

AGENDA

SECOND SESSION

FEBRUARY 7, 2013

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

Accepting Minutes of Nov. 29, 2012, Dec. 6, 2012,
Dec. 14, 2012 & Jan. 8, 2013

Public Comment Period

Reports of Standing/Special Committees

RESOLUTIONS:

- No. 1 One Percent (1%) Increase in County Sales Tax
- No. 2 Authorizing a Public Hearing to Consider Proposed Local Law No. 11 of 2013 Solid Waste and Recycling Law for Hamilton County, NY
- No. 3 Supporting the New York State Sheriffs' Association's Position on Governor Cuomo's New York Safe Act
- No. 4 2012 Transfer of Funds – Payroll
- No. 5 Authorizing Chairman to Execute Agreement with the Adirondack Park Local Government Review Board – 2013
- No. 6 Authorizing Chairman to Sign PSAP Grant Application
- No. 7 Resolution Authorizing the Director of Planning, Tourism and Community Development to Print the 2013-2014 Hamilton County Map Guide
- No. 8 Authorizing 1-to-1 Hamilton County Events Publicity Matching Funds Payments
- No. 9 Authorizing a Paid Search Advertising Campaign for Tourism
- No. 10 Authorizing Execution of a Contract with Essex County for the Administration of the Cleaner, Greener Communities Regional Sustainability Plan Grant
- No. 11 Hamilton County Entitled Additional Funding – Rabies Grant
- No. 12 Authorizing Appropriation of Federal Grant COLA for Public Health Nursing Service Programs

- No. 13 Authorizing County Highway Superintendent to Advertise for Bids to Purchase a Used Dump Trailer and Used Tractor/Snowblower
- No. 14 Approval of Expenditures for Browns Brook Bridge Repairs

RESOLUTION NO.

ONE PERCENT (1%) INCREASE IN COUNTY SALES TAX

DATED: FEBRUARY 7, 2013

BY

WHEREAS, Hamilton County has continued to suffer under the burden of decreasing state revenues, and

WHEREAS, the County has continued to be confronted by increasing mandated costs, and

WHEREAS, this trend has continuously depleted the County fund balance and increased property taxes, and

WHEREAS, even with significant restructuring and the elimination of County positions the County will still be losing ground financially, and

WHEREAS, the County Highway infrastructure is not adequately funded through CHIPs, and

WHEREAS, all of these factors make the County's financial situation unsustainable without an increase to the County Sales Tax, now, therefore, be it

RESOLVED, that the Hamilton County Board of Supervisors hereby requests Senator Hugh T. Farley and Assemblyman Marc Butler, Hamilton County's elected representatives in the New York State Legislature, to cause to be introduced in the Senate and in the Assembly, a bill to allow Hamilton County to impose by Local Law or Resolution an additional one percent (1%) sales tax, which is not subject to preemption, to extend for the longest period of time allowable by amendments to the New York State Tax Law Section 1210, and any other sections of law which are necessary to fulfill this purpose, and be it further

RESOLVED, that the Hamilton County Board of Supervisors would like the additional one percent (1%) sales tax to go into effect at the soonest possible date, and be it further

RESOLVED, that the Hamilton County Board of Supervisors requests that Senator Hugh T. Farley and Assemblyman Marc Butler make every reasonable effort to secure prompt passage of said legislation, and be it further

RESOLVED, that certified copies of this resolution be forwarded to Senator Hugh T. Farley and Assemblyman Marc Butler.

Seconded by

RESOLUTION NO.

**AUTHORIZING A PUBLIC HEARING TO CONSIDER
PROPOSED LOCAL LAW NO. 11 OF 2013 SOLID WASTE AND RECYCLING LAW
FOR HAMILTON COUNTY, NY**

DATED: FEBRUARY 7, 2013

BY

RESOLVED, that proposed Local Law No. 11 of 2013 titled "SOLID WASTE AND RECYCLING LAW FOR HAMILTON COUNTY, NY", attached hereto and made a part hereof, be, and the same hereby is introduced before the Hamilton County Board of Supervisors, and in order to give interested members of the public the opportunity to be heard thereon, the Board of Supervisors shall hold a public hearing at the Supervisors' Rooms in the Hamilton County Municipal Building on the 7th day of March, 2013, at 11:00 a.m., on the matter of the adoption of said proposed Local Law No. 11 of 2013, entitled "SOLID WASTE AND RECYCLING LAW FOR HAMILTON COUNTY, NY", and it be further

RESOLVED, that the Clerk of the Board of Supervisors be, and she hereby is authorized and directed to give notice of such public hearing in the manner provided by law.

Seconded by

COUNTY OF HAMILTON

PROPOSED LOCAL LAW NO. 11 OF 2013

SOLID WASTE AND RECYCLING LAW FOR HAMILTON COUNTY, NY

BE IT ENACTED, by the Board of Supervisors of the County of Hamilton, as follows:

Section 1. A local law entitled “Solid Waste and Recycling Law” shall be enacted to read as follows:

Article I. Short Title.

This law shall be known as the recycling law.

Article II. Findings.

A. The Board of Supervisors of the County of Hamilton finds that the reduction of the amount of Solid Waste and the conservation of recyclable materials are important public concerns. The separation and collection of newspaper, paper, cardboard, glass, cans, plastic containers, electronics, tires and other materials for recycling from residential, commercial, industrial and institutional establishments in the County will protect and enhance the County’s physical and visual environment as well as promote the health, safety and well-being of persons and property within Hamilton County by facilitating the implementation and operation of other forms of Solid Waste Management, conserving natural resources, ensuring conformance with the Hamilton County Solid Waste Management Plan. The promotion and use of recycled materials, goods produced from recyclable materials and goods which facilitate recycling will further serve the same purposes by encouraging and facilitating recycling.

Article III. Purposes.

This law is adopted pursuant to the Laws of New York State to:

A. Institute a plan for the management of recyclable materials generated or originated in Hamilton County and to promote the safety, health and well-being of persons and property within Hamilton County; and to

B. Implement the express policy of the State of New York encouraging waste stream reduction through recycling.

Article IV. Definitions.

“**Board of Supervisors**” shall mean the Hamilton County Board of Supervisors.

“**County**” shall mean Hamilton County

“**Comingled**” shall mean source separated, non-putrescible, non-contaminated recyclable materials that have been placed in the same container.

“Garbage” shall mean putrescible animal and vegetable waste resulting from the handling, storage, sale, preparation, cooking, servicing and consumption of food primarily in home kitchens, stores markets, restaurants, and other places where food is stored, prepared or served.

“Hazardous Material or Hazardous Waste” shall mean a solid waste, or a combination of solid wastes, as identified and listed in 6 NYCRR §371 and 42 USCA §6903(5), and as may be hereafter amended, which because of its quantity, concentration, physical, chemical or infectious characteristics may: (a) cause or significantly contribute to an increase in mortality or an increase in serious irreversible or incapacitating reversible illness; or (b) pose a substantial present or potential hazard to human health or the environment when improperly treated, stored, transported or disposed of or otherwise managed. Such materials or waste shall include, but are not limited to, explosives, hazardous radioactive materials, toxic substances, hypodermic needles and those substances which the Board of Supervisors has heretofore or hereafter identified as a hazardous waste pursuant to the above criteria and as included on a list of hazardous waste promulgated by the Board of Supervisors.

“Person” shall mean any individual, firm, partnership, company, corporation, association, society, club, joint venture, cooperative enterprise, trust, municipality, other governmental agency or any other entity or any group of such persons which is recognized by law as the subject of rights and duties. In any provisions of this Local Law prescribing a fine, penalty, or imprisonment, the term PERSON shall include the employees, officers, directors, partners, managers, or persons in charge of a company, corporation or other legal entity having employees, officers, directors, partners, managers or other persons in charge.

“Recyclable Material” shall mean any Solid Waste generated or originated within the County as heretofore or hereafter designated by this Local Law, and/or by resolution of the Board of Supervisors which may include but is not limited to the following:

“Solid Waste Coordinator” shall mean the Solid Waste Coordinator of Hamilton County, or such other office or employee of the County who may, from time to time, be designated by the Board of Supervisors with the responsibility for the County’s solid waste issues and programs.

I. Containers:

(a) **“Aluminum”**: Aluminum products and containers fabricated primarily of aluminum and commonly used for soda, beer, beverages or other food or drink products.

(b) **“Glass Food and Beverage Containers”**: New and used glass food and beverage containers which have been rinsed and are free of food contamination, including clear (flint), green, and brown (amber) colored glass bottles. Glass shall not include ceramics, plate glass, auto glass, Pyrex, leaded glass, mirrored glass, flat glass, make-up, perfume or medicine bottles.

(c) "Metal cans": Containers fabricated primarily of steel or tin, or bi-metal cans of steel, tin and/or aluminum, but not including aluminum cans.

(d) "Plastics": Containers fabricated of plastic including high density polyethylene (HDPE), low density polyethylene (LDPE), polystyrene, and polyethylene terephthalate (PET) commonly used for soda, milk and other containers.

II. Paper

(e) "Boxboard": Woodpulp-based material which is usually smooth on both sides but with no corrugated center (excluding material with wax coating).

(f) "Corrugated": Woodpulp-based material which is usually smooth on both sides with a corrugated center. Commonly used for boxes (excluding material with wax coating).

(g) "High grade paper": White and colored office bond, duplicating paper, computer paper, and other high quality paper.

(h) "Magazines": Magazines, glossy catalogs, and other glossy paper.

(i) "Newsprint": Common, inexpensive machine finished paper made chiefly from woodpulp and used for newspapers (excluding magazines).

III. Tires

(j) "Tires": Used or waste tires from vehicles of all sizes made of rubber (excluding steel and/or aluminum wheels).

IV. Electronics

(k) "Electronics": Computers (includes cables, cords), televisions, small scale servers, monitors, keyboards, mice, fax machines, scanners, printers, VCR's, DVR's, portable digital music players, DVD players, digital converter boxes, cable or satellite receivers, and electronic or video games.

V. Other

(l) "Large Appliances": Stoves, refrigerators, dishwashers, dryers, washing machines, water heaters and other large appliances and scrap metal (excluding air conditioners, microwaves and televisions).

(m) "Yard Waste": Grass clippings, leaves, branches up to 4" in diameter, and other like vegetative garden materials.

"Recycling" shall mean a material which would otherwise become solid waste, which can be collected, separated and/or processed, treated, reclaimed, used or reused to produce a raw material or product.

“Recycling Collection Area” shall mean any facility designated and operated solely for the receiving and storing of source-separated designated recyclable materials.

“Resident” shall mean any person residing within the County on a temporary or permanent basis, but excluding persons residing in hotels or motels. For purposes of this Local Law, RESIDENT does not include commercial, industrial or institutional establishments.

“Solid Waste” shall mean all putrescible and non-putrescible materials or substances discarded or rejected as having served their original intended use or as being spent, useless, worthless or in excess to the owner at the time of such discard or rejection, including garbage, refuse, litter, rubbish, industrial waste, construction and demolition debris, discarded automobiles and offal, but not including designated recyclable material, solid or dissolved matter in domestic sewage or substances, materials in non-containerized gaseous form or hazardous materials or waste.

“Source Separate” shall mean to separate recyclable materials from the solid waste stream at the point of waste generation.

Article V. Administrative Responsibilities.

The Solid Waste Coordinator is hereby authorized and directed to:

- A. Promulgate and publish rules and regulations from time to time which:
 1. Identify, define, expand and modify categories of Solid Waste and Recyclable materials consistent with the Hamilton County Solid Waste Management Plan heretofore approved or hereafter amended by the Board of Supervisors; except that in the event of an emergency condition, the Solid Waste Coordinator may amend the categories of Solid Waste and Recyclable Materials to respond to such emergency conditions, the Solid Waste Coordinator shall immediately notify the Board of Supervisors and report to the Solid Waste Committee at its next scheduled committee meeting. The Solid Waste Coordinator is authorized to expand and modify the categories of Recyclable Materials set forth in the Solid Waste Management Plan with Board of Supervisors approval.
 2. Identify one or more Authorized Recycling Facility(ies) to which Recyclable Materials may be delivered, subject to such exceptions as the Solid Waste Coordinator may determine with Board of Supervisors approval to be in the best interest of the public.
 3. Establish a County-wide program via rules and regulations with Board of Supervisors approval to implement and enforce Source Separation of Recyclable Materials and maximize the opportunity for and educate and inform the public regarding the reclamation and recovery of Recyclable Materials. These rules and regulations shall prescribe methods of Source separation, and may reflect local differences in population density,

accessibility and capacity of markets and facilities, collection practices and waste composition. In promulgating such rules and regulations, the Solid Waste Coordinator shall also give due consideration to existing Source Separation, recycling and other facilities in the area, to the adequacy of markets for separated materials, and any additional expense and effort to be incurred by residents and Authorized Haulers. In addition, the Solid Waste Coordinator shall consider the capacity, handling, disposal and marketing capabilities of available Facilities, the geographical location of Facilities and other such factors enabling the Solid Waste Coordinator to determine that the public interest is served by the applicable rule or regulation.

B. Revise, amend, promulgate and publish other such rules, regulations and orders necessary to carry out the purposes of this Local Law.

C. The Solid Waste Coordinator shall perform the administrative functions, powers and duties specified in this Local Law on behalf of the County, and may delegate any or all of the administrative functions, powers and duties specified herein. He shall report at least annually to the Board of Supervisors. Nothing in this Local Law divests the Chairman of the Board or the Board of Supervisors of any functions, powers and duties which they may otherwise have.

Article VI. Waste Delivery and Disposal; Source Separation

A. Solid waste generated or originated within the County which has been left for collection or which is delivered by the generator of such waste to a Facility shall be handled and disposed of as follows:

1. Prior to collection or transport, such Solid waste shall be Source Separated into Recyclable Materials and remaining Solid Waste as provided in the rules and regulations promulgated pursuant to Article V of this Local Law.

2. Source Separated Recyclable Materials shall not be comingled with other Solid Waste during collection, transportation, processing or storage following collection.

3. Persons choosing to dispose of Source Separated Recyclable Materials generated or originated with the County to a County Transfer Station or other Authorized Facility must so dispose of all of said Person's recyclable materials.

B. Disposal of Solid Waste which is barred from the County Transfer Stations by rules, regulations or orders promulgated pursuant to Section V of this Local Law, or by any other law, regulation or ordinance shall not otherwise be regulated by this Local Law.

C. No Hazardous Waste may be delivered to any County Transfer Station.

Article VII. Collection of Recyclables.

Only Persons acting under the authority of a Hauler or the County shall collect, pick up, remove or cause to be collected, picked up or removed, any Recyclable Materials placed in or adjacent a to a Container for collection; each unauthorized collection, pick up or removal shall constitute a separate violation of this Local Law. Provided, however, where the Hauler or the County has refused to collect Recyclable Materials because they have not been separated, placed or treated in accord with the provisions of this Local Law, or the rules and regulations promulgated hereunder, the Person responsible for initially placing those Materials for collection may and shall remove those Materials from any curb, sidewalk, streetside or designated collection place.

Nothing herein shall prevent any Person from making arrangements for the reuse, private collection, sale or donation of Recyclable Materials; provided that the Recyclable Materials to be privately collected, sold or donated shall not be placed curbside or at any other designated collection place on or immediately preceding the scheduled day for collection of such Recyclable Materials. Any and all Recyclable Materials placed in a County owned Container at curbside or any designated collection place shall be immediately become the property of the County.

Article VIII. Haulers.

A. Haulers, in addition to the foregoing provisions and those provisions hereinafter set forth, shall be subject to the following requirements:

1. As a condition for use of the County's facilities, Haulers shall indemnify and hold harmless Hamilton County for any pending, threatened or actual claims, liability or expenses arising from collection and disposal by the Hauler in violation of this law.
2. Haulers shall offer or cause to be offered collection services for all Recyclable Materials to all residential customers for whom they provide Solid Waste collection services, on the same days as Solid Waste collection services are provided, unless otherwise authorized by the rules and regulations promulgated pursuant to Article V of this Local Law.
3. Haulers shall not accept for collection Solid Waste which has not been Source Separated in conformity with the said rules and regulations promulgated pursuant to Article V of this Local Law and shall leave a notice with the generator informing the generator of why the Solid Waste or Recyclable Materials were not collected.

Article IV. Enforcement

Inspections: All portions of vehicles and containers used to haul, transport or dispose of Recyclable Materials, including such containers placed outside of residences, shall be subject to inspection by the Solid Waste Coordinator or by his designees to ascertain compliance with this Local Law and the rules, regulations or orders promulgated hereunder; the Solid Waste Coordinator and his designees shall be authorized to reject said materials for disposal at a County Facility.

Article X. Severability.

If any clause, sentence, paragraph, section, or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, paragraph, section or part thereof involved in the controversy in which such judgment shall have been rendered.

Article XI. Effective Date.

The provisions of this law shall be effective as of the ____ day of _____, 2013.

Section 2. This Local Law shall take effect in accordance with the provisions of the Municipal Home Rule Law.

RESOLUTION NO.

**SUPPORTING THE NEW YORK STATE SHERIFFS' ASSOCIATION'S POSITION ON
GOVERNOR CUOMO'S NEW YORK SAFE ACT**

DATED: FEBRUARY 7, 2013

BY

WHEREAS, the right to bear arms is guaranteed by the Second Amendment of the United States Constitution, as well as the Civil Rights Law of the State of New York, and

WHEREAS, Sheriffs represent all the people and they take an oath to uphold the Constitution of the United States and the Constitution of the State of New York, and

WHEREAS, Sheriffs enforce all laws of the state and will protect the rights of all citizens, including those rights guaranteed by the Constitution of the United States and the Constitution of the State of New York, and

WHEREAS, Sheriff Karl G. Abrams attended the New York State Sheriffs' Association Winter Conference on January 22, 2013 to January 24, 2013 in which 52 of 58 New York State's Sheriffs were present and discussed Governor Cuomo's SAFE Act, and

WHEREAS, Sheriff Karl G. Abrams and other members of the New York State Sheriffs' Association identified the following six provisions of the new law, which they believe are helpful and will increase the safety of our citizens, and

WHEREAS, the six provisions are as follows:

1. Restriction on FOIL requests about pistol permit holders. By granting citizens the option of having their names and addresses withheld from public disclosure, the new law does provide a mechanism to allow people to decide for themselves whether their personal information should be accessible to the public. We believe, however, that no one should have to explain why their personal information should remain confidential. A better procedure, we believe, is simply to exempt all this personal information from FOIL disclosure.
2. Killing of emergency first responders. The new law makes killing of emergency first responders aggravated or first degree murder, enhancing penalties for this crime and requiring life without parole. First responders need this protection, evidenced all too often by attacks on them when they attempt to provide help, and in special recognition of the terrible attacks on two firefighters in Webster, NY and attacks on first responders in Jefferson County.
3. Requirement of NICS checks for private sales (except between immediate family). We believe that this will ensure that responsible citizens will still be able to obtain legal firearms through private transactions, with the added assurance that private buyers are approved by the federal National Instant Criminal Background Check System. We

remain concerned that this provision will be very difficult to enforce and will likely only affect law abiding citizens.

4. Comprehensive review of mental health records before firearms permits are granted and review of records to determine if revocation of permits is required. Sheriffs believe that there is an urgent need to increase funding for mental health care. The new law imposes reporting requirements on many mental health care professionals and others who may make a determination that a person is a danger to himself or others. The law further gives needed authority to courts or others who issue firearm permits to deny permit applications or to revoke permits already issued. We believe that this issue demands a much more full and detailed discussion about how to keep guns out of the hands of such people. The Sheriffs of New York want to pursue these issues with the Governor and the State Legislature.
5. Safe storage of firearms. The new law provides that guns must be safely stored if the owner lives with someone who has been convicted of a felony or domestic violence crime, has been involuntarily committed, or is currently under an order of protection. We agree that firearms owners should have the responsibility to make sure that their weapons are safeguarded against use or access by prohibited persons, and the new law adds these protections to ensure that weapons are safely and securely stored.
6. Increased penalties for illegal use of weapons. The new law adds several increased sanctions for violation of New York gun laws and creates new gun crimes which did not previously exist. These new provisions will provide added tools for law enforcement to prosecute such crimes. We further believe that the new provisions should help deter future misuse of firearms. We also suggest that the legislature consider limitations on plea bargaining for all gun crimes.

and

WHEREAS, Sheriff Karl G. Abrams and other members of the New York State Sheriffs' Association reviewed other provisions of the new law, and strongly believe that many modifications are needed to clarify the intent of some of these new provisions and that revisions are needed to allow Sheriffs to properly enforce the law in their county, and

WHEREAS, the modifications are as follows:

1. Assault weapon ban and definition of assault weapons. We believe that the new definition of assault weapons is too broad, and prevents the possession of many weapons that are legitimately used for hunting, target shooting and self defense. Classifying firearms as assault weapons because of one arbitrary feature effectively deprives people the right to possess firearms which have never before been designated as assault weapons. We are convinced that only law abiding gun owners will be affected by these new provisions, while criminals will still have and use whatever weapons they want.

2. Inspection of schools by state agencies. The new law transfers to state agencies the responsibility to review school safety plans. We expect that funding will be transferred to these state agencies to implement safety proposals. Sheriffs and local police provide this service in all parts of the state and can perform these duties efficiently. As the chief law enforcement officer of the county, Sheriffs are in the best position to know the security needs of schools in their own counties, and the state should help to fund these existing efforts by Sheriffs and local police departments to keep our schools safe. Because Sheriffs and local police are already deeply involved with school safety plans, have developed emergency response plans, and are familiar with structural layouts of schools in their counties, they should be included along with state counterparts in any effort to review school safety plans.
3. Reduction of ammunition magazine capacity. The new law enacts reductions in the maximum capacity of gun magazines. We believe based on our years of law enforcement experience that this will not reduce gun violence. The new law will unfairly limit the ability of law abiding citizens to purchase firearms in New York. It bears repeating that it is our belief that the reduction of magazine capacity will not make New Yorkers or our communities safer.
4. Five year recertification of pistol permit status and registration of existing assault weapons. The new law delegates to the State Police the duty to solicit and receive updated personal information of permit holders every five years in order to maintain these permits. Further, the law requires owners of certain existing firearms now classified as assault weapons to register these with the State Police within one year. The recertification and registration conflict with Sheriffs' duties regarding issuance of pistol permits. All records should be maintained at the local, and not the state level. This information should be accessible to those who are responsible for initial investigation of permit applications. Pistol permit information should be maintained in one file at the local level, and forwarded to a statewide database for law enforcement use. It bears repeating that it is our belief that pistol permit and any registration information required by the law should be confidential and protected from FOIL disclosure.
5. Sale of ammunition. The new law imposes several new provisions regarding how, and from whom, ammunition can be lawfully purchased. The law should be clarified about the use of the Internet as a vehicle for these sales, out of state sales to New York residents, and other issues. Businesses have said that they do not understand the new provisions and are concerned that they will have to cease operations.
6. Law enforcement exemptions must be clarified. The new law has many provisions that might apply to law enforcement officers and there has been much confusion about whether existing law enforcement exemptions continue to apply. We understand that the Governor and Legislature have already agreed to review and modify these provisions

where necessary, and the Sheriffs want to be part of the discussion to make the changes effective. Additionally, the exemptions should apply to retired police and peace officers and to others in the employ of the Sheriff and other police agencies that perform security duties at public facilities and events.

7. Method of bill passage. It is the view of the Sheriffs' Association that anytime government decides it is necessary or desirable to test the boundaries of a constitutional right that it should only be done with caution and with great respect for those constitutional boundaries. Further, it should only be done if the benefit to be gained is so great and certain that it far outweighs the damage done by the constriction of individual liberty. While many of the provisions of the new law have surface appeal, it is far from certain that all, or even many, of them will have any significant effect in reducing gun violence, which is the presumed goal of all of us. Unfortunately the process used in adoption of this act did not permit the mature development of the arguments on either side of the debate, and thus many of the stakeholders in this important issue are left feeling ignored by their government. Even those thrilled with the passage of this legislation should be concerned about the process used to secure its passage, for the next time they may find themselves the victim of that same process. Fortunately, the Governor has shown himself open to working with interested parties to address some of the problems that arose due to the hasty enactment of this law. We will work with the Governor and the Legislature on these issues.

and

WHEREAS, Sheriff Karl G. Abrams understands his Constitutional obligations and the concerns of constituents. Sheriff Karl G. Abrams and his Deputies are not called upon by this new legislation to go door to door to confiscate any weapons newly classified as assault weapons, and will not do so, and

WHEREAS, Sheriff Karl G. Abrams along with Hamilton County Clerk Jane S. Zarecki are asking for the Hamilton County Board of Supervisors to support the New York State Sheriffs' Association's Position to Governor Cuomo's NY SAFE Act, be it

RESOLVED, that the Hamilton County Board of Supervisors are supporting the New York State Sheriffs' Association's Position to Governor Cuomo's NY SAFE Act, and be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Governor of the State of New York Andrew M. Cuomo, Senator Hugh T. Farley, Assemblyman Marc Butler, New York State Association of Counties and the New York State Sheriffs' Association.

Seconded by

RESOLUTION NO.

2012 TRANSFER OF FUNDS – PAYROLL

DATED: FEBRUARY 7, 2013

BY

WHEREAS, the year end budget comparison report showed several payroll accounts short, and

WHEREAS, the county Treasurer has investigated and indentified the reasons for the shortages, be it

RESOLVED, that the following accounts be funded from the accounts so noted to cover these shortages:

FROM: A1010.0107 Leg. Brd. Misc.	\$19.10
TO: A1010.0101 Chairman	\$17.50
A1010.0102 Supervisors	\$ 1.60

FROM: A1340.0402 Budget Printing	\$22.84
TO: A1340.0101 Budget Officer	\$22.84

FROM: A1420.0440 Special Counsel	\$43.48
TO: A1420.0101 County Attorney	\$43.30
A1420.0102 Asst. Co. Attorney	\$.18

FROM: A7510.0403 Historian Misc.	\$.39
TO: A7510.0101 Historian	\$.39

FROM: A8160.0401 Refuse & Garb. Sup.	\$84.46
TO: A8160.0104 Solid Waste-LP	\$84.46

FROM: DM5130.0404 Utilities	\$2,710.25
TO: DM5130.0101 Mach. Laborer	\$2,710.25

Seconded by

RESOLUTION NO.

**AUTHORIZING CHAIRMAN TO EXECUTE AGREEMENT WITH THE
ADIRONDACK PARK LOCAL GOVERNMENT REVIEW BOARD – 2013**

DATED: FEBRUARY 7, 2013

BY

BE IT RESOLVED, that the Chairman is hereby authorized to execute an Agreement with the Adirondack Park Local Government Review Board for the 2013 appropriation in the amount of Three Thousand Hundred Dollars (\$3,000.00), charging Account No. A6326.403, and is hereby approved for payment and the County Treasurer be so advised.

Seconded by

RESOLUTION NO.

AUTHORIZING CHAIRMAN TO SIGN PSAP GRANT APPLICATION

DATED: FEBRUARY 7, 2013

BY

WHEREAS, the Hamilton County Sheriff and the Hamilton County Director of Emergency Management recommends the County apply for the 2012 PSAP Consolidation, Improvements and Enhancements Grant in the amount of \$144,472.00, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign said grant application.

Seconded by

RESOLUTION NO.

**RESOLUTION AUTHORIZING THE DIRECTOR OF PLANNING, TOURISM AND
COMMUNITY DEVELOPMENT TO PRINT THE 2013-2014 HAMILTON COUNTY
MAP GUIDE**

DATED: FEBRUARY 7, 2013

BY

WHEREAS, a new version of the Hamilton County Map and Guide has been designed and resides as graphic files ready for transmission to a printer, as outlined in Resolution 327-12, and

WHEREAS, the County's previous supply of a map and guide to attractions, lodging and camping has been depleted over the past two years, and

WHEREAS, a large-scale map is not information that can be provided more easily on a website, and

WHEREAS, consumers like having a map in hand and its format is economically distributed and mailed, therefore, be it

RESOLVED that the Director of Planning, Tourism and Community Development is authorized to print at least 100,000 copies of the map and guide subject to the county's bid process, with payment from Publicity Account No. A6410.0401 in an amount not to exceed \$16,000.

Seconded by

RESOLUTION NO.

AUTHORIZING 1-TO-1 HAMILTON COUNTY EVENTS PUBLICITY MATCHING FUNDS PAYMENTS

DATE: FEBRUARY 7, 2013

BY

WHEREAS, the Director of Planning, Tourism and Community Development has worked with localities to identify events with high potential visibility and appeal to attract visitors from outside the county into the county during all seasons of the year, thus increasing spending and sales tax revenues, and

WHEREAS, media plans will be required to be submitted in advance and reviewed for compliance with the requirement that the event advertising must be conceived to reach people outside of the county, and

WHEREAS, a further requirement is that event sponsors submit paid advertising invoices for reimbursement for half (50%) of costs up to the agreed amount, therefore, be it

RESOLVED, that the following events/organizations be paid up to the amount here specified from Publicity Account No. A6410.0401 upon presentation of paid advertising invoices totaling at least twice the amounts below:

Inlet Events	\$2,000.00
Long Lake Events	\$2,000.00
Indian Lake Antiques Show	\$2,000.00
Moose Fest (Indian Lake Chamber)	<u>\$2,000.00</u>
Total	\$8,000.00

Seconded by

RESOLUTION NO.

AUTHORIZING A PAID SEARCH ADVERTISING CAMPAIGN FOR TOURISM

DATE: FEBRUARY 7, 2013

BY

WHEREAS, more than 90 percent of all travel research is conducted on-line, and

WHEREAS, paid and organic search are both necessary to draw potential visitors from all over the northeast, the nation and the world to AdirondackExperience.com, the county's tourism website, and

WHEREAS, buying search terms and creating new material for the website allows the county to be cost-effective and agile, reacting to circumstances such as snowstorms or new special events, therefore, be it

RESOLVED, that Ad Workshop and the Director of Planning, Tourism and Community Development create a keyword/search advertising campaign and coordinate it with website updates to boost unique visits to, and time spent on pages at www.AdirondackExperience.com, and be it further

RESOLVED, that all claims for these services will be submitted to the Hamilton County Board of Supervisors and upon approval be paid from Account No. A6410.0401 for a total 2013 amount not to exceed \$24,000.00.

Seconded by

RESOLUTION NO.

**AUTHORIZING EXECUTION OF A CONTRACT WITH ESSEX COUNTY FOR THE
ADMINISTRATION OF THE CLEANER, GREENER COMMUNITIES REGIONAL
SUSTAINABILITY PLAN GRANT**

DATE: FEBRUARY 7, 2013

BY

WHEREAS, Essex County was awarded a grant to oversee and administer the Cleaner, Greener Communities Regional Sustainability Plan Grant on behalf of seven northern New York Counties including Hamilton County, and

WHEREAS, Hamilton County supported participation in this program in Resolution 186-12, dated June 7, 2012, and

WHEREAS, execution of this contract will allow for reimbursement for any expenses involved in participation through June 30th, 2013, in an amount up to \$8,000, and

WHEREAS, the County Attorney has reviewed the contract and sees no impediment to its execution, therefore, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors be authorized to sign the contract and the Clerk of the Board to provide proof of insurance to accompany the contract, per Appendix C.

Seconded by

RESOLUTION NO.

HAMILTON COUNTY ENTITLED ADDITIONAL FUNDING – RABIES GRANT

DATED: FEBRUARY 7, 2013

BY

WHEREAS, the New York State Department of Health requests the renewal of the contract with Hamilton County Public Health Nursing Service for expenses associated with the Rabies Program, contract number C-027920, and

WHEREAS, the entire contract period is April 1, 2012 to March 31, 2017, and

WHEREAS, the total grant award for the period April 1, 2012 – March 31, 2013 is \$7,584.51 and overlaps the 2012 and 2013 budget fiscal years, and

WHEREAS, there were sufficient funds for 2012 and funding was allocated in the 2013 Municipal budget, be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized to sign the contract for the period April 1, 2012 to March 31, 2017 upon approval of the County Attorney and the County Treasurer be so advised.

Seconded by

RESOLUTION NO.

**AUTHORIZING APPROPRIATION OF FEDERAL GRANT COLA FOR PUBLIC
HEALTH NURSING SERVICE PROGRAMS**

DATED: FEBRUARY 7, 2013

BY

WHEREAS, the Hamilton County Public Health Nursing Service is entitled to additional cost of living adjustments for the Immunization Grant Program, WIC Program and Children with Special Health Care Needs Grant Program as passed in the Congressional Budget for state fiscal year 2012-2013, and

WHEREAS, these funds can be used to cover eligible personal service and fringe costs incurred, and

WHEREAS, the following funds are available to the HCPHNS:

Immunization Grant Program	\$2,406.00
Children with Special Health Care Needs Grant Program	\$1,225.00
WIC Grant Program	<u>\$4,435.00</u>
Total	\$8,066.00

be it

RESOLVED, that the following 2013 Appropriation Accounts be increased:

A4052.801 Immunization Grant Fringe	\$2,406.00
A4189.8101 CSHCN Grant Fringe	\$1,225.00
A4082.801 WIC Grant Fringe	\$4,435.00

RESOLVED, that the increase in appropriations be totally offset by increasing the following Revenue Accounts:

A4489.4 Immunization Grant	\$2,406.00
A4489.1 CSHCN Grant	\$1,225.00
A4482 WIC Grant	\$4,435.00

and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign the COLA Certifications for the above grants and the County Treasurer be so authorized.

Seconded by

RESOLUTION NO.

**AUTHORIZING COUNTY HIGHWAY SUPERINTENDENT TO ADVERTISE FOR
BIDS TO PURCHASE A USED DUMP TRAILER AND USED
TRACTOR/SNOWBLOWER**

DATED: FEBRUARY 7, 2013

BY

WHEREAS, the 2013 adopted County Budget has appropriated \$150,000.00 for Road Equipment, and

WHEREAS, the County Highway Superintendent has discussed equipment needs with the Public Works Committee, and

WHEREAS, the Superintendent would like to purchase a used tri-axle dump trailer and used 4WD tractor with a snow blower attachment, and

WHEREAS, the County Highway Superintendent has located a used tri-axle dump trailer that has the same specifications of the county's currently owned tri-axle dump trailer and would meet the departments needs and also has located a used 4WD tractor with a snow blower attachment that also would meet the departments needs, and

WHEREAS, the Superintendent believes that purchasing certain types of used equipment that is in excellent condition will save money over time, and

WHEREAS, the County Highway Superintendent recommends that going to bid within the coming weeks would enable the department to purchase the said used equipment to save money, be it

RESOLVED, that the County Highway Superintendent is hereby authorized to advertise for public bids to purchase the above mentioned used equipment and the County Treasurer and Clerk of the Board be so notified.

Seconded by

RESOLUTION NO.

APPROVAL OF EXPENDITURES FOR BROWNS BROOK BRIDGE REPAIRS

DATED: FEBRUARY 7, 2013

BY

WHEREAS, there has been appropriated in the 2013 highway budget the sum of \$100,000.00 for Bridge Projects for County owned bridges for 2013, and

WHEREAS, the Browns Brook Bridge BIN #3307320 located on County Route 12 (Cedar River Road) within the Town of Indian Lake is owned and maintained by the County, and

WHEREAS, the bridge needs the deck and guide rails replaced along with abutment repair, and

WHEREAS, the County Highway Superintendent recommends the approval of the repairs to made to the said bridge and estimates the repairs to be \$60,000.00 for materials and supplies, be it

RESOLVED, that the Board of Supervisors of the County of Hamilton does approve the said bridge repairs be made to the Browns Brook Bridge and funds be taken from Account No. D5112.203 Bridge Projects in the amount sum of \$60,000.00 as recommended by the County Highway Superintendent and the County Treasurer and Clerk of the Board be so advised.

Seconded by