

AGENDA
FOURTH SESSION
APRIL 5, 2012

10:30 AM Call to Order
Pledge to Flag
Opening Prayer
Roll Call

Accepting Minutes of March 1, 2012

Public Comment Period

Reports of Standing/Special Committees

Caitlin Stewart – Conservation Program Update

RESOLUTIONS:

- No. 1 Authorizing Hamilton County to Retain Outside Counsel
- No. 2 Authorizing Acceptance of Back Taxes
- No. 3 Authorizing Acceptance of Back Taxes
- No. 4 Transfer of Funds – Buildings
- No. 5 Adirondack Regional Tourism Council – 2012 Matching Funds
- No. 6 Authorizing the Creation of a Mobile-Compatible Version of www.Adirondackexperience.com
- No. 7 Funding Account For Emergency Management’s Office of Homeland Security Grant #T839790 – 2012 Budget
- No. 8 Authorizing Funding For Contract #TM09587 – Emergency Management
- No. 9 Transfer Funds- Emergency Preparedness Grant
- No. 10 Authorizing Chairman to Sign Community Services Contract Agreement Between Warren County Office for the Aging and Hamilton County Public Health Nursing Service
- No. 11 Award of Bids for Stone, Sand and Gravel Items For 2012
- No. 12 Acceptance of Guide Rail Installation at Various Locations In Hamilton County
- No. 13 Acceptance of Bids for Equipment Rental Without Operator For 2012

CORRESPONDANCE:

NYS DEC Region 5 Director, Robert S. Stegemann – In Receipt of Res. No. 83-12 Urging APA to Vigorously Appeal the Recent Lows Lake Court Decision

APA Executive Director, Terry Martino – In Receipt of Res. 309-11 Supporting the Designation of an Oswegatchie Wild Lands Complex and Res. 83-12 Urging APA to Vigorously Appeal the Recent Lows Lake Court Decision

Adirondack Park Local Government Review Board –
Res. #1 in Support of Preservation and Rehabilitation of Adirondack Rail Infrastructure
Res. #2 Requesting the APA to Simplify and Streamline its Project Review Procedures
Res. #3 Requesting a Constitutional Amendment to Allow the Relocation of the Middleton Bridge over the Schroon River

Essex County – Res. No. 73 Resolution Calling on All Counties to Unite to Bring About Real and Meaningful Mandate Relief in New York State

Tompkins County – Res. No. 2012-50 Resolution Calling on All Counties to Unite to Bring About Real and Meaningful Mandate Relief in New York State

Wayne County – Res. No. 220-12 Resolution Calling on All Counties to Unite to Bring About Real and Meaningful Mandate Relief in New York State

Town of North Hudson – Resolution Supporting Application of the Saratoga and North Creek Railway, LLC, before the Surface Transportation Board to Provide Rail Service on the Existing Approximately 29.71 miles of Rail Track Known as the “Tahawus Line” Running from North Creek, New York, with the Terminus at Newcomb, New York

Town of Long Lake –

1. Resolution in Support of Saratoga and North Creek Railway’s Application to the Surface Transportation Board for Re-Activation of Tahawus – North Creek Line
2. Resolution to Save Heartwood Forestland Fund (formerly the Champion Lands) Camps and the Historical Use of Easement Lands
3. Resolution Urging the Adirondack Park Agency to Vigorously Appeal the Recent Lows Lake Court Decision

RESOLUTION NO.

AUTHORIZING HAMILTON COUNTY TO RETAIN OUTSIDE COUNSEL

DATED: APRIL 5, 2012

BY

WHEREAS, Section 501(1) of the County Law authorizes the County Attorney to employ counsel to assist in any civil action or proceeding brought by the County, and

WHEREAS, County Attorney Charles R. Getty, Jr., has requested that the Board of Supervisors authorize the employment of outside counsel with necessary funding therefore so as to pursue collection of unpaid taxes due and owing by the Hudson River Black River Regulating District, and

WHEREAS, County Attorney Getty has recommended that the Chairman of the Board of Supervisors enter into a letter of engagement with Peter G. Barber, Esq., of Murphy, Burns, Barber & Murphy, LLP, Albany, New York, providing compensation for legal services at \$200.00/hour, not to exceed \$5,000.00, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors, upon the request and recommendation of the County Attorney, is hereby authorized to execute a letter of engagement with outside counsel, namely, Peter G. Barber, Esq., Albany, NY, so as to pursue collection of unpaid taxes due and owing by the Hudson River Black River Regulating District, such letter of engagement to provide compensation for legal services at \$200.00/hour, not to exceed \$5,000.00, and the County Treasurer be so advised.

Seconded by

RESOLUTION NO.

AUTHORIZING ACCEPTANCE OF BACK TAXES

DATED: APRIL 5, 2012

BY

WHEREAS, the Board of Supervisors has been contacted by John J. Evans, owner of record on property located in Inlet, with parcel ID 59.007-1-2.1 concerning the 2010 back taxes owed, and

WHEREAS, John J. Evans has submitted a written explanation of the circumstances of why the taxes have not been paid to date by him and a request to rectify the situation by paying the 2010 back taxes, and

WHEREAS, John J. Evans has already paid the 2011 taxes, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to accept payment of the taxes owed in the amount of \$1,893.76 together with an administrative charge of \$500.00 for a total of \$2,393.76.

Seconded by

RESOLUTION NO.

AUTHORIZING ACCEPTANCE OF BACK TAXES

DATE: APRIL 5, 2012

BY

WHEREAS, the Board of Supervisors has been contacted by Philip James, James Schneider and Robert Lustberg as attorney for Evelyn James, owners of record on property located in Long Lake, with parcel ID # 25.015-1-10 concerning the 2010 and 2011 back taxes owed, and

WHEREAS, the parties involved have submitted a written explanation of the circumstances of why the taxes have not been paid to date by all three parties and a request to rectify the situation by paying the 2010 and 2011 back taxes, be it,

RESOLVED, that the Hamilton County Treasurer is hereby authorized to accept payment of the taxes owed in the amount of \$30,931.23 together with an administrative charge of \$500.00 for a total of \$31,431.23.

Seconded by

RESOLUTION NO.

TRANSFER OF FUNDS – BUILDINGS

DATED: APRIL 5, 2012

BY

WHEREAS, due to the payment of benefit time to Daniel Williams there will be a shortage of funds in Building Account No. A1620.101 Senior Custodian, therefore, be it

RESOLVED, that \$5,129.44 be transferred from Account No. 1990.401 Contingent to Buildings Account No. A1620.101 Senior Custodian to cover said payment.

Seconded by

RESOLUTION NO.

ADIRONDACK REGIONAL TOURISM COUNCIL - 2012 MATCHING FUNDS

DATED: APRIL 5, 2012

BY

WHEREAS, Hamilton County applied for Tourism Matching Funds through I Love New York, and

WHEREAS, that application included funds to be given to the regional tourism promotion agency, the Adirondack Regional Tourism Council (ARTC), and

WHEREAS, ARTC also undertakes fishing, snowmobiling and birding promotions, therefore, be it

RESOLVED, that Hamilton County Treasurer is hereby authorized to transfer \$130,000.00 from Publicity budget line 6410.4010-A to the Adirondack Regional Tourism Council, 1992 Saranac Ave., Suite 3, Lake Placid NY 12946.

Seconded by

RESOLUTION NO.

**AUTHORIZING THE CREATION OF A MOBILE-COMPATIBLE VERSION OF
WWW.ADIRONDACKEXPERIENCE.COM**

DATED: APRIL 5, 2012

BY

WHEREAS, 2011 marked the first year that “Smart Phones” (such as iPhones) outsold personal computers, and

WHEREAS, more than 80 percent of all travel research is conducted online, and

WHEREAS, a greater portion of online research will be conducted on hand-held devices and tablet devices going forward, and

WHEREAS, Hamilton County needs to keep its accommodations, attractions, events and campgrounds constantly before the online travel audience to generate direct travel expenditures and sales tax revenues, and

WHEREAS, the County should make certain to reach out to all users of on-line devices since it is currently involved in a paid online search campaign, therefore, be it

RESOLVED, that Ad Workshop be authorized to create a mobile-compatible version of www.AdironckExperience.com at a cost of no more than \$5,600, payable from Publicity budget line 6410-4010-A, and the County Treasurer be so notified.

Seconded by

RESOLUTION NO.

**FUNDING ACCOUNT FOR EMERGENCY MANAGEMENT'S OFFICE OF
HOMELAND SECURITY GRANT #T839790 – 2012 BUDGET**

DATED: APRIL 5, 2012

BY

WHEREAS, Resolution No. 79-11 adopted March 3, 2011 funded EM OHS Grant Contract No. T839790 in the amount of \$2,788.68, and

WHEREAS, funding was not entirely spent, be it

RESOLVED, that Account No. A3645.201 EM OHS Equipment be funded at \$2,101.43 to be totally offset by increasing Revenue Account No. A4389.5 Mobile Command Vehicle/Training by \$2,101.43 and the County Treasurer be so authorized.

Seconded by

RESOLUTION NO.

**AUTHORIZING FUNDING FOR CONTRACT #TM09587 – EMERGENCY
MANAGEMENT**

DATE: APRIL 5, 2012

BY

WHEREAS, Resolution No. 245-11 adopted October 6, 2011 funded \$5,000.00 that Senator Little was able to secure to assist the Hamilton County Emergency Management Department in purchasing emergency frequency radios for Hamilton County EMS and Fire Services, and

WHEREAS, funding was not spent in 2011, be it

RESOLVED, that Revenue Account No. A3305 Civil Defense be increased by \$5,000.00 to be be totally offset by funding Account No. A3640.412 Radios at \$5,000.00 and the County Treasurer be so authorized.

Seconded by

RESOLUTION NO.

TRANSFER FUNDS- EMERGENCY PREPAREDNESS GRANT

DATED: APRIL 5, 2012

BY

WHEREAS, the Public Health Nursing Service has hired Jill Barra as the Supervising Public Health Nurse who will be working on the Emergency Preparedness grant, and

WHEREAS, a budget modification was submitted and approved adding Jill to the Emergency Preparedness grant, be it

RESOLVED, that the following transfer of funds takes place to cover the 2012 expenses incurred by the Nursing Service:

| | |
|------------------------------------|-------------|
| From: A4189.4510 BT Contractuals | \$17,500.00 |
| To: A4189.1510 BT Personal Service | \$12,252.00 |
| A4189.8510 BT Fringe | \$ 5,248.00 |

and the County Treasurer be so advised.

Seconded by

RESOLUTION NO.

**AUTHORIZING CHAIRMAN TO SIGN COMMUNITY SERVICES CONTRACT
AGREEMENT BETWEEN WARREN COUNTY OFFICE FOR THE AGING AND
HAMILTON COUNTY PUBLIC HEALTH NURSING SERVICE**

DATED: APRIL 5, 2012

BY

WHEREAS, the Hamilton County Public Health Nursing Service maintains an agreement between Warren/Hamilton Office for the Aging, and

WHEREAS, Hamilton County Public Health Nursing Service provides services for Hamilton County residents under a Community Services Contract code A.6780 10 470, and

WHEREAS, this contract has been submitted for renewal for the period April 1, 2012 – March 31, 2013 in the full amount of \$2,500.00, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the agreement between the Public Health Nursing Service and Warren/Hamilton Office for the Aging, upon approval of the County Attorney, on behalf of the Hamilton County Public Health Nursing Service.

Seconded by

RESOLUTION NO.

AWARD OF BIDS FOR STONE, SAND AND GRAVEL ITEMS FOR 2012

DATED: APRIL 5, 2012

BY

WHEREAS, Hamilton County Highway Department heretofore solicited bids for purchase of Stone, Sand and Gravel Items for 2012, pursuant to invitation to bidders and in accordance with Specification No. 4-2012, dated March 26, 2012 and

WHEREAS, eleven (11) bids were received in response to the said invitation to bidders and will be on file with the Clerk of the Board, now, therefore, be it

RESOLVED, that all bids for Stone, Sand and Gravel Items For 2012 be accepted and awards made wherever hauling and loading expense and quality of product is most advantageous to the Hamilton County Highway Department as determined by the County Highway Superintendent and the County Treasurer be so notified.

Seconded by

RESOLUTION NO.

**ACCEPTANCE OF GUIDE RAIL INSTALLATION AT VARIOUS LOCATIONS IN
HAMILTON COUNTY**

DATED: APRIL 5, 2012

BY

WHEREAS, two(2) bids were received for Guide Rail Installation at Various Locations in Hamilton County, in accordance with Specification No. 5-2012, dated March 26, 2012, as advertised by the Hamilton County Highway Superintendent and the Highway Committee, and

WHEREAS, the bid amounts are shown hereon:

- (1) Town & County Bridge & Rail
PO Box 16395
Albany, NY 12212

Hourly Rate Bid \$237.00

- (2) Chemung Supply Corp.
2420 Corning Road
PO Box 527
Elmira, NY 14902

Hourly Rate Bid \$284.00

WHEREAS, Town & County Bridge & Rail is the low bidder now, therefore, be it

RESOLVED, that the Highway Committee and the County Highway Superintendent have determined that the bid does meet the specifications and that the bid be awarded to Town & County Bridge & Rail, at the amount shown hereon for all locations as per the requirements of the Hamilton County Highway Department.

Seconded by

RESOLUTION NO.

**ACCEPTANCE OF BIDS FOR EQUIPMENT RENTAL WITHOUT OPERATOR
FOR 2012**

DATED: APRIL 5, 2012

BY

WHEREAS, Hamilton County Highway Department heretofore solicited bids for rental of equipment without operator pursuant to invitation to bidders and in accordance with Specification No. 6-2012, and

WHEREAS, seven (7) bids were received in response to the said invitation to bidders and will be on file with the Clerk of the Board, and

WHEREAS, the intention of the bid proposal dated March 26, 2012, Spec. No. 6-2012, is to secure a tabulated list of Equipment Rental Rates Without Operator to be used by the Hamilton County Highway Department as necessary, now, therefore, be it

RESOLVED, that all bids be and hereby are listed and accepted and are to be tabulated and used as needed and as available in order of rate beginning with the lowest in each category, and the County Treasurer be so notified.

Seconded by