

2011

SIXTH SESSION

JUNE 2, 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	Ermina M. Pincombe
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, Bob Kleppang, Pete Klein and the Community Services Youth Board members.

A motion was made to accept the minutes of May 2, 2011 by Mr. Hutchins, seconded by Ms. Pincombe. Carried.

Public Comment: No one present.

Report of Standing/Special Committees:

Barry: Attended Inter-County in Fulton County. They received an update from NYSAC on the State Tax Cap. Fulton County passed a Local Law that mandates that mandated taxes be put on the tax bills. He stated he is not for the Tax Cap but for tax reductions.

The Chairman wanted to add that it is not about defending ourselves but to make sure that accurate information gets out. What Albany is really trying to do is move the target off their backs and onto someone else's.

Discussion continued on the tax cap.

Brian: Reported that Tracy has a problem with the medium duty 1995 truck that they use for hauling the chipper, they think it has a blown engine. Tracy is now looking for a replacement.

Rick: Will be sending out an updated building project list to everyone.

The Chairman introduced Bob Kleppang, Director of Community Services.

Mr. Kleppang wanted to discuss Community Services' Youth Board Family Fun Day. Brandy handed out information on last year's Family Fun Days.

Mr. Kleppang explained that the Youth Board is funded by the Office of Children and Family Services. The Youth Board funding specifically targets delinquency which meshes well with the other prevention services they provide which target alcohol, drugs, school performance etc. The amount they receive for the Youth Board hasn't been large and it will be less this year. Up until last year, they received \$5,000, last year \$4,500 and this year it will be \$2,900. They have used that funding historically for leverage with other prevention programs in the County.

For the past couple of years they have been doing Family Fun Days to expand their message and efforts to the community to reach the parents in particular and hoping they reinforce the message. Last year was very successful, they had over 500 people attend Family Fun Day and a majority of them were Hamilton County residents. That is why they are here today, to talk about this year's Family Fun Day on August 1st.

Brandy addressed the Board on the handouts and introduced the Youth Board Members present.

Joe reviewed the overview of the 2010 Family Fun Day.

Allison reported on what they were planning for the 2011 Family Fun Days.

The Chairman spoke about the funding and how the towns get a portion of the funding in the amount of \$3,044 that would need to be split eight ways. The paper work requirements make it not worth it. All the towns would need to agree that this does or does not make sense splitting it eight ways.

Mr. Kleppang suggested using it on a County level with a plan to be used in each town. After a short discussion the Board agreed to have Mr. Kleppang do it this way. Mr. Kleppang stated that he will send out a county wide plan.

Mr. Kleppang and Youth Board members left at this time.

11:15 AM a motion was made to open the Public Hearing on Proposed Local Law No. 7-2011 by Mr. Towers, seconded by Mr. Hutchins. Carried.

No one present to comment.

RESOLUTIONS:

After the following resolution was placed on the floor; the Chairman explained that this concept has been discussed before.

RESOLUTION NO.140-11

RESOLUTION TO RECOGNIZE THE PRE-HAMILTON COUNTY EMPLOYMENT EXPERIENCE OF TEMPORARY/PART-TIME NURSING STAFF

DATED: JUNE 2, 2011

BY MR. EDWARDS:

WHEREAS, the utilization of Temporary and Part-time staff in the Nursing Department can be of significant benefit to the County, and

WHEREAS, Temporary and Part-time staff are harder to attract and retain as the County does not pay benefits to either class of employees, and

WHEREAS, the County currently has a policy to recognize one half the service credit of an employee transferring in from a Hamilton County Town, now, therefore, be it

RESOLVED, that for Registered Nurses coming to work for Hamilton County, Temporary and Part-time positions where no benefits are paid, the County will recognize 1/3 of their years of experience as Registered Nurses for the purpose of calculating the starting pay rate, effective June 1, 2011, and be it further

RESOLVED, that the hourly pay rate for Lisa Eckhoff, who is currently working on a part time basis for the Nursing Service, will be adjusted effective June 1, 2011 to \$26.94 to comply with this change, and be it also

RESOLVED, that the County Treasurer and the Personnel Officer be so authorized.

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

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

NAYS: NONE

RESOLUTION NO. 141-11

AUTHORIZING AND FUNDING TEMPORARY REGISTERED PROFESSIONAL NURSE – CHHA

DATED: JUNE 2, 2011

BY MR. HUTCHINS:

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, members of the existing nursing staff are being reassigned to fill vacant Public Health functions, and

WHEREAS, there is a Registered Nurse available to work in the Certified Home Health Agency for a period of June 1, 2011-August 31, 2011, therefore, be it

RESOLVED, that the Director of Public Health and Patient Services is authorized to hire Sherry Warner as a Temporary Registered Professional Nurse at the Registered Professional Nurse Grade 16/Step 4 (\$25.91 per hour) rate, effective June 1, 2011 through August 31, 2011 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 be hereby created and funded by transferring \$8,421.00 from Account No. A4010.103 Supervising Community Health Nurse to Account No. A4010.113 Temporary Registered Professional Nurse and the Personnel Officer be so notified and the County Treasurer be so authorized.

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

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

NAYS: NONE

RESOLUTION NO. 142-11

**AUTHORIZATION FOR DIRECTOR OF PUBLIC HEALTH/PATIENT SERVICES TO
WORK 40 HOURS PER WEEK**

DATED: JUNE 2, 2011

BY MR. SEAMAN:

WHEREAS, the downsizing of the Department of Public Health and the need to address compliance with NYS regulations has created a short term excess of work for the Director of Public Health/Patient Services, and

WHEREAS, by Resolution No. 82-11 dated March 3, 2011 the Director of Public Health/Patient Services was approved to accrue up to 120 hours of compensatory time, and

WHEREAS, the Director of Public Health/Patient Services has reached the approved limit and will be unable to use said time as the demands of the office have not yet diminished, and

WHEREAS, the Board of Supervisors would prefer to limit the amount of compensatory time accrued by the Director of Public Health/Patient Services as utilization of such time could create a continued problem, be it

RESOLVED, that the Director of Public Health/Patient Services be hereby authorized to work 40 hours a week and be paid for same, effective June 6, 2011 – December 2, 2011, and be it further

RESOLVED, Beth Ryan shall be paid the lump sum of \$1,714.28 for the 40 hours of compensatory time she has currently accrued above 80 hours, and be it further

RESOLVED, that the County Treasurer be and is hereby authorized to make the following transfer:

From: A4010.103 Supervising Community Health Nurse	\$7,285.69
To: A4050.101 Director PH/PS	\$7,285.69

and the County Personal Officer be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 143-11

APPROPRIATING ARRA GRANT IN 2011 BUDGET – IMMUNIZATION

DATED: JUNE 2, 2011

BY MR. HUTCHINS:

WHEREAS, the Hamilton County Public Health Nursing Service received a one-time American Recovery and Reinvestment Act (ARRA) monies targeted at the provision of adult immunization clinics where a variety of vaccines would be available at no charge to adult members of the community, Contract No. T025279 in the amount of \$20,000.00 for the period of April 1, 2010 through March 31, 2011, and

WHEREAS, the grant year overlaps the 2010 and 2011 County fiscal years, and

WHEREAS, at the end of 2010 there was an unspent balance of \$10,222.97, and

WHEREAS, only \$3,250.00 was anticipated in the 2011 Budget, be it

RESOLVED, that Revenue Account No. A4489.401 ARRA Immunization be increased by \$6,972.97 to be totally offset by increasing Account No. A4041.407 ARRA Immun. Grant – Supplies by \$6,972.97, and be it further

RESOLVED, that the following transfers also be made within the ARRA Immunization 2011 budget to cover the cost of the vaccine order:

From: A4041.102 Personal Service	\$2,000.00
A4041.408 Advertising	\$1,000.00
To: A4041.407 Supplies	\$3,000.00

and the County Treasurer be so authorized.

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

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

NAYS: NONE

After the following resolution was placed on the floor; Mr. McGovern asked how the rates are set. The Chairman stated that the State sets them and then they are approved at the local level.

RESOLUTION NO. 144-11

APPROVAL OF YEARLY CLOTHING ALLOWANCE FOR FOSTER CARE CHILDREN

DATED: JUNE 2, 2011

BY MS. PINCOMBE:

WHEREAS, the State Department of Social Services has established new maximum foster care reimbursement rates for local agencies, and

WHEREAS, the current rates for the yearly clothing allowance were established by the Hamilton County Board of Supervisors in Resolution No. 330-10, adopted December 17, 2010 be it

RESOLVED, that the yearly reimbursement allowance for replacement of clothing remain at the following standards of payment:

0-5 years – Three Hundred Fifty-Nine Dollars (\$359.00) yearly

6-11 years – Five Hundred Two Dollars (\$502.00) yearly

12-15 years – Seven Hundred Seventy-Eight Dollars (\$778.00) yearly

16 years and over – Nine Hundred Fifty-Two Dollars (\$952.00) yearly

0-3 years – A diaper allowance, remain the same at Fifty-Three Dollars (\$55.00) monthly, and be it further

RESOLVED, that these rates be effective April 1, 2011 through June 30, 2011 and the County Treasurer be so advised.

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

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

NAYS: NONE

RESOLUTION NO. 145-11

APPROVAL OF RATES FOR FOSTER BOARDING HOMES

DATED: JUNE 2, 2011

BY MR. HUTCHINS:

WHEREAS, Resolution No. 331-10, adopted December 17, 2010, established current monthly rates for Foster Care Payments to Foster Parents in Hamilton County, be it

RESOLVED, that the rates for Foster Care for Children, provided by the Hamilton County Department of Social Services, remain at the following standards of payment, set by the State Department of Social Services:

0 to 5 years, Four Hundred Seventy-Four Dollars (\$474.00) monthly.

6 to 11 years, Five Hundred Seventy-One Dollars (\$571.00) monthly.

12 years and over, Six Hundred Sixty Dollars (\$660.00) monthly, and be it further

RESOLVED, that in the case of a child requiring special care, either because of medical problems or severe emotional problems, that the Hamilton County Department of Social Services be authorized to pay the same monthly rate of up to One Thousand One Hundred Forty Dollars (\$1,140.00), and the same monthly rate of up to One Thousand Seven Hundred Twenty-Nine Dollars (\$1,729.00), for exceptional children, and be it further

RESOLVED, that these rates be effective April 1, 2011 through June 30, 2011, and the County Treasurer be so advised.

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

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

NAYS: NONE

RESOLUTION NO. 146-11

AMENDMENT OF RESOLUTION NO. 100-11 – LOWBOY TRAILER REPAIRS

DATED: JUNE 2, 2011

BY MR. TOWERS:

WHEREAS, Resolution No. 100-11 duly adopted on April 7, 2011 by the Hamilton County Board of Supervisors authorized the County Highway Superintendent to have repairs made to the Highway Department's equipment trailer for the estimated amount of \$9,660.00, and

WHEREAS, in the process of the said repairs the repair shop found other items that needed repairs that were not included in the original estimate, and

WHEREAS, the County Highway Superintendent authorized the vendor to make the other repairs not included in the original estimate because the trailer was already taken apart and it was not practical to put the trailer together without the repairs, and

WHEREAS, the other repairs totaled \$1,153.00 and included four brake drums and two air valves, and

WHEREAS, the final invoice for the completed repairs is for the amount of \$10,813.00, be it

RESOLVED, that hereby Resolution No. 100-11 be amended to authorize the extra repair mentioned above with total repair invoice approved in the amount of \$10,813.00 by Sowle Autobody, Corp. and the County Treasurer be authorized to make said payment and the Clerk of the Board be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 147-11

**AUTHORIZATION TO INCREASE BUDGET FOR COUNTY BRIDGE PROJECT
FOR 2011**

DATED: JUNE 2, 2011

BY MR. FREY:

WHEREAS, Resolution No. 37-11 authorized \$150,000.00 for the Seventh Lake Bridge Project, and

WHEREAS, the amount was an estimation and was a start up budget so as to be able to go to bid for the purchase of the superstructure, decking and related materials, and

WHEREAS, the award for the said bid items total \$106,579.00, and

WHEREAS, the Highway Superintendent recommends increasing the budget by \$75,000.00 to complete the said bridge reconstruction, and

WHEREAS, the above bridge is on a completed system of the Hamilton County road map adopted by the Board of Supervisors of Hamilton County and approved by the Commissioner of Transportation, be it

RESOLVED, that the Board of Supervisors of the County of Hamilton does approve, allot and appropriate from account No. D5112.202 Capital Projects, the sum of \$75,000.00, to increase the budget for County Bridge Project No. 1 as recommended by the County Highway Superintendent and the County Treasurer and Clerk of the Board be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 148-11

**ACCEPTANCE OF BID FOR READY MIX CONCRETE DELIVERED AND APPLIED
AT VARIOUS LOCATIONS WITHIN HAMILTON COUNTY**

DATED: JUNE 2, 2011

BY MR. TOWERS

WHEREAS, Hamilton County Highway Department heretofore solicited bids for the County's purchase of Ready Mix concrete delivered and applied, pursuant to invitation to bidders and in accordance with Specification No. 7-2011, Dated May 23, 2011, and

WHEREAS, two (2) bids were received in response to the said invitation to bidders, follows:

- (1) Miller's Ready Mix Concrete and Block
PO Box 291
Mayfield, NY 12117

Item No. 1 – New York State Standard Class “A” Mix Concrete

Total delivered price per cubic yard to the following towns:

Arietta	\$ 117.77	Lake Pleasant	\$ 108.13
Benson	\$ 92.06	Long Lake	\$ -----
Hope	\$ 92.06	Morehouse	\$ -----
Indian Lake	\$ 117.77	Wells	\$ 98.14
Inlet	\$ -----		

Item No. 2 – 4000 LBS Ready Mix Concrete (Non-DOT)

Total delivered price per cubic yard to the following towns:

Arietta	\$ 112.94	Lake Pleasant	\$ 103.29
Benson	\$ 87.22	Long Lake	\$ -----
Hope	\$ 87.22	Morehouse	\$ -----
Indian Lake	\$ 112.94	Wells	\$ 93.65
Inlet	\$ -----		

- (2) Cranesville Block Co
1250 Riverfront Center
Amsterdam, NY 12010

Item No. 1 – New York State Standard Class “A” Mix Concrete

Total delivered price per cubic yard to the following towns:

Arietta	\$ N/A	Lake Pleasant	\$114.00
Benson	\$ 103.45	Long Lake	\$ N/A

Hope	\$ 103.45	Morehouse	\$ N/A
Indian Lake	\$ 130.00	Wells	\$104.45
Inlet	\$ 125.00		

Item No. 2 – 4000 LBS Ready Mix Concrete (Non-DOT)

Total delivered price per cubic yard to the following towns:

Arietta	\$ N/A	Lake Pleasant	\$ 112.00
Benson	\$ 103.45	Long Lake	\$ N/A
Hope	\$ 103.45	Morehouse	\$ N/A
Indian Lake	\$ 128.00	Wells	\$104.45
Inlet	\$ 130.45		

and

RESOLVED, that all bids be and hereby are listed and accepted and are to be tabulated and used as needed and as the Highway Superintendent sees most advantageous to Hamilton County, and the County Treasurer be so notified.

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

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

NAYS: NONE

After the following resolution was placed on the floor, the Chairman wanted to note that they did not accept all the bids; they rejected the bids that pertained to the Type I process. It was impossible to conclude which was the low bid, because of the per gallon amounts and the cubic yards.

RESOLUTION NO. 149-11

ACCEPTANCE OF BIDS FOR COLD IN-PLACE RECLAMATION FOR 2011

DATED: JUNE 2, 2011

BY MR. TOWERS:

WHEREAS, three (3) bids were received for COLD IN-PLACE ASPHALT RECLAMATION FOR 2011, in accordance with Specification No. 8-2011, dated May 23, 2011, as advertised by the Hamilton County Highway Superintendent, and

WHEREAS, the following bids were received:

1. Gorman Brothers, Inc., 200 Church St., Albany, New York 12202

TYPE 1: COLD IN-PLACE RECYCLING (RECYCLING TRAIN)

	<u>2in. depth</u>	<u>3 in. depth</u>	<u>4 in. depth</u>	<u>Ea. Added Inch</u>
Price/square yard 10,000 – 24,999	\$1.68/sy	\$ 2.34/sy	\$ 2.39/sy	\$.20/sy
Price/square yard 25,000 – 49,999	\$1.65/sy	\$ 2.12/sy	\$ 2.17/sy	\$.20/sy
Price/square yard over 50,000	\$1.56/sy	\$ 2.03/sy	\$ 2.10/sy	\$.20/sy
Medium Setting Recycling Emulsion				
MSRE-2	\$2.25	per gallon		
HFMS-2P	\$2.33	per gallon		
CRS-2PB	\$2.35	per gallon		
CSS-1	\$2.19	per gallon		
PORTLAND Cement Type 1 or II		\$145.00	per gallon	
Foamed Asphalt		\$2.60	per gallon	

TYPE II COLD PLANING OR COLD MILLING NO BID

TYPE III COLD IN-PLACE RECLAMATION

	<u>Recycle Price/</u>	<u>Recycle, Shape, Compact/</u>
<i>Depth of cut</i>	<i>square yard</i>	<i>square yard</i>
0-4 inches	\$.74	\$1.31
4-7 inches	\$.76	\$1.36
7-10 inches	\$.80	\$1.45
10-13 inches	\$.87	\$1.54

2. Peckham Road Cop., 1557 State Route 9, Suite 3, Lake George, NY 12845

TYPE 1: COLD IN-PLACE RECYCLING (RECYCLING TRAIN)

NO BID

TYPE II COLD PLANING OR COLD MILLING

<i>Depth of cut</i>	<i>square yard</i>
0-1 3/4inches	\$.58
2-2 3/4 inches	\$.66
3-4 3/4 inches	\$.82

TYPE III: COLD IN-PLACE RECLAMATION

NO BID

3. Reclamation LLC., 445 Route 28, Kingston, NY 12401

TYPE 1: COLD IN-PLACE RECYCLING (RECYCLING TRAIN)

	<u>2in. depth</u>	<u>3 in. depth</u>	<u>4 in. depth</u>	<u>Ea. Added Inch</u>
Price/square yard 10,000 – 24,999	\$1.495/sy	\$ 2.285/sy	\$ 2.325/sy	\$.195/sy
Price/square yard 25,000 – 49,999	\$1.445/sy	\$ 2.076/sy	\$ 2.086/sy	\$.195/sy
Price/square yard over 50,000	\$1.395/sy	\$ 1.966/sy	\$ 2.016/sy	\$.195/sy

Medium Setting Recycling Emulsion		
MSRE-2	\$2.80	per gallon
HFMS-2P	\$2.75	per gallon
CRS-2PB	\$2.70	per gallon
CSS-1	\$2.60	per gallon
PORTLAND Cement Type 1 or II	\$139.50	per gallon

TYPE II COLD PLANING OR COLD MILLING NO BID

TYPE III COLD IN-PLACE RECLAMATION

	Recycle Price/	Recycle, Shape, Compact/
<i>Depth of cut</i>	<i>square yard</i>	<i>square yard</i>
0-4 inches	\$.705	\$1.275
4-7 inches	\$.716	\$1.316
7-10 inches	\$.756	\$1.416
10-13 inches	\$.83	\$1.49

and

WHEREAS, The County Highway Superintendent recommends the award be made to the low bidder for Type II and Type III items and reject the Type 1 item bids because of variables in gallons per square yard and no clear way of determining the low bidder, now, therefore, be it

RESOLVED, that award be made for COLD IN-PLACE ASPHALT RECLAMATION FOR 2011 as follows:

- Type 1 – Bids rejected
- Type II – Peckham Road Corp.
- Type III - Reclamation LLC

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

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

NAYS: NONE

RESOLUTION NO. 150-11

AWARD OF BID FOR BAGGED, BULK, AND LIQUID CALCIUM CHLORIDE AND EMULSIFIED ASPHALT DUST CONTROL MATERIALS FOR 2011

DATE: JUNE 2, 2011

BY MR. TOWERS:

WHEREAS, one (1) bid was received for BAGGED, BULK, AND LIQUID CALCIUM CHLORIDE AND EMULSIFIED ASPHALT DUST CONTROL MATERIALS FOR 2011 in accordance with SPECIFICATION NO. 9-2011, dated May 23, 2011, as advertised by the County Highway Superintendent and the Highway Committee, and

WHEREAS, the following bid was received:

1. Gorman Brothers, Inc.
Att: Edward House, Vice President of Sales
200 Church Street
Albany , N.Y. 12202

BAGGED CACl -- Price per Ton
(100# bags) Delivered \$525.00 per Ton

LIQUID CACl -- Price per Gallon
35% Bulk Liquid Delivered \$1.02 per Gallon
35% Bulk Liquid Applied \$1.02per Gallon
32% Corrosion Inhibited Del. \$1.20 per Gallon
32% Corrosion Inhibited Appl. \$1.25per Gallon

EMULSIFIED ASPHALT -- Price per Gallon
Dust Control applied \$2.25 per Gallon

WHEREAS, the County Highway Superintendent and the Highway Committee have recommended award be made to the low bidder for each item, now, therefore, be it

RESOLVED, that award be made for BAGGED, BULK, AND LIQUID CALCIUM CHLORIDE AND EMULSIFIED ASPHALT CUST CONTROL MATERIAL FOR 2011 as follows:

Gorman Brothers, Inc.-all bids

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

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

NAYS: NONE

RESOLUTION NO. 151-11

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

DATED: JUNE 2, 2011

BY MR. HUTCHINS:

WHEREAS, two(2) bids were received for Guide Rail Installation at Various Locations in Hamilton County, in accordance with Specification No. 10-2011, dated May 23, 2011, as advertised by the Hamilton County Highway Superintendent and the Highway Committee, and

WHEREAS, the bid amounts are shown hereon:

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

Hourly Rate Bid \$220.00

- (2) Elderlee, Inc.
729 Cross Rd.
Oaks Corners, NY 14518

Hourly Rate Bid \$455.625

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

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

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

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

NAYS: NONE

After the following resolution was placed on the floor, Mr. Frey asked if we had already done this. The Chairman explained that they had authorized the grant but did not approve the actual purchase which we need to do because of our Procurement Policy.

RESOLUTION NO. 152-11

AUTHORIZING PURCHASE FOR OHS GRANT – SHERIFF’S OFFICE

DATED: JUNE 2, 2011

BY MR. MCGOVERN:

WHEREAS, Resolution No. 96-11 authorized and funded OHS Grant Contract No. T839702 in the amount of \$20,374.00 for the Sheriff's Office to purchase laptops with mounting bases and docking stations, and

WHEREAS, Contract No. T839702 has now been fully executed, be it

RESOLVED, that the Sheriff is hereby authorized to purchase 5 laptops and 3 docking stations from Dell, State Contract No. PT55666 in an amount not to exceed \$20,374.00 and the County Treasurer be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 153-11

**AUTHORIZING CONTRACT WITH GLENS FALLS ANIMAL HOSPITAL FOR
RABIES SPECIMEN PREPARATION AND SUBMISSION FOR PUBLIC HEALTH
NURSING SERVICE**

DATED: JUNE 2, 2011

BY MR. HUTCHINS:

WHEREAS, the Hamilton County Public Health Nursing Service is required under New York State Public Health Law (PHL) and 10 NYCRR 40-2.100 and 2.101 to designate and maintain a system for communicable disease control, including rabies, and

WHEREAS, PHL sections 2140 through 2145 gives primary responsibility for control and suppression of rabies to local health departments, and

WHEREAS, that responsibility includes provision of specimen preparation by a qualified veterinarian; provision of quarantine for un-vaccinated suspect rabid animals; as well as euthanasia and cremation as appropriate following PHL, and

WHEREAS, the Glens Falls Animal Hospital, 66 Glenwood Avenue, Queensbury, NY 12804, is willing to provide said services for the County of Hamilton following NYS DOH guidance and directives, and

WHEREAS, HCPHNS is supported by annual NYSDOH grant funding and NYS aid to fund these activities, and

WHEREAS, Glens Falls Animal Hospital has agreed to collect fees for cremation, quarantine and/or subsequent required rabies vaccinations from animal owners as feasible per NYS Law, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to enter into an agreement with the Glens Falls Animal Hospital for provision of services as outlined above upon, for the period April 1, 2011 through March 31, 2012, upon approval of the County Attorney and the County Treasurer be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 154-11

**AUTHORIZING CHAIRMAN TO SIGN CONTRACTS ON BEHALF OF HAMILTON
COUNTY PUBLIC HEALTH NURSING SERVICE WITH AREA HOSPITALS FOR
PROVISION OF POST-EXPOSURE RABIES VACCINATIONS**

DATED: JUNE 2, 2011

BY MR. MCGOVERN:

WHEREAS, the Hamilton County Public Health Nursing Service is responsible for providing for rabies post-exposure vaccinations for persons with a confirmed exposure to potentially rabid animal under NYCRR 40-2.100, and

WHEREAS, the first in the series of required vaccinations must be performed at an emergency room facility, and

WHEREAS, persons with health insurance are required to return to the facility to complete the series and the hospital is required to pursue third party billing on behalf of those patients, and

WHEREAS, hospitals are requesting the initiation of a contract with the Hamilton County Nursing Service in order to define protocols and responsibilities, and

WHEREAS, the other counties in the region have contracts with their area hospitals, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to enter into contracts with area hospitals, for the period commencing January 1, 2011 to continue until terminated upon thirty (30) days written notice by either party, including but not limited to:

Glens Falls Hospital
Nathan Littauer Hospital
St. Mary's Hospital Amsterdam
St. Elizabeth's Hospital
Faxton - St. Luke's Hospital
Adirondack Medical Center

for the administration of post-exposure rabies vaccinations, upon approval of the County Attorney.

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

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

NAYS: NONE

RESOLUTION NO. 155-11

**APPROVAL OF PUBLIC HEALTH NURSING SERVICE/HOME HEALTH AGENCY
2010 AGENCY PERFORMANCE REPORT**

DATED: JUNE 2, 2011

BY MR. EDWARDS:

WHEREAS, the Professional Advisory Committee of the Hamilton County Public Health Nursing Service/Home Health Agency accepted the 2010 Agency Performance Report at the March 10, 2011 quarterly meeting, and

WHEREAS, the 2010 Agency Performance Report was presented to the Health and Human Services Committee of the Board of Supervisors on April 14, 2011, be it

RESOLVED, that the above mentioned 2010 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 Mr. Seaman and adopted by the following vote:

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

NAYS: NONE

RESOLUTION NO. 156-11

APPOINTMENTS TO PROFESSIONAL ADVISORY COMMITTEE

DATED: JUNE 2, 2011

BY MR. HUTCHINS:

WHEREAS, the Public Health Nursing Service/Certified Home Health Agency's certification requires Hamilton County Board of Supervisors to appoint members to the Professional Advisory Committee (PAC), and

WHEREAS, two year terms expired December 31, 2010, and

WHEREAS, the Public Health Nursing Service/Home Health Agency's Professional Advisory Committee Chairman has named the following members for appointment:

Mr. Robert Kleppang, Director
83 White Birch Lane
Indian Lake, NY 12842

Mrs. Laura Davis
212 Meriline Avenue
Scotia, NY 12302

Mr. Clark Seaman
1398 Tupper Rd
Long Lake, NY 12847

Mrs. Clara Quintal,
DSS, White Birch Lane
Indian Lake, NY 12842

Mr. Robert Morrison
P.O. Box 99, 106 Hogan Road
Northville, NY 12134

Mr. Barry Hutchins
P.O. Box 730, Indian Lake
Indian Lake, NY 12842

Mrs. Joyce Mulleedy
P.O. Box 212
Speculator, NY 12164

Mrs. Peggy Fleming
Adirondack Lake Rd.
Indian Lake, NY 12842

Mr. Jules Callaghan
11 St. Bernard Street
Saranac Lake, NY 12983

Mr. John Simons
21 Outlet Road
Piseco, NY 12139

Kathy Hutchins, Director
Helping Hands Caregivers
White Birch Lane
Indian Lake, NY 12842

Christine Sabo, Director
Office for Aging
33 Glen Street
Glens Falls, NY 12801

be it,

RESOLVED, that annual terms will include: (1) Chairman of the Health and Human Services Committee of the Hamilton County Board of Supervisors, and be it further

RESOLVED, that the Medical Director, Director of Public Health/ Director of Patient Services and Deputy Director of Patient Services will serve during tenure of their employment to Hamilton County Public Health Nursing Service.

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

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

NAYS: NONE

RESOLUTION NO. 157-11

AUTHORIZING DISPOSITION OF EXCESS VEHICLES/EQUIPMENT

DATED: JUNE 2, 2011

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 vehicles and/or equipment be disposed from the County inventory:

Year	Make/Model	VIN	Plate#	Dept	FN
2002	CHEV/IMPALA	2G1WF52E529319586	K36175	HWY	731
2000	CHEV/ASTRO	1GNEL19W4YB216029	L81730	HWY	726
1972	INT/CAB&CHASS	106720C088632	K25893	HWY	126
2004	FORD/TAURUS	1FAFP58U74A193957	L64259	CS	903
2005	CHEV/IMPALA	2G1WF55K859326585	M53080	SHER	607
1997	JD/425 GARDEN TRACTOR/ATTACH		N/A	BLDS	N/A
N/A	TIRES/ASSORTED SIZES		N/A	HWY	N/A

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 Community Services 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 Mr. Edwards and adopted by the following vote:

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

NAYS: NONE

After the following resolution was placed on the floor, Mr. Towers stated that this has already been discussed with the Chairman and Tracy; this seems to be the most cost effective solution. The Chairman stated that Tracy did look at getting another tractor so that he would have use of the tractor and the broom only to find out that option is around \$60,000.00. Doing this as an attachment limits you to going out and getting competitive pricing. Mr. McGovern asked if this attachment is only seasonally used. The Chairman stated yes and no. We use the broom quite a bit more than you would think, on construction sites etc.

Ms. Pincombe asked what a wafer is for a broom. The Chairman explained it is the part of the broom that looks like a disc.

RESOLUTION NO. 158-11

AUTHORIZING COUNTY HIGHWAY SUPERINTENDENT TO PURCHASE HYDRAULIC BROOM ATTACHMENT FOR BACKHOE

DATED: JUNE 2, 2011

BY MR. TOWERS:

WHEREAS, the Highway Department is in need of a hydraulic broom for use by the department, and

WHEREAS, the Highway Department purchased a Caterpillar Loader/Backhoe in 2010 that is designed to accept attachments such as a hydraulic broom attachment, and

WHEREAS, County Highway Superintendent recommends the purchase of the said broom attachment to be utilized on the said loader/backhoe rather than purchase a piece of equipment that can only be used as a broom, be it

RESOLVED, that the Hamilton County Board of Supervisors hereby waives the additional quote requirements of the Hamilton County Procurement Policy as this is a sole source attachment, and be it also

RESOLVED, that the County Highway Superintendent is hereby authorized to purchase said hydraulic broom attachment from Milton Caterpillar for a cost of \$16,403.00, be it further

RESOLVED, that payment be made from Machinery Account No. DM5130.201 Road Equipment and the County Treasurer and Clerk of the Board be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 159-11

APPROVAL OF AND TRANSFER OF FUNDS FOR 2011 MERIT PAY

DATED: JUNE 2, 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 May 23, 2011 to review merit evaluations, be it

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

HIGHWAY

Bonnie Barton	June 20, 2011 to June 20, 2012	\$1.10
Martin Hutchins	June 14, 2011 to June 14, 2012	\$.99
Christopher Mitchell	June 13, 2011 to June 13, 2012	\$1.54

NURSING

Gail Ludin	June 28, 2011 to June 28, 2012	\$.22
Mabel Simons	June 6, 2011 to June 6, 2012	\$.44
Penny Warrington	June 1, 2011 to June 1, 2012	\$.66

SOCIAL SERVICES

Susan Eldridge	June 1, 2011 to June 1, 2012	\$1.54
Gail Carmichael	June 22, 2011 to June 22, 2012	\$1.43

SHERIFF

Kevin Braunius	June 24, 2011 to June 24, 2012	\$1.54
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COMMUNITY SERVICES

Allison Braunius	June 15, 2011 to June 15, 2012	\$.55
Joseph San Antonio	June 2, 2011 to June 2, 2012	\$.77

CLERK OF THE BOARD

Ashley Montesano	May 30, 2011 to May 30, 2012	\$1.43
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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	\$21,609.61
TO:	A1620.106	Cleaner – P/T #2	\$770.00
	D5110.101	Personal Services	\$2,161.28
	D5110.101	Personal Services	\$3,102.00
	A4010.106	Registered Professional Nurse #3	\$206.36
	A4050.125	Account Clerk/Typist	\$800.80
	A4050.127	Registered Professional Nurse	\$1,118.81
	A6010.111	Principal Account Clerk	\$2,720.41
	A6010.103	Caseworker A	\$2,602.60
	A3110.111	Deputy Sheriff Sergeant	\$3,203.20
	A4310.115	Sub. Abuse Prevention Educator	\$1,001.00
	A4310.108	Sub. Abuse Prevention Educator	\$1,401.40
	A1040.105	Assistant Deputy Clerk of the Board	\$2,521.75

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

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

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

NAYS: NONE

RESOLUTION NO. 160-11

APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS

DATED: JUNE 2, 2011

BY MR. TOWERS:

RESOLVED, that the bills in the Machinery Fund amounting to \$84,301.72 and bills in the County Road Fund amounting to \$50,381.72 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. Hutchins and adopted by the following vote:

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

NAYS: NONE

RESOLUTION NO. 161-11

APPROVAL OF AUDITS IN THE COUNTY GENERAL FUND

DATED: JUNE 2, 2011

BY MR. EDWARDS:

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$169,162.45 by the following committees:

Building Committee	\$23,837.79
Solid Waste Committee	17,273.14
Finance Committee	12,686.93
Health & Human Services Committee.....	80,976.33
Central Government Committee	20,474.35
Publicity, Tourism, Economic Development & Planning Committee.....	9,443.14
Internal Management Committee	4,470.77

are hereby approved.

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

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

NAYS: NONE

The Chairman asked for a motion to close the Public Hearing on Local Law No. 7-2011, moved by Ms. Pincombe, seconded by Mr. McGovern. Carried.

Ms. Pincombe stated on the Building Project List she would like the Board to consider alternatives to black topping. She has been investigating what they call green topping. It is where they grind up the black top then put down fabric and green pavers then top with soil and plant a low growing grass. She will forward the information on to Tracy and Rick.

Motion by Mr. Edwards:
Seconded by Mr. Wilt:

LOCAL LAW NO. 7 OF 2011
State of New York
County of Hamilton

A Local Law Providing For
The Collection Of Certain Delinquent Village Taxes
By The County Of Hamilton

BE IT ENACTED, By the Board of Supervisors of the County of Hamilton, State of New York,
as follows:

SECTION 1. BOARD INTENT

The purpose of this Local Law is to provide for the collection by the County of Hamilton of certain delinquent Village taxes in accordance with Section 1442 of the Real Property Tax Law of the State of New York.

SECTION 2. RESOLUTION BY VILLAGE

The Board of Trustees of the Village of Speculator has adopted by resolution dated January 25, 2010, a request that Hamilton County annually assume the collection of delinquent taxes of the Village of Speculator, analogous to the manner the county currently collects delinquent taxes for towns and school districts within the county, for relevy to the Town and County tax roll for eventual enforcement, if necessary.

SECTION 3. TRANSMISSION OF THE DELINQUENT TAXES FROM THE VILLAGE TO THE COUNTY

The Speculator Village Board of Trustees shall transmit to the Hamilton County Treasurer within fifteen days after the tax roll and warrant has been returned by the Village Treasurer to the Board of Trustees, in such form as may be prescribed by the County Treasurer, the account and certificate of all unpaid taxes and delinquencies. Upon delivery to the County Treasurer of the account and certificate of unpaid village taxes, a penalty of five percent (5%) shall be added to each amount currently 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 be deemed part of the amount of the unpaid tax for purposes of computing the additional percentage to be levied by the Board of Supervisors of Hamilton County.

SECTION 4. PAYMENT OF DELINQUENT TAXES BY THE COUNTY TO THE VILLAGE

After transmission of delinquent village taxes by the Village of Speculator to the County Treasurer, the County Treasurer shall make payment of such taxes, together with interest and penalties in accordance with the provisions of Section 1442 of the Real Property Tax Law of the State of New York. The County Treasurer will pay to the Village Treasurer the amount of the delinquent taxes, including interest accumulated to the time of the return of the tax roll by the Village Treasurer to the Village Board of Trustees, on or before the first day of April following the receipt of the account and certification of delinquent village taxes. Provided, however, that the County Treasurer shall retain the 5% penalty imposed pursuant to paragraph (a) of Subdivision 4 of Section 1436 of the Real Property Tax Law; and excepting from the foregoing payment to the Village Treasurer amounts as may be due or become due with respect to Parcel No. 113.032-1-11 until such time as NYSDEC site closure letter or like documentation is received/approved by the County Attorney, such documentation evidencing environmental remediation/clean-up at such parcel.

SECTION 5. FULL JURISDICTION

Nothing herein shall be construed to limit the authority of the Hamilton County Board of Supervisors and/or Hamilton County Treasurer to enforce and collect delinquent county taxes as otherwise provided by law.

SECTION 6. VALIDITY

Should any section of the Local Law be declared by the Court of Competent jurisdiction to be invalid, such decision and determination shall not affect the validity of the remainder of this Local Law or any other part thereof.

SECTION 7. EFFECTIVE DATE

This Local Law shall take effect immediately as prescribed by the requesting resolution adopted by the Board of Trustees of the Village of Speculator and shall remain in effect unless rescinded or revoked by resolution of same village.

AYES: ARIETTA (293), BENSON (201), HOPE (392), INDIAN LAKE (1471), INLET (406), LAKE PLEASANT (876), LONG LAKE (852), MOREHOUSE (151), AND WELLS (737) = 5379

NAYS: NONE

Other Reports:

Brian: The AATV Summer meeting is this weekend.

Clark: June 25th and 26th is the American Amateur Radio RACES field day, there will be two groups in Hamilton County this year, one at Piseco Airport and one in Long Lake for that weekend, hours are 1:00PM – 3:00PM on Saturday and Sunday.

Neil: May 20th was the Fish & Wildlife meeting and Hamilton County was well represented. The Town of Lake Pleasant will be hosting a ceremony for the remembrance of 9/11, the 10th year Anniversary, at the Speculator Pavilion on 9/11/11 from 12:00PM to 5:00PM with music and refreshments. They encourage everyone to attend and encourage their First Responders to attend for they are going to be honoring them.

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