

**2012**

**EIGHTH SESSION**

**AUGUST 2, 2012**

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 A. Abrams, called the roll with the following Supervisors answering:

Arietta	ABSENT
Benson	Ermina M. Pincombe
Hope	Robert Edwards
Indian Lake	Brian Wells
Inlet	John Frey
Lake Pleasant	Neil P. McGovern
Long Lake	Clark J. Seaman
Morehouse	William G. Farber
Wells	Brian Towers

Also present: County Attorney, John and Irene Hutchins, and Pete Klein, Press

A motion was made to accept the minutes of June 25, 2012, July 5, 2012 and July 16, 2012 by Ms. Pincombe, seconded by Mr. McGovern. Carried.

Public Comment: Ms. Pincombe asked Ms. Nancy Welch to attend to discuss the Right to Farm Laws.

Ms. Welch reported that we do have a few local agricultural based businesses in the County. She did have a local bee keeper come to her yesterday stating that someone was stung by a bee and he was being blamed and the bee keeper was upset that he would be sued. Ms. Welch feels the few that we do have we need to try to protect which includes maple people, biomass, lumber, greenhouse etc. businesses.

Ms. Welch then read "An agricultural practice shall not constitute a private nuisance. When an action has been brought by a person who provided such agricultural practice constitutes a sound agricultural practice. "In other words if the farmer is spreading herbicide on his crops then the neighbor can't bring a nuisance suit against him.

Mr. Towers asked how does what is being talked about today differ from what is already on the books at the State level. Ms. Welch stated State level tends to go to litigation, this would cause arbitration. Mr. Towers stated his understanding is that the current Right to Farm legislation at the State level still allows someone to bring a nuisance suit and Ms. Welch stated yes.

Ms. Welch handed out information that she adapted from Albany County and tried to include everything pertaining to Hamilton County. Ms. Welch feels that we really don't need to do it town by town due to our little amounts of agricultural. Her concern is that citizens be protected.

This would also provide the information to realtors; they would have to let buyers know that there is agriculture nearby no matter how small.

Ms. Welch continued to discuss what other States did to protect their agricultural citizens.

Ms. Welch left after her presentation.

Reports of Standings/Special Committees:

Ermina: Attended the Office of the Aging meeting that was held at the Wells meal site. She wanted to thank those that attended. Ermina stated that Wells is the best meal site they have with a wonderful cook. She feels it is wonderful that the people come there. Bob stated the socialization is important too.

John: It is getting into budget season and he will be setting up meetings with department heads for discussing the 2013 budget. John asked if we should we set up a Finance Committee meeting to discuss the Tax Cap. Bill stated that he would be happy to put the Finance Committee on the agenda for Committee Day, discussion followed.

Bob: Community Development Board met this morning and approved a project in Morehouse for approximately \$9,000.00. There is probably enough funding for one more project. Brian asked if these projects that are coming down won't be able to be funded. The Chairman stated yes, there are projects on the list which should help our application.

Clark: Encourages everyone's support for the Public Health resolutions.

Brian W.: Thanked Ermina for the invite to the Wells meal site for the Office of Aging meeting.

Neil: Also thanked Ermina and Bob for the invite to the Wells Office of the Aging meeting. Neil thanked the IDA for their long struggle with Oak Mountain.

Chuck: The Board previously authorized to hire Special Council for the purpose of action against Hudson River Black River Regulating District, which was done now; it's at the Supreme Court.

The Chairman asked for a 5 minute recess.

The Chairman reconvened.

RESOLUTIONS:

**RESOLUTION NO. 215-12**

**AUTHORIZATION TO ATTEND THE 2012 NYSAC FALL CONFERENCE**

**DATED: AUGUST 2, 2012**

**BY MR. FREY:**

WHEREAS, the New York State Association of Counties (NYSAC) will conduct the Fall Conference in Syracuse, N.Y. September 12, 2012 – September 14, 2012, therefore, be it

RESOLVED, that all Supervisors and County Officials be granted permission to participate in the above mentioned Conference and that the actual and reasonable expenses of the officers attending such meeting shall be a County charge and be audited by this Board in the same manner as other County charges.

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

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: WILT

After the following resolution was placed on the floor; the Chairman stated the resolution speaks for itself.

Ms. Pincombe asked what the poverty level is.

The Chairman stated that the poverty level is update annually, currently 100% of poverty for one person is \$11,107, two person \$15,130, three person \$19,090 and four person family is \$25,050.

#### **RESOLUTION NO. 216-12**

#### **AUTHORIZING CHANGES TO AND THE ADOPTION OF THE CERTIFIED HOME HEALTH AGENCY SLIDING FEE SCALE**

**DATED: AUGUST 2, 2012**

**BY MR. SEAMAN:**

WHEREAS, the Certified Home Health Agency (CHHA) is required under NYCRR 763 to provide for a sliding fee scale covering all services offered through the agency for persons who are uninsured or underinsured, and

WHEREAS, after review, the current sliding fee schedule requires several updates, now, therefore, be it

RESOLVED, that the Director of Public Health is hereby authorized and directed to update the current sliding fee schedule as follows:

1. The asset utilization calculation period will be changed from 10 years to 20 years
2. The collection of Medical expense data, will no longer take place nor will it be used in the net income calculation
3. Anyone at 100% of Poverty or less will be charged \$0 for services
4. Anyone at 500% of Poverty or more will pay full fee
5. No patient will be billed in excess of 10% of net income in any calendar year
6. The CHHA will turn any claims unpaid after 4 bills over to the County Attorney

The above will take effect September 1, 2012, and be it also

RESOLVED, that the Public Health Director and the County Attorney be so notified.

Seconded by Ms. Pincombe and adopted by the following vote:

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: WILT

**RESOLUTION NO. 217-12**

**AWARD OF BID FOR TANDEM TRUCK TRACTOR**

**DATED: AUGUST 2, 2012**

**BY MR. TOWERS:**

WHEREAS, the Highway Committee authorized the County Highway Superintendent to advertise for bids for the purchase of a New 2013 Model Year Tandem Truck Tractor, and

WHEREAS, four (4) bids were received for one New and Unused 2013 Tandem Truck Tractor in accordance with specification No. 10-2012 as advertised by the Highway Superintendent and Highway Committee, and

WHEREAS, the following bids were received:

1. Tracey Road Equipment  
6803 Manlius Center Road, East Syracuse, NY  
  
2013 Freightliner Coronado 122 SD Bid price \$115,689.00
2. Mohawk Valley Freightliner  
PO Box 201, 703 Oriskany Blvd., Yorkville, NY  
  
2013 Freightliner Coronado 122 SD Bid Price \$119,632.00
3. Kenworth of Buffalo  
5 Fritz Blvd., Albany, NY  
  
2013 Kenworth W900 Bid Price \$119,632.00
4. Navistar, Inc.  
399 Albany Shaker Road, Loudonville, NY  
  
2013 International Eagle 9900i Bid Price \$118,368.00

and

WHEREAS, the County Highway Superintendent has determined that the low bid of \$115,689.00 by Tracey Road Equipment does meet the bid specification, be it

RESOLVED, that the award be made to bid no. 1:

Tracey Road Equipment  
6803 Manlius Center Road, East Syracuse, NY

2013 Freightliner Coronado SD

Bid Price \$115,689.00

and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to enter into a contract for the purchase of one new 2013 Freightliner Coronado SD truck tractor with Tracey Road Equipment of East Syracuse, NY in the amount of \$115,689.00 with the approval of the County Attorney, and be it further

RESOLVED, that payment be made to Tracey Road Equipment within 45 days of delivery of fully equipped and operational unit and acceptance by the County Highway Superintendent and that payment be made from Account No. DM5130.201 in the amount of \$115,689.00 and the County Attorney, County Treasurer and Clerk of the Board be so advised.

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

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: WILT

## **RESOLUTION NO. 218-12**

### **AUTHORIZING DISPOSITION OF EXCESS EQUIPMENT**

**DATED: AUGUST 2, 2012**

**BY MR. TOWERS:**

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 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>
1974	John Deere Dozer 450C	210571T	N/A	HWY	302
1984	Ford L9000	1FDYK90W9EVA18783	N/A	HWY	117
1984	Ford L9000	1FDYK90W0EVA18784	N/A	HWY	118

be it

RESOLVED, that the above 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, 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 Mr. McGovern and adopted by the following vote:

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: WILT

**RESOLUTION NO. 219-12**

**RESOLUTION TO AMEND COUNTY ROAD FUND PROJECTS FOR 2012**

**DATED: AUGUST 2, 2012**

**BY MR. TOWERS:**

WHEREAS, Resolution No. 109-12 duly adopted on March 1, 2012 by the Hamilton County Board of Supervisors authorized expenditures for County Road Construction Projects, and

WHEREAS, County Road Fund Project No. 1 located in the Town of Wells on County Route 16 was approved for the budget amount of \$100,000.00 for cutting road elevation and bank stabilization, and

WHEREAS, Hamilton County had applied for a grant through the New York State Department of Environmental Conservation for projects that had been affected by Hurricane Irene & Tropical Storm Lee, and

WHEREAS, Hamilton County has recently been awarded a total grant award of \$324,379.00 for several projects and whereas the County Route 16 project mentioned above was included in the grant award, and

WHEREAS, the County Highway Superintendent recommends that because the said project has been funded by other means that the original County Road Fund Project No. 1 be closed and the funds be transferred as follows:

From: Account No. D5112.2474 Gilmantown Road, County Route 16	\$25,000.00
To: Account No. D5112.2475 North Point Road, County Route 3	
From: Account No. D5112.2474 Gilmantown Road, County Route 16	\$25,000.00
To: Account No. D5112.2477 Big Brook Road, County Route 4	

From: Account No. D5112.2474 Gilmantown Road, County Route 16  
To: Account No. D5112.202 Permanent Projects

\$50,000.00

be it

RESOLVED, that hereby the County Treasurer is authorized to make the said transfers and the Clerk of the Board and Highway Superintendent be so notified.

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

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: WILT

After the following resolution was placed on the floor; the Chairman stated that with more people that missed the deadline, the Treasurer has done a lot of work to make us whole for back taxes.

**RESOLUTION NO. 220-12**

**AUTHORIZING ACCEPTANCE OF BACK TAXES**

**DATED: AUGUST 2, 2012**

**BY MR. TOWERS:**

WHEREAS, the Board of Supervisors has been contacted by Ernest Froedden, owner of record on property located in Wells, with parcel ID #130.010-1-5 concerning the 2010 and 2011 back taxes owed, and

WHEREAS, Ernest Froedden 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 immediately, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to accept payment of the taxes owed in the amount of \$950.39 together with an administrative charge of \$500.00 for a total of \$1450.39.

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

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: WILT

After the following resolution was placed on the floor; Mr. Seaman stated when Mary Jo passed away Beth Ryan was going to try to not back fill that position, but with other changes this makes absolute sense.

The Chairman stated it was decided with Beth Waldron's retirement, rather than bring in another Deputy of Patient Services, it was decided to utilize a Senior RN that could handle the nursing piece and because of that it made more administrative work for Beth.

Mr. McGovern voiced that he is fully supportive of this and happy for Kelly because this needed to be filled.

The Chairman reported that the position was advertised and Tracy agreed to share Kelly for a while. A discussion continued.

**RESOLUTION NO. 221-12**

**APPOINTMENT OF AN ADMINISTRATIVE ASSISTANT TO THE DIRECTOR OF  
PUBLIC HEALTH**

**DATED: AUGUST 2, 2012**

**BY MR. SEAMAN:**

WHEREAS, the Hamilton County Public Health Nursing Department is continuing to work through a restructuring process including filling the vacant Account Clerk/Computer Support Aid position, and

WHEREAS, the Department has transitioned from a Deputy Director of Patient Services to a Senior RN position, and

WHEREAS, this change in staffing will leave more administrative responsibility with the Director of Public Health, and

WHEREAS, replacing the current Account Clerk/Computer Support Aid position with an Administrative Assistant to the Director of Public Health will allow the above change to be successful, now, therefore be it

RESOLVED, that the position of Administrative Assistant to the Director of Public Health be hereby created as Account No. A4050.1080 at \$40,662.00 to be totally offset by increasing Revenue Account No. A3401 Public Health by \$40,662.00, and be it also

RESOLVED, that Kelly King is hereby provisionally promoted to Administrative Assistant for the Director of Public Health effective August 6, 2012, at Grade 11, Step 3, and be it further

RESOLVED, that the County Treasurer, the Personnel Officer, and the Director of Public Health be so authorized.

Seconded by Ms. Pincombe and adopted by the following vote:

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND

TOWERS

NAYS: NONE

ABSENT: WILT

**RESOLUTION NO. 222-12**

**AUTHORIZING TEMPORARY REGISTERED PROFESSIONAL NURSE – CHHA**

**DATED: AUGUST 2, 2012**

**BY MR. SEAMAN:**

WHEREAS, there is a need to provide nursing services to the residents of Hamilton County, and

WHEREAS, the Certified Home Health Agency has an opening for a nursing position which may not be filled immediately, and

WHEREAS, there is a Registered Nurse available to work in the Certified Home Health Agency on a per diem basis for a year, therefore, be it

RESOLVED, that the Director of Public Health and Patient Services is authorized to extend employment of Sherry Warner as a Temporary Registered Professional Nurse at the Registered Professional Nurse Grade 16/Step 4 (\$25.91 per hour) rate, effective September 1, 2012 through August 31, 2013 for a total number of hours not to exceed 325 hours, and be it further

RESOLVED, that Account No. A4010.113 Temporary Registered Professional Nurse continues to be used as created by Resolution No. 141-11 and the Personnel Officer be so notified and the County Treasurer be so authorized.

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

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: WILT

**RESOLUTION NO. 223-12**

**AUTHORIZING CHAIRMAN TO SIGN CONTRACT WITH LAKE PLEASANT CENTRAL SCHOOL DISTRICT TO PROVIDE SERVICES FOR THE PRESCHOOL SPECIAL EDUCATION PROGRAM**

**DATED: AUGUST 2, 2012**

**BY MR. MCGOVERN:**

WHEREAS, the Hamilton County Public Health Nursing service is required to provide for SPECIAL EDUCATION AND RELATED SERVICES for children aged 3-5, who reside within Hamilton County and have a developmental delay as defined through a comprehensive evaluation, through the Committee on Pre-School Special Education (CPSE) process, and

WHEREAS, Lake Pleasant Central School District is an approved provider of special education and related services through the New York State Department of Education, and

WHEREAS, the frequency and duration of services for each child is based on the findings of the comprehensive evaluation and rules applying to section 4410 of the NYS Education Law, as determined by the CPSE committee in preparing an Individualized Education Plan (IEP), and

WHEREAS, the compensation for special education and related services are set at rates in conjunction with the Rate Setting Unit of the NYS Department of Education, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is authorized to enter into a contract with said provider to provide the aforesaid services for the period of September 1, 2012 through August 31, 2013 pursuant to an aforesaid IEP for each eligible child, with compensation for services rendered at the current approved rates set forth for Hamilton County by the Rate Setting Unit of the NYS Education Department, upon approval of the County Attorney, and the County Treasurer be so notified.

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

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: WILT

**RESOLUTION NO. 224-12**

**AUTHORIZING CHAIRMAN TO SIGN CONTRACTS FOR EVALUATION AND SERVICE PROVISION WITH CENTER-BASED SERVICE PROVIDERS FOR CHILDREN AGED 3-5 YEARS**

**DATED: AUGUST 2, 2012**

**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) process, and

WHEREAS, Hamilton County is required to provide for any combination of Center-Based itinerant or related professional services including: Special Education Itinerant (SEIT) Services; skilled Physical, Occupational, and Speech Therapy Related services; Counseling and/or one-on-one Aide services for children determined to have an eligible level of

developmental delay and require center-based services to fully meet their needs; as defined through the CPSE Process, and

WHEREAS, pursuant to Section 4410 of the New York State Education Law, the County is required to maintain contracts with several providers for the provision of comprehensive Evaluation and specialized center-based services as described above; in order to provide parents with a choice for service provision, and

WHEREAS, reimbursement for comprehensive Evaluation and subsequent center-based services is determined by the extent of the evaluation and results, and based on rates set in conjunction with the Rate Setting Unit of the New York State Education Department, and

WHEREAS, 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 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 contracts, upon approval of the County Attorney, for Comprehensive Evaluation and Center-Based professional service provision for children residing within Hamilton County at rates set by the New York State Department of Education, for the period of September 1, 2012 through August 31, 2013 between the Hamilton County Public Health Nursing Service and, not limited to but including, the following center-based preschool service providers:

NYSARC, Inc.  
a/k/a The Children's Corner – The Adirondack ARC  
12 Mohawk Street  
Tupper Lake, NY 12986  
518-359-3351

United Cerebral Palsy Association of the Tri-Counties, Inc  
d/b/a Prospect Child and Family Center  
133 Aviation Road  
Queensbury, NY 12804  
518-798-0170

Center for Disability Services, Inc  
f/d/a Centers for the Disabled, Inc  
f/d/a United Cerebral Palsy Association of the Capital District, Inc  
314 South Manning Boulevard  
Albany, NY 12208  
518-437-5700  
d/b/a/ Cloverpatch - Early Childhood Services

United Cerebral Palsy and Handicapped  
d/b/a Upstate Cerebral Palsy  
1020 Mary Street

Persons Association of the Utica Area, Inc  
d/b/a New Discovery Learning Center (Barneveld)  
10708 North Gage Road

Utica, NY 13501  
315-724-6907

Barneveld, NY 13304  
315-896-2654

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

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND  
TOWERS

NAYS: NONE

ABSENT: WILT

**RESOLUTION NO. 225-12**

**AUTHORIZING CONTRACT WITH MEDICAL SOCIAL WORKER – ANITA L.  
ABRAMS**

**DATED: AUGUST 2, 2012**

**BY MS. PINCOMBE:**

WHEREAS, the Hamilton County Public Health Nursing Service contracts with individual providers of medical social worker services for several programs, and

WHEREAS, Anita L. Abrams, LMSW, of P.O. Box 178, North River, NY is a duly licensed medical social worker by the NYS Department of Education, Office of Professions and wishes to contract with the Nursing Service, and

WHEREAS, the term of this contract shall be from September 1, 2012 through August 31, 2013 and compensated at a rate of \$70.00 per visit plus mileage at the current county rate, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to enter into a contract with Anita L. Abrams, LMSW to provide medical social work services to the residents of Hamilton County, for the period September 1, 2012 through August 31, 2013 at a rate of \$70.00 per visit plus mileage upon approval of the County Attorney and the County Treasurer be so notified.

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

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND  
TOWERS

NAYS: NONE

ABSENT: WILT

**RESOLUTION NO. 226-12**

**AUTHORIZING CONTRACT WITH OCCUPATIONAL THERAPIST – LAURA  
WALTER**

**DATED: AUGUST 2, 2012**

**BY MR. SEAMAN:**

WHEREAS, the Hamilton County Public Health Nursing Service contracts with individual providers of occupational therapy for several programs, and

WHEREAS, Laura Walter of 9 Fairview Avenue, North Creek, New York 12853 is a duly licensed Occupational Therapist by the NYS Department of Education, Office of Professions and wishes to contract with the Nursing Service, and

WHEREAS, the term of this contract shall be from September 1, 2012 through August 31, 2013 and compensated at a rate of \$70.00 per visit plus mileage at the current county rate, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to enter into a contract with Laura Walter, OTR to provide occupational therapy to the residents of Hamilton County, for the period September 1, 2012 through August 31, 2013 at a rate of \$70.00 per visit plus mileage upon approval of the County Attorney and the County Treasurer be so notified.

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

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: WILT

After the following resolution was placed on the floor; Mr. Towers stated he spoke with the Sheriff this morning about the reduction in the Security grant.

The Chairman stated that the State has proposed a Court Security contract that has a little over a \$6,000.00 reduction with the idea that they would provide security for the Judge when he is here and not having Court, by installing a door that you would need to enter to get into the Court area.

The Chairman stated that the hearsay is that the Judge is not thrilled about not having security when he is in the building. There are also concerns from others in regards to the appearance to our build. The Sheriff is also concerned on having a full-time person become part-time and losing that individual because of the reduction in hours and pay. Discussion continued.

**TABLED**

**RESOLUTION NO.**

**INCREASING 2012 APPROPRIATION AND REVENUE FOR BUILDING'S COURT PROJECTS**

**DATED: AUGUST 2, 2012**

**BY MR. TOWERS:**

WHEREAS, the budget appropriation amount for Account No. 1620.4180A Buildings Court Projects for 2012 was set and duly adopted for \$7,500.00 for court projects and improvements, and

WHEREAS, the Office of Court Administration (OCA) have approved a budget of \$25,000.00 for possible projects for Hamilton County court facilities and this funding is 100% reimbursable, be it

RESOLVED, that the 2012 budget appropriation for Account No. 1620.4180A Buildings Court Projects be increased by \$25,000.00 to be totally offset by increasing Revenue Account No. 3021.0000A Court Facilities by \$25,000.00 and the County Treasurer be so authorized to make the said adjustments and the Clerk of the Board and Buildings Superintendent be so notified.

Seconded by Mr. McGovern.

Motion to Table by Mr. Frey, seconded by Mr. Edwards.

After the following resolution was placed on the floor: Mr. Towers stated these are two good projects; the Gilmantown Road desperately needs attention and this could open up some other opportunities for us.

The Chairman explained how this will work, the County will be intermediary on funding. Agreements will be with the County, the funding will come to the County and the County will be reimbursing the money out to the Towns for grant eligible expenses.

**RESOLUTION NO. 227-12**

**AUTHORIZING PROJECT FOR NYSDEC GRANT AWARD FOR FLOOD  
MITIGATION**

**DATED: AUGUST 2, 2012**

**BY MR. TOWERS:**

WHEREAS, Resolution No. 113-12 authorized Hamilton County to apply for grant funding for damage repair and flood mitigation work from Hurricane Irene and Tropical Storm Lee, and

WHEREAS, on July 13, 2012 Hamilton County was awarded grant funding for six (6) projects within the County, and

WHEREAS, the total grant award for the projects is \$324,379.00, and

WHEREAS, the County will have to expend the money in the first instance to complete the said projects and then will receive 100% reimbursement when the projects are completed, and

WHEREAS, two (2) of the projects are Town of Wells projects and one (1) project is the Town of Lake Pleasant project which will be administered through the County Highway Department, and

WHEREAS, the County Highway Department will reimburse the Towns for all grant eligible material, personal services, and expense for the said town projects and do the claiming for same, now, therefore, be it

RESOLVED, the certification for the said grant is hereby authorized to be signed by the Chairman of the Board effective July 20, 2012, and be it also

RESOLVED, that Capital Project Hurricane Irene Flood Mitigation Account No. D5112.2478 be hereby created and funded at \$324,379.00 and Revenue Account No. D3591 Hurricane Irene Flood Mitigation Grant be hereby created and funded at \$324,379.00 and the County Highway Superintendent be so authorized to expend the funds for the completion of the said projects and submit claims to the Empire State Development for 100% reimbursement.

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

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: WILT

**RESOLUTION NO. 228-12**

**APPROVAL OF AND TRANSFER OF FUNDS FOR 2012 MERIT PAY**

**DATED: AUGUST 2, 2012**

**BY MR. MCGOVERN:**

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

WHEREAS, the Internal Management Committee met on July 23, 2012 to review merit evaluations, be it

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

**SOCIAL SERVICES**

Beth King	July 7, 2012 to July 7, 2013	\$1.54
Dyanne Crotty	August 27, 2012 to August 27, 2013	\$1.43

**SHERIFF**

Jay Griffin	July 1, 2012 to July 1, 2013	\$ .22
Margaret Griffin	July 1, 2012 to July 1, 2013	\$ .22
Daniel Moran	August 1, 2012 to August 1, 2013	\$1.32

Carrie O' Neill August 1, 2012 to August 1, 2013 \$1.54

HIGHWAY

Clarence Desrocher August 9, 2012 to August 9, 2013 \$1.43

Phillip Eldridge August 7, 2012 to August 7, 2013 \$1.32

and be it further

RESOLVED, that the following transfers be made to cover the above 2012 merit pay:

FROM:	A1990.401	Contingent	\$16,756.96
TO:	A6010.120	Social Welfare Examiner C	\$2,709.63
	A6010.109	Support Collection Specialist	\$2,743.51
	A3150.107	Correction Officer G	\$190.08
	A3150.108	Correction Officer H	\$190.08
	A3150.101	Correction Officer A	\$2,622.40
	A3110.107	Confidential Secretary	\$2,696.54
	D5110.101	Personal Services	\$2,985.84
	DM5130.101	Mechanics	\$2,618.88

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

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

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: WILT

**RESOLUTION NO. 229-12**

**APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS**

**DATED: AUGUST 2, 2012**

**BY MR. TOWERS:**

RESOLVED, that the bills in the Machinery Fund amounting to \$89,581.02 and bills in the County Road Fund amounting to \$208,717.21 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. Frey and adopted by the following vote:

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: WILT

**RESOLUTION NO. 230-12**

**APPROVAL OF AUDITS IN THE COUNTY GENERAL FUND**

**DATED: AUGUST 2, 2012**

**BY MR. FREY:**

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$200,191.13 by the following committees:

Building Committee .....	\$17,652.60
Solid Waste Committee .....	40,343.51
Finance Committee .....	42,076.85
Health & Human Services Committee.....	69,473.49
Central Government Committee .....	21,496.07
Publicity, Tourism, Economic Development & Planning Committee.....	6,922.95
Internal Management Committee .....	2,225.66

are hereby approved.

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

AYES: PINCOMBE, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: WILT

Other Reports:

Ms. Pincombe: Asked Mr. McGovern if he can't fix the corner in Speculator at the four corners, by the Pizza Crust, the road is rough. Mr. McGovern explained the meeting he had with the Department of Transportation regarding this problem.

Mr. Towers: Reported that this is Old Home Days Weekend and invites everyone down.

Mr. McGovern: Monday is Family Fun Days in Speculator; please stop by and show your support. He is also voicing his support for Nancy Welch's idea and would like the County Attorney to look into it for a Local Law.

The Chairman reported that there is a resignation in the Personnel Office.

As there was no further business, motion to adjourn by Mr. Frey seconded by Ms. Pincombe. Carried.