

2011

FOURTH SESSION

APRIL 7, 2011

The Board convened at 10:30 A.M. in the Supervisors' Chambers at the Court House, Lake Pleasant, New York, with the Chairman, William G. Farber presiding. Mr. Farber led the members of the Board of Supervisors in the Pledge of Allegiance to the Flag, and an opening prayer.

The Clerk, Mrs. Laura Abrams, called the roll with the following Supervisors answering:

Arietta	Richard A. Wilt
Benson	ABSENT
Hope	Robert Edwards
Indian Lake	Barry J. Hutchins
Inlet	John Frey
Lake Pleasant	Neil P. McGovern
Long Lake	Clark J. Seaman
Morehouse	William G. Farber
Wells	Brian Towers

Also present: County Attorney, Cali Brooks, Ann Melious, Mark Brand and Pete Klein, Press

A motion was made to accept the minutes of March 3, 2011 by Mr. Edwards, seconded by Mr. McGovern. Carried.

Public Comment: Mr. Mark Brand introduced himself as the Superintendent of Indian Lake Central School for the past 8 years. He thanked the Board for their support and stated Tracy Eldridge does a great job, as well as his road crews. Mr. Brand explained how the County Departments work with his school:

Department of Social Services – Home Run Program is very valuable to the school.
Community Services – Mental Health Screening and CCSI are also very helpful.
Probation – Sometimes we need them and other times not.
Public Health – Immunizations and Health Screenings fairs have taken place.
County Court/D.A. – Judge Feldstein and Jim Curry have been helpful as well. They did a mock DWI last year.

Mr. Brand stated that when he started his position there were 213 students, now there are only 150. There are no new students from Raquette Lake this year and that troubles him. Mr. Brand stated that one of New York State objectives is to force small schools to consolidate or merge. Discussion continued and he reviewed what can be done to help.

Report of Standing/Special Committees:

Barry: Merit resolution on the agenda today.

Brian: He, Bill and Tracy met with Barton & Loguidice to come up with a scope of work on the Solid Waste Management Plan. Bob stated he would like a copy. The Chairman reported

that Barton & Loguidice were willing to do it within their proposal amount. The Chairman asked that it be sent out to all the Supervisors.

Brian: Inter-County was in Saratoga County and they toured their new Animal Shelter. The discussion was the State budget which had been adopted and the lack of serious mandate relief. They passed a resolution opposing the State purchasing anymore land at this time. Brian further reported that Saratoga Supreme Court did rule on the Hudson River Black River Regulating District. It was ruled in favor of the Regulating District and not the Counties. The Counties are looking to appeal.

Rick: NYSEDA Grant – Changing the scope of work to look at the effectiveness of the heating system. There is also a resolution on the agenda to increase a building employee's hours. He hopes everyone will support it.

Bob: There is a Finance Committee on Committee Day. He is also urging support for Resolution number 2 on the agenda

The Chairman introduced Cali Brooks from the Adirondack Community Trust (ACT). She is here to give the history on the ACT. The Board wanted to thank her for the funding for the Grant application for the Smart Growth Grant for the Adirondack Partnership.

Cali stated that ACT is a 501c3 Public Foundation. The very first Community Trust was founded in 1914. ACT was founded in 1997 by a private foundation in Lake Placid. Their smallest fund is \$10,000.00 and their largest is \$7,000,000.00. The average size is approximately \$75,000.00 and each fund has its own purpose. Cali continued to explain how ACT and a donor meet and some funds that cover Hamilton County.

Cali went on to explain how they wanted to help the County and the Moose River Plains Youth Ranger Program.

The Chairman explained after last year many of the Board members and staff that worked the Plains recognized a lack of stewardship issue. They did talk about this last fall and they were willing to have a long term commitment. This year the Board is talking about doing something through the Workforce Investment Act with their Summer Youth money. So to make it simple, we have three grants of \$5,000.00 for the next three years and we will utilize that money over this summer and next summer. This will be a wonderful partnership for the Moose River Plains.

DEC will be contracting out for backcountry stewards because they can't actually hire staff. The cost for one steward is \$7,500.00 and we will also contract with the same entity so that will make two stewards for the Plains. DEC has agreed to provide the management and coordination of the stewards. With the Summer Youth money we can have the youths work with the parks and rec. staff and highway personnel that are going to be in there or they can also lend a hand with the backcountry stewards if needed.

DEC has made a commitment to fully renovate at least 25 of the sites with picnic tables, fire rings, outhouses etc. The Town of Inlet is assembling all the picnic tables for the 25 sites. We will be looking at doing more in the future.

The Chairman stated there are two resolutions on the agenda both that are funded by ACT. One is to appropriate the funding for the Partnership Application and the other one is to appropriate the funding for the Moose River Plains.

The Board members thanked Cali for coming in and explaining what ACT is and for all they have been doing.

RESOLUTIONS:

The Chairman stated that the first resolution is a tabled resolution that is already moved and seconded and it is open for discussion.

Mr. Towers stated this will give the opportunity for the State and the Adirondack communities to start a conversation.

Mr. Hutchins stated he moved to table this resolution to give more time to look at the partnerships.

The Chairman stated he understood why Mr. Hutchins tabled this and why this was a difficult resolution for the Indian Lake Town Board. I personally am not interested in seeing this process go backwards. The intent of this resolution is not to say that DEC and the Nature Conservancy didn't improve on any process in terms of the outreach they did. The Chairman continued to discuss.

Mr. Seaman explained why his Town Board passed this resolution.

RESOLUTION NO. 92-11

RESOLUTION IN OPPOSITION TO FEE PURCHASE OF FORMER FINCH AND FOLLENSBY POND LANDS

DATED: MARCH 3, 2011

BY MR. SEAMAN:

WHEREAS, The Nature Conservancy (TNC) purchased 161,000 acres known as the Finch Pruyn (Finch) Timberlands several years ago with the intent of selling 89,000 acres in conservation easements and 65,000 acres (to be added to the state forest preserve) of said land in fee to State of New York (State), and

WHEREAS, the State and TNC have recently completed a deal on the 89,000 acre conservation easements that maintain productive forestry practices and enjoy the support of local governments that were directly impacted by providing said communities with several thousand acres in recreational enhancements, and

WHEREAS, the State of New York has indicated its desire to now purchase more than 60,000 acres of the former finch timberlands and an additional 15,000 acres of the Follensby and timberlands in fee from TNC, and

WHEREAS, those supportive communities now find themselves confronted with an unparalleled economic depression and whose constituents simply do not support the state buying

more land at a time when people are facing job losses and all levels of government are cutting vital services, and

WHEREAS, while the Forest Preserve is constitutionally protected, there is no constitutional guarantee requiring New York State to pay local property taxes on state land to municipalities, and

WHEREAS, the Adirondack Park Agency (APA) is charged with the responsibility of determining state agency compliance with the Adirondack State Land Master Plan (SLMP) and to engage in a continuing planning process which recognizes matters of local concern, and

WHEREAS, the SLMP provides that: “due to the importance of the forest products industry to the economy of the Adirondack region, bulk acreage purchases in fee should not normally be made where highly productive forest land is involved, unless such land is threatened with development that would curtail its use for forestry purposes or its value for the preservation of open space or of wildlife habitat.”, and

WHEREAS, it is therefore clear that these acquisitions do not comply with the SLMP, and

WHEREAS, the proposed purchase of the Follensby lands will be partially funded by federal Forest Legacy program funds designed to purchase and protect working forests, and is not designed to fund fee acquisition lands where forestry would be prohibited, and

WHEREAS, the state currently faces unprecedented financial challenges that will require cutting five (5) billion dollars from state education and Medicaid programs this year alone, and with the loss of thousands of state jobs the state Department of Environmental Conservation (DEC) is unable to properly maintain and manage existing, no less any newly acquired, lands due to staff reductions, and

WHEREAS, the education of our children, taking care of the less fortunate and protection the environment by using Environmental Protection Funds to upgrade sewer and water projects must be priority one – not more land purchases – particularly when the State already owns millions of acres of Forest Preserve, now, therefore, be it

RESOLVED, that the Hamilton County Board of Supervisors opposes the fee acquisition by the state of the former Finch and Follensby Pond lands; urges the APA to insure compliance with the SLMP by opposing the proposed DEC fee purchase of highly productive timberland; and urges Governor Cuomo to directly intercede on behalf of the taxpayers of New York by directing his state agencies to reject the proposed purchase of the former Finch and Follensby lands, and be it further

RESOLVED, that the Hamilton County Board of Supervisors requests Governor Cuomo to order a study of the economic and social impacts of state land acquisitions in the Adirondacks before any additional purchases of state lands are authorized, and be it further

RESOLVED, that the Hamilton County Board of Supervisors requests Governor Cuomo consider using available EPF funds to adequately staff DEC to ensure proper stewardship of existing state land including the many campgrounds and state parks which are a vital asset to local economies, and be it further

RESOLVED, that copies of this resolution be forwarded to Governor Andrew Cuomo, Senate Majority Leader Dean Skelos, Senator Elizabeth Little, Senator Hugh Farley, Senator James Seward, Senator Joseph Griffo, Senator Roy McDonald, Assembly Speaker Sheldon Silver, Assemblywoman Teresa Sayward, Assemblywoman Janet Dupre, Acting DEC Commissioner Joe Martens, DEC Region 5 Director Betsy Lowe, DEC Region 6 Director Judy Drabicki, the Twelve counties of the Adirondacks, the Adirondack Park Agency and the Adirondack Association of Towns & Villages.

Seconded by Mr. McGovern and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

After the following resolution was placed on the floor; Mr. McGovern said he appreciated the Committee and the Board for doing this.

RESOLUTION NO. 93-11

A RESOLUTION PROVIDING THE AUTHORITY FOR THE COUNTY TO ENFORCE AND COLLECT DELINQUENT REAL PROPERTY TAXES FOR THE VILLAGE OF SPECULATOR

DATED: APRIL 7, 2011

BY MR. EDWARDS:

WHEREAS, Munro Collie Smith, the Mayor of the Village of Speculator, appeared before the Finance Committee of the Hamilton County Board of Supervisors, and so acting upon request of the Board of Trustees of the Village of Speculator as stated in a Village of Speculator Resolution dated January 25, 2010, requesting the Hamilton County Treasurer collect delinquent taxes for the Village of Speculator analogous to the manner the County currently collects delinquent taxes for school districts within the County, and

WHEREAS, Section 1442 of the Real Property Tax Law provides for an alternative method for collection of delinquent village taxes, where the legislative body of any county, upon the enactment of a local law, may provide for the collection of delinquent village taxes, provided such collection is requested by resolution of the board of trustees of any village within such county, and

WHEREAS, the Hamilton County Board of Supervisors believes that adoption of this alternative method for collection of delinquent taxes would be both beneficial to the taxpayers of the Village of Speculator and consistent with current practices for all other taxpayers in all other tax collecting units in the County, now, therefore, be it

RESOLVED, the Hamilton County Board of Supervisors hereby adopts the request of the Board of Trustees of the Village of Speculator, and approves the alternative method of collection

of delinquent taxes for the village by authorizing the Hamilton County Treasurer to enforce and collect delinquent village taxes, and be it further

RESOLVED, that the only exception to the above will be tax parcel # 113.032-1-11, commonly known as the Peters Oil Property, for which the County Attorney will work out an acceptable solution with the Village Attorney, and be it further

RESOLVED, in accordance with Section 1436 Subdivision 4(a) of the Real Property Tax Law, the account and certificate of the total unpaid taxes shall be transmitted to the County Treasurer by the Board of Trustees within fifteen days after the Village tax roll and warrant has been returned by the Village Treasurer, and upon delivery a penalty of five percent shall be added to each amount due and owing. The amount of penalty and interest accumulated on any delinquent account at the time such account is transmitted to the County Treasurer shall be included in and shall be deemed part of the unpaid tax for purposes of payments to the Village from the County Treasurer, and for purposes of computing the additional percentage to be levied by the County, and be it further

RESOLVED, that said enforcement and collection of delinquent village taxes shall not extend the village tax warrant, and be it further

RESOLVED, that said alternative collection of delinquent taxes by the County Treasurer shall be effective immediately and shall commence with the levy of the 2011 Speculator Village taxes, subject to further resolution of the Hamilton County Board of Supervisors.

Seconded by Mr. McGovern and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 94-11

RESOLUTION TO CLARIFY RESOLUTION NO. 89-10 OF MARCH 4, 2010

DATED: APRIL 7, 2011

BY MR. MCGOVERN:

WHEREAS, Hamilton County was successful in negotiating an exchange with the Hamilton County IDA to secure permanent Emergency Services tower space on the IDA's Oak Mt. tower, and

WHEREAS, said exchange included the transfer of parcel #105.000-2-11 (commonly known as the Acorn Property) in exchange for said tower space, and

WHEREAS, in the execution of this exchange the Hamilton County Treasurer was never specifically authorized to reflect that this transaction was intended to transfer said parcel and settle all back taxes owed and due to Hamilton County, now, therefore, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to settle and cancel all back taxes for parcel #105.000-2-11.

Seconded by Mr. Wilt and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

After the following resolution was placed on the floor; Mr. Hutchins stated that he and Bill met with Kim and he feels confident in this decision.

RESOLUTION NO. 95-11

APPOINTMENT OF PERSONNEL OFFICER

DATED: APRIL 7, 2011

BY MR. HUTCHINS:

WHEREAS, by Resolution No. 70 dated March 11, 2005, Kimberly L. Parslow was appointed Hamilton County Personnel Officer effective March 28, 2005 for a term of six (6) years, and

WHEREAS, this appointment expires March 27, 2011 and the Chairman of the Internal Management Committee recommends that Kimberly L. Parslow be appointed Hamilton County Personnel Officer for a term of six (6) years, effective March 28, 2011, be it

RESOLVED, that Kimberly L. Parslow be appointed Hamilton County Personnel Officer for a term of six (6) years, effective March 28, 2011, and be it further

RESOLVED, that the salary for the Hamilton County Personnel Officer be at a salary of \$46,698.00 per annum, paid in bi-weekly installments and County Treasurer be so advised.

Seconded by Mr. Frey and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 96-11

AUTHORIZING AND FUNDING OFFICE OF HOMELAND SECURITY GRANT - SHERIFF'S OFFICE

DATED: APRIL 7, 2011

BY MR. EDWARDS:

WHEREAS, a grant has been awarded by the Office of Homeland Security to the Hamilton County Sheriff's Office in the amount of \$20,374.00 for laptops with mounting bases and docking stations, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign Contract No. T839702 CFDA No. 97.067, and be it further

RESOLVED, that Account No. A3110.414 OHS Grant-Laptops be hereby created and funded at \$20,374.00 to be totally offset by creating and funding Revenue Account No. A4389.700 OHS Grant-Laptops at \$20,374.00 and the County Treasurer be so authorized.

Seconded by Mr. Seaman and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 97-11

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

DATED: APRIL 7, 2011

BY MR. HUTCHINS:

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 September 1, 2011 through August 31, 2012, 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 Mr. McGovern and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND
TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 98-11

**RENEWAL OF COMMUNITY SERVICE'S LEASE FOR OFFICE SPACE AT LANE
EMPORIUM**

DATED: APRIL 7, 2011

BY MR. MCGOVERN:

WHEREAS, per Resolution No. 160-09 dated May 7, 2009, Hamilton County Community Services entered into a two year lease with Brant Bros., Inc. for office space at the Lane Emporium, and

WHEREAS, Hamilton County Community Services wishes to continue renting space at the Lane Emporium, therefore, be it

RESOLVED, that the Chairman is hereby authorized to sign a renewal of the lease at \$620.00 per month for a two year period (5/1/11-4/30/13) with the approval of the County Attorney.

Seconded by Mr. Wilt and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND
TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 99-11

**EXTENSION OF CONTRACT FOR REGULAR UNLEADED GASOLINE UNTIL
AUGUST 2011**

DATED: APRIL 7, 2011

BY MR. HUTCHINS:

WHEREAS, two (2) bids were received for Regular Unleaded Gasoline, in accordance with Specification No. 13-2009, dated July 27, 2009, as advertised by the County Highway Superintendent and Highway Committee, and

WHEREAS, the bid amounts are shown hereon:

- (1) Shepard Oil Co. Inc.
PO Box 298
Johnstown, NY 12095

Bid Price: \$0.18 over JOC Daily Price

- (2) G.A. Bove & Sons Inc.
PO Box 397
Wells, NY 12190

Bid Price: \$0.25 over JOC Daily Price

and,

WHEREAS, Shepard Oil Co. Inc. was the low bidder, and

WHEREAS, by Resolution No.236-09 the Hamilton County Board of Supervisors awarded the Regular Unleaded Gasoline contract to Shepard Oil Co. Inc., and

WHEREAS, the referenced bid provides the bid pricing for a one year contract with the option of extending the contract if both parties (Hamilton County and Shepard Oil Co. Inc.) agree that terms and conditions remain the same with one exception for the addition of one fueling location, and

WHEREAS, the County Highway Superintendent has contacted John Trzaskos, V. P. of Shepard Oil Co, Inc. and Shepard Oil Co. Inc. will agree to a contract extension of the same terms and conditions until August 6, 2011, and

WHEREAS, the County Highway Superintendent believes it is in Hamilton County's best interest to extend the current contract with Shepard Oil Co. Inc. because there is not State contract pricing available in Hamilton County currently in 2011, and

WHEREAS, the contract be amended to add a delivery location at the fueling facility located at the Town of Arietta's Highway Garage as Hamilton County now purchases fuel for that location per a fueling consolidation project, be it

RESOLVED, that the Highway Committee Chairman and the County Highway Superintendent have determined that the current contract to purchase Regular Unleaded Gasoline with Shepard Oil Co. Inc. at the amount shown hereon should be extended until August 6, 2011, be it further

RESOLVED, that the Chairman of the Board of Supervisor be so authorized to enter into a contract extension with Shepard Oil Co. Inc. with approval of the County Attorney and the County Treasurer and Clerk of the Board be so notified.

Seconded by Mr. Towers and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND

TOWERS

NAYS: NONE

ABSENT: PINCOMBE

After the following resolution was placed on the floor; Mr. Towers explained that the resolution is pretty self explanatory and Tracy wanted to get the repairs done before it is too late.

RESOLUTION NO. 100-11

**AUTHORIZING COUNTY HIGHWAY SUPERINTENDENT TO HAVE REPAIRS
DONE TO LOWBOY TRAILER**

DATED: APRIL 7, 2011

BY MR. TOWERS:

WHEREAS, the County Highway Department owns a 1999 Eager Beaver 50 Ton detachable trailer that is overall in good condition, and

WHEREAS, it needs repair of replacing the suspension pins and bushings and to have the trailer sandblasted and painted both on top and underneath to extend the life of the trailer, and

WHEREAS, Sowle Autobody is on the County's prospective machine repair shop and has given the County Highway Superintendent an estimate of repairs for the above mentioned repair items at a cost of \$9,660.00, and

WHEREAS, every year the County Highway Superintendent prepares a list of prospective machine repair shops to the Chairman of the Board for large equipment repair and Sowle Autobody Corp. is included on the list, and

WHEREAS, the County Highway Superintendent feels that Sowles Autobody, Corp. is the correct repair shop to accomplish the above mentioned repair items, and

WHEREAS, the County Highway Superintendent recommends the repairs be authorized to maintain the trailer in good working order, be it

RESOLVED, that hereby the County Highway Superintendent is authorized to get the repairs done to the said trailer at Sowle Autobody, Corp. at the above mentioned cost estimate and the County Treasurer and Clerk of the Board be so notified.

Seconded by Mr. Edwards and adopted by the following vote:

**AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND
TOWERS**

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 101-11

ACCEPTANCE OF BID FOR PRE-CAST CONCRETE RETAINING WALL UNITS

DATED: APRIL 7, 2011

BY MR. MCGOVERN:

WHEREAS, Hamilton County Highway Department heretofore solicited bids for the County's purchase of Pre-Cast Concrete Retaining Wall Units pursuant to invitation to bidders and in accordance with Specification No. 4-2011,

WHEREAS, one (1) bid was received in response to the said invitation to bidders, as follows:

(1) LHV Precast Inc.	
Mr. Robert A. Willis, President	
540 Ulster Landing Rd.	
Kingston, NY 12401	
Item # 1	\$564.00 ea
Item # 2	\$564.00 ea
Item # 3	\$162.00 ea
Item # 4	\$162.00 ea
Item # 5	\$207.00 ea
Item # 6	\$250.00 ea

and

WHEREAS, upon referral and recommendation by the County Highway Superintendent, LVH Precast Inc., of Kingston, NY does meet specifications for the above mentioned invitation to bidders, be it

RESOLVED, that hereby the County Highway Superintendent is authorized to purchase said pre-cast concrete retaining wall units for use on County Road Projects when needed from LVH Precast of Kingston, NY for 2011 and the County Treasurer and Clerk of the Board be so notified.

Seconded by Mr. Towers and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 102-11

**ACCEPTANCE OF BIDS FOR EQUIPMENT RENTAL WITHOUT OPERATOR
FOR 2011**

DATED: APRIL 7, 2011

BY MR. EDWARDS:

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. 5-2011, and

WHEREAS, nine (9) bids were received in response to the said invitation to bidders, and

WHEREAS, the bids and amounts are listed on separate sheets placed on the desks of each member of the Board of Supervisors and will be on file with the Clerk of the Board and the Hamilton County Highway Superintendent, and

WHEREAS, the intention of the bid proposal dated March 28, 2011, Spec. No. 5-2011, 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 Mr. Seaman and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 103-11

AWARD OF BIDS FOR STONE, SAND AND GRAVEL ITEMS FOR 2011

DATED: APRIL 7, 2011

BY MR. TOWERS:

WHEREAS, Hamilton County Highway Department heretofore solicited bids for purchase of Stone, Sand and Gravel Items for 2011, pursuant to invitation to bidders and in accordance with Specification No. 6-2011, dated March 28, 2011 and

WHEREAS, eight (8) bids were received in response to the said invitation to bidders, and

WHEREAS, the bids and amounts are listed on separate sheets placed on the desks of each member of the Board of Supervisors and will be on file with the Clerk of the Board and the Hamilton County Highway Superintendent, be it

RESOLVED, that all bids for Stone, Sand and Gravel Items For 2011 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 Mr. McGovern and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

After the following resolution was placed on the floor; Mr. Frey thanked Cali and ACT.

RESOLUTION NO. 104-11

RESOLUTION TO APPROPRIATE ACT FUNDING

DATED: APRIL 7, 2011

BY MR. FREY:

WHEREAS, Resolution No. 73-11 directed the Chairman of the Board of Supervisors to submit a Smart Growth Grant application on behalf of Hamilton County and the Adirondack Partnership, and

WHEREAS, ACT (Adirondack Community Trust) provided all the necessary funding to retain L.A. Group to develop and submit said application, and

WHEREAS, Resolution No. 73-11 failed to appropriate said funding to retain L.A. Group, now, therefore, be it

RESOLVED, Revenue Account No. A2070.1 Smart Growth ACT is hereby established with anticipated revenue of \$4,000.00, as well as the offsetting appropriation by establishing Account No. A8020.413 Smart Growth Application in the amount of \$4,000.00, and be it also

RESOLVED, that this Resolution further authorizes the L.A. Group invoice in the amount of \$4,000.00 to be paid from that appropriation.

Seconded by Mr. McGovern and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

After the following resolution was placed on the floor; the Chairman stated Cali brought a short agreement to be signed so he wanted it added to the resolution. The first resolve was added.

RESOLUTION NO. 105-11

FUNDING BACK COUNTRY STEWARD PROGRAM

DATED: APRIL 7, 2011

BY MR. MCGOVERN:

WHEREAS, \$5,000.00 was received in 2010 for the Back Country Steward Program and was not expended and is now part of the General Fund Balance, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the necessary funding agreement with Adirondack Community Trust (ACT), and be it further

RESOLVED, Account No. A8020.414 MVP Steward Program be hereby created and funded at \$7,500.00 by transferring \$2,500.00 from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law and \$5,000.00 from WIA Account No. A6290.104 Summer Youth Employment Program, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to contract for a Back Country Stewards Program in an amount not to exceed \$7,500.00, and the County Treasurer be so authorized.

Seconded by Mr. Hutchins and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 106-11

CHANGE THE PERSONNEL OFFICE'S CLERK WEEKLY HOURS FROM 30 TO 35 FOR A SIX WEEK PERIOD

DATED: APRIL 7, 2011

BY MR. EDWARDS:

WHEREAS, the Personnel Officer will be out of the office for a period of four to six weeks due to medical reasons, and

WHEREAS, the Clerk's hours were decreased from 35 to 30 hours at the beginning of the year, and

WHEREAS, to ensure office coverage during the Personnel Officer's absence, the Clerk's weekly hours be increased from 30 to 35 hours for the period of April 18, 2011 until May 27, 2011, therefore, be it

RESOLVED, that Account No. A1430.102 Clerk be used and funded by the following transfer:

FROM: Account A1990.401 Contingent	\$400.00
TO: Account A1430.102 Clerk	\$400.00

and be it further

RESOLVED, that the Clerk's hours be increased from 30 to 35 per week for a six week period and the County Treasurer be so authorized and Personnel Officer be notified.

Seconded by Mr. Seaman and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 107-11

APPROVAL OF AND TRANSFER OF FUNDS FOR 2011 MERIT PAY

DATED: APRIL 7, 2011

BY MR. HUTCHINS:

WHEREAS, the Hamilton County Board of Supervisors has instituted a merit system for county employees, and

WHEREAS, the Internal Management Committee met on March 28, 2011 to review merit evaluations, be it

RESOLVED, that the Internal Management Committee recommends the following hourly merit increments:

HIGHWAY

Kim Mitchell	April 6, 2011 to April 6, 2012	\$1.43
Mark Stuart	April 14, 2011 to April 14, 2012	\$1.43

NURSING

Tracey Hunt	April 25, 2011 to April 25, 2012	\$1.54
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SHERIFF

Stephen Jaquish	April 6, 2011 to April 6, 2012	\$1.10
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TOURISM

Dean Nervik	April 1, 2011 to April 1, 2012	\$.66
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and be it further

RESOLVED, that the following transfers be made to cover the above 2011 merit pay:

FROM:	A1990.401	Contingent	\$12,251.36
TO:	D5110.101	Personal Services	\$2,915.44
	A1620.105	Laborer	\$3,102.88
	A4010.105	Registered Professional Nurse #2	\$2,802.80
	A3110.115	Correction Officer B	\$2,229.04
	A8020.102	Admin. Asst. to Director	\$1,201.20

and the County Treasurer be so authorized and Personnel Officer be notified.

Seconded by Mr. Frey and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 108-11

AUTHORIZATION TO PAY SEARCH ENGINE OPTIMIZATION CONTRACTOR FOR APRIL SERVICES

DATED: APRIL 7, 2011

BY MR. FREY:

WHEREAS, Resolution No. 77-11 adopted March 3, 2011 selected and approved Doug Motel and his company Site Optimized to provide six months of Organic Search Engine Optimization Services for www.AdirondackExperience.com, and

WHEREAS, Mr. Motel requires payment for the April service immediately, and

WHEREAS, this is not an unusual payment policy among SEO and IT professionals, therefore, be it

RESOLVED, that the County Treasurer be hereby authorized to pay Site Optimized Invoice #0000196 in the amount of \$880.00 from Account No. A6410.401 Ham. Co. Promotion, and the invoices for the May, June, July, August, September and October services will be paid through the regular monthly audits.

Seconded by Mr. McGovern and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

After the following resolution was placed on the floor; Mr. Hutchins stated we have done this over the past couple of years and with great success.

RESOLUTION NO. 109-11

**AUTHORIZING CHAIRMAN TO SIGN CONTRACTS WITH FACILITATORS,
PRESENTERS AND GUIDES FOR BIRDING FESTIVAL**

DATED: APRIL 7, 2011

BY MR. HUTCHINS:

WHEREAS, Hamilton County is sponsoring a county-wide Birding Festival in June of 2011, and

WHEREAS, this Festival consists of numerous separate events from June 10-12, 2011 including: outings, lectures, seminars and certain events will require paid guides, facilitators or presenters, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign contracts with guides, facilitators and presenters approval of the County Attorney as follows:

Outings – Not to exceed \$100.00 per day

Lectures, Seminars & Certain Events – Not to exceed \$200.00 per event

and the County Treasurer be so notified.

Seconded by Mr. Frey and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND
TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 110-11

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

DATED: APRIL 7, 2011

BY MR. HUTCHINS:

WHEREAS, the Hamilton County Public Health Nursing Service is entitled to additional cost of living adjustments for the Immunization Grant Program, WIC Program, Children with

Special Health Care Needs Grant Program and Rabies Program as passed in the Congressional Budget for state fiscal year 2010-2011, 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	\$1,198.00
WIC Grant Program	\$4,549.00
Rabies Grant Program	\$ 325.00
Total	\$8,478.00

be it

RESOLVED, that the following 2011 Appropriation Accounts be increased:

A4041.808 Immunization Grant Fringe	\$2,406.00
A4189.8101 CSHCN Grant Fringe	\$ 333.02
A4189.1101 CSHCN Personal Service	\$ 864.98
A4082.801 WIC Grant Fringe	\$2,537.00
A4082.102 WIC Grant Program Support Personal Service	\$2,012.00

and Account No. A4040.801 Rabies Fringe – COLA be created and funded at \$325.00, and be it further

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	\$1,198.00
A4482 WIC Grant	\$4,549.00
A4489.3 COLA's	\$ 325.00

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 Mr. McGovern and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 111-11

**AUTHORIZING CONTRACT WITH SCHOOL DISTRICT FOR PROVISION OF
RELATED SERVICES FOR HAMILTON COUNTY PRESCHOOLERS**

DATED: APRIL 7, 2011

BY MR. EDWARDS:

WHEREAS, Hamilton County is required to provide for comprehensive evaluations for children aged 3-5, who reside within Hamilton County and have a suspected developmental delay through the Committee on Pre-School Special Education (CPSE) Section 4410 regulations and process, and

WHEREAS, frequency, duration and reimbursement for related services (the provision of skilled Physical, Occupational, Speech Therapy and/or 1:1 Aide) as well as Special Education Itinerant Services (SEIT) is determined following evaluation and results, based on eligibility guidelines at rates set in conjunction with the Rate Setting Unit of the New York State Education Department, and

WHEREAS, because Comprehensive Evaluations may be requested at anytime and/or professional related service provision may be requested at anytime through the regular school year and/or the 30 day summer session, and

WHEREAS, the following school district is willing to provide related services in accordance with CPSE Section 4410 regulations for children found eligible in their school district:

Inlet Common School District

and

WHEREAS, the Hamilton County Public Health Nursing Service represents Hamilton County as administrator of this program, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to sign a contract, upon approval of the County Attorney, for related service provision for children residing within Hamilton County at rates set by the New York State Department of Education, for the Period of April 1, 2011 through August 31, 2011 between the Hamilton County Public Health Nursing Service and the Inlet Common School District, P.O. Box 608, Northville, NY 12134, Attn: Sandy Knoblock.

Seconded by Mr. McGovern and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND
TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 112-11

AUTHORIZING UPDATE TO CHILD & FAMILY SERVICES PLAN

DATED: APRIL 7, 2011

BY MR. HUTCHINS:

WHEREAS, Clara Quintal has provided the Hamilton County Board of Supervisors the Child & Family Services Plan update for Hamilton County for the period from January 1, 2011 through December 31, 2011, and

WHEREAS, said update does not make any significant changes to the prior plan, now, therefore, be it

RESOLVED, that the Hamilton County Board of Supervisors hereby approves the update to the Child & Family Services Plan as submitted, and be it also

RESOLVED, that Clara Quintal, Commissioner of Social Services; Robert Kleppang, Executive Director of the County Youth Bureau; the County Youth Board Chairman; Amy Kristiansen, Probation Director; and the Chairman of the Hamilton County Board of Supervisors are authorized to sign.

Seconded by Mr. Seaman and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 113-11

AUTHORIZING DISPOSITION OF VEHICLES WITHIN COUNTY AGENCIES

DATED: APRIL 7, 2011

BY MR. TOWERS:

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 #741			
(1) 2006	Chevrolet Impala	2G1WB58K469329346	L92396
	TO: BOS	Value:	\$2,143.75
FROM: Public Health – Car #742			
(1) 2007	Chevrolet Impala	2G1WB58NO79358113	M24513
	TO: Tourism	Value:	\$2,292.50

FROM: Tourism – Car #569

(1) 2001	Dodge Grand Caravan	2B8GT44LX1R342219	K21569
	TO: Buildings	Value:	\$1,146.25

FROM: BOS – Car #739

(1) 2006	Chevrolet Impala	2G1WB58K769266680	L92390
	TO: Highway	Value:	\$1,732.50

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 the following transfers be authorized:

FROM:

A1010.403	\$2,143.75
A8020.408	\$2,292.50
A1620.407	\$1,146.25
DM 5130.401	\$1,732.50

TO:

A4010.402	\$4,436.25
A1010.403	\$1,732.50
A8020.408	\$1,146.25

and be it further

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 be notified and the County Treasurer be so authorized.

Seconded by Mr. Frey and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

After the following resolution was placed on the floor; Mr. Towers stated this is a great idea.

RESOLUTION NO. 114-11

AUTHORIZATION OF ADDITIONAL HOURS FOR BUILDINGS EMPLOYEE

DATED: APRIL 7, 2011

BY MR. HUTCHINS:

WHEREAS, the Buildings Superintendent is recommending that a Master Building Maintenance Reference Book be created for the buildings department to provide a reference for safe operation of essential systems such as Heating/AC, Electrical and Water Supply/Plumbing, and

WHEREAS, the Buildings Department has an employee that has the skill necessary to create the said reference book, and

WHEREAS, the said employee's current work schedule is twenty hours per week, and

WHEREAS, the Buildings Superintendent recommends to start with the Heating/AC systems and the said employee work schedule temporarily be extended to forty hours per week with twenty hours being spent on his normal cleaning schedule and twenty hours be spent on working on the said reference book, be it

RESOLVED, the Buildings Superintendent is hereby authorized to add twenty hours per week to the work schedule of Daniel Fish, Cleaner to begin creating a reference book for the Buildings Department Heating/AC systems at his current rate of pay effective April 18, 2011, and be it further

RESOLVED, that \$2,000.00 be transferred from Account No. A1620.4110 Misc. Repairs to Account No. A1620.1020 P.T. Cleaner #1 to cover the additional hours for the said employee for approximately eight weeks and the County Treasurer be so authorized and the Personnel Officer and Clerk of the Board be so notified.

Seconded by Mr. Wilt and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 115-11

APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS

DATED: APRIL 7, 2011

BY MR. TOWERS:

RESOLVED, that the bills in the Machinery Fund amounting to \$168,878.80 and bills in the County Road Fund amounting to \$112,860.10 presented by the County Superintendent of

Highways and audited this day by the County Public Works Committee, be, and the same hereby are approved and audited.

Seconded by Mr. McGovern and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 116-11

APPROVAL OF AUDITS IN THE COUNTY GENERAL FUND AND CAPITAL PROJECT 2010-1 FUEL CONSOLIDATION PROJECT

DATED: APRIL 7, 2011

BY MR. HUTCHINS:

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$258,811.18 by the following committees:

Building Committee	\$25,453.46
Solid Waste Committee	9,651.68
Finance Committee	104,750.50
Health & Human Services Committee.....	92,091.34
Central Government Committee	19,988.23
Publicity, Tourism, Economic Development & Planning Committee.....	2,585.23
Internal Management Committee	4,290.74

and be it further

RESOLVED, that the bills audited this day in the following Capital Project:

Fuel Consolidation Project.....\$675.00

are hereby approved.

Seconded by Mr. Towers and adopted by the following vote:

AYES: WILT, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

Other Reports:

Mr. Towers: On behalf of AATV he thanked everyone who attended the Local Government Days. Discussed the good turnout from Hamilton County.

Mr. McGovern: Reported on his trip to Washington. He focused on pushing for Broadband.

The Chairman reported that he was also in Washington on Tuesday & Wednesday of this week to lobby for Broadband.

As there was no further business, motion to adjourn by Mr. Hutchins, seconded by Mr. Edwards. Carried.