

AGENDA
FIFTH SESSION
MAY 3, 2012

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

Public Comment Period

Reports of Standing/Special Committees

RESOLUTIONS:

- No. 1 Proclamation – Older Americans Month
- No. 2 Resolution Declaring May 3, 2012 to be “Mayday for Mandate Relief” and Urging the Mandate Relief Council to Take Swift Action in Submitting a Package of Mandate Relief Proposals to Governor Cuomo and the State Legislature to be voted on this Session
- No. 3 Authorization to Attend 2012 New York/North Country Day in Washington, DC
- No. 4 Rescheduling May Committee Day
- No. 5 Authorizing Agreement for Water Use
- No. 6 Authorizing Back Country Steward Program
- No. 7 Authorizing Acceptance of Back Taxes
- No. 8 Mortgage Tax Distribution
- No. 9 Approval of Public Health Nursing Service/Home Health Agency 2011 Agency Performance Report
- No. 10 Authorizing Chairman to Sign Contracts for NYS Immunization Program
- No. 11 Authorizing Chairman to Sign Grant Application between Governor’s Traffic Safety Committee and Public Health Nursing Service
- No. 12 Authorizing Chairman to Sign Contract with the New York State Department of Health Early Intervention Program
- No. 13 Authorization for Chairman to Sign Data Exchange Application and Agreement for Health Home Participation

- No. 14 Authorizing Disposition of Excess Vehicles/Equipment
- No. 15 Authorizing Disposition of Vehicles within County Agencies
- No. 16 Amending Amount of 2012 Budget Appropriation for Capital Road Projects

CORRESPONDANCE:

Fulton County – Resolution No. 146: Resolution Urging the United States Congress to Repeal a Portion of the Universal Service Fund Surcharge that Provides Free Cellular Telephone Service to “Income Eligible” Individuals

RESOLUTION NO.

PROCLAMATION - OLDER AMERICANS MONTH

DATED: MAY 3, 2012

BY

WHEREAS, the older citizens of Hamilton County are representative of an unprecedented trend in the nation's workforce as many continue to work in a variety of jobs, from teachers, to engineers, to business owners and entrepreneurs, and in doing so, bring invaluable experience and leadership skills to our community, and

WHEREAS, because of the substantial contributions made by our Older Americans, it is important that we recognize our senior citizens as one of our most vital and significant human resources, and encourage them to continue their independent lives with dignity and free from the fears, myths and misconceptions about aging, and

WHEREAS, this year's observance of Older American's Month, "Aging Well, Living Well," recognizes the important contributions of older Americans as they work on our behalf, and the efforts of our community to fulfill its obligation to older Americans by providing them with good health care and other services to enhance their lives, and

WHEREAS, it is traditional in Hamilton County, and throughout the Nation, to set aside a special month to honor and recognize the contributions of our Older Americans, now, therefore, be it

RESOLVED, that the Hamilton County Board of Supervisors, on behalf of the residents of Hamilton County, do hereby proclaim the month of May as

OLDER AMERICANS MONTH

in Hamilton County, and reaffirm our commitment to older Americans.

Seconded by

RESOLUTION NO.

RESOLUTION DECLARING MAY 3, 2012 TO BE “MAYDAY FOR MANDATE RELIEF” AND URGING THE MANDATE RELIEF COUNCIL TO TAKE SWIFT ACTION IN SUBMITTING A PACKAGE OF MANDATE RELIEF PROPOSALS TO GOVERNOR CUOMO AND THE STATE LEGISLATURE TO BE VOTED ON THIS SESSION

DATED: MAY 3, 2012

BY

WHEREAS, the State of New York mandates (requires) the delivery of State programs using local resources, causing some counties to dedicate more than 80 percent of their entire budget toward the funding of State mandated programs and fixed costs, and

WHEREAS, the New York State Association of Counties has identified just 9 state mandates that equal 90 percent of all county property taxes levied in 2010 (outside of New York City), consuming \$4 billion of \$4.4 billion in county property taxes levied. These mandates include: Medicaid, TANF/Public Assistance Safety Net, Child Welfare Protective and Preventive Care, Special Education Pre-School, Early Intervention, Probation, Indigent Defense, Youth Detention, and Pensions, and

WHEREAS, these State mandates are the root cause of high county property and sales taxes in New York and have led to a decline in the delivery of important local services, and

WHEREAS, these State imposed mandates continue to contribute to New York’s highest in the nation local tax burden for residents and businesses, severely damaging New York’s ability to attract, create and maintain good paying jobs, as well as contributing to population losses to other states, and

WHEREAS, when the State enacted a property tax cap in 2011, a Mandate Relief Council was established to review specific mandates and advance legislative proposals to reduce the statutory and regulatory burden on municipalities,

NOW, THEREFORE, BE IT RESOLVED, that Hamilton County hereby declares May 3, 2012 to be “Mayday for Mandate Relief” to demonstrate that the decisions made in Albany have a direct impact on the property tax levy and local community services here in Hamilton County, and

BE IT FURTHER RESOLVED, that Hamilton County hereby calls on the Mandate Relief Council take swift action in submitting a package of Mandate Relief proposals to Governor Cuomo and the State Legislature to be voted on by our State Representatives during the 2012 State Legislative Session, and

BE IT FURTHER RESOLVED, that the Hamilton County Clerk of the Board shall forward copies of this resolution to Governor Andrew M. Cuomo and all those deemed necessary and proper.

Seconded by

RESOLUTION NO.

**AUTHORIZATION TO ATTEND 2012 NEW YORK/NORTH COUNTRY DAY IN
WASHINGTON, DC**

DATED: MAY 3, 2012

BY

WHEREAS, the North Country Chamber is conducting their annual advocacy trip from May 15-16, 2012 in Washington, DC, and

WHEREAS, Hamilton County is working to align partners, and assure the submission of a Northern Border Commission application, to further the County's Broadband efforts, specifically by aligning a comprehensive Work At Home employment network, and

WHEREAS, Garry Douglas of the North Country Chamber has asked the Chairman of the Board to participate, and

WHEREAS, the Hamilton County Board of Supervisors has determined it to be in the best interest of the County to be represented, now, therefore, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to attend said conference on behalf of the County, and be it further

RESOLVED, that the actual and reasonable expenses incurred shall be a County charge, and be audited by this Board in the same manner as other County charges.

Seconded by

RESOLUTION NO.

RESCHEDULING MAY COMMITTEE DAY

DATED: MAY 3, 2012

BY

WHEREAS, the scheduled May Committee Day falls on a holiday, be it

RESOLVED, that Committee Day for the month of May will be held on May 29, 2012.

Seconded by

RESOLUTION NO.

AUTHORIZING AGREEMENT FOR WATER USE

DATED: MAY 3, 2012

BY

WHEREAS, Michael P. O'Connor and Crystal O'Connor, residing at 142 South Shore Road, Lake Pleasant, New York, are in the process of building an automotive repair shop to be located at 2568 Route 8, Lake Pleasant, New York, and

WHEREAS, the O'Connors have requested permission to hook into and obtain water from the existing public water line along Route 8 in accordance with the provisions of the 2001 settlement of Buyce, et al. vs. Hamilton County, and

WHEREAS, upon review of the said 2001 settlement agreement and after consultation with the County Attorney, the O'Connor request, subject to limitation on further/additional water usage, is deemed to be in keeping with the spirit and intent of the said settlement, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors shall be authorized to execute a letter agreement to be drafted by the County Attorney with Michael P. O'Connor and Crystal O'Connor, granting permission to hook into and use the public water line along Route 8 in accordance with the said 2001 settlement agreement, subject to limitations on further/additional water usage, and subject to approval from the NYS Department of Transportation.

Seconded by

RESOLUTION NO.

AUTHORIZING BACK COUNTRY STEWARD PROGRAM

DATED: MAY 3, 2012

BY

WHEREAS, Adirondack Community Trust (ACT) is providing funding for the Back Country Steward Program, and

WHEREAS, the funding is already appropriated in the 2012 budget, be it

RESOLVED, that upon approval of the County Attorney, the Chairman of the Board of Supervisors is hereby authorized to sign the necessary funding agreement with ACT, and be it further

RESOLVED, that upon approval of the County Attorney, the Chairman of the Board of Supervisors is hereby authorized to contract with The Student Conservation Association, Inc. for the program.

Seconded by

RESOLUTION NO.

AUTHORIZING ACCEPTANCE OF BACK TAXES

DATED: MAY 3, 2012

BY

WHEREAS, the Board of Supervisors has been contacted by Debra Merchant for Marguerite Slater (deceased) /Jane Kelley, owner of record on property located in Morehouse, with parcel ID # 126.000-1-31.100 concerning the 2010 and 2011 back taxes owed, and

WHEREAS, Debra Merchant has submitted a written explanation of the circumstances of why the taxes have not been paid to date 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 \$3,989.42 together with an administrative charge of \$500.00 for a total of \$4,489.42.

Seconded by

RESOLUTION NO.

MORTGAGE TAX DISTRIBUTION

DATED: MAY 3, 2012

BY

WHEREAS, it appears from the reports of the County Clerk and the County Treasurer for the period October 1, 2011 through March 31, 2012, that there remains for distribution of moneys received by taxation on Mortgages pursuant to the provision of Article Eleven, Section 261 of the Tax Law, the sum of \$82,398.50, for the distribution among the Towns and Village of the County of Hamilton, now, therefore, be it

RESOLVED, by the Board of Supervisors of the County of Hamilton that the sum of \$82,398.50 be and the same hereby is apportioned as follows:

Arietta	\$8,255.00
Benson	\$2,618.50
Hope	\$1,560.00
Indian Lake	\$16,565.00
Inlet	\$9,522.00
Lake Pleasant	\$11,695.40
Long Lake	\$18,369.50
Morehouse	\$390.00
Wells	\$11,145.50
Village of Speculator	\$2,277.60

and be it further

RESOLVED, that the County Treasurer be authorized to pay the respective sums so appropriated to the Supervisors of said Towns.

Seconded by

RESOLUTION NO.

**APPROVAL OF PUBLIC HEALTH NURSING SERVICE/HOME HEALTH AGENCY
2011 AGENCY PERFORMANCE REPORT**

DATED: MAY 3, 2012

BY

WHEREAS, the Professional Advisory Committee of the Hamilton County Public Health Nursing Service/Home Health Agency accepted the 2011 Agency Performance Report at the April 19, 2012 quarterly meeting, and

WHEREAS, the 2011 Agency Performance Report was presented to the Health and Human Services Committee of the Board of Supervisors on April 23, 2012, be it

RESOLVED, that the above mentioned 2011 Agency Performance Report be approved as presented by the Hamilton County Public Health Nursing Service to the Health and Human Services Committee of the Hamilton County Board of Supervisors.

Seconded by

RESOLUTION NO.

AUTHORIZING CHAIRMAN TO SIGN CONTRACTS FOR NYS IMMUNIZATION PROGRAM

DATED: MAY 3, 2012

BY

WHEREAS, the New York State Department of Health Immunization, Bureau of Immunization has approved the renewal of contract #CO24184 with the Hamilton County Public Health Nursing Service to provide immunizations for residents, both adults and children, throughout the county, and

WHEREAS, the grant year overlaps the 2012 and 2013 budget fiscal years, and

WHEREAS, the total grant contract for the period April 1, 2012 – March 31, 2013 is \$30,000.00, and

WHEREAS, funds have been previously allocated within the 2012 Municipal Budget in anticipation of this funding, and

WHEREAS, the remainder of the funding will be allocated within the 2013 Municipal budget, be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized to sign contracts between the NYS Immunization Program on behalf of the Nursing Service upon approval of the County Attorney and the County Treasurer be so notified

Seconded by

RESOLUTION NO.

**AUTHORIZING CHAIRMAN TO SIGN GRANT APPLICATION BETWEEN
GOVERNOR'S TRAFFIC SAFETY COMMITTEE AND PUBLIC HEALTH NURSING
SERVICE**

DATED: MAY 3, 2012

BY

WHEREAS, the Hamilton County Public Health Nursing Service (HCPHNS) administers the Governor's Traffic Safety Grant for Hamilton County, and

WHEREAS, the Hamilton County Sheriff's Office has agreed to help implement the grant with the objectives being to distribute and provide education for the proper installation and use of Child Safety Seats, and

WHEREAS, the Sheriff's Office has staff trained as a certified child safety seat technician through the Safe Kids program, and

WHEREAS, HCPHNS would like to apply for grant funding in the amount of \$2,400.00 to cover the purchase of Child Safety Seats and materials for the low income distribution program, for the period October 1, 2012 through September 31, 2013, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the grant application between HCPHNS and the Governor's Traffic Safety Committee, as well as all the necessary program documents for implementation and County Treasurer be so notified.

Seconded by

RESOLUTION NO.

**AUTHORIZING CHAIRMAN TO SIGN CONTRACT WITH THE NEW YORK STATE
DEPARTMENT OF HEALTH EARLY INTERVENTION PROGRAM**

DATED: MAY 3, 2012

BY

WHEREAS, the New York State Department of Health requests a contract with Hamilton County Public Health Nursing Service to provide Early Intervention Administration, Contract # C-027483 for the period October 1, 2011 through September 30, 2012, and

WHEREAS, the grant year overlaps the 2011 and 2012 budget fiscal years, and

WHEREAS, the total grant contract is for Twenty-six thousand five hundred forty-five dollars (26,545), and

WHEREAS, the 2012 portion of these funds were appropriated in the 2012 Hamilton County Budget, be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized to sign the contract with Early Intervention Grant program of the New York State Department of Health, pending approval by the County Attorney and the County Treasurer be so advised.

Seconded by

RESOLUTION NO.

**AUTHORIZATION FOR CHAIRMAN TO SIGN DATA EXCHANGE APPLICATION
AND AGREEMENT FOR HEALTH HOME PARTICIPATION**

DATED: MAY 3, 2012

BY

WHEREAS, the Hamilton County Community Services Board has recommended that the County's Community Services Department become a subcontractor for the Adirondack Health Institutes (AHI) Health Home so as to provide behavioral and medical health care coordination for Medicaid eligible resident in Hamilton County, and

WHEREAS, it has been determined that in order for the Hamilton County Community Services Department to provide behavioral and health care coordination it will require an agreement between Hamilton County, AHI and the New York State Department of Health for the purpose of accepting Medicaid related data, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to sign the Data Exchange Application and Agreement for Health Home Participation as presented to and approved by the Hamilton County Attorney.

Seconded by

RESOLUTION NO.

AUTHORIZING DISPOSITION OF EXCESS VEHICLES/EQUIPMENT

DATED: MAY 3, 2012

BY

WHEREAS, certain vehicles/equipment have become excess and no longer needed by certain County Agencies, and

WHEREAS, the County Fleet Coordinator has made the recommendations that the following vehicles and/or equipment be disposed from the County inventory:

<u>Year</u>	<u>Make/Model</u>	<u>VIN</u>	<u>Plate#</u>	<u>Dept</u>	<u>FN</u>
2006	CHEV/IMPALA	2G1WB58K169328719	L92395	HWY	740
2004	CHEV/IMPALA	2G1WF52E449396534	L64260	HWY	110
2006	CHEV/IMPALA	2G1WS551869415089	191ACD	SHER	603
2006	CHEV/IMPALA	2G1WS551369414710	192ACD	SHER	604
1984	FORD/L9000	1FDYK90W9EVA18783	L15153	SW	117
1984	FORD/L9000	1FDYK90W0EVA18784	N/A	SW	118

be it

RESOLVED, that the above vehicles/equipment be sold by auction on line by Auctions International and funds from the mentioned auction shall be a revenue credit to revenue DM2665 Sale of Equipment for Highway owned equip and A2665 for Sheriff Dept and Solid Waste vehicles/equipment, and be it further

RESOLVED, that the Fleet Coordinator see that proper inventory notes be recorded when the transactions are accomplished, and the Fleet Coordinator, Director of Fixed Assets, and the County Treasurer be so notified.

Seconded by

RESOLUTION NO.

AUTHORIZING DISPOSITION OF VEHICLES WITHIN COUNTY AGENCIES

DATED: MAY 3, 2012

BY

WHEREAS, certain vehicles have become excess to one County agency and can continue to be utilized by another County agency, and

WHEREAS, the Fleet Coordinator has made the following recommendation for transfer within County Agencies:

Year	Make/Model	VIN	Plate
FROM: Public Health – Car #743			
(1) 2007	Chevrolet Impala	2G1WB58NX79357468	M24514
	TO: Highway	Value:	\$2,275.00
FROM: Public Health – Car #744			
(1) 2008	Chevrolet Impala	2G1WB58N881225857	M33069
	TO: Probation	Value:	\$2,572.50
FROM: Probation – Car #740			
(1) 2006	Chevrolet Impala	2G1WB58K169328719	L92395
	To: Highway	Value:	\$1,942.50

and

WHEREAS, the above values represent the policy of Hamilton County to transfer vehicles from one County Agency to another at 35% of low book value, now, therefore, be it

RESOLVED, that vehicle dispositions be made as shown above, and be it further

RESOLVED, that the Fleet Coordinator ensure that the proper ownership is recorded and the appropriate paperwork for this transaction is accomplished, and be it further

RESOLVED, that the Director of Fixed Assets, Respective Department Heads, and the County Treasurer be so advised

Seconded by

RESOLUTION NO.

AMENDING AMOUNT OF 2012 BUDGET APPROPRIATION FOR CAPITAL ROAD PROJECTS

DATED: MAY 3, 2012

BY

WHEREAS, the budget appropriation amount for capital road projects for 2012 was set and adopted for \$484,000.00 for Account No. 5112.202 Capital Projects, and

WHEREAS, that amount is estimated by the County Highway Superintendent in September of the previous year based on previous allocations of State Chips funding for highway projects and the actual amount is set after the State Budget is adopted, and

WHEREAS, the actual appropriation for Hamilton County from the State CHIPS fund for 2012 is set at \$486,297.80 for 2012, and

WHEREAS, the County Highway Superintendent recommends that the County Board amend the 2012 appropriation for capital projects from \$484,000.00 to \$486,297.80 to accomplish the County Highway Projects for 2012, be it

RESOLVED, that the 2012 budget appropriation for Capital Road Projects Account No. 5112.202 be amended from \$484,000.00 to \$486,297.80 and also increase Revenue Account No.D3501.0 Consolidated Highway Aid from \$484,000.00 to \$486,297.80 and the County Treasurer and Clerk of the Board be so notified.

Seconded by