

**2013**

**SIXTH SESSION**

**JUNE 6, 2013**

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	Richard A. Wilt
Benson	Absent
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, Caitlin Stewart, Nancy Harrell, Sheriff Abrams, Jim Thatcher, and Pete Klein.

A motion was made to accept the minutes of May 2, 2013 by Mr. Edwards, seconded by Mr. McGovern. Carried.

Public Comment: Caitlin Stewart from Hamilton County Soil & Water Conservation District thanked the Board of Supervisors for their dedication to getting conservation on the ground throughout Hamilton County. She then reviewed their spring events.

Report of Standing/Special Committees:

The Chairman stated in Ermina's absence for the Central Government Committee he would introduce the Sheriff.

The Sheriff presented John Frey with a computer for the Inlet Police Department that was purchased through a joint grant of the Sheriff's Office and Emergency Management.

Brian Towers: The Region 5 Open Space Committee has completed their report. It went well and he will provide the office with a copy if anyone would like to review it. There will be an IDA meeting June 12<sup>th</sup> in the Lake Pleasant conference room.

John: Thanked the Sheriff for the generous gift.

Next committee day he would like to have a Finance Committee meeting to meet with Highway, Treasurer, County Clerk and Real Property Tax Service for early budget talks.

The Chairman: There was a Public Hearing this morning for the HOME program at 10:00 AM and no one was present for comment. He then asked Jim Thatcher to report further.

Jim Thatcher stated that the County has had a good record winning Affordable Housing Grants. Jim reviewed the program. He also reported on our need for a new Rehab. Coordinator, he received six written resumes, two live in the County, two are seasonal residents and two out of the County. Jim is leaning toward hiring a gentleman who lives in Wells and he has been trying to finalize the hiring.

Bob: Reported that Ermina was planning on being here today but over did it the day before and wasn't up to making the meeting.

Brian Wells: Asked for support for Resolution No. 11 today.

Neil: Also looking for support for Resolutions 2 and 3 and for Indian Lake for the Whitewater Challenge.

The Chairman then introduced Nancy Harrell from Saratoga Hospital. She enrolls people in Medicaid Child/Family Health Plus. Nancy reviewed what she offers, handed out information and left at this time.

RESOLUTIONS:

**RESOLUTION NO. 145-13**

**AUTHORIZATION TO HIRE AN ADDITIONAL BOAT PATROLMAN TO SERVE IN SHERIFF'S OFFICE AND AMENDING START DATE**

**DATED: JUNE 6, 2013**

**BY MR. EDWARDS:**

WHEREAS, the Sheriff has reported to this Board there is a need for an additional boat patrolman to patrol lakes in Hamilton County during the 2013 Summer Season (July and August), and

WHEREAS, Resolution No. 4-13 adopted January 8, 2013 authorized the hiring of four (4) boat patrolmen for the 2013 Summer Season beginning June 25, 2013, and

WHEREAS, the Sheriff feels that there is a need to have two boat patrolmen for the southern lakes of Hamilton County, and

WHEREAS, the Sheriff is requesting to hire an additional boat patrolman for the 2013 Summer Season, and

WHEREAS, due to training needs and the start of the summer season the Sheriff has requested amending the start date of the Navigation Officers to May 1, 2013, and

WHEREAS, the Sheriff is requesting an additional \$8,835.50 to cover said position and the earlier start date, with 50% of the cost being reimbursable through the NYS Navigation Law Enforcement Grant, therefore, be it

RESOLVED, that the Sheriff be authorized to hire five boat patrolmen for the 2013 Summer Season with a start date of May 1, 2013, and be it further

RESOLVED, that the County Treasurer is hereby authorized to increase Account No. A3110.106 Water Patrol by \$8,835.50 to be totally offset by increasing Revenue Account No. A3315 Navigation Law Enforcement in the amount of \$4,417.75 and by transferring \$4,417.75 from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law, and be it further

RESOLVED, that the County Treasurer be authorized to prepare proper contracts to submit to the State of New York to meet the requirements of the State of reimbursement.

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

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

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 146-13**

**AUTHORIZING HAMILTON COUNTY BROADBAND PROJECT, PHASE I  
DISBURSEMENT DOCUMENTS AND FEE PAYMENTS**

**DATE: JUNE 6, 2013**

**BY MR. MCGOVERN:**

WHEREAS, Hamilton County, as grant recipient, will receive Empire State Development Grant Disbursement documents, including a Grant Disbursement Agreement related to the Hamilton County Broadband Project, Phase I, within the next 90 days, and

WHEREAS, completion of these documents requires signatures by the Chairman of the Board of Supervisors, and

WHEREAS, a processing fee of 1 percent of the grant total -- \$4,720.00 -- must accompany the disbursement documents, and

WHEREAS, reimbursement for the costs of the required public hearing on the project must also accompany the document, anticipated to be no more than \$2,500.00, and

WHEREAS, acceptance of these documents and fees will result in the payment of \$472,000.00 in grant funds that are now owed to Frontier Communications for the completion of Phase I, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized to sign Hamilton County Broadband Project disbursement documents, and further

RESOLVED, that payments to the New York State Urban Development Corporation, doing business as Empire State Development, totaling \$7,220.00 or less be authorized from

Planning Account No. A8020.0410, and the County Treasurer be authorized to make said payments upon execution of the Grant Disbursement Agreement.

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

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

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 147-13**

**AUTHORIZING CHANGES TO THE HAMILTON COUNTY TOURISM WEBSITE TO  
HIGHLIGHT THE ADIRONDACK CHALLENGE**

**DATE: JUNE 6, 2013**

**BY MR. MCGOVERN:**

WHEREAS, Governor Andrew Cuomo has chosen to hold the Adirondack Whitewater Challenge in Indian Lake on July 21st and has asked that a day-long Adirondack Challenge Festival be organized that day, as well as a week-long calendar of run-up events, and

WHEREAS, efforts to ensure the event's success are being made throughout the Adirondack Park and by I Love New York and numerous state agencies, and

WHEREAS, the County Department of Planning, Tourism and Community Development wants to effectively promote the Adirondack Challenge and leverage the publicity value of this event to the fullest extent possible, and

WHEREAS, this will require changes to the tourism website's home page, the creation of a new Adirondack Challenge interior page and a conversion of Flash-programmed images into a more search engine-friendly system, therefore be it

RESOLVED, that Ad Workshop of Lake Placid be instructed to make such additions and adjustments to [www.AdirondackExperience.com](http://www.AdirondackExperience.com) immediately at a cost of no more than \$3,500.00, to be paid from Publicity Account No. A6410.0401.

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

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

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 148-13**

**OUT OF STATE TRAVEL – PREVENTION EDUCATOR**

**DATED: JUNE 6, 2013**

**BY MR. SEAMAN:**

WHEREAS, Brandy Richards is a Prevention Educator for Hamilton County Community Services, and

WHEREAS, the Hamilton County Community Services (HCCS) Prevention program has been actively involved providing evidenced-based prevention services to schools and communities that best fit their identified needs, and

WHEREAS, the HFM Prevention Council has secured a grant that will fully fund a training for Ms. Richards presented by CADCA in Austin, Texas, from July 21-25 entitled “Big Ideas for Social Change” that would enhance Ms. Richards’ skills in her capacity as an HCCS Prevention Educator in service to the County, be it

RESOLVED, that the Hamilton County Board of Supervisors authorizes the Hamilton County Community Services Ms. Richards to attend this conference and the County Treasurer be so advised.

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

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

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 149-13**

**FUNDING TANF/DOMESTIC VIOLENCE - DSS**

**DATED: JUNE 6, 2013**

**BY MR. SEAMAN:**

WHEREAS, on October 4, 2012, Resolution No. 266-12 was adopted allocating Two Thousand Nine Hundred Fifty-Three Dollars (\$2,953.00) to the Hamilton County Department of Social Services Account No. A6010.122, TANF/Domestic Violence, to be totally offset by increasing Revenue Account No. A4610, with the remaining amount of Seven Thousand One Hundred Thirty Dollars (\$7,130.00) to be allocated in the 2013 County Budget, and

WHEREAS, the 2012 funds were not expended, therefore be it

RESOLVED, that the 2013 Hamilton County Department of Social Services Account No. A6010.122, TANF/Domestic Violence Account No. A6010.122, TANF/Domestic Violence, be increased by Two Thousand Nine Hundred Fifty-Three Dollars (\$2,953.00) to be totally offset by increasing Revenue Account No. A4610 and the County Treasurer be so authorized.

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

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

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 150-13**

**AUTHORIZING SALE OF SURPLUS VEHICLES TO THE TOWNS OF INDIAN LAKE  
AND LAKE PLEASANT**

**DATED: JUNE 6, 2013**

**BY MR. TOWERS:**

WHEREAS, Resolution No. 141-13 duly adopted on May 2, 2013 by the Hamilton County Board of Supervisors that authorizes the disposition of surplus county vehicles and gives the towns within the county first option to purchase said surplus vehicles, and

WHEREAS, the County Fleet Coordinator advertised to all towns of Hamilton County that Hamilton County has surplus vehicles available for purchase with a minimum bid, and

WHEREAS, the following bids were received,

1. Town of Indian Lake – 2005 Chevrolet Impala VIN #2G1WF52E859344406 BID - \$1,201.00
2. Town of Lake Pleasant – 2006 Chevrolet Impala VIN #2G1WB58K769266680 BIB - \$1,300.00

and

WHEREAS, both bids received meet minimum bid and the Fleet Coordinator recommends that both bids be accepted, be it

RESOLVED, that the bids received from the Town of Indian Lake of \$1,201.00 and from the Town of Lake Pleasant of \$1,300.00 for the said vehicles are accepted and the revenue be deposited into Account No. DM2665.0000 Sale of Equipment and the County Treasurer be so notified.

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

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

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 151-13**

**APPROVAL OF EXPENDITURES FOR MICRO PAVING ON VARIOUS COUNTY  
ROADS 2013**

**DATED: JUNE 6, 2013**

**BY MR. TOWERS:**

WHEREAS, there has been appropriated in the 2013 Highway budget the sum of \$200,000.00 for asphalt for maintenance of County Roads, and

WHEREAS, there are roads that need to be sealed to keep the road in overall good condition, and

WHEREAS, the County Highway Superintendent recommends the approval of the following locations to have the micro paving completed,

County Route 4, Big Brook Road, Town of Indian Lake Approx. 2.8 miles.....	Est.....	\$100,000.00
County Route 3 – North Point Road, Town of Long Lake Approx. 2.0 miles .....	Est.....	\$70,000.00
County Route 6 – Benson Road, Town of Benson Approx. 0.8 miles .....	Est.....	\$28,000.00
Total estimate for all mileage		\$198,000.00

and

WHEREAS, purchase costs estimates are under New York State Contract pricing which is subject to State Escalation/De-escalation and above costs are based on current pricing, and

WHEREAS, the above designated roads and bridge are 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 the said micro paving projects and funds be taken from Account No. D5110.404 Asphalt and Emulsion in the estimated amount sum of \$198,000.00 as recommended by the County Highway Superintendent and the County Treasurer and Clerk of the Board be so advised.

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

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

**NAYS: NONE**

ABSENT: PINCOMBE

**RESOLUTION NO. 152-13**

**RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR A STATE GRANT-IN-AID FOR A MUNICIPAL WASTE REDUCTION AND/OR RECYCLING PROJECT AND SIGNING OF THE ASSOCIATED STATE CONTRACT, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE**

**DATED: JUNE 6, 2013**

**BY MR. TOWERS:**

WHEREAS, the State of New York provides financial aid for municipal waste reduction and municipal recycling projects, and

WHEREAS, Hamilton County herein called the Municipality, has examined and duly considered the applicable laws of the State of New York and the Municipality deems it to be in the public interest and benefit to file an application under these laws, and

WHEREAS, it is necessary that a Contract by and between the People of the State of New York, herein called the State, and the Municipality be executed for such State Aid, now, therefore, be it

RESOLVED, by the Hamilton County Board of Supervisors that:

1. The filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.
2. William Farber, Chairman of the Board of Supervisors is directed and authorized as the official representative of the Municipality to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the State.
3. The Municipality agrees that it will fund its portion of the cost of said Municipal Waste Reduction and/or Recycling Project.
4. This resolution shall take effect immediately.

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

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

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 153-13**

**FUNDING RECYCLING PROJECT**

**DATED: JUNE 6, 2013**

**BY MR. FREY:**

WHEREAS, Resolution No. 340-12 authorized the purchase of equipment and the funding for the Recycling Project, and

WHEREAS, said funding was not spent in 2012, and

WHEREAS, 50% of the actual cost of the said purchases will be reimbursed through the NYSDEC recycling grant, be it

RESOLVED, that Revenue Account No. A2376.1000 SW Equipment be increased by \$55,500.00 and that \$55,500.00 be transferred from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law, which will be reimbursed by the Solid Waste Reserve, in order to fund Account No. A8160.201 Refuge & Garbage at \$111,000.00 for the costs in the first instance and the County Treasurer be so authorized and the Clerk of the Board and Solid Waste Coordinator be so notified.

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

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

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 154-13**

**AUTHORIZING PAYMENT TO STATE OFFICE OF EMERGENCY MANAGEMENT**

**DATED: JUNE 6, 2013**

**BY MR. MCGOVERN:**

WHEREAS, Hamilton County received funding for disaster relief from Disaster No. FEMA-1993-DR-NY, and

WHEREAS, the PW #810 for work on County Routes 4 and 18 were estimated at \$108,899.36 and the actual cost of the repairs was \$104,550.40, and

WHEREAS, the County received \$95,286.94 for the mentioned work which is 87.5% of the total estimate of \$108,899.36 which the funding allowed for the work from FEMA and NYSOEM for this disaster, and

WHEREAS, the project actually cost \$104,550.40 and therefore should have only received \$91,481.60 and therefore needs to return \$3,805.34 back to the NYSOEM, be it

RESOLVED, that the County Treasurer be hereby authorized to transfer \$3,805.34 from Unappropriated County Road Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. D5112.0202 Permanent Improvement, and be it further

RESOLVED, that the County Treasurer is hereby authorized to make a check payable to:

NYSOEM  
C/O Kirstin Howley  
1220 Washington Ave., Building 22, Suite 101  
Albany, NY 12226-2251

in the amount of \$3,805.34 and the funds be taken out of Account No. D5112.0202 Permanent Improvement and the Clerk of the Board and County Highway Superintendent be so notified.

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

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

NAYS: NONE

ABSENT: PINCOMBE

After the following resolution was placed on the floor; Mr. Wells stated this has been a unique experience. Mr. Seaman stated it has been a very positive experience so far.

### **RESOLUTION NO. 155-13**

#### **RESOLUTION IN SUPPORT OF THE TOWNS OF INDIAN LAKE, LONG LAKE, NEWCOMB, MINERVA, AND NORTH HUDSON, KNOWN AS THE UPPER HUDSON RECREATIONAL HUB AND THEIR REQUEST FOR MAXIMUM ACCESS/ECONOMIC BENEFIT THROUGH THE CLASSIFICATION OF THE FORMER TNC LANDS**

**DATED: JUNE 6, 2013**

**BY MR. WELLS:**

WHEREAS, the Towns of Indian Lake, Long Lake, Minerva, Newcomb, and North Hudson collectively known as the Upper Hudson Recreational Hub realize that in order to achieve the greatest economic benefit from the State's acquisition of 69,000 acres of former Nature Conservancy lands, it is incumbent on them to come together and support, in the strongest possible terms, diverse access and recreation through the APA Classification process, and

WHEREAS, Classification, and therefore the implications for access must account for all recreational interests and abilities, and

WHEREAS, in order to do that the land classifications and all planning processes must consider all of the People of the State of New York and therefore provide all our citizens

including the elderly, handicapped, disabled and physically challenged maximum access of the ponds, lakes, rivers, streams and existing roads/trails upon these lands, and

WHEREAS, Governor Cuomo announced the State's acquisition of 69,000 acres of the former Finch Pruyn and other Nature Conservancy Lands represented a historic agreement that will make the Adirondack Park one of the most sought after destinations for paddlers, hikers, hunters, sportspeople, and snowmobilers, as these lands will now be opened to public use and enjoyment for the first time in 150 years providing extraordinary new outdoor recreational opportunities, which will increase the number of visitors to the Adirondacks and these towns whereby creating real economic opportunity, and

WHEREAS, the five Towns in the Adirondack Park most affected by this acquisition wish to realize the maximum benefit of increased tourism revenue, whereby assuring the success of this lofty goal, and

WHEREAS, the five Towns consisting of Indian Lake, Long Lake, Minerva, Newcomb, and North Hudson wish to work together to achieve the maximum economic benefit to the region from the increased tourism and have now formed the Upper Hudson Recreation Hub, and

WHEREAS, these tracts of land have an extensive network of maintained roads formerly used as logging and access roads, and

WHEREAS, the towns of the Upper Hudson Recreation Hub are in agreement that the only path to realize the maximum economic benefit of this land acquisition is to provide the utmost access to the public to the ponds, lakes, rivers, streams, and trails and that access should be provided to all citizens including the elderly, handicapped, disabled and physically challenged, and

WHEREAS, the towns of the Upper Hudson Recreation Hub are also in agreement that in order to realize and accommodate these opportunities, they must work and plan together, in an effort to develop a comprehensive recreation and economic strategy which embraces the interests and needs of all the People of the State of New York, and

WHEREAS, the towns of the Upper Hudson Recreation Hub are of the opinion that this means that "Gooley Historical Society" should be permitted to preserve and maintain the Outer Gooley Farmhouse, a building of historical significance that would be a learning tool for current and future generations and the loss of this valuable asset would be truly disrespectful to our Adirondack Ancestors, and

WHEREAS, the towns of the Upper Hudson Recreation Hub agree that it is critical to find a means to utilize the Boreas Pond Lodge recognizing that this is a valuable asset which could be used for many purposes such as training and education, as an information center, an outpost, or as lodging, all of which are critical needs in this and filling those needs would contribute in a powerful way to the overall success of this overall endeavor, now, therefore, be it

RESOLVED, that the Hamilton County Board of Supervisors strongly supports the position of the towns of the Upper Hudson Recreation Hub, and their efforts to achieve the greatest economic benefit from this purchase through a request that the State classify these lands in a way which furthers the overall vision of the Governor, Commissioner Martens, and these five towns, promoting critically necessary access to the ponds, lakes, rivers, streams, and trails

by all citizens, including the elderly, handicapped, disabled and physically challenged, and be it further

RESOLVED, that the Hamilton County Board of Supervisors fully supports the continued maintenance and preservation of the Outer Gooley Farm House, a place of historical significance where early settlers tried to farm and run a sporting camp; where there was a discovery of hand dugout canoes; where Heavyweight boxer Gene Tunney trained; and where Senator Bobby Kennedy launched his raft into the Hudson River, and, if not preserved, would be the loss of an invaluable asset that could be used as a learning center for present and future generations, and be it further

RESOLVED, that the Hamilton County Board of Supervisors fully supports the continued use of Boreas Pond Lodge, recognizing that the need for such infrastructure and opportunity within the Adirondack Park, has been identified as a critical need that this lodge could help fill, including but not limited to such uses as; training and education, as an information center, an outpost, or as lodging, and be it further

RESOLVED, that copies of this resolution be sent to Governor Andrew Cuomo, Commissioner Joe Martens, Senator Elizabeth O'C Little, Senator Hugh T. Farley, Assemblyman Daniel G. Stec, Assemblyman Marc W. Butler, Adirondack Park Agency Chairwoman Leilani Ulrich, DEC Region 5 Regional Director Robert Stegemann , NCREDC Co-Chairs Garry Douglas and Anthony Collins, and Adirondack Inter-County.

Seconded by All and adopted by the following vote:

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

NAYS: NONE

ABSENT: PINCOMBE

### **RESOLUTION NO. 156-13**

#### **A RESOLUTION IN SUPPORT OF AN AGREEMENT BETWEEN HAMILTON COUNTY AND THE STATE OF NEW YORK, DEPARTMENT OF TAXATION & FINANCE GOVERNING THE SUBMISSION, RETENTION AND TRANSMISSION OF THE ONE-PART, BAR CODED, REAL PROPERTY TRANSFER REPORT RP-5217**

**DATED: JUNE 6, 2013**

**BY MR. FREY:**

WHEREAS, Section 333 of the Real Property Law and Section 574 of the Real Property Tax law establish requirements that a recording officer shall not record or accept for record any conveyance of real property affecting land in New York State unless accompanied by a transfer report form prescribed by the Commissioner of Taxation and Finance, and

WHEREAS, such transfer report form shall contain certain information as required by such commissioner which shall include, but is not limited to: a) the tax billing address, if different from the owner's mailing address; b) the appropriate tax map designation; c) a

statement indicating whether the property described in such deed is the entire parcel owned by the transferors; and the only “*State Prescribed*” real property transfer form for all properties located outside of New York City is Form RP-5217, and

WHEREAS, the Department of Taxation and Finance through the Office of Real Property Services is replacing the current four-part paper form RP-5217 with a one-part, bar coded report and is revising the process for submission of Form RP-5217 to include electronic completion and transmission which will render the current four-part form obsolete and unacceptable for recording as of January 1<sup>st</sup> 2014, and

WHEREAS, Real Property Tax Law Section 574 requires all counties to furnish to the NYS Department of Taxation & Finance by the fifteenth day of each month a report of all the real property transfers during the preceding month, and

WHEREAS, the Real Property Tax Services is the repository for the maintenance and retention of the RP-5217 and currently furnishes the monthly report of real property transfers it is the collective opinion of the Hamilton County Clerk and Real Property Tax Service that the Real Property Tax Services should continue to function in this capacity and accordingly should be equipped with the installation of the electronic processing systems provided by the NYS Department of Taxation & Finance in order to facilitate the required monthly reporting, therefore, be it

RESOLVED, the Hamilton County Board of Supervisors, upon the approval of the County Attorney, hereby approves the agreement between the County of Hamilton and the NYS Department of Taxation & Finance to be facilitated by the Hamilton County Real Property Tax Services Agency for the acceptance of the submissions of one-part RP-5217 forms and agree to the modifications for the electronic filing, recording and reporting of these instruments as required for the transfer of real property in the State of New York, and be it further

RESOLVED, that after execution of this agreement with the NYS Department of Taxation & Finance a mutually agreeable timetable will be developed between the Hamilton County Clerk and the Real Property Tax Services Agency to address the systems hardware and software installations, training, testing and a public relations initiative to provide sufficient information and notification to the attorneys, title and abstract firms, and all other general filers of this procedural change in a timely manner, subject to further resolution of the Hamilton County Board of Supervisors.

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

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

NAYS: NONE

ABSENT: PINCOMBE

#### **RESOLUTION NO. 157-13**

**AUTHORIZING PAYMENT TO PERSONNEL OFFICER FOR TRAVEL**

**DATED: JUNE 6, 2013**

**BY MR. SEAMAN:**

WHEREAS, Kimberly Byrne, Personnel Officer was authorized to attend the Annual Civil Service Training held at the Gideon Putnam Resort in Saratoga Springs on June 3-5, 2013, and

WHEREAS, the Gideon Putnam Resort will not accept a County Voucher, and

WHEREAS, Kimberly Byrne has submitted the deposit for her stay in the amount of \$132.00 to be paid in the June 6, 2013 audit, be it

RESOLVED, that the County Treasurer is hereby authorized to reimburse Kimberly Byrne for the remainder of the cost for said stay in the amount of \$300.02 to be paid from Personnel Account No. A1430.401 Travel.

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

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

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 158-13**

**RESOLUTION AUTHORIZING PAYMENTS ASSOCIATED WITH THE  
ADIRONDACK WHITEWATER CHALLENGE AND ADIRONDACK DAY**

**DATED: JUNE 6, 2013**

**BY MR. MCGOVERN:**

WHEREAS, Hamilton County is partnering, through our County Office of Economic Development, Planning and Tourism with other local, county, and regional organizations to facilitate events such as Adirondack Day and the Adirondack Whitewater Challenge, and

WHEREAS, the County Office is not in a position to organize and implement all the aspects of these events, and

WHEREAS, the Hamilton County Board of Supervisors, recognizes the importance of these events to our County, and the value of partnering with other organizations to assure optimum success, and

WHEREAS, many aspects of these events, require immediate and timely action, now, therefore, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to pay L.P.E.C. Quality Destination, Inc., \$1,950.00, for Hamilton County's share of the cost for Adirondack Day, and be it further

RESOLVED, that the Hamilton County Treasurer is hereby authorized to pay the Indian Lake Chamber of Commerce, \$1,000.00 to cover the County's share of the costs, for work delegated to them, in implementing the Adirondack Whitewater Challenge, and be it also

RESOLVED, that both claims shall be charged to Account No. A8020.410, and the County Treasurer is so authorized.

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

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

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 159-13**

**SUMMER INTERN –HAMILTON COUNTY COMMUNITY SERVICES  
PREVENTION PROGRAM**

**DATED: JUNE 6, 2013**

**BY MR. SEAMAN:**

WHEREAS, a qualified student attending Keuka College, Emily Michienzi, has applied for a 140 hour student internship with the Hamilton County Community Services Prevention Program, and

WHEREAS, this internship will be conducted during scheduled dates between May 29, 2013 and August 16, 2013, be it

RESOLVED, that the Emily Michienzi be approved as an Intern in the Community Services Prevention program for the period specified above.

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

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

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 160-13**

**RESOLUTION TO ADVERTISE FOR A DIRECTOR OF PUBLIC HEALTH**

**DATED: JUNE 6, 2013**

**BY MR. WELLS:**

WHEREAS, with the retirement of Jill Barra, Supervising Public Health Nurse, the Board of Supervisors recognized the need to evaluate said position, prior to filling same, and

WHEREAS, in meeting with the Director of Public Health/Director of Patient Services to evaluate this retirement and the future of the department, the Director recommended a change in structure, and

WHEREAS, the Director recommended splitting the current position of Director of Public Health/Director of Patient Services into two positions rather than filling the Supervisor of Public Health Nurse position, and

WHEREAS, based on said split the incumbent would prefer to fill the Director of Patient Services position, now, therefore, be it

RESOLVED, that the Hamilton County Personnel Officer is hereby authorized to advertise for a Director of Public Health.

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

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

NAYS: NONE

ABSENT: PINCOMBE

After the following resolution was placed on the floor; the Chairman explained that we will probably need a special session on committee day to discuss a resolution for another therapist; the information wasn't ready for today.

**RESOLUTION NO. 161-13**

**AUTHORIZING CONTRACT WITH SUE RUNDELL, PHYSICAL THERAPIST**

**DATED: JUNE 6, 2013**

**BY MR. FREY:**

WHEREAS, Hamilton County is required to provide for Comprehensive Evaluations (CORE) 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, pursuant to Section 4410 of the New York State Education Law, the County is required to maintain contracts with related service providers for the provision of skilled

Physical, Occupational, and Speech Therapy Related services; in order to provide parents with a choice for service provision, and

WHEREAS, frequency, duration and reimbursement for related services 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, CORE 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 execute a contract, upon approval of the County Attorney, for physical therapy provision, for children residing within Hamilton County at rates set by the New York State Department of Education, for the Period of July1, 2013 through August 31, 2013 between the Hamilton County Public Health Nursing Service and Sue Rundell, Physical Therapist, P.O. Box 310 Old Forge, New York 13420.

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

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

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 162-13**

**AMENDING RESOLUTION NO. 227-12 - AUTHORIZING PROJECT FOR NYSDEC GRANT AWARD FOR FLOOD MITIGATION**

**DATED: JUNE 6, 2013**

**BY MR. FREY:**

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, and

WHEREAS, the certification for the said grant was authorized and signed by the Chairman of the Board effective July 20, 2012, and

WHEREAS, Resolution No. 227-12 set up this Capital Project incorrectly in the County Road Fund, therefore, be it

RESOLVED, that Resolution No.227-12 be amended by replacing the final Resolved with the following:

RESOLVED, that Capital Project Hurricane Irene Flood Mitigation Account No. H8760.401 be hereby created and funded at \$324,379.00 and Revenue Account No. H3960 Hurricane Irene Flood Mitigation Grant be hereby created in the Capital Project Fund and this project be funded from the County Road Assigned Unappropriated Fund Balance 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: WILT, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

### **RESOLUTION NO. 163-13**

#### **APPROVAL OF AND TRANSFER OF FUNDS FOR 2013 MERIT PAY**

**DATED: JUNE 6, 2013**

**BY MR. EDWARDS:**

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

WHEREAS, the Internal Management Committee met on May 28, 2013 to review merit evaluations, be it

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

COUMMUNITY SERVICES

Allison Braunius	June 15, 2013 to June 15, 2014	\$ .99
Joseph San Antonio	June 2, 2013 to June 2, 2014	\$ .88

SOCIAL SERVICES

Gail Carmichael	June 22, 2013 to June 22, 2014	\$1.54
Susan Eldridge	June 1, 2013 to June 1, 2014	\$1.54

SHERIFF

Kevin Braunius	June 24, 2013 to June 24, 2014	\$1.65
Alex Stuart	June 28, 2013 to June 28, 2014	\$ .88

HIGHWAY

Martin Hutchins	June 14, 2013 to June 14, 2014	\$1.21
Christopher Mitchell	June 13, 2013 to June 13, 2014	\$1.54

NURSING

Gail Ludin	June 28, 2013 to June 28, 2014	\$ .66
Darlene St. Amour	June 21, 2013 to June 21, 2014	\$ .33
Penny Warrington	June 1, 2013 to June 1, 2014	\$ .77

and be it further

RESOLVED, that the following transfers be made to cover the above 2013 merit pay:

FROM:	A1990.401	Contingent	\$22,347.05
TO:	A4310.115	Substance Abuse Prev. Educator	\$1,625.47
	A4310.108	Substance Abuse Prev. Educator	\$1,523.83
	A6010.103	Caseworker A	\$2,718.10
	A6010.111	Principal Account Clerk	\$2,729.65
	A3110.102	Under-sheriff	\$3,336.08
	A3110.109	Deputy Sheriff B	\$1,837.44
	D5110.101	Personal Services	\$2,422.64
	D5110.101	Personal Service	\$3,215.52
	A4010.106	Registered Professional Nurse #3	\$1,107.26
	A4050.111	Family Health Services Coordinator	\$508.20
	A4050.127	Registered Professional Nurse	\$1,322.86

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

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

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

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 164-13**

**APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS**

**DATED: JUNE 6, 2013**

**BY MR. TOWERS:**

RESOLVED, that the bills in the Machinery Fund amounting to \$165,227.03 and bills in the County Road Fund amounting to \$74,377.89 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: WILT, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER, AND TOWERS

NAYS: NONE

ABSENT: PINCOMBE

**RESOLUTION NO. 165-13**

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

**DATED: JUNE 6, 2013**

**BY MR. FREY:**

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$205,849.79 by the following committees:

Building Committee .....	\$17,423.12
Solid Waste Committee .....	38,457.37
Finance Committee .....	39,596.08
Health & Human Services Committee.....	57,584.81
Central Government Committee .....	40,396.17
Publicity, Tourism, Economic Development & Planning Committee.....	10,476.75
Internal Management Committee .....	1,915.49

are hereby approved.

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

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

NAYS: NONE

ABSENT: PINCOMBE

Other Reports:

Brian T: Asked when the meeting will be in July because Thursday is the 4<sup>th</sup>, the Chairman stated Wednesday the 3<sup>rd</sup>.

John: Big weekend coming up with the Black Fly Challenge from Inlet to Indian Lake; they are expecting a record number of racers; approximately 600.

Neil: Today is D-Day, a good remembrance.

The Town is holding a town-wide forum Wednesday the 12<sup>th</sup> to cover aquatic invasive species with a video on Lake George's problems along with a short discussion on the Revitalization Plan for the community.

It is important to support the Whitewater Challenge.

County Attorney: The Treasurer has received the tax payments from Black River/Hudson River Regulating District and he will now close his files.

The Chairman: APA hearings on the TNC land begins on June 12<sup>th</sup> at Ray Brook at 6:00 PM. The hearings will be held in Minerva, Newcomb, Indian Lake, Warren County Office Building, Ray Brook, Rochester, New York City and Albany. The final day of the hearings is July 2<sup>nd</sup> in Albany. He encourages everyone to think about attending the ones you are able to make and talk to your community organizations that may have an interest in issues of land classification, public recreation, etc., please make them aware of these hearings. The Chairman will have the schedule from the APA website e-mailed to all the Board members.

On behalf of the County and the Towns, the Whitewater Challenge is moving forward quickly.

The next Adirondack Day will be May 5, 2014. This year was very successful and next year it should be bigger and grander.

Clark asked how River Street was doing on the maps. The Chairman reported they expect to have them next week and continued to discuss.

John: Intercounty will be in Inlet at the Woods Inn on June 20<sup>th</sup>.

As there was no further business, a motion to adjourn by Mr. McGovern, seconded by Mr. Seaman. Carried.