN BERKSHIRE FARMS CENTER AND SERVICES FOR YOUTH (STEPPING STONES) 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 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 filed and placed.

**FURTHER RESOLVED**, that the Montgomery County Legislature, after review and approval by the County Attorney, hereby authorizes and directs the County Executive to sign, and execute prospective contract documents entered into between the County and Berkshire Farm Center (Stepping Stones) for the period of January 1, 2020 through December 31, 2020 not to exceed \$181,869.00 without legislative approval.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

***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 \$181,869.00 for the 2020 year.

---

**RESOLUTION NO. 12 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Pepe  
Seconded by Legislator: Sweet

**RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN CONTRACTS WITH BERKSHIRE FARMS CENTER AND SERVICES FOR YOUTH, FONDA-FULTONVILLE CENTRAL SCHOOL, CANAJOHARIE CENTRAL SCHOOL, FORT PLAIN CENTRAL SCHOOL OPPENHEIM-EPHRATAH-ST. JOHNSVILLE CENTRAL SCHOOL AND GREATER AMSTERDAM CENTRAL SCHOOL FOR HOMERUN AND TURNABOUT PROGRAMS (SOCIAL SERVICES)**

**WHEREAS**, Berkshire Farm Center and Services for Youth Homerun Program provides intensive year-round school and home-based prevention programs for elementary students (K-5) and the Turnabout Program provides the same program for Middle School students and their families, identified by school officials to need intensive, prevention services for any identifying reason; and

**WHEREAS**, Berkshire Farm Center and Services for Youth places a Family Specialist in the school and they become part of the school culture. The program provides family counseling and empowers families to get involved with school, community, and family; and

**WHEREAS**, since this program is in collaboration with local school districts, the Department of Social Services would also like to enter into contracts with participating school districts (Fonda – Fultonville, Canajoharie, Fort Plain and Oppenheim-Ephratah-St.Johnsville, (Homerun) and Amsterdam (Turnabout) in order to bill them for the local share of this contract, and, be it

**RESOLVED**, that the County Executive, upon review and approval of the County Attorney, is hereby authorized and directed to sign a contract with Berkshire Farm Center in the amount of \$464,230.00, to be paid monthly at a rate of \$38,685.83 for the period of January 1, 2020 through December 31, 2020; and

**FURTHER RESOLVED**, that the County Executive, upon review and approval of the County Attorney, is hereby authorized and directed to sign contracts with Fonda – Fultonville, Canajoharie, Fort Plain and Oppenheim-Ephratah-St.Johnsville Central Districts for the Homerun program and the Greater Amsterdam School District for the Turnabout program in the amount of \$35,281.48 for the period of January 1, 2020 through December 31, 2020; and

**FURTHER RESOLVED**, New York State reimburses Montgomery County 62% of the \$464,230, which amounts to \$287,822.30 for the period of January 1, 2020 through December 31, 2020 for all school districts.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

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

*I. Nature of Request:*

AUTHORIZING COUNTY EXECUTIVE TO SIGN CONTRACTS WITH BERKSHIRE FARMS CENTER AND SERVICES FOR YOUTH, FONDA-FULTONVILLE CENTRAL SCHOOL, CANAJOHARIE CENTRAL SCHOOL, FORT PLAIN CENTRAL SCHOOL OPPENHEIM-EPHRATAH-ST. JOHNSVILLE CENTRAL SCHOOL AND GREATER AMSTERDAM CENTRAL SCHOOL FOR HOMERUN AND TURNABOUT PROGRAMS

*II. Justification:*

This program will reduce costly foster care placements by keeping children in their own homes

*III. Legislative Impact:*

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

*IV. Financial Impact:*

The Berkshire Farm Center and Services for Youth contract will be funded 62% State dollars (\$287,822.30) and 38% Local dollars (\$176,407.40).

The contracts with the school districts will reimburse the local dollar amount at a rate of \$35,281.48 to the County by each participating school district.

---

**RESOLUTION NO. 13 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Sweet  
Seconded by Legislator: Duchessi

**RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN RENEWAL AGREEMENT - 2020 TRANSPORTATION OF FULTON COUNTY VETERANS - YOUTH & VETERANS' SERVICES**

**WHEREAS**, the Executive Director of Youth & Veterans' Services has recommended that Montgomery County continue to transport Fulton County veterans to and from the VA Medical Center in Albany, NY; and

**WHEREAS**, municipal corporations have the power to enter into agreements for the performance among themselves or one for the other of their respective functions, powers and duties on a cooperative or contract basis; and

**WHEREAS**, the proposed agreement would benefit both Montgomery County and Fulton County.

**RESOLVED**, that the County Executive, following review and approval by the County Attorney, hereby is authorized and directed to sign a renewal agreement for the transportation of Fulton County veterans to and from the VA Medical Center in Albany, NY; and

**FURTHER RESOLVED**, that said Agreement shall be for a one-year period beginning on January 1, 2020 and ending on December 31, 2020, and

**FURTHER RESOLVED**, that said Agreement shall provide for transportation of Fulton County veterans, depending upon availability of space, at a charge of \$30.00 each way.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

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

*I. Nature of Request:*

AUTHORIZING COUNTY EXECUTIVE TO SIGN RENEWAL AGREEMENT - TRANSPORTATION OF FULTON COUNTY VETERANS

*II. Justification:*

Fulton County's agreement to pay Montgomery County for transportation of Fulton County Veterans to and from the VA Hospital.

*III. Legislative Impact:*

Pursuant to Article 3 of the Charter the County Executive has the power to enter into contracts. Pursuant to General Municipal Law 119-o municipal corporations have the power to enter into agreements for the performance among themselves or one for the other of their respective functions, powers and duties on a cooperative or contract basis. Intermunicipal agreements must be authorized by a majority vote of the Montgomery County Legislature.

*IV. Financial Impact:*

Montgomery County will receive up to \$9,000 for performance of the contract.

---

**RESOLUTION NO. 14 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Sweet  
Seconded by Legislator: Pepe

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AN UNDERTAKING AGREEMENT IN CONNECTION WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR COMPLETING HIGHWAY WORK WITHIN NEW YORK STATE DEPARTMENT OF TRANSPORTATION RIGHT OF WAYS (PUBLIC WORKS)**

**WHEREAS**, Montgomery County Department of Public Works is in charge of all maintenance and repairs to County Highways; and

**WHEREAS**, Montgomery County Department of Public Works from time to time has the need to work, maintain, or detour traffic for the safety of motorists within the New York State Department of Transportation Right of Ways; and

**WHEREAS**, New York State Department of Transportation requires an Undertaking Agreement be on file for any municipality performing work within their right of way.

**RESOLVED**, the Montgomery County Legislature hereby authorizes and directs the County Executive, upon review and approval of the County Attorney, to sign an Undertaking Agreement on behalf of the Montgomery County Department of Public Works.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

Authorizing the County Executive to sign an agreement with the New York State Department of Transportation as substitute for providing insurance requirements as a municipality to perform work within the New York State Department of Transportation right of way.

*II. Justification:*

Required by New York State Department of Transportation prior to performing any work or detouring any traffic for safety reasons within the right of way of the New York State Department of Transportation.

*III. Legislative Impact:*

Montgomery County Legislature has the authority to authorize the County Executive to enter into agreements.

*IV. Financial Impact:*

No financial impact.

---

**RESOLUTION NO. 15 of 2020**

**DATED:** 1/28/2020

Resolution by Legislator: Purtell  
Seconded by Legislator: Pepe

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN CONSTRUCTION AGREEMENT FOR CR160 BURTONSVILLE ROAD SPUR BRIDGE REPLACEMENT BIN 330140 (PUBLIC WORKS)**

**WHEREAS**, funding for Burtonsville Road Spur Bridge Replacement P.I.N 2754.26("The Project") was funded for by resolution 128 of 2017; and

**WHEREAS**, the approval of Resolution 128 of 2017 accepted a Federal Aid and State "Marchiselli" Program Aid for project funding in the amount of \$1,030,000.00, with an 80% Federal and 20% State, with no local share required; and

**WHEREAS**, the federal process for Engineering Procurement was approved by Resolution 182 of 2017, and design of structure is complete and approved by NYS Department of Transportation, and bid letting was approved also by NYS Department of Transportation; and

**WHEREAS**, bids were received for P.I.N. 2754.26 on January 9, 2020, opened and read aloud with the following contractors bidding in order from lowest most responsible responsive bidder to highest:

1.) Tioga Construction - \$2,369,041.95

2.) Bette & Cring Construction - \$2,510,561.00

3.) Winn Construction - \$2,607,458.49



4.) WJ Keller & Son - \$2,919,919.20

5.) J.H. Maloy Inc. - \$3,075,000.00

6.) DA Collins Construction - \$3,413,414.26

**WHEREAS**, Tioga Construction, 333 Gros Blvd, Herkimer, NY 13350, was the low bid at \$2,369,041.95, which is within the budget of the project, and the project engineer has recommended the services of said firm. "Recommendation letter attached".

**RESOLVED**, the Montgomery County Legislature hereby authorizes and directs the County Executive, upon review and approval of the County Attorney, to enter into an agreement with Tioga Construction for an amount not to exceed \$2,369,041.95 for P.I.N. 2754.26.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

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

*I. Nature of Request:*

Authorizing the County Executive to sign contract for bridge replacement on Burtonsville Road in the town of Charleston with Tioga Construction for \$2,369,041.95.

*II. Justification:*

- \*The bridge has deteriorated and must be replaced
- \*Federal and State funds have been secured for the project
- \*Bids came in under budget for the project

*III. Legislative Impact:*

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

*IV. Financial Impact:*

Project is 100% reimbursed by an 80% Federal share and a 20% State share with no local share required

County will and pay interest on borrowing for the project until reimbursement is received from Federal and State and the borrowing is repaid.

---

**RESOLUTION NO. 16 of 2020**

**DATED:** 1/28/2020

Resolution by Legislator: Sweet  
Seconded by Legislator: Kelly

**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 Bridge and one (1) member at large to be appointed by the County Legislative Board, for a one year term; and

**WHEREAS**, the Montgomery County Board of Directors recommends appointing George Capece Jr. as Member at Large for 2020.

**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, 2020.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**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. 17 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Kelly  
Seconded by Legislator: Wilson

**RESOLUTION AMENDING THE 2020 OPERATING BUDGET - NYS LOCAL GOV'T RECORDS MANAGEMENT IMPROVEMENT FUND GRANT (HISTORY & ARCHIVES)**

**WHEREAS**, pursuant to Resolution 235 of 2019 the Montgomery County Legislature accepted a grant in the amount of \$17,325 from the New York State Local Government Improvement Fund for a project scanning Montgomery County payroll records for import into the Laserfiche electronic content management system; and

**WHEREAS**, the grant funding approved in 2019 was not expended and needs to be carried over to the 2020 Operating Budget.

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

**INCREASE REVENUES:**

A-22-3-3889	State Aid	\$17,325.00
-------------	-----------	-------------

**INCREASE APPROPRIATIONS:**

A-22-4-7540-00-.4431	Professional Services	\$17,325.00
----------------------	-----------------------	-------------

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

Carrying over grant funds from Local Government Records Management Improvement grant to digitize and import county payroll records into Laserfiche for preservation and improved access.

II. *Justification:*

Carrying over unexpended grant funds.

III. *Legislative Impact:*

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

IV. *Financial Impact:*

No financial impact as only grants funds will be used for this project.

---

**RESOLUTION NO. 18 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Thayer  
Seconded by Legislator: Kelly

**RESOLUTION AUTHORIZING COUNTY EXECUTIVE TO SIGN REVOLVING LOAN FUND AGREEMENT- FOR EISENADLER BRAUHAUS, LLC (ECONOMIC DEVELOPMENT/PLANNING)**

**WHEREAS**, Montgomery County administers an Economic Development Program for the purpose of creating and retaining jobs in Montgomery County; and

**WHEREAS**, the Montgomery Industrial Development Agency (MCIDA) has reviewed and recommended approval of a business loan application from Eisenadler Brauhaus, LLC; and

**WHEREAS**, the said applicant has requested a loan for the purposes of purchasing equipment and for working capital for a new brewery located at 88 East Main St, Nelliston; and

**WHEREAS**, said applicant has agreed to create five (5) full time employee jobs over the next three (3) years in conjunction with receiving the loan.

**RESOLVED**, that the County Executive, following review and approval by the County Attorney, hereby is authorized and directed to sign an agreement, and any other legal documents necessary to process an economic development loan, in a principal amount not to exceed \$150,000 to Eisenadler Brauhaus, LLC; and

**FURTHER RESOLVED**, that the proceeds shall come from Montgomery County's Program Income Account; and

**FURTHER RESOLVED**, that said loan shall be payable in not more than one hundred and twenty (120) equal monthly installments, with an interest of 5.00% (percent); and

**FURTHER RESOLVED**, that, at the time of closing, attorney closing fee's will be deducted from the loan proceeds.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

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

I. *Nature of Request:*

Resolution authorizes County Executive to sign all documents associated with the approval of a loan through the County Revolving Loan Fund.

II. *Justification:*

Montgomery County administers a Revolving Loan Fund for the purposes of providing an opportunity for businesses to create and retain jobs within the County.

III. *Legislative Impact:*

The County Executive has the authority to sign contracts on behalf of the County pursuant to Article 3 of the Charter.

IV. *Financial Impact:*

All loan proceeds and closing costs are appropriated through the County's CD Fund. This has no impact on the County's general fund.

---

**RESOLUTION NO. 19 of 2020**

**DATED:** 1/28/2020

Resolution by Legislator: Sweet  
Seconded by Legislator: Thayer

**RESOLUTION APPOINTING MEMBER 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:

<b>NAME</b>	<b>TITLE</b>	<b>ADDRESS</b>	<b>TERM EXPIRES</b>
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
James Hoffman	Agribusiness	371 Martin Road, Fonda, NY 12068	12/31/2021
Kenneth Rose	Director of Economic Development/Planning	Old Court House, 9 Park Street, Fonda, NY 12068	12/31/2021
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
Tom Nelson	Farm Bureau	829 Pattersonville Road Pattersonville, NY 12137	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	12/31/2020
Corey Nellis	Montgomery County Soil & Water	4001 Sthwy 5s, Fultonville, NY 12072	Co-terminious with Scott Ryan's

Christine DePasquale

Montgomery County Director of Real Property

20 Park Street, Fonda, NY 12068

Term of Office  
Co-terminious with her term of Office

**WHEREAS**, the term for the Montgomery County Legislature has expired.

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

NAME	TITLE	ADDRESS	TERM EXPIRES
Martin Kelly	Montgomery County Legislator	187 Sthwy 163, Fort Plain, NY 13339	12/31/2020

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

APPOINTING MEMBER OF THE MONTGOMERY COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

*II. Justification:*

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

*III. Legislative Impact:*

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

*IV. Financial Impact:*

Appointing resolution - no financial impact

**RESOLUTION NO. 20 of 2020**

**DATED:** 1/28/2020

Resolution by Legislator: Pepe  
Seconded by Legislator: Wilson

**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, 2020 and ending on December 31, 2020.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**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:*

Appointing resolution - no financial impact

---

**RESOLUTION NO. 21 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Pepe  
Seconded by Legislator: Wilson

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

**WHEREAS**, pursuant to Section 6 of the New York State Soil and Water Conservation Law, when a County has been declared a Soil and Water Conservation District a Board of Directors consisting of five members shall be appointed by the Montgomery County Legislature; and

**WHEREAS**, this Board of Directors shall consist of two members of the Montgomery County Legislature and three persons not members of the Montgomery County Legislature, two of whom shall be practical farmers; and

**WHEREAS**, the two members from the Montgomery County Legislature shall be appointed annually and the remainder shall have a term of three years; and

**WHEREAS**, the current Board of Directors consists of:

<b>NAME</b>	<b>REPRESENTS</b>	<b>TERM</b>
Brian Holloway	Active Farmer	12/31/2020
Scott Ryan	Active Farmer	12/31/2020
Richard Kennedy	Member at Large	12/31/2020
Robert Headwell	County Legislator	12/31/2019
Martin Kelly	County Legislator	12/31/2019

**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, 2020 to December 31, 2020.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**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. Further authorized pursuant to the New York State Soil and Water Conservation District Law.

IV. *Financial Impact:*

Appointment resolution - no financial impact

---

**RESOLUTION NO. 22 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Thayer  
Seconded by Legislator: Sweet

**RESOLUTION CONFIRMING APPOINTMENT MADE BY THE COUNTY EXECUTIVE TO THE HUDSON MOHAWK RESOURCE CONSERVATION AND DEVELOPMENT COUNCIL (COUNTY LEGISLATURE)**

**WHEREAS**, the Hudson Mohawk Resource Conservation and Development Council is an independent non profit group that provides local leadership required for development and carrying out a plan for the orderly development, improvement, conservation and wise use of the natural resources thereby improving the economic opportunities of the people within the Hudson Mohawk Resource Conservation and Development Area consisting of Albany, Columbia, Greene, Montgomery, Rensselaer and Schenectady counties; and

**WHEREAS**, membership of the Hudson Mohawk Resource Conservation and Development Council shall consist of one representative from the County Legislature or Board of Supervisors of each of the six counties along with two representatives appointed by the Soil and Water Conservation District from each of the six counties with a member at large elected by a simple majority of the Council members present; and

**WHEREAS**, membership on the Hudson Mohawk Resource Conservation and Development Council shall continue until a replacement is appointed; and

**WHEREAS**, all members must be in attendance of four meetings a year and failure to do so will result in a letter to the appointing authority requesting another representative; and

**WHEREAS**, the County Executive has appointed Legislator Martin Kelly to be the representative on the Hudson Mohawk Resource Conservation and Development Council; and

**WHEREAS**, this appointment has undergone committee review.

**RESOLVED**, the Montgomery County Legislature hereby confirms the appointment of Legislator Martin Kelly made by the County Executive to the Hudson Mohawk Resource Conservation and Development Council for a term of January 1, 2020 to December 31, 2020.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:**

I. *Nature of Request:*

Confirming Appointments made by the County Executive to the Hudson Mohawk Resource Conservation and Development Council

II. *Justification:*

Legislative representation on Hudson Mohawk Resource Conservation and Development Council

III. *Legislative Impact:*

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

IV. *Financial Impact:*

Appointment resolution - no financial impact

---

**RESOLUTION NO. 23 of 2020**

**DATED: 1/28/2020**

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

**RESOLUTION AMENDING THE 2020 OPERATING BUDGET - CARRY-OVER FUNDS (PUBLIC DEFENDER)**

**WHEREAS**, there are unexpected Indigent Legal Services Grant funds available for carry-over in the 2019 Public Defender budget; and

**WHEREAS**, funds from said grant monies are needed to purchases supplies, office equipment, office furniture, computer software, mileage, legal reference manuals and attend conferences and trainings.

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

**INCREASE REVENUES**

A-28-3-3025-01	Indigent Legal Services	\$37,694.10
A-28-3-3025-03	Indigent Legal Services	\$ 9,625.00
A-28-3-3025-04	Indigent Legal Services	\$13,194.15
A-28-3-3025-05	Indigent Legal Services	\$11,905.09

**INCREASE APPROPRIATIONS**

A-28-4-1170-01-.2259	Computer Equipment	\$ 97.35
A-28-4-1170-01-.4431	Professional Services	\$12,000.00
A-28-4-1170-01-.4433	Court Related Expenses	\$ 2,000.00
A-28-4-1170-01-.4459	Computer Software	\$15,001.00
A-28-4-1170-01-.4470	Travel:Related Costs	\$ 8,595.75
A-28-4-1170-03-.4459	Computer Software	\$ 9,625.00



A-28-4-1170-04-.4471	Mileage	\$13,194.15
A-28-4-1170-05-.2259	Computer Equipment	\$ 98.34
A-28-4-1170-05-.4407	Office Equipment	\$ 3,000.01
A-28-4-1170-05-.4408	Office Supplies	\$ 1,122.56
A-28-4-1170-05-.4409	Office Furniture	\$ 30.88
A-28-4-1170-05-.4438	Legal Reference	\$ 1,653.30
A-28-4-1170-05-.4470	Travel:Related Costs	\$ 6,000.00

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

Amend the 2020 Operating Budget - Carry-Over Grant Funds.

*II. Justification:*

Utilize needed grant funds and further enhance the abilities of the Public Defender's Office and 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:*

None - Increased appropriations are completely offset by grant funding.

**RESOLUTION NO. 24 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Purtell  
 Seconded by Legislator: Thayer

**RESOLUTION AMENDING THE 2020 OPERATING BUDGET WITH CARRY-OVER FORFEITURE MONEY (DISTRICT ATTORNEY)**

**WHEREAS**, the District Attorney has received monies from forfeiture crime proceeds in the year 2019 to be used to purchase equipment for law enforcement agencies throughout Montgomery County; and

WHEREAS, said monies have been deposited with the Montgomery County Treasurer in 2019; and

**WHEREAS**, \$4,667.12 was unable to be used during the 2019 fiscal year; and

**WHEREAS**, it is necessary to add \$4,667.12 to the 2020 Operating Budget;

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

**INCREASE REVENUES:**

**INCREASE APPROPRIATIONS:**

A-25-4-1165-00-.4522 Da/Law Enforcement Program \$4,667.12

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:***I. Nature of Request:*

Resolution to carryover 2019 forfeiture money to the 2020 budget for expenditure.

*II. Justification:*

The forfeiture money received during 2019 was used to purchase equipment for law enforcement agencies in Montgomery County and the balance of \$4667.12 was unable to be used prior to the end of 2019. We request a resolution to be passed to carry over this amount of money to the 2019 budget for expenditure.

*III. Legislative Impact:*

Pursuant to Section 2.04(b) the County Legislature has the power to make appropriations.

*IV. Financial Impact:*

Budget neutral. Amount received would be the same amount appropriated.

**RESOLUTION NO. 25 of 2020****DATED:** 1/28/2020

Resolution by Legislator: Wilson  
Seconded by Legislator: Thayer

**RESOLUTION CONFIRMING MEMBERS - MONTGOMERY COUNTY CRIMINAL JUSTICE COORDINATING COUNCIL (PROBATION)**

**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 2020 Council shall consist of the following:

**POSITION**

County Court Judge  
Town Court Judge

**NAME**

Honorable Felix J. Catena  
Honorable Kathleen R. Buck, Town of Mohawk

District Attorney  
Legal Services Representative  
Member of the Montgomery County Legislature  
Director of Probation  
Chief Administrative Officer  
Representative of Local Police Agency  
Representative of Private Agency involved with ATI  
Ex-Offender  
Crime Victim  
County Executive  
Director of Community Mental Hygiene Services  
NYS Certified Alcohol/Substance Abuse Treatment Provider Program for Women

Kelli McCoski  
William F. Martuscello, Public Defender  
Brian Sweet, Public Safety Committee Chairperson  
Lucille Sitterly  
Matthew Ossenfort  
Carl Rust, Montgomery County Undersheriff  
John DiMezza  
Dale Haight  
Jean Karutis  
Matthew Ossenfort  
Sara Boerenko  
Pat Trombley, Director of "The Lighthouse" Treatment

**(Additional Members)**

<b>POSITION</b>	<b>NAME</b>
Hamilton, Fulton and Montgomery Prevention Council	Rachel Truckenmiller
Corrections Administrator	Robert Barbuti
Director of Youth, ATI & Veterans	Brenda Rava

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

***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:*

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

---

**RESOLUTION NO. 26 of 2020**

**DATED:** 1/28/2020

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

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AN AGREEMENT ACCEPTING THE FY2019 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT FUNDS AND AMENDING THE 2020 OPERATING BUDGET (EMERGENCY MANAGEMENT)**

**WHEREAS**, the Emergency Management Office applied for and received the FY2019 State Homeland Security Program (SHSP) Grant to assist in emergency preparedness 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 \$89,974.00, with no County match, to assist in emergency preparedness throughout Montgomery County; and

**WHEREAS**, the Montgomery County Legislature hereby authorizes the acceptance of the FY2019 State Homeland Security Program (SHSP) Grant; and

**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 FY2019 State Homeland Security Program (SHSP) Grant.

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

**INCREASE REVENUES:**

A-02-3-4389-03 Federal Aid SHSP 2019 \$89,974.00

**INCREASE APPROPRIATIONS:**

A-02-4-3640-03-.4447	Clothing & Uniforms	\$2,400.00
A-02-4-3640-03-.2230	Motor Vehicle Equipment	\$37,241.00
A-02-4-3640-03-.2250	Technical Equipment	\$30,304.00
A-02-4-3640-03-.4449	Special Supplies	\$20,029.00

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AN AGREEMENT ACCEPTING THE FY2019 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT FUNDS AND AMENDING THE 2020 OPERATING BUDGET (EMERGENCY MANAGEMENT)

*II. Justification:*

This SHSP grant is provided to Emergency Management/Services for the purpose of bettering our community for emergency/disaster response. The items listed specifically for this grant will allow for a better working environment in low or no light situations for the counties law enforcement, EMS and Fire. It will also enhance the Counties response with our current rescue boats. The training aid (simulated body part) will enable us to increase the size of our "stop the bleed" training classes and better prepare the county for active shooter situations.

*III. Legislative Impact:*

Pursuant to Article 2 of the Charter the Montgomery County Legislature has the authority to make appropriations and the Montgomery County Executive has the authority to sign contracts.

*IV. Financial Impact:*

No financial impact for this resolution, this is a 100% grant funded program with no match funds required.

**RESOLUTION ACCEPTING THE FY2019 STATE EMERGENCY MANAGEMENT PERFORMANCE GRANT(EMPG) FROM NYS HOMELAND SECURITY AND AMENDING THE 2020 OPERATING BUDGET (EMERGENCY MANAGEMENT)**

**WHEREAS**, the Emergency Management Office applied for and received the FY2019 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 \$23,338.00, to assist in providing important services throughout Montgomery County; and

**WHEREAS**, revenue in the amount of \$23,000 was included in the 2020 budget, however, the grant award was for \$23,338.00.

**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 FY2019 State Emergency Performance Grant (EMPG).

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

**INCREASE REVENUES:**

A-02-3-4305-00                      Emerg Mgmt - EMPG \$338.00

**INCREASE APPROPRIATIONS:**

A-02-4-3020-00-.4425              Maintenance              \$338.00

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

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

*I. Nature of Request:*

This grant is provided to Montgomery County in order to assist with emergency preparedness. We utilize it to assist in paying for our microwave maintenance. At times we use this grant for other strategic purposes that will benefit the office and county.

*II. Justification:*

RESOLUTION ACCEPTING THE FY2019 STATE EMERGENCY MANAGEMENT PERFORMANCE GRANT(EMPG) FROM NYS HOMELAND SECURITY AND AMENDING THE 2020 OPERATING BUDGET (EMERGENCY MANAGEMENT)

*III. Legislative Impact:*

Authorized pursuant to Article 2 of the Montgomery County Charter.

*IV. Financial Impact:*

The financial impact for this resolution is that it requires a 50/50 match, the benefit is that 50% of our maintenance bill is covered by grant funds.

---

---

**RESOLUTION NO. 28 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Sweet  
Seconded by Legislator: Kelly

**RESOLUTION AMENDING 2020 OPERATING BUDGET - K9 (SHERIFF)**

**WHEREAS**, the Sheriff has recommended purchasing a bullet proof vest for its newest K-9; and

**WHEREAS**, gifts and donations have been made to the Sheriff's Office to completely cover the cost of acquiring said vest.

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

**INCREASE REVENUES:**

A-15-3-2705                                      Gifts and Donations \$1,500.00

**INCREASE APPROPRIATIONS:**

A-15-4-3110-00-.4587                      K-9 Supplies                      \$1,500.00

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

RESOLUTION AMENDING 2020 OPERATING BUDGET - K9 (SHERIFF)

*II. Justification:*

This request is for the purchase of a bullet proof vest for our newest K-9. We have received numerous donations to cover the entire cost of said vest. The vest will add protection when and if the K-9 is put into a more serious type of incident.

*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:*

No financial impact, all of this money was donated to the K-9 program.

---

---

**RESOLUTION NO. 29 of 2020**

**DATED: 1/28/2020**

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

**RESOLUTION MEMORIALIZING THE UNITED STATES CONGRESS IN SUPPORT OF CLASSIFYING 911 TELECOMMUNICATORS AS A PROTECTIVE SERVICE OCCUPATION (SHERIFF)**

**WHEREAS**, H.R.1629 and its U.S. Senate companion bill, also known as the "911 SAVES" Act, directs the U.S. Office of Management and Budget to reclassify public safety telecommunicators from "Office and Administrative Support Occupations" to the category of "Protective Service Occupations"; and

**WHEREAS**, the federal government's Standard Occupational Classification System (SOCS) sorts workers in occupational categories for statistical purposes, according to the nature of the work performed and, in some cases, on the skills, education, or training needed to perform the work; and

**WHEREAS**, America's 9-1-1 telecommunicators are currently incorrectly categorized in the SOCS as an "Office and Administrative Support Occupation", a category which includes secretaries, office clerks, and taxicab dispatchers; and

**WHEREAS**, classifying public safety telecommunicators as "Protective Service Occupations" alongside police, firefighters, security guards, lifeguards, and others whose job it is to protect our communities, would better reflect the work they perform, and align the SOCS with related classifications systems; now, therefore,

**BE IT RESOLVED**, that the Montgomery County Legislature hereby encourages all members of the New York Congressional delegation to support H.R. 1629, the Supporting Accurate Views of Emergency Services Act of 2019 (911 SAVES ACT), which would direct the White House Office of Management and Budget (OMB) to re-reclassify public safety telecommunicators as a "Protective Service Occupation".

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

MEMORIALIZING THE UNITED STATES CONGRESS IN SUPPORT OF CLASSIFYING 911 TELECOMMUNICATORS AS A PROTECTIVE SERVICE OCCUPATION

*II. Justification:*

Our 911 Dispatchers are a vital part of the first responder family, this action is long overdue. This resolution is simply a request to join other counties throughout New York State and ask for support. This is something that has been talked about at the statewide 911 conference for many years and something that organizations have been striving for.

I know firsthand the work that our 911 Dispatchers do, they are the first line of defense and are invaluable to the entire first responder concept.

*III. Legislative Impact:*

Authorized pursuant to Article 2 of the Montgomery County Charter.

*IV. Financial Impact:*

No financial impact for this resolution.

---

**RESOLUTION NO. 30 of 2020**

**DATED:** 1/28/2020

Resolution by Legislator: Pepe  
Seconded by Legislator: Wilson

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AN AGREEMENT ACCEPTING THE FY2019 STATE HOMELAND SECURITY PROGRAM (SLETPP) GRANT FUNDS AND AMENDING THE 2020 OPERATING BUDGET (SHERIFF)**

**WHEREAS**, the Sheriff's Office applied for and received the FY2019 State Homeland Security Program (SLETPP) Grant to assist in law enforcement operations throughout Montgomery County; and

**WHEREAS**, the Sheriff's Office has been notified by the New York State Division of Homeland Security and Emergency Services that Montgomery County has been awarded \$29,991.00, with no County match, to assist in law enforcement operations throughout Montgomery County; and

**WHEREAS**, the Montgomery County Legislature hereby authorizes the acceptance of the FY2019 State Homeland Security Program (SLETPP) Grant; and

**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 FY2019 State Homeland Security Program (SLETPP) Grant.

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

**INCREASE REVENUES:**

A-15-3-3389                      Other Public Safety    \$29,991.00

**INCREASE APPROPRIATIONS:**

A-15-4-3110.00-.2259            Computer Equipment \$14,050.00

A-15-4-3110.00-.4447            Clothing & Uniforms    \$ 7,391.00

A-15-4-3110.00-.4459            Computer Software    \$ 8,550.00

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AN AGREEMENT ACCEPTING THE FY2019 STATE HOMELAND SECURITY PROGRAM (SLETPP) GRANT FUNDS AND AMENDING THE 2020 OPERATING BUDGET (SHERIFF)

*II. Justification:*

The Justification for this resolution is receiving this 100% grant with no match funds required. We are proposing to replace two (2) vehicle mobile data terminals (laptops), purchase SWAT gear for SWAT Team Members and purchase software from Tips 411 a company that provides the public an easy way to communicate with our office.

All of these items will serve the office and the public well and meet the requirements of the grant specifications.

*III. Legislative Impact:*

Pursuant to Article 2 of the Charter the County Legislature has the authority to make appropriations. According to Article 3 of the Charter the County Executive has the authority to sign contracts.

*IV. Financial Impact:*

This grant is a no match grant with 100% of the money able to be spent on the listed items.

---

**RESOLUTION NO. 31 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Purtell  
Seconded by Legislator: Pepe

**RESOLUTION ACCEPTING AND AMENDING THE 2020 OPERATING BUDGET TO UTILIZE A 2019/2020 NEW YORK STATE HOMELAND SECURITY LEGISLATIVE MEMBER GRANT FROM ASSEMBLYMEN SANTABARBARA (SHERIFF)**

**WHEREAS**, the Sheriff's Office has been awarded a Legislative Member grant from Assemblymen Santabarbara to assist with the



enhancing and deployment of the Project Lifesaver program. This grant is for \$10,000.00 with no match funds and is provided through Homeland Security.

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

**INCREASE REVENUES:**

A-03-15-3389-14 State Aid, Other Public Safety \$10,000.00

**INCREASE APPOPRIATIONS:**

A-15-4-3110-00-.4438 Misc Supporting Services \$3,000.00

A-15-4-3110-00-.4449 Special Supplies & Materials \$7,000.00

**FURTHER RESOLVED**, Montgomery County Sheriff's Office accepts a grant in the amount of \$10,000.00 with no match funds and is provided through Homeland Security.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

**Statement of Legislative and Financial Impact:**

*I. Nature of Request:*

ACCEPTING AND AMENDING THE 2020 OPERATING BUDGET TO UTILIZE A 2019/2020 NEW YORK STATE HOMELAND SECURITY LEGISLATIVE MEMBER GRANT FROM ASSEMBLYMEN SANTABARBARA(SHERIFF)**LUTION**

*II. Justification:*

Project Lifesaver is a program that allows us to provide monitoring bracelets to children with Autism who are potential wanderers, elderly citizens who suffer from dementia and/or alzhiemers and are potentail wwanderers. It provides us with equipment that can assist locating people if they become lost.

It is our goal to advertise this program, enhance this program and educate the public on this program. This grant will go a long way in accomplishing that task.

*III. Legislative Impact:*

Pursuant to Article 2 of the Charter the County Legislature has the authority to make appropriations. According to Article 3 of the Charter the County Executive has the authority to sign contracts.

*IV. Financial Impact:*

There is no financial impact for this resolution, this grant requires no match funds!

---

**RESOLUTION NO. 32 of 2020**

**DATED:** 1/28/2020

Resolution by Legislator: Sweet  
Seconded by Legislator: Thayer

**RESOLUTION ACCEPTING THE 2019 PSAP GRANT AND AMENDING THE 2020 OPERATING BUDGET - 2019 PUBLIC SAFETY ANSWERING POINT(P SAP) GRANT PROGRAM (SHERIFF)**

**WHEREAS**, the Sheriff has been awarded a grant totaling \$197,601.00 from the 2019 Public Safety Answering Point (PSAP) Grant Program; and

**WHEREAS**, the funding has been approved by the State to use for any beneficial reason pertaining to the 911 Dispatch Center operated by the Sheriff's Office; and

**WHEREAS**, the items and equipment being purchased will be used to directly to benefit the employees working within the 911 Dispatch Center and our constituents living in, traveling through or visiting Montgomery County.

**RESOLVED**, the County Executive is hereby authorized after review and approval of the County Attorney to sign contract with Frontier Communication for a period of 66 months at a cost of \$1040 per month, not to exceed \$68,640.

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

**INCREASE REVENUES:**

A-15-3-3389.14	State Aid Other Public Safety	\$197,601.00
----------------	-------------------------------	--------------

**INCREASE APPROPRIATIONS:**

A-15-4-3020-14-.2250	Technical Equipment	\$4,283.00
----------------------	---------------------	------------

A-15-4-3020-14-.2259	Computer Equipment	\$99,027.00
----------------------	--------------------	-------------

A-15-4-3020-14-.4449	Special Supplies & Materials	\$2,295.00
----------------------	------------------------------	------------

A-15-4-3020-14-.4455	Training	\$22,500.00
----------------------	----------	-------------

A-15-4-3020-14-.4459	Computer Software	\$68,640.00
----------------------	-------------------	-------------

A-15-4-3020-14-.4476	Assoc/Dues	\$856.00
----------------------	------------	----------

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

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

*I. Nature of Request:*

RESOLUTION ACCEPTING THE 2019 PSAP GRANT AND AMENDING THE 2020 OPERATING BUDGET - 2019 PUBLIC SAFETY ANSWERING POINT(PSAP) GRANT PROGRAM (SHERIFF)

*II. Justification:*

This PSAP grant will allow us to upgrade some of our computer equipment. This grant is also allowing us to upgrade our Internet service from 10MB to 100 MB and create a Wi-fi in our office, which currently does not exist. This grant pays for this service for 5.5 years with no match funds.

It will also allow us to replace some of the dispatcher equipment especially headsets and items used on a regular basis.

*III. Legislative Impact:*

Pursuant to Article 2 of the Charter the County Legislature has the authority to make appropriations. According to Article 3 of the Charter the County Executive has the authority to sign contracts.

*IV. Financial Impact:*

No financial impact as this grant requires no match funds.

---

**RESOLUTION NO. 33 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Kelly  
Seconded by Legislator: Wilson

**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 John Duchessi hereby is appointed to serve on the Montgomery County Court Law Library Board for a term ending on December 31, 2021.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

***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:*

Appointing resolution - no financial impact

---

**RESOLUTION NO. 34 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Kelly  
Seconded by Legislator: Pepe

**RESOLUTION APPOINTING MEMBER - MONTGOMERY COUNTY JURY BOARD (COUNTY LEGISLATURE)**

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

**WHEREAS**, said appointment shall be designated by the Montgomery County Legislature.

**RESOLVED**, that Legislator, District 4, Robert Headwell, Jr., hereby is appointed to serve on the Montgomery County Jury Board for a one-year term ending on December 31, 2020.

**RESOLUTION VOTE**, passed with Aye(9). (1/28/2020)

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

I. *Nature of Request:*

APPOINTING MEMBER - MONTGOMERY COUNTY JURY BOARD

II. *Justification:*

Section 503a(1) of the Judiciary Law provides for the appointment of a member of the Montgomery County Legislature to the County Jury Board

III. *Legislative Impact:*

Section 503a(1) of the Judiciary Law provides for the appointment of a member of the Montgomery County Legislature to the County Jury Board

IV. *Financial Impact:*

Appointment resolution - no financial impact

---

**RESOLUTION NO. 35 of 2020**

**DATED: 1/28/2020**

Resolution by Legislator: Kelly  
Seconded by Legislator: Isabel

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

**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 December 18, 2020 through January 28, 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). (1/28/2020)

***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

---

**APPROVAL OF MINUTES OF PREVIOUS MEETINGS**

**MOTION TO ADOPT MINUTES OF PREVIOUS SESSION** by Legislator Kelly, seconded by Legislator Pepe, passed with Aye(9).

**ACCEPTANCE OF BUDGETARY TRANSFERS**

**MOTION TO ACCEPT BUDGETARY TRANSFERS** by Legislator Kelly, seconded by Legislator Headwell, Jr., passed with Aye(9).

**ACCEPTANCE OF PROCUREMENT RECORD**

**ACCEPTANCE OF PROCUREMENT RECORD** by Legislator Kelly, seconded by Legislator Wilson, passed with Aye(9).

**ADJOURNMENT**

**MOTION TO ADJOURN** by Legislator Kelly, seconded by Legislator Pepe, passed with Aye(9).

Chairman Isabel adjourned the meeting at 7:39 pm

Respectfully submitted,

Cheryl A. Reese  
Clerk of the Montgomery County  
Legislature